

1 RESOLUTION NO. _____
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3 A RESOLUTION introduced by Councilmember Karen Hiller granting Visit
4 Topeka, Inc. of Topeka an exception to the provisions of City of
5 Topeka Code 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, Inc. has requested that they be granted an
17 exception to the provisions of City of Topeka Code Section 9.45.150, et seq. for
18 the purposes, dates and times described herein, and

19 WHEREAS, upon review of the application of Visit Topeka, Inc., the
20 Governing Body of the City of Topeka does hereby find that the requested
21 activity does not offend the spirit of the findings of City of Topeka Code Section
22 9.45.150, et seq.

23 NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the
24 City of Topeka that Visit Topeka, Inc. is hereby granted an exception from the
25 provisions of City of Topeka Code Section 9.45.150, et seq. during the Kansas

26 Mariachi Festival located outside at Topeka Performing Arts Center from 3:00
27 p.m. to 11:59 p.m. on September 16, 2017.

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29 ADOPTED and APPROVED by the Governing Body_____.

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Larry E. Wolgast, Mayor

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35 ATTEST:

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Brenda Younger, City Clerk

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