

**RESOLUTION NO. 7978**

A RESOLUTION introduced by Councilmember John Alcala granting Jessica Tarwater and Lisa Bolton 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, Jessica Tarwater and Lisa Bolton have requested that they 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 Jessica Tarwater and Lisa Bolton, 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 Jessica Tarwater and Lisa Bolton are hereby granted an exception from the provisions of City of Topeka Code Section 54-148 for amplified outdoor

26 music and entertainment at the Matt Tarwater and Josh Kalina Benefit Concert  
27 located at 2010 N. Central Avenue during the hours of 6:00 p.m. and 11:00 p.m.  
28 on August 4, 2007.

29 The event will be held in the China Inn Parking Lot.

30 ADOPTED and APPROVED by the City Council July 24, 2007.

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William W. Bunten, Mayor

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Brenda Younger, City Clerk