

## ORDINANCE NO. 21-3399

### AN ORDINANCE AUTHORIZING THE SALE, CONSUMPTION AND POSSESSION OF ALCOHOLIC LIQUOR AT A SPECIFIED LOCATION ON THE PUBLIC RIGHT-OF-WAY AND APPROVING THE CLOSURE OF PUBLIC PROPERTY FOR THE ABILENE OKTOBERFEST.

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

**Section 1.** Authorization is given to barricade a portion of Broadway Avenue between NW Third Street and NW Fourth Street and portions of NW Fourth Street between the hours of 8:00 a.m. and 11:59 p.m. on September 25, 2021, and between the hours of 12:00 a.m. and 1:00 a.m. on September 26, 2021, for the Abilene Oktoberfest Event (the "Event").

**Section 2.** The barricaded portion of Broadway Ave. and NW Fourth Street as set forth above shall be temporarily closed from 8:00 a.m. and 11:59 p.m. on September 25, 2021, and between 12:00 a.m. and 1:00 a.m. on September 26, 2021. Vendors holding the appropriate license from the State of Kansas to sell alcoholic liquor may in accordance with all applicable state laws and municipal ordinances sell alcoholic liquor in the specific area to be barricaded identified above and as approved and designated by the Division of Alcohol Beverage Control. The Abilene Oktoberfest, LLC shall provide security for the Event and conduct the Event in accordance with its plan submitted with the application, a copy of which plan is available for review at the City Office, 419 N. Broadway, Abilene, Kansas. It shall be the duty of the Event organizer and the vendor(s) to restrict access to alcoholic beverages to those persons twenty-one (21) or older.

**Section 3.** Event attendees twenty-one (21) and older may buy, possess, and consume alcoholic beverages in the specified area and during the times designated above.

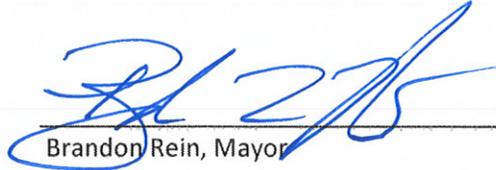
**Section 4.** The Event is hereby approved by the Governing Body as a special event as required by K.S.A. 41-719(a)(2).

**Section 5.** This ordinance shall be in full force and effect from and after its adoption and publication once in the official city newspaper by the following summary:

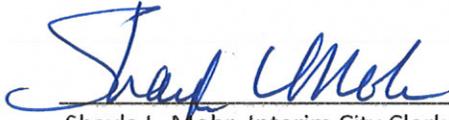
#### Ordinance No. 21-3399 Summary

On July 12, 2021, the City Commission passed Ordinance No. 21-3399. The ordinance authorizes the sale, consumption, and possession of alcoholic liquor at a specified location on the public right-of-way and approves the closure of public property for the Abilene Oktoberfest, LLC. A complete copy of the ordinance is available online at [www.abilenecityhall.com](http://www.abilenecityhall.com) or in the office of the City Clerk, 419 N. Broadway Street in Abilene, Kansas, free of charge. This summary is certified by the City's legal counsel.

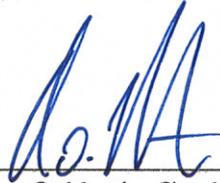
**APPROVED AND PASSED** by the Governing Body of the City of Abilene, Kansas, this 12<sup>th</sup> day of July 2021.

  
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Brandon Rein, Mayor



  
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Shayla L. Mohr, Interim City Clerk

The publication summary set forth above is certified this 12<sup>th</sup> day of July 2021.

  
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Aaron O. Martin, City Attorney