

1 RESOLUTION NO. 7468
2

3 A RESOLUTION introduced by Councilmember Clark Duffy granting Donna
4 Brohaugh an exception to the provisions of City of Topeka
5 Code Section 54-148 concerning noise prohibitions and
6 rescinding City of Topeka Resolution No. 7361.
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8 WHEREAS, City of Topeka Code Section 54-148 makes it unlawful for
9 any person to make, continue or cause to made or continued any loud,
10 unnecessary or unusual noise or any noise which either annoys, disturbs, injures
11 or endangers the comfort, repose, health or safety or others within the limits of
12 the city; and

13 WHEREAS, City of Topeka Code Section 54-148 authorizes the City
14 Council to grant exceptions to the prohibitions of this code section upon request
15 and a showing that the proposed activity does not offend the spirit of the findings
16 of City of Topeka Code Section 54-146, and

17 WHEREAS, Donna Brohaugh has requested that she be granted an
18 exception to the provisions of City of Topeka Code Section 54-148 for the
19 purposes, dates and times described herein, and

20 WHEREAS, upon review of the application of Donna Brohaugh, the
21 Council of the City of Topeka does hereby find that the requested activity does
22 not offend the spirit of the findings of City of Topeka Code Section 54-146.

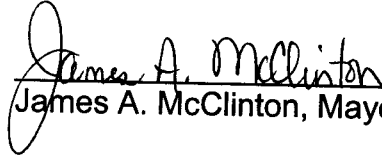
23 NOW, THEREFORE, BE IT RESOLVED by the Council of the City of
24 Topeka that Donna Brohaugh is hereby granted an exception from the provisions
25 of City of Topeka Code Section 54-148 for amplified outdoor musical

COUNRES
DONNA BROHAUGH
4/29/04

26 entertainment (acoustic music, no drums) featuring a western music singer and
27 her band at 1824 SW Brooklyn Avenue, located in a residential neighborhood, on
28 May 7, 2004 during the hours of 7:00 p.m. and 10:00 p.m.

29 BE IT FURTHER RESOLVED that City of Topeka Resolution No. 7361 is
30 hereby rescinded.

31 ADOPTED and APPROVED by the City Council MAY 04 2004.

32
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34 _____
35 James A. McClinton, Mayor

36 
37 _____
38 Iris E. Walker, City Clerk

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APPROVED AS TO FORM AND LEGALITY
DATE <u>4/30/04</u> BY <u>DL</u>

