

(First published in the Phillips County Review, May 8, 2019)1t

ORDINANCE NO. 1421

AN ORDINANCE AMENDING SECTION 3-103 OF ORDINANCE 1393 OF THE CITY OF PHILLIPSBURG, KANSAS, WHICH PERTAINS TO CONSUMPTION ON PUBLIC PROPERTY WITHIN THE CITY OF PHILLIPSBURG, KANSAS; REPEALING ORDINANCE 1393 OF THE CITY OF PHILLIPSBURG, KANSAS, AS ADOPTED SEPTEMBER 21, 2015; AMENDING SECTION 12-209 AS ADOPTED BY ORDINANCE 1384, NOVEMBER 18, 2013, WHICH PERTAINS TO PROHIBITION AGAINST ALCOHOLIC BEVERAGES AND CEREAL MALT BEVERAGES ON CITY PROPERTY AND EXCEPTING CERTAIN PROPERTIES THEREIN; AND REPEALING SECTION 12-209 AS ADOPTED BY ORDINANCE 1384, NOVEMBER 18, 2013.

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

Section 1. That Section 3-103, entitled CONSUMPTION ON PUBLIC PROPERTY, is hereby amended to read as follows:

3-103. CONSUMPTION ON PUBLIC PROPERTY.

No person shall drink or consume any alcoholic liquor or cereal malt beverage/enhanced cereal malt beverage on city owned property, except:

- (i) Alcoholic Liquor and Cereal Malt Beverages may be consumed in the outside premises of a place of business licensed by the city for retail sale of alcohol, provided the external area has been properly identified by permit, authorized and approved by the city; and appropriate barriers are in place to prevent non business customers and minors from entering the designated area; or,
- (ii) Alcoholic Liquor and Cereal Malt Beverages may be consumed at the Community Building property, and Armory property, commonly known as 520 S. 7th Street.
- (iii) Cereal malt beverages containing 6% or less may be consumed at all city owned parks, sports fields, and complexes.

Any person violating any provision of such section shall be punished as provided in Section 1-116 of Ordinance 1384, commonly known as the Code of the City of Phillipsburg, Kansas, as amended.

Section 2. REPEAL. That Ordinance 1393 of the City of Phillipsburg, Kansas, as originally written and approved on September 21, 2015, is hereby repealed.

Section 3. That Section 12-209, entitled PROHIBITION AGAINST ALCOHOLIC BEVERAGES AND CEREAL MALT BEVERAGES is hereby amended to read as follows:

12-209. PROHIBITION AGAINST ALCOHOLIC BEVERAGES AND CEREAL MALT BEVERAGES/ENHANCED CEREAL MALT BEVERAGES.

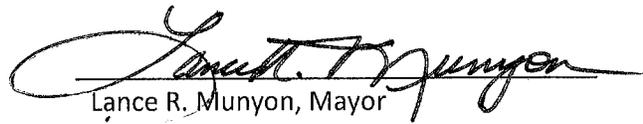
Cereal malt beverage containing less than 6% alcohol, may be possessed and consumed at city owned parks. No person shall possess, drink, or consume any alcoholic liquor, containing more than 6% alcohol on city owned parks.

Section 4. REPEAL. That Section 12-209 of the Code to the City of Phillipsburg, Kansas, adopted November 18, 2013, is hereby repealed.

Section 5. EFFECTIVE DATE. This ordinance shall take effect and be in force from and after its publication in the official city newspaper.

PASSED BY THE CITY COUNCIL THE 6th day of MAY, 2019.

APPROVED BY THE MAYOR THE 7TH day of MAY, 2019.


Lance R. Munyon, Mayor
City of Phillipsburg, Kansas

(SEAL)

ATTEST:



Tiffini Gross, City Clerk

(Ordinance Summary published in the Phillips County Review on May 8, 2019, and the full text of the Ordinance made available at www.cityofphillipsburg.com for a minimum of 1 week from the date of the publication) 1t

ORDINANCE NO. 1421

On May 6, 2019, the City of Phillipsburg, Kansas, adopted Ordinance No. 1421, which amended Section 3-103 of Ordinance 1393 of the City of Phillipsburg, Kansas, which pertains to Consumption on Public Property within the City of Phillipsburg, Kansas; repealing Ordinance 1393 of the City of Phillipsburg, Kansas, as adopted September 21, 2015; amending Section 12-209 as adopted by Ordinance 1384, November 18, 2013, which pertains to prohibition against alcoholic beverages and cereal malt beverages on City property and excepting certain properties therein; and repealing said Section 12-209 as adopted by Ordinance 1384, on November 18, 2013.. A complete copy of this ordinance may be obtained or viewed free of charge at the Office of the City Clerk at City Hall, 945 Second Street, Phillipsburg, Kansas or at www.cityofphillipsburg.com. This summary is certified by S. Scott Sage, Phillipsburg City Attorney, pursuant to K.S.A. 12-3001 et seq