RESOLUTION NO. 8715

A RESOLUTION introduced by Councilmember Karen Hiller granting Downtown
Topeka, Inc. an exception to the provisions of City of Topeka
Code Section 9.45.150 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 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, Downtown Topeka, Inc. has requested that they 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 Downtown Topeka, Inc., 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 Downtown Topeka, Inc. is hereby granted an exception from the
provisions of City of Topeka Code Section 9.45.150, et seq. during the Topeka
Brunchin’ event located in the 100 block of SW 9th Street from 9:00 p.m. to 1:00 a.m. on October 1, 2015.

ADOPTED and APPROVED by the Governing Body September 1, 2015.

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Larry E. Wolgast, Mayor

ATTEST:

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Brenda Younger, City Clerk