RESOLUTION NO. 8812

A RESOLUTION introduced by Councilmember Sylvia Ortiz, granting S.U.C.C.E.S.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, S.U.C.C.E.S.S. 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 S.U.C.C.E.S.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 S.U.C.C.E.S.S. 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 Family Fun Day in the Park event located at 1800 SE 21st Street during the hours of 11:00 a.m. and 9:00 p.m. on September 24, 2016 and
11:00 a.m. and 6:00 p.m. on September 25, 2016. The event will be held in the park at Hillcrest Community Center.

ADOPTED and APPROVED by the Governing Body September 13, 2016.

CITY OF TOPEKA, KANSAS

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Larry E. Wolgast, Mayor

ATTEST:

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Brenda Younger, City Clerk