

(Published on the City of Augusta website www.augustaks.org
On the 22nd day of February, 2023)

THE CITY OF AUGUSTA, KANSAS

ORDINANCE NO. 2214

AN ORDINANCE AMENDING CHAPTER 3, ARTICLE 2, SECTION 215 OF THE CODE OF THE CITY OF AUGUSTA, KANSAS REGARDING BUSINESS REGULATIONS OF CEREAL MALT BEVERAGE AND ALCOHOLIC LIQUOR ON SUNDAYS TO CORRESPOND WITH CHANGES IN KANSAS LIQUOR LAWS.

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

Section 1. Amending Section 3-215 of the Code of the City of Augusta, Kansas

Section 3-215 of the Code of the City of Augusta, Kansas is hereby amended to read as follows:

3-215. Business regulations. It shall be the duty of every licensee to observe the following regulations.

(a) The place of business licensed and operating under this article shall at all times have a front and rear exit unlocked when open for business.

(b) The premises and all equipment used in connection with such business shall be kept clean and in a sanitary condition and shall at all times be open to the inspection of the police and health officers of the city, county, and state.

(c) Except as provided by subsection (k), 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. 41-2701 et seq., and licensed as a club by the State Director of Alcoholic Beverage Control.

(d) The place of business shall be open to the public and to the police at all times during business hours, except that premises licensed as a club under a license issued by the State Director of Alcoholic Beverage Control shall be open to the police and not to the public.

(e) It shall be unlawful for any licensee or agent or employee of the licensee to become intoxicated in the place of business for which such license has been issued.

(f) No licensee or agent or employee of the licensee shall permit any intoxicated person to remain in the place of business for which such license has been issued.

(g) No licensee or agent or employee of the licensee shall sell or permit the sale of cereal malt beverage to any person under 21 years of age.

(h) No licensee or agent or employee of the licensee shall permit any gambling in the place of business for which such license has been issued.

(i) No licensee or agent or employee of the licensee shall permit any person to mix alcoholic drinks with materials purchased in said place of business or brought in for such purpose.

(j) No licensee shall employ any person who has been judged guilty of a felony.

(k) The sale at retail of cereal malt beverages in the original package is allowed within the city on any Sunday, except Easter, between the hours of 9:00 a.m. and 8:00 p.m.

Section 2. Repeal

All ordinances or parts of ordinances in conflict herewith are repealed.

Section 3. Effective Date

This ordinance shall take effect and be in force from and after publication in the official city newspaper.

Passed by the City Council this 21st day of February, 2023.

Approved by the Mayor this 21st day of February, 2023.



SEAL


MAYOR, MIKE RAWLINGS

ATTEST:


CITY CLERK, ERICA JONES