

(Published for two consecutive weeks in the McPherson Sentinel beginning on \_\_\_\_\_, 2016)

**ORDINANCE NO. 3208**

**AN ORDINANCE OF THE CITY OF MCPHERSON, KANSAS AMENDING CHAPTER 6, ARTICLE 2, DIVISION 3, SECTION 92 OF THE CODE OF THE CITY OF MCPHERSON, KANSAS TO PERMIT CEREAL MALT BEVERAGE SALES AT THE MUNICIPAL GOLF COURSE ON SUNDAYS.**

**WHEREAS**, the sale and consumption of cereal malt beverages on Sundays is currently prohibited within the City limits of McPherson, Kansas;

**WHEREAS**, the Municipal Golf Course desires to sell cereal malt beverages to their patrons on Sundays as provided by State law; and

**WHEREAS**, the governing body of the City believes it is in the best interest of the City to amend the City Code as follows.

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

**Section 1. Amendment of Code section 6-92.** From and after the effective date of this Ordinance, existing Code Section 6-92 is deleted in its entirety and in its place the following is inserted:

- (a) Except as provided by subsection (b) of this section, no cereal malt beverages may be sold or dispensed between the hours of 12:00 midnight and 6:00 a.m., or consumed between the hours of 12:00 a.m. and 6:00 a.m. or on Sunday; however, cereal malt beverages may be consumed within the City's Municipal golf course on any Sunday, except Easter, between the hours of 12:00 noon and 8:00 p.m. Closing hours of the club shall conform with K.S.A. 41-2614.
- (b) Cereal malt beverages may be sold at any time alcoholic liquor is allowed by law to be served on premises which are licensed pursuant to K.S.A. Chapter 14 Article 27 (K.S.A. 41-2701 et seq.) and licensed as a club by the state director of alcoholic beverages control.

**Section 2. Repeal.** All or parts of the Code conflicting with the provisions of this Ordinance are hereby repealed.

**Section 3. Publication.** This ordinance shall be published once each week for two consecutive weeks in the official newspaper.

**Section 4. Effective date.** This ordinance shall take effect 61 days after final publication unless a sufficient petition for referendum is filed, requiring a referendum to be held on the ordinance as provided by K.S.A. 41-2911, in which case this ordinance shall become effective upon approval of a majority of the electors voting thereon.

ADOPTED by the governing body this 4<sup>th</sup> day of April, 2016.

CITY OF MCPHERSON, KANSAS

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Thomas A. Brown, Mayor

[SEAL]

Attest:

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Tamra K. Seely, City Clerk

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