

1 **RESOLUTION NO. 9476**

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3 RESOLUTION introduced by Councilmember Tony Emerson granting  
4 Fellowship Hi-Crest 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, Fellowship Hi-Crest has requested that they be granted an  
18 exception to the provisions of City of Topeka Code Section 9.45.150, et seq. for  
19 the purposes, dates and times described herein, and

20 WHEREAS, upon review of the application of Fellowship Hi-Crest the  
21 Governing Body of the City of Topeka does hereby find that the requested  
22 activity does not offend the spirit of the findings of City of Topeka Code Section  
23 9.45.150, et seq.

24 NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the  
25 City of Topeka that Fellowship Hi-Crest is hereby granted an exception from the  
26 provisions of City of Topeka Code Section 9.45.150, et seq. for amplified music

27 and sound at their Halloween Block Party located at 1400 SE 34<sup>th</sup> Street during  
28 the hours of 4:00 p.m. and 5:30 p.m. on October 28, 2023.

29 ADOPTED and APPROVED by the Governing Body October 3, 2023.

30 CITY OF TOPEKA, KANSAS

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33 ATTEST:

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Michael A. Padilla, Mayor

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Brenda Younger, City Clerk