RESOLUTION NO. 8951

A RESOLUTION introduced by Councilmember Jeff Coen granting Tailgators 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 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, Tailgators 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 Tailgators the Governing Body 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 Governing Body of the City of Topeka that Tailgators is hereby granted an exception from the provisions of City of Topeka Code Section 9.45.150, et seq. during their outdoor event located at 2025 SW Urish Rd, Suite 108, with a live band from 7:00 p.m. to 11:59 p.m. on September 30, 2017.
ADOPTED and APPROVED by the Governing Body September 19, 2017.

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Larry E. Wolgast, Mayor

ATTEST:

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Brenda Younger, City Clerk