

**RESOLUTION NO. 8060**

A RESOLUTION introduced by Councilmember Deborah Swank, granting the Mulvane Art Museum 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, the Mulvane Art Museum 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 the Mulvane Art Museum, 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 the Mulvane Art Museum is hereby granted an exception from the provisions of City of Topeka Code Section 54-148 for amplified outdoor music at the 2008 Mulvane Mountain/Plains Art Fair located at Washburn University, 1700

26 SW College Avenue, during the hours of 8:00 a.m. and 6:00 p.m. on June 7,  
27 2008, and 10:00 a.m. and 4:00 p.m. on June 8, 2008. The event will be held on  
28 the corner of SW 18<sup>th</sup> Street and Mulvane Street.

29 ADOPTED and APPROVED by the City Council May 6, 2008.

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William W. Bunten, Mayor

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Brenda Younger, City Clerk