

**RESOLUTION NO. 8191**

A RESOLUTION introduced by Councilmember Larry Wolgast granting Phyllis Perry 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, Phyllis Perry has requested that she 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 Phyllis Perry, 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 Phyllis Perry is hereby granted an exception from the provisions of City of Topeka Code Section 54-148 for amplified music and sound at the

25 American Diabetes Walk Kick-off Event located at 2101 SW 36<sup>th</sup> Street, during  
26 the hours of 10:00 a.m. and 2:00 p.m. on September 12, 2009.

27 ADOPTED and APPROVED by the City Council September 8, 2009.

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William W. Bunten, Mayor

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Brenda Younger, City Clerk