

1 **.RESOLUTION NO. 9422**

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

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

16 WHEREAS, Randy Wheat has requested that he be granted an exception  
17 to the provisions of City of Topeka Code Section 9.45.150, et seq. for the  
18 purposes, dates and times described herein, and

19 WHEREAS, upon review of the application of Randy Wheat, the  
20 Governing Body of the City of Topeka does hereby find that the requested  
21 activity does not offend the spirit of the findings of City of Topeka Code Section  
22 9.45.150, et seq.

23 NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the  
24 City of Topeka that Randy Wheat is hereby granted an exception from the  
25 provisions of City of Topeka Code Section 9.45.150, et seq. for amplified music  
26 and sound at the Juneteenth Celebration located at 1800 SE 21<sup>st</sup> Street during

27 the hours of 12:00 p.m. and 10:00 p.m. on June 17, 2023. The event will be held  
28 at Hillcrest Community Center.

29 ADOPTED and APPROVED by the Governing Body June 6, 2023.  
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31 CITY OF TOPEKA, KANSAS

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Michael A. Padilla, Mayor

36 ATTEST:

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Brenda Younger, City Clerk