ORDINANCE NO. 18912

AN ORDINANCE introduced by Councilmember John Alcala, removing certain portions of NE Atchison Avenue and NE Chandler Street from the right-of-way to allow the sale, consumption and possession of alcoholic liquor as part of the Fiesta Mexicana, at specified locations and times.

WHEREAS, the organizers of the Fiesta Mexicana desire to allow for the sale, possession and consumption of alcoholic liquor in portions of NE Atchison Avenue and NE Chandler Street as part of the Fiesta Mexicana.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. Authorization is given to barricade a portion of the right-of-way on NE Atchison Avenue between Chandler and Lake Streets and NE Chandler Street between Greeley Street and Atchison Avenue, between the hours of 4:00 p.m. and 12:00 midnight from July 17, 2007 through July 21, 2007. The barricaded portions of NE Atchison Avenue and NE Chandler Street between the hours of 4:00 p.m. and 12:00 midnight from July 17, 2007 through July 21, 2007, shall be temporarily removed from the City's right-of-way and the provisions of K.S.A. 41-719. Alcoholic liquor may be sold, possessed and consumed in the barricaded portions of NE Atchison Avenue and NE Chandler Street between the hours of 4:00 p.m. and 12:00 midnight from July 17, 2007 through July 21, 2007, provided the vendor holds the appropriate license from the State of Kansas to sell alcoholic liquor in accordance with all applicable state laws and municipal ordinances. Event attendees may buy, possess and consume alcoholic beverages in the barricaded portions of NE Atchison Avenue and NE Chandler Street between the hours of 4:00 p.m. and 12:00 midnight from
July 17, 2007 through July 21, 2007, in accordance with all applicable state laws and municipal ordinances.

Section 2. This Ordinance shall be null and void on July 22, 2007.

Section 3. This Ordinance shall take effect and be in force after its passage, approval and publication in the official city newspaper.

PASSED and APPROVED by the City Council June 26, 2007.

CITY OF TOPEKA, KANSAS

William W. Bunten, Mayor

ATTEST:

Brenda Younger, City Clerk