

RESOLUTION NO. 8319

A RESOLUTION introduced by Councilmember Deborah Swank, granting Sigma Phi Epsilon an exception to the provisions of City of Topeka Code Section 9.45.150, et seq. concerning noise prohibitions.

WHEREAS, City of Topeka Code Section 9.45.150, et seq. makes it unlawful for any person to make, continue or cause to be 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 9.45.170, et seq. 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 9.45.150, et seq.; and

WHEREAS, Sigma Phi Epsilon has requested that it be granted an exception to the provisions of City of Topeka Code Section 9.45.150, et seq. for the purposes, dates and times described herein, and

WHEREAS, upon review of the application of Sigma Phi Epsilon, 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 9.45.150, et seq.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Topeka that Sigma Phi Epsilon is hereby granted an exception from the

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25 provisions of City of Topeka Code Section 9.45.150, et seq. for amplified music
26 at their All Campus Bar-B-Q event located at 2001 SW MacVicar Avenue during
27 the hours of 5:00 p.m. and 10:00 p.m. on April 8, 2011. The event will be held in
28 the back yard of the residence.

29 ADOPTED and APPROVED by City Council March 29, 2011.

30 CITY OF TOPEKA, KANSAS

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William W. Bunten, Mayor

ATTEST:

Brenda Younger, City Clerk

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