

CHARTER ORDINANCE NO. SEVENTY-FOUR

(Note: All or parts of this charter ordinance have been repealed. See notes at the end of the ordinance.)

A CHARTER ORDINANCE EXEMPTING THE CITY OF OVERLAND PARK, KANSAS, FROM THE PROVISIONS OF K.S.A. 41-719 RELATING TO THE CONSUMPTION OF ALCOHOLIC LIQUOR IN CERTAIN PLACES AND PROVIDING FOR SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT.

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

SECTION 1. That the Governing Body of the City of Overland Park, Kansas, by the power vested in it by Article 12, Section 5, of the Constitution of the State of Kansas, hereby elects and exempts itself from and makes inapplicable to it, the provisions of K.S.A. 41-719 relating to the consumption of alcoholic liquor in certain places and hereby provides substitute and additional provisions as hereinafter set forth. Such referenced statute is applicable to this City but not uniformly applicable to all cities.

*SECTION 2. The Governing Body shall provide by ordinary ordinance for the consumption and sale of alcoholic liquor in public places.

SECTION 3. This ordinance shall be published once each week for two (2) consecutive weeks in *The Overland Park Sun*, an official City newspaper.

SECTION 4. THIS IS A CHARTER ORDINANCE AND SHALL TAKE EFFECT 61 DAYS AFTER FINAL PUBLICATION UNLESS WITHIN 60 DAYS OF ITS FINAL PUBLICATION A PETITION SIGNED BY A NUMBER OF ELECTORS OF THE CITY OF OVERLAND PARK EQUAL TO NOT LESS THAN TEN PERCENT OF THE NUMBER OF ELECTORS WHO VOTED AT THE LAST PRECEDING REGULAR CITY ELECTION SHALL BE FILED IN THE OFFICE OF THE CITY CLERK OF OVERLAND PARK DEMANDING AN ELECTION ON THE CHARTER ORDINANCE IN WHICH CASE THE CHARTER ORDINANCE SHALL BECOME EFFECTIVE ONLY IF AND WHEN APPROVED BY A MAJORITY OF THE ELECTORS VOTING THEREON.

PASSED by the Governing Body not less than two-thirds of the members elect voting in favor thereof the 18th day of October, 1999.

Ed Eilert, Mayor

ATTEST:
Marian Cook
City Clerk

Charter Ordinance No. Seventy-Four

APPROVED AS TO FORM:

Michael R. Santos

Senior Assistant City Attorney

Passed: 10/18/99

Published: 10/22/99

10/29/99

Effective: 12/28/99

**Section 2 repealed by Charter Ordinance No. Seventy-Five*

Entire ordinance was repealed by Chapter 201 of the 2005 Session Laws of Kansas, effective November 15, 2005.