

1 **RESOLUTION NO. 9590**

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3 A RESOLUTION introduced by Councilmember Spencer Duncan granting The  
4 Bar'n Grill an exception to the provisions of City of Topeka  
5 Code 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, The Bar'n Grill has requested that they be granted an  
17 exception to the provisions of City of Topeka Code Section 9.45.150, et seq. for  
18 the purposes, dates and times described herein, and

19 WHEREAS, upon review of the application of The Bar'n Grill 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 The Bar'n Grill is hereby granted an exception from the  
25 provisions of City of Topeka Code Section 9.45.150, et seq. for live band located

26 at 2121 SW Belle Avenue, #1745 during the hours of 6:00 p.m. and 11:00 p.m.  
27 on October 12, 2024.

28 ADOPTED and APPROVED by the Governing Body October 8, 2024.

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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