

ORDINANCE NO. 1068

AN ORDINANCE AUTHORIZING SUNDAY SALES OF ALCOHOLIC LIQUOR AND CEREAL MALT BEVERAGE IN THE ORIGINAL PACKAGE WITHIN THE CITY OF LANSING, AMENDING CERTAIN SECTIONS OF THE CODE OF THE CITY OF LANSING, KANSAS, AND REPEALING ORDINANCE NO. 758.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LANSING:

Section 1. Pursuant to K.S.A. 41-2704, the sale at retail of cereal malt beverage 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. Pursuant to K.S.A. 41-712, the sale at retail of alcoholic liquor 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 3. Chapter 3, Article 1, Section 105 of the code of the City of Lansing, is hereby amended to read as follows:

Sec. 3-105 Retail liquor establishments: Hours of sale.

- A. The sale at retail liquor establishments of alcoholic liquor on Sunday's shall only occur between the hours of 9:00 a.m. and 8:00 p.m.
- B. The sale of retail alcoholic liquor shall not occur on Easter.
- C. On all other days except Sunday, the sale at retail liquor establishments of alcoholic liquor shall only occur between the hours of 9:00 a.m. and 11:00 p.m.

Section 4. Chapter 3, Article 2, Section 218(C)(2) of the code of the City of Lansing, is hereby amended to read as follows:

Sec. 3-218(C)(2) In the original package before 9:00 a.m. or after 8:00 p.m. on Sunday;

Section 5. Chapter 3, Article 2, Section 219 of the code of the City of Lansing, is hereby amended to read as follows:

Sec. 3-219 Cereal malt beverage retailers – For off-premises consumption: Hours of sale.

- A. Pursuant to K.S.A. 41-2704, the sale at retail of cereal malt beverage in the original package for off premises consumption, is allowed within the City on any Sunday, except Easter, between the hours of 9:00 a.m. and 8:00 p.m.
- B. Pursuant to K.S.A. 47-2704, on all other days except Sunday, the sale at retail of licensed cereal malt beverage in the original package for off premises consumption, shall only occur between the hours of 6:00 a.m. and 12:00 midnight.

Section 6. Chapter 3, Article 3, Section 304 of the code of the City of Lansing, is hereby amended to read as follows:

Sec. 3-304 Hours of sale.

- A. On Sunday before 9:00 a.m. or after 8:00 p.m.
- B. On Easter Sunday, Thanksgiving Day or Christmas Day; or
- C. Before 9:00 a.m. or after 11:00p.m. on any day when the sale is permitted.(K.S.A. 41-712)

Section 7. Ordinance No. 758 of the City of Lansing passed on September 1, 2005, is hereby repealed.

Section 8. This ordinance shall be published once each week for two consecutive weeks in the official city newspaper.

Section 9. This ordinance shall take effect 61 days after final publication, unless a sufficient petition for a referendum is filed, requiring a referendum to be held on the ordinance as provided in K.S.A. 41-2911, in which case this ordinance shall become effective upon approval by a majority of the electors voting thereon.

PASSED and APPROVED by the Governing Body on the 19th day of August, 2021.

Anthony R. McNeill, Mayor

{SEAL}

ATTEST:

Sarah Bodensteiner, CMC, City Clerk

APPROVED AS TO FORM:

Gregory C. Robinson, City Attorney