

ORDINANCE NO. 664

AN ORDINANCE REPEALING SECTIONS 3-705 THROUGH 3-709 OF THE CODE OF THE CITY OF ROSE HILL, KANSAS, AND AMENDING OF THE CODE OF THE CITY OF ROSE HILL, KANSAS, TO ADD PROVISIONS FOR THE ISSUANCE OF SPECIAL EVENT CEREAL MALT BEVERAGE PERMITS BY THE CITY OF ROSE HILL, KANSAS.

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

**SECTION 1.** Sections 3-705, 3-706, 3-707, 3-708 and 3-709 of the City Code of the City of Rose Hill, Kansas, are hereby repealed.

**SECTION 2.** Chapter III of the City Code of the City of Rose Hill, Kansas, is hereby amended to add the following Article 8:

**ARTICLE 8. SPECIAL EVENT CEREAL MALT BEVERAGE PERMITS**

**3-801. Special Event Cereal Malt Beverage Permits; Permits Required.**

It shall be unlawful for any person to sell or serve any Cereal Malt Beverage at any special event within the city without first obtaining a local special event permit from the city clerk.

**3-802. Same; Permit Fee.**

(a) There is hereby levied a special event permit fee in the amount of \$200 on each group or individual, which fee shall be paid before the event begins. Such fee shall be in addition to the \$25 fee to be remitted to the Division of Alcohol Beverage Control.

(b) Every special event permit holder shall cause the permit receipt to be placed in plain view on any premises within the city where the holder of the special event permit is serving Cereal Malt Beverage for consumption on the premises.

**3-803. Same; City Special Event Permit.**

(a) It shall be unlawful for any person to sell or serve Cereal Malt Beverage at a special event without first applying for a local special event permit at least 14 days before the event. Written application for the local special event permit shall be made to the city clerk on the form used for annual Cereal Malt Beverage sales or, when available, the special event Cereal Malt Beverage permit application approved by the Attorney General, as directed by the city clerk. In addition to any other information required, the applicant shall provide the following:

(1) The name of the applicant;

- (2) The group for which the event is planned;
- (3) The location of the event;
- (4) The date and time of the event; and
- (5) Any anticipated need for police, fire, or other municipal services.

(b) Upon meeting the requirements to obtain a special event permit, the city clerk shall issue a local special event permit to the applicant if there are no conflicts with any zoning or other ordinances of the city.

(c) The city clerk shall notify the chief of police whenever a special event permit has been issued and forward a copy of the permit and application to the chief of police.

**3-804. Same; Permit Regulations.**

(a) No special event permit holder shall allow the serving of Cereal Malt Beverage between the hours of 12:00 a.m. and 6:00 a.m. at any event for which a special event permit has been issued.

(b) No Cereal Malt Beverage shall be given, sold or traded to any person under 21 years of age.

(c) No more than four special event permits may be issued in a calendar year to the same applicant.

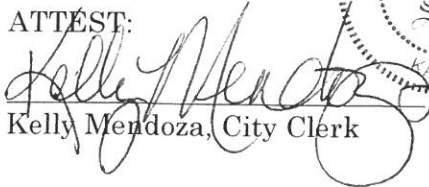
(d) No special event permit issued hereunder may be transferred or assigned to any other vendor.

(e) All local ordinances and state statutes for the sale and consumption of Cereal Malt Beverage apply to holders of special event permits.

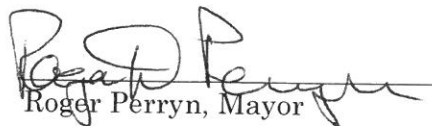
**SECTION 3.** This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

PASSED by the Governing Body of the City of Rose Hill, Kansas this 21 day of August, 2017.

ATTEST:

  
Kelly Mendoza, City Clerk



  
Roger Perryn, Mayor