

ARTICLE 7. TEMPORARY PERMITS

- 3-701. PERMIT REQUIRED. It shall be unlawful for any person granted a temporary permit by the State of Kansas to sell or serve any alcoholic liquor within the city without first obtaining a local temporary permit from the city clerk. (Code 1999)
- 3-702. PERMIT FEE. (a) There is hereby levied a temporary permit fee in the amount of \$25.00 per day on each group or individual holding a temporary permit issued by the state director of alcoholic beverage control authorizing sales within the city, which fee shall be paid before the event is begun under the state permit.
(b) Every temporary permit holder shall cause the temporary permit receipt to be placed in plain view on any premises within the city where the holder of the temporary permit is serving or mixing alcoholic liquor for consumption on the premises.
(Code 1999)
- 3-703. CITY TEMPORARY PERMIT. (a) It shall be unlawful for any person to conduct an event under a state issued temporary permit without first applying for a local temporary permit at least three days before the event. Written application for the local temporary permit shall be made to the city clerk and shall clearly state:
(1) The name of the applicant;
(2) The group for which the event is planned;
(3) The location of the event;
(4) The date and time of the event;
(5) Any anticipated need for police, fire or other municipal services.
(b) Upon presentation of a state temporary permit, payment of the city's temporary permit fee and a written application as provided for in subsection (a), the city clerk shall issue a local temporary permit to the applicant if there are no conflicts with any zoning or other ordinances of the city.
(c) The city clerk shall notify the chief of police whenever a temporary permit has been issued and forward a copy of the permit and application to the chief of police. (Code 1999)
- 3-704. PERMIT REGULATIONS. (a) No temporary permit holder shall allow the serving, mixing or consumption of alcoholic liquor between the hours of 2:00 a.m. and 9:00 a.m. at any event for which a temporary permit has been issued.
(b) No alcoholic beverages shall be given, sold or traded to any person under 21 years of age. (Code 2013)
- 3-705. TEMPORARY EVENT CEREAL MALT BEVERAGE PERMIT. (a) Any provisions of this Chapter to the contrary notwithstanding, the City Council may issue to a charitable or non-profit organization which is not the holder of an annual retail cereal malt beverage license, but which would otherwise qualify for such a license, a temporary event cereal malt beverage permit allowing for the sale and consumption of cereal malt beverages for limited periods of time on specifically designated premises within the City.
(b) Such permit may be issued upon a verified application filed with the City Clerk containing the following information:
(1) The name of the fraternal or non-profit organization;
(2) Name, address and phone number of the president and other officers of the organization;

(3) The nature of the event or function for which the permit is requested;

(4) The specific location(s) where the event will be conducted, which need not comply with 3-206 of the Code to the City of Phillipsburg, Kansas, as the use herein is temporary;

(5) The number of days or duration of the event;

(6) Such other information as may be required.

(c) Such application shall be submitted to the City Clerk at least five (5) days prior to the city council meeting before the event; provided, however, such time period may be waived by the Clerk when the nature and location of the event are of common knowledge to the City Council.

(d) Each such permit shall extend for a period not to exceed seven (7) consecutive days. Not more than three (3) separate temporary event permits may be issued to any one organization during any calendar year. There must be at least a five (5) day interval between the period of the coverage for each such permit to any one organization.

(e) A temporary event permit fee of \$25.00 Dollars shall accompany each permit application along with any other fees as required.

(f) All other provisions of this Chapter which are not contrary to or inconsistent with the provisions set forth in this section shall be applicable to the holder of a temporary event cereal malt beverage permit.

(Ord. 1314, Sec. 1; Code 2010)

ARTICLE 8. SPECIAL EVENT CMB PERMITS

- 3-801. SPECIAL EVENT CMB PERMITS; PERMIT REQUIRED. It shall be unlawful for any person to sell or serve any CMB at any special event within the city without first obtaining a local special event permit from the city clerk. (Code 2013)
- 3-802. SAME; PERMIT FEE. (a) There is hereby levied a special event permit fee in the amount of \$25 on each group or individual, which fee shall be paid before the event begins. Such fee shall be in addition to the \$25 fee to be remitted to the Division of Alcohol Beverage Control.
(b) Every special event permit holder shall cause the permit receipt to be placed in plain view on any premises within the city where the holder of the special event permit is serving CMB for consumption on the premises.
(Code 2013)
- 3-803. SAME; CITY SPECIAL EVENT PERMIT. (a) It shall be unlawful for any person to serve CMB at a special event without first applying for a local special event permit at least 3 days before the event. Written application for the local special event permit shall be made to the city clerk on the form used for annual cereal malt beverage sales or, when available, the special event CMB permit application approved by the Attorney General, as directed by the city clerk. In addition to any other information required, the applicant shall provide the following:
(1) The name of the applicant;
(2) The group for which the event is planned;
(3) The location of the event;
(4) The date and time of the event; and
(5) Any anticipated need for police, fire, or other municipal services.
(b) Upon meeting the requirements to obtain a special event permit, the city clerk shall issue a local special event permit to the applicant if there are no conflicts with any zoning or other ordinances of the city.
(c) The city clerk shall notify the chief of police whenever a special event permit has been issued and forward a copy of the permit and application to the chief of police. (Code 2013)
- 3-804. SAME; PERMIT REGULATIONS. (a) No special event permit holder shall allow the serving of CMB between the hours of 12:00 a.m. and 6:00 a.m. at any event for which a special event permit has been issued.
(b) No CMB shall be given, sold or traded to any person under 21 years of age.
(c) No more than four special event permits may be issued in a calendar year to the same applicant.
(d) No special event permit issued hereunder may be transferred or assigned to any other vendor.
(e) All local ordinances and state statutes for the sale and consumption of CMB apply to holders of special event permits.
(Code 2013)