RESOLUTION NO. 8648

A RESOLUTION introduced by Councilmember Sylvia Ortiz, granting Donnie Sexton an exception to the provisions of City of Topeka Code Section 9.45.150, et seq. concerning noise prohibitions.

WHEREAS, City of Topeka Code Section 9.45.150, et seq. makes it unlawful for any person to make, continue or cause to be made or continued any loud, unnecessary or unusual noise or any noise which either annoys, disturbs, injures or endangers the comfort, repose, health or safety or others within the limits of the city; and

WHEREAS, City of Topeka Code Section 9.45.170, et seq. authorizes the City Council to grant exceptions to the prohibitions of this code section upon request and a showing that the proposed activity does not offend the spirit of the findings of City of Topeka Code Section 9.45.150, et seq.; and

WHEREAS, Donnie Sexton has requested that he be granted an exception to the provisions of City of Topeka Code Section 9.45.150, et seq. for the purposes, dates and times described herein, and

WHEREAS, upon review of the application of Donnie Sexton, the Council of the City of Topeka does hereby find that the requested activity does not offend the spirit of the findings of City of Topeka Code Section 9.45.150, et seq.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Topeka that Donnie Sexton is hereby granted an exception from the provisions of City of Topeka Code Section 9.45.150, et seq. for live bands and amplified music and sound at a Fun Day in the Park event located at 1800 SE 21st Street during
the hours of 10:00 a.m. and 10:00 p.m. on September 20, 2014 and September 21, 2014. The event will be held in the park at Hillcrest Community Center.

ADOPTED and APPROVED by the City Council September 16, 2014.

CITY OF TOPEKA, KANSAS

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Larry E. Wolgast, Mayor

ATTEST:

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Brenda Younger, City Clerk