

RESOLUTION NO. 8334

A RESOLUTION introduced by Councilmember John Alcala granting Sacred Heart-St. Joseph 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, Sacred Heart-St. Joseph has requested that they 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 Sacred Heart-St. Joseph 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 Sacred Heart-St. Joseph Inc is hereby granted an exception from

26 the provisions of City of Topeka Code Section 9.45.150, et seq. for amplified
27 music and sound at Germanfest 2011 located at 312 NE Freeman Street during
28 the hours of 4:00 p.m. and 10:00 p.m. on June 4, 2011 and between 11:00 a.m.
29 and 5:00 p.m. on June 5, 2011.

30 ADOPTED and APPROVED by the City Council May 17, 2011.

31 CITY OF TOPEKA, KANSAS

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William W. Bunten, Mayor

35 ATTEST:

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Brenda Younger, City Clerk