

1 RESOLUTION NO. \_\_\_\_\_

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3 A RESOLUTION introduced by Councilmember Karen Hiller granting Visit  
4 Topeka an exception to the provisions of City of Topeka Code  
5 Section 9.45.150 concerning noise prohibitions.  
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7 WHEREAS, City of Topeka Code Section 9.45.150, et seq. makes it  
8 unlawful for any person to make, continue or cause to made or continued any  
9 loud, unnecessary or unusual noise or any noise which either annoys, disturbs,  
10 injures or endangers the comfort, repose, health or safety or others within the  
11 limits of the city; and

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

16 WHEREAS, Visit Topeka has requested that they be granted an exception  
17 to the provisions of City of Topeka Code Section 9.45.150, et seq. for the  
18 purposes, dates and times described herein, and

19 WHEREAS, upon review of the application of Visit Topeka, the Council of  
20 the City of Topeka does hereby find that the requested activity does not offend  
21 the spirit of the findings of City of Topeka Code Section 9.45.150, et seq.

22 NOW, THEREFORE, BE IT RESOLVED by the Council of the City of  
23 Topeka that Visit Topeka is hereby granted an exception from the provisions of  
24 City of Topeka Code Section 9.45.150, et seq. during the Capital City Family &  
25 Food Truck Festival located in the permitted area of 9<sup>th</sup> & 10<sup>th</sup> Avenue and SW  
26 Harrison and SW Jackson Streets from 11:00 a.m. to 5:00 p.m. on June 3, 2017.

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28 ADOPTED and APPROVED by the Governing Body \_\_\_\_\_.

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Larry E. Wolgast, Mayor

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34 ATTEST:

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Brenda Younger, City Clerk

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