RESOLUTION NO. 8679

A RESOLUTION introduced by Councilmember Michelle De La Isla, granting
Boss Hawg’s 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, Boss Hawg’s has requested that it 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 Boss Hawg’s, 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 Boss Hawg’s is hereby granted an exception from the provisions of City of Topeka Code Section 9.45.150, et seq. for live band performances located on the veranda at 2833 SW 29th Street during the hours of 9:00 p.m. and 11:59 p.m. on Fridays and Saturdays of each month to commence May 1, 2015
and end October 31, 2015. The dates for the events are as follows: May 1, 2, 8, 9, 15, 16, 22, 23, 29, 30; June 5, 6, 12, 13, 19, 20, 26; July 3, 10, 11, 17, 24, 25, 31; August 1, 7, 8, 14, 15, 21, 22, 28, 29; September 4, 11, 12, 18, 19, 25, 26; and October 2, 3, 9, 10, 16, 17, 23, 24, 30, 31, 2015.

ADOPTED and APPROVED by the Governing Body April 21, 2015.

CITY OF TOPEKA, KANSAS

__________________________
Larry E. Wolgast, Mayor

ATTEST:

__________________________
Brenda Younger, City Clerk