

1 RESOLUTION NO. 7877

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3 A RESOLUTION introduced by Councilmember John Nave, granting St.
4 Matthew's Catholic Church an exception to the provisions of
5 City of Topeka Code Section 54-148 concerning noise
6 prohibitions.
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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, St. Matthew's Catholic Church has requested that it be
18 granted an exception to the provisions of City of Topeka Code Section 54-148 for
19 the purposes, dates and times described herein, and

20 WHEREAS, upon review of the application of St. Matthew's Catholic
21 Church, 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 54-146.

24 NOW, THEREFORE, BE IT RESOLVED by the Council of the City of
25 Topeka that St. Matthew's Catholic Church is hereby granted an exception from

26 the provisions of City of Topeka Code Section 54-148 for live bands during the
27 annual Fall Festival Celebration located at 2700 SE Virginia Avenue during the
28 hours of 5:30 p.m. and 11:00 p.m. on October 21, 2006.

29 ADOPTED and APPROVED by the City Council October 10, 2006.

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William W. Bunten, Mayor

Iris E. Walker, City Clerk