

1 RESOLUTION NO. _____
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3 A RESOLUTION introduced by Councilmember Sandra Clear granting Sacred
4 Heart-St. Joseph Parish an exception to the provisions of City
5 of Topeka Code Section 9.45.150, et seq. concerning noise
6 prohibitions.
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8 WHEREAS, City of Topeka Code Section 9.45.150, et seq. makes it
9 unlawful for any person to make, continue or cause to be made or continued any
10 loud, unnecessary or unusual noise or any noise which either annoys, disturbs,
11 injures or endangers the comfort, repose, health or safety or others within the
12 limits of the city; and

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

17 WHEREAS, Sacred Heart-St. Joseph Parish has requested that they be
18 granted an exception to the provisions of City of Topeka Code Section 9.45.150,
19 et seq. for the purposes, dates and times described herein, and

20 WHEREAS, upon review of the application of Sacred Heart-St. Joseph
21 Parish the Council of the City of Topeka does hereby find that the requested
22 activity does not offend the spirit of the findings of City of Topeka Code Section
23 9.45.150, et seq.

24 NOW, THEREFORE, BE IT RESOLVED by the Council of the City of
25 Topeka that Sacred Heart-St. Joseph Parish is hereby granted an exception from
26 the provisions of City of Topeka Code Section 9.45.150, et seq. for amplified

music and sound at Germanfest 2017 located at 312 NE Freeman Street during
the hours of 4:00pm and 11:00pm on June 3, 2017 and 10:00am and 5:00pm on
June 4, 2017.

ADOPTED and APPROVED by the Governing Body_____.

CITY OF TOPEKA, KANSAS

Larry E. Wolgast, Mayor

ATTEST:

Brenda Younger, City Clerk