RESOLUTION NO. 8777

A RESOLUTION introduced by Councilmember Karen Hiller, approving a special event known as the Kansas Avenue Celebration and approving the issuance of a special event retailer’s permit.

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

Section 1. Pursuant to state law, alcoholic liquor may be consumed at a special event to be held on designated public streets, alleys, and sidewalks when a temporary permit has been issued by the Kansas Division of Alcohol Beverage Control (ABC) and the governing body has approved the event as required by K.S.A. 41-719 and 41-2645 and amendments thereto.

Section 2. Having considered the request of the sponsor of the Kansas Avenue Celebration to allow the possession and consumption of alcoholic liquor, the governing body hereby approves the event to be held on July 2, 2016, between the hours of 3:00 p.m. and 11:59 p.m. provided the sponsor secures a temporary permit from ABC and complies with all state laws and ordinances regulating alcoholic liquor.

Section 3. All or a portion of the following streets/alleys/sidewalks shall be closed to motor vehicle traffic during the dates and times identified in Section 2: S. Kansas Avenue from 7th Street to 10th Avenue and SW 8th Avenue and SW 9th Street between Jackson Street and Quincy Street. Pursuant to K.S.A. 41-719 and 41-2645, the sponsor shall ensure that the area in which alcoholic liquor is possessed or consumed is clearly marked by signs, a posted map or other means (“Designated Barricaded Area”).

Section 4. Additionally, having considered the request of Lupita’s Mexican Restaurant for a special event retailer’s permit to offer for sale cereal malt beverages that
may be consumed on unpermitted premises that will be open to the public, pursuant to K.S.A. 41-2703(e) and TMC 9.15.020, the governing body grants the special event retailer’s permit to Lupita’s Mexican Restaurant for the special event to be held at the dates and times listed above as approved by this resolution.

Section 5. Event attendees may purchase, possess and consume alcoholic and cereal malt beverages within the Designated Barricaded Area. Pursuant to K.S.A. 41-719, no alcoholic liquor may be removed from Designated Barricaded Area or consumed inside vehicles while on public streets or alleys at the event.

Section 6. This Resolution shall take effect and be in force after its approval by the governing body.

ADOPTED and APPROVED by the Governing Body on June 7, 2016.

CITY OF TOPEKA, KANSAS

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Larry E. Wolgast, Mayor

ATTEST:

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Brenda Younger, City Clerk