ORDINANCE NO. 19113

AN ORDINANCE introduced by Councilmember John Alcala authorizing the sale, consumption and possession of alcoholic liquor as part of the Fiesta Mexicana at specified locations and times.

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

Section 1. a) Authorization is given to barricade a portion of Atchison Avenue between NE Chandler and NE Lake Streets and NE Chandler Street between Greeley Street and Atchison Avenue from July 14, 2008 through July 19, 2008, between the hours of 5:00 p.m. and 12:00 p.m. midnight. Attendance to the celebration is open to the public between these hours. Licensed retailers may sell non-alcoholic commodities or food between the hours of 5:00 p.m. and 12:00 p.m. midnight from July 14, 2008 through July 19, 2008.

b) The barricaded portion of Atchison Avenue between NE Chandler and NE Lake Streets and NE Chandler Street between Greeley Street and Atchison Avenue shall be temporarily removed from the City’s right-of-way and the provisions of K.S.A. 41-719. Vendors holding the appropriate license from the State of Kansas to sell alcoholic liquor may in accordance with all applicable state laws and municipal ordinances sell alcoholic liquor in the specific area designated by the division of Alcohol Beverage Control within the barricaded portion of Atchison Avenue between NE Chandler and NE Lake Streets and NE Chandler Street between Greeley Street and Atchison Avenue between the hours of 5:00 p.m. and 12:00 p.m. midnight from July 14, 2008 through July 19, 2008.
c) Event attendees may buy, possess and consume alcoholic beverages in the specific area designated by the division of Alcohol Beverage Control within the barricaded portion of Atchison Avenue between NE Chandler and NE Lake Streets and NE Chandler Street between Greeley Street and Atchison Avenue between the hours of 5:00 p.m. and 12:00 p.m. midnight on from July 14, 2008 through July 19, 2008.

Section 2. This Ordinance shall be null and void on June 20, 2008.

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 24, 2008.

CITY OF TOPEKA, KANSAS

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William W. Bunten, Mayor

ATTEST:

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Brenda Younger, City Clerk