

AN ORDINANCE

ALLOWING CONSUMPTION OF ALCOHOLIC LIQUOR WITHIN SPECIALLY DESIGNATED AREAS AT A SPECIFIC LOCATION ON JULY 26, 2018 FROM 3:00 P.M. to 12:00 MIDNIGHT, JULY 27, 2018 FROM 6:00 P.M. to 12:00 MIDNIGHT, JULY 28, 2018 FROM 6:00 P.M. TO 12:00 MIDNIGHT AND JULY 29, 2018 FROM 12:01 A.M. TO 1:00 A.M.

WHEREAS, K.S.A. 41-719(c) prohibits consumption of alcoholic liquor on public property;

WHEREAS, K.S.A. 41-719 (e) allows any county to exempt, by ordinance, from the provisions of subsection (c) specified property the title of which is vested in such county;

WHEREAS, K.S.A. 41-719(a)(2) allows alcoholic liquor to be consumed at a special event held on public streets, alleys, roads, sidewalks, or highways when a temporary permit has been issued pursuant to K.S.A. 41-2645; AND K.S.A. 41-2645 (e) allows cities to grant such a temporary permit by ordinance; and

WHEREAS, the Governing Body of the City of Leoti desires to promote special events to be held during the Wichita County Fair approved by the Wichita County Fair Board.

THEREFORE, BE IT ORDAINED, by the Governing Body of the City of Leoti, Kansas:

1. The written request by Wichita County Fair Board for special events held during the Wichita County Fair in specially designated areas on July 26, 2018 from 3:00 p.m. to 12:00 midnight, July 27, 2018 from 6:00 p.m. to 12:00 midnight, July 28, 2018 from 6:00 p.m. to 12:00 midnight and July 29, 2018 from 12:01 a.m. to 1:00 a.m. is hereby approved.
2. This Ordinance is conditional upon County exemption pursuant to K.S.A. 41-719(e).
3. Pursuant to K.S.A. 41-2645 (e), a temporary permit for the consumption of alcoholic beverages is granted for the following public streets, alleys, roads, sidewalks, or highways: areas specially designated by the Wichita County Fair Board within the Wichita County Fairgrounds from 3:00 p.m. to 12:00 midnight on July 26, 2017, from 6:00 p.m. to 12:00 midnight on July 27, 2018, from 6:00 p.m. to 12:00 midnight on July 28, 2018 and from 12:01 a.m. to 1:00 a.m. on July 29, 2018.
4. Provided however, that such street, alley, road, sidewalk or highway is to be closed to motor vehicle traffic by the governing body during such time.
5. The boundaries of the special event shall be clearly marked by signs identifying the area in which alcoholic liquor may be possessed or consumed at such special event.
6. No drinking will be allowed in vehicles. Attendees shall abide by all laws of the city and state.

ADOPTED this 16th day of July, 2018, by the City Council, City of Leoti, Kansas.

Cheryl Green, Mayor

ATTEST:

Cendy Morcillo, Interim City Clerk