

1 **RESOLUTION NO. 8378**

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3 A RESOLUTION introduced by Councilmember Larry Wolgast, granting Tornado
4 Alley Entertainment an exception to the provisions of City of
5 Topeka Code Section 9.45.150, et seq. concerning noise
6 prohibitions.
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8 WHEREAS, City of Topeka Code Section 9.45.150, et seq. makes it
9 unlawful for any person to make, continue or cause to be made or continued any
10 loud, unnecessary or unusual noise or any noise which either annoys, disturbs,
11 injures or endangers the comfort, repose, health or safety or others within the
12 limits of the city; and

13 WHEREAS, City of Topeka Code Section 9.45.170, et seq. authorizes the
14 City Council to grant exceptions to the prohibitions of this code section upon
15 request and a showing that the proposed activity does not offend the spirit of the
16 findings of City of Topeka Code Section 9.45.150, et seq.; and

17 WHEREAS, Tornado Alley Entertainment has requested that they be
18 granted an exception to the provisions of City of Topeka Code Section 9.45.150,
19 et seq. for the purposes, dates and times described herein, and

20 WHEREAS, upon review of the application of Tornado Alley
21 Entertainment, the Council of the City of Topeka does hereby find that the
22 requested activity does not offend the spirit of the findings of City of Topeka
23 Code Section 9.45.150, et seq.

24 NOW, THEREFORE, BE IT RESOLVED by the Council of the City of
25 Topeka that Tornado Alley Entertainment is hereby granted an exception from

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26 the provisions of City of Topeka Code Section 9.45.150, et seq. for the 2nd annual
27 Walk in the Park event located at Betty Phillips Park, 3300 SE Irvingham Street,
28 during the hours of 3:00 p.m. and 8:00 p.m. on September 25, 2011.

29 ADOPTED and APPROVED by the City Council September 13, 2011.
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CITY OF TOPEKA, KANSAS

William W. Bunten, Mayor

ATTEST:

Brenda Younger, City Clerk

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