

RESOLUTION NO. 7614

A RESOLUTION introduced by Councilmember Sylvia Ortiz, granting Washburn University's Alpha Delta Fraternity an exception to the provisions of City of Topeka Code Section 54-148 concerning noise prohibitions.

WHEREAS, City of Topeka Code Section 54-148 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 54-148 authorizes the City 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 54-146; and

WHEREAS, Washburn University's Alpha Delta Fraternity has requested that it be granted an exception to the provisions of City of Topeka Code Section 54-148 for the purposes, dates and times described herein, and

WHEREAS, upon review of the application of Alpha Delta Fraternity, the Council 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 54-146.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Topeka that Alpha Delta Fraternity is hereby granted an exception from the provisions of City of Topeka Code Section 54-148 for amplified outdoor musical

26 entertainment for an end-of-the-school-year party in the parking lot of Serapes  
27 restaurant located at 21<sup>st</sup> and Washburn Avenue during the hours of 9:00 p.m. on  
28 April 30, 2005 to 12:30 a.m. on May 1, 2005.

29 ADOPTED and APPROVED by the City Council APR 26 2005.

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William W. Bunten  
William W. Bunten, Mayor

Iris E. Walker  
Iris E. Walker, City Clerk

APPROVED AS TO FORM AND LEGALITY  
DATE 4/20/05 BY FW

