

1 **RESOLUTION NO. 9462**

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3 A RESOLUTION introduced by Councilmember Sylvia Ortiz, granting Leroy Ware  
4 an exception to the provisions of City of Topeka Code Section  
5 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, Leroy Ware has requested that he be granted an exception to  
17 the provisions of City of Topeka Code Section 9.45.150, et seq. for the purposes,  
18 dates and times described herein, and

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

22 NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the  
23 City of Topeka that Leroy Ware is hereby granted an exception from the  
24 provisions of City of Topeka Code Section 9.45.150, et seq. for live music for a  
25 Gospel Music Concert located at 335 SE 15th Street, during the hours of 1:00  
26 p.m. and 6:00 p.m. on September 9, 2023.

27 ADOPTED and APPROVED by the Governing Body August 22, 2023.

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CITY OF TOPEKA, KANSAS

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Michael A. Padilla, Mayor

34 ATTEST:

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Brenda Younger, City Clerk