

(Published in the *Miami County Republic* on September 5, 2007)

ORDINANCE NO. 2950

AN ORDINANCE AMENDING CERTAIN SECTIONS OF CHAPTER 600, ARTICLES II and IV OF THE MUNICIPAL CODE OF THE CITY OF PAOLA, KANSAS, TO ALLOW THE ISSUANCE OF A TEMPORARY PERMIT FOR CONSUMPTION OF CEREAL MALT BEVERAGES AND ALCOHOLIC BEVERAGES AT THE PAOLA COMMUNITY CENTER AND AMENDING AND REPEALING EXISTING SECTIONS OF SAID CHAPTER AND ARTICLES THAT ARE IN CONFLICT THEREWITH.

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

SECTION ONE. New Article VIII, Section 600.510 - City Temporary Permit:

The consumption of cereal malt beverages and alcoholic beverages on public property may be permitted at the Paola Community Center if:

1. A written application is received by the Paola Community Center Director at least thirty (30) days prior to the date of the requested permit and said permit is granted by the Paola City Manager or designee ten (10) days prior to the date requested for said permit; and
2. The applicant must provide the Paola City Manager or designee all information necessary to insure that all cereal malt beverage and alcoholic beverage laws, will be observed during the permitted period; and
3. The Paola City Manager or designee may establish any special conditions he determines are appropriate for the event; and
4. The applicant will provide for one off-duty City of Paola Police Officer as security personnel for the event; and
5. The Paola City Manager's decision to approve or deny the temporary permit is discretionary and the applicant has no legal right to receive said permit as a matter of law; and
6. A deposit of \$250 is required in addition to the rental fee for the Paola Community Center, some or all of the deposit may be returned to the renter subject to the approval of the Community Center Director; and
7. Any sale of cereal malt beverages or alcoholic beverages is prohibited; and
8. The event remains consistent with prevailing community standards.

When granted a temporary permit, the applicant shall notify the Paola Chief of Police and provide the Chief a copy of the permit.

SECTION TWO:

This permit shall be limited to private events held at the Paola Community Center.

SECTION THREE:

Sections 600.100 and 600.320 prohibiting Possession and Consumption of Alcoholic Beverages and Cereal Malt Beverages in Public, shall be and are hereby amended by the terms and provisions of a temporary permit issued as provided for herein.

SECTION FOUR:

This ordinance shall take effect and be in force from and after its passage and publication once in the official City Newspaper.

PASSED by the Council this 28th day of August, 2007.

APPROVED by the Mayor this 28th day of August, 2007.

Artie Stuteville
Mayor

ATTEST: (Seal)

Daniel G. Droste
City Clerk