

ORDINANCE NO. 4209

AN ORDINANCE AMENDING SECTION 4-74 OF THE CODE OF  
THE CITY OF WELLINGTON, KANSAS, AS IT PERTAINS TO DRINKING IN PUBLIC PLACES

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

SECTION I

That Section 4-74 of the Code of the City of Wellington, Kansas, shall be amended to read as follows:

- (a) Except as provided in subsection (b) of this section, it shall be unlawful for any person to drink or consume alcoholic liquor:
  - (1) Upon any sidewalk, public street, alley, highway or thoroughfare;
  - (2) In beer parlors, taverns, pool halls, or places to which the general public has access, whether or not an admission or other fee is charged or collected;
  - (3) Upon property owned by the state or any governmental subdivision thereof; or
  - (4) Inside vehicles while upon a street, highway or other public thoroughfare.
- (b) The provisions of subsection (a) of this section shall not apply to the consumption of alcoholic liquor:
  - (1) Upon real property leased by a city to others under K.S.A. 12-1740 et seq. if the property is being used for hotel or motel purposes or purposes incidental thereto.
  - (2) Upon property owned or operated by an airport authority created pursuant to K.S.A. ch. 27.
  - (3) Any other locations as may be designated by state statute, city ordinance or resolution, including but not limited to approved and permitted special events, catered events and common consumption areas as set forth in 2016 Supp. K.S.A. 41-719, K.S.A. 41-2645 and any amendments thereto.

SECTION II

That this ordinance shall take effect and be in force from and after its passage and approval and after its publication in the official city newspaper, as approved by law.

PASSED by the governing body of the City of Wellington, Kansas, this 20<sup>th</sup> day of June, 2017.

APPROVED by the Mayor.

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Shelley R. Hansel, Mayor

(SEAL)

ATTEST:

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Carol S. Mericle, City Clerk

FORM APPROVED:

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Shawn DeJarnett, City Attorney