

(First Published in the Haysville Sun-Times on the 26th day of March, 2020)

THE CITY OF HAYSVILLE, KANSAS

ORDINANCE NO. 1066

AN ORDINANCE AMENDING CHAPTER 12, ARTICLE 1, SECTION 12-115 OF THE CODE OF THE CITY OF HAYSVILLE TO PROVIDE EXCEPTIONS TO KSA 41-719(d) REGARDING THE CONSUMPTION OF ALCOHOLIC LIQUOR PURSUANT TO THE CITY'S AUTHORITY GRANTED IN KSA 41-719(e)

WHEREAS, the City of Haysville, Kansas wishes to revise the areas of public property which are exempt from the prohibitions contained in KSA 41-719(d) regarding the consumption of alcoholic liquor pursuant to the City's authority granted in KSA 41-719(e) for the use and enjoyment of the public;

WHEREAS, the governing body of the City of Haysville, Kansas finds it advisable to amend said Ordinance, which is contained in Chapter 12, Article 1, Section 12-115 of the Code of the City of Haysville.

NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF HAYSVILLE, KANSAS:

Section 1. That Chapter 12, Article 1, Section 12-115 of the Code of the City of Haysville is hereby amended to read as follows:

12-115. CEREAL MALT OR ALCOHOLIC BEVERAGES WITHIN PUBLIC PARKS.

(a) The use or consumption of any cereal malt beverage, or alcoholic liquor is prohibited in any park, except in conformance with a lawfully issued Special Event Permit.

(b) The following areas are exempt from the provisions of KSA 41-719(d): (i) The Historic District; (ii) Riggs Park - Lions Shelter; (iii) Senior Center - Entire facility except office and storage rooms; (iv) Activity Center - rental room and patio; and (v) Riggs Park - Area just southeast of the Band Shell consisting of a trapezoid with the following parameters: the northern line of the trapezoid shall be 25 feet in length and 17 feet south of the southeast side of the stage and 10 feet from the sidewalk in front of the stage; at the eastern terminus of the northern line, the line shall continue south by southeast 55 feet in length; the southern line shall then run west 40 feet to the southwest corner of the area; then the west line shall travel 55 feet north by northeast to meet with the western edge of the northern line.

(c) Alcoholic liquor or cereal malt beverage consumption in any area described in 12-115 (b) above is limited to those occasions associated with an agreement or permit issued by the City in which such consumption is specifically allowed.

Section 2. Except as amended above, all other provisions of the Code of the City of Haysville shall remain in full force.

Section 3. This Ordinance shall be included in the Code of the City of Haysville and shall take effect as of the date of its publication in the official city newspaper.

Passed and Approved by the Governing Body of the City of Haysville, Kansas this 23rd day of March, 2020.

Approved by the Mayor this 23rd day of March, 2020.

Bruce Armstrong, Mayor

ATTEST:

Teri Sanders, Assistant City Clerk

Approved as to form:

Joshua Pollak, City Attorney