

1 **RESOLUTION NO. 9406**

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3 A RESOLUTION introduced by Councilmember Christina Valdivia-Alcala
4 granting Sacred Heart-St. Joseph Parish an exception to the
5 provisions of City of Topeka Code Section 9.45.150, et seq.
6 concerning noise 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, Sacred Heart-St. Joseph Parish 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 Sacred Heart-St. Joseph
21 Parish the Governing Body 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 Governing Body of the
25 City of Topeka that Sacred Heart-St. Joseph Parish is hereby granted an
26 exception from the provisions of City of Topeka Code Section 9.45.150, et seq.
27 for amplified music and sound at Germanfest 2023 located at 333 NE Freeman

28 Street during the hours of 4:00 p.m. and 11:00 p.m. on June 3, and 10:00 a.m.
29 and 5:00 p.m. on June 4, 2023.

30 ADOPTED and APPROVED by the Governing Body on May 2, 2023.

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CITY OF TOPEKA, KANSAS

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Michael A. Padilla, Mayor

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ATTEST:

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Brenda Younger, City Clerk