

(Ordinance published at [www.andoverks.com](http://www.andoverks.com) on May 4, 2024)

## ORDINANCE NO. 1903

AN ORDINANCE OF THE CITY OF ANDOVER, KANSAS AMENDING CHAPTER III, ARTICLE 2, SECTION 3-209 AND CHAPTER XIII, ARTICLE 3, SECTION 13-304 OF THE CODE OF THE CITY OF ANDOVER, KANSAS.

WHEREAS, the City of Andover, Kansas (the "City") has previously adopted Chapter III, Article 2 and Chapter XIII, Article 3 of the Code of the City of Andover, Kansas (the "Code") containing provisions relating to the consumption of alcoholic liquor or cereal malt beverage on City-owned public property; and

WHEREAS, the governing body of the City desires, and finds it necessary and advisable to amend Section 3-209 of Chapter III, Article 2 and Section 13-304 of Chapter XIII, Article 3 of the Code to make additional allowances for the consumption of alcoholic liquor and cereal malt beverages on City-owned public property.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF ANDOVER, KANSAS:

**SECTION 1.** Chapter III, Article 2, Section 3-209 of the Code shall be amended and replaced and shall read as follows:

**3-209. Consumption on public property.**

- (a) No person shall drink or consume any alcoholic liquor, beer, and/or cereal malt beverage on City-owned public property, unless hereinafter exempted.
- (b) The following described public properties, title to which is vested in the City:
  - (1) Andover Municipal Golf Course;
  - (2) Andover Community Center at the 13th Street Sports Park (inside only);
  - (3) Andover Public Library (inside only);
  - (4) Central Park and Central Park Lodge;
  - (5) Heritage Park including The Plaza at Heritage Park; and
  - (6) Any "Special Event" specifically approved by Resolution of the City of Andover, Kansas.

shall be exempt from the foregoing prohibition, provided however, that such exemption shall only be applicable if such consumption is in accordance with such rules, regulations and approvals which the City may from time to time adopt and have on file at City Hall.

**SECTION 2.** Chapter XIII, Article 3, Section 13-304 of the Code shall be amended and replaced and shall read as follows:

**13-304. Public consumption.**

It shall be unlawful for any person to drink or consume any alcoholic liquor, beer and/or any cereal malt beverage in any public place, or upon any street, right-of-way, alley or roadway within the City of Andover, Kansas (except such public places and/or events as may be duly licensed, authorized or specifically approved by the City of Andover, Kansas, to serve alcoholic liquor, beer and/or cereal malt beverage for consumption at such place). Any person violating this section shall be deemed guilty of a misdemeanor and upon conviction shall be punished by a fine of not more than Five Hundred Dollars (\$500) and/or six months incarceration upon conviction of the same.

**SECTION 3.** This Ordinance shall take effect and be in full force from and after its adoption by the governing body of the City, approval by the Mayor and publication once in the official newspaper of the City.

*[Remainder of Page Intentionally Left Blank]*

PASSED, APPROVED AND ADOPTED by the governing body of the City of Andover, Kansas this 30th day of April, 2024.

[seal]



CITY OF ANDOVER, KANSAS

By Ronnie Price  
Ronnie Price, Mayor

ATTEST:

By Dana Engstrom  
Dana Engstrom, City Clerk