ORDINANCE NO. 19630

AN ORDINANCE introduced by Councilmember Karen Hiller authorizing the sale, consumption and possession of alcoholic liquor as part of the Let’s Help Music Fest on September 3, 2011, at specified locations and times.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF TOPEKA, KANSAS, that:

Section 1. Authorization is given to barricade a portion of Kansas Avenue south of 1st Street through 4th Street as well as portions of 2nd, 3rd and 4th Streets between Jackson Street and Quincy Street on September 3, 2011, between the hours of 3:00 p.m. and 11:00 p.m. Attendance to the celebration is open to the public between these hours. Licensed retailers may sell non-alcoholic commodities or food from on September 3, 2011, between the hours of 3:00 p.m. and 11:00 p.m. Admission is open to the public between these hours.

Section 2. The barricaded portion of Kansas Avenue south of 1st Street through 4th Street as well as portions of 2nd, 3rd and 4th Streets between Jackson Street and Quincy Street shall be temporarily removed from the City’s right-of-way and exempt from the provisions of K.S.A. 41-719(c). 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 portion of Kansas Avenue south of 1st Street through 4th Street as well as portions of 2nd, 3rd and 4th Streets between Jackson Street and Quincy Street on September 3, 2011, between the hours of 3:00 p.m. and 11:00 p.m.
Section 3. 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 Kansas Avenue south of 1st Street through 4th Street as well as portions of 2nd, 3rd and 4th Streets between Jackson Street and Quincy Street on September 3, 2011, between the hours of 3:00 p.m. and 11:00 p.m.

Section 4. The Let’s Help, Inc. is hereby granted a temporary special event retailers permit to sell, offer, and serve cereal malt beverages for consumption on the premises pursuant to K.S.A. 41-2703, as amended.

Section 5. The Let’s Help Music Fest is hereby approved as a special event as required by K.S.A. 41-2645, as amended.

Section 6. This Ordinance shall be null and void on September 3, 2011.

Section 7. 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 Governing Body August 23, 2011.

CITY OF TOPEKA, KANSAS

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William W. Bunten, Mayor

ATTEST:

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Brenda Younger, City Clerk