

## CHAPTER XIV

### CEREAL MALT BEVERAGE AND INTOXICATING LIQUORS

#### SECTION XIV-1. CEREAL MALT BEVERAGES LICENSES.

A. The license fee of persons engaged in the retail sale of cereal malt beverages under the provisions of House Bill No. 587 of the laws of Kansas of 1937 within the city limits of Buhler, Kansas, are hereby prescribed as follows and declared a part of this ordinance:

(a). For each place of business selling only a retail cereal malt beverage in original and unbroken case lots and not for consumption on the premises \$50.00 per calendar year.

(b). For each other place of business selling cereal malt beverage at retail \$50.00 per calendar year.

The full amount of license fee shall be required regardless of that time of the year in which the application is made and the licensee shall only be authorized to operate under the license for the remainder of the calendar year in which the license is issued.

The license shall be signed, attested and countersigned by the officers charged by law to issue other licenses under the general licensing power of the city and shall be by order of the governing body.

B. No person shall be permitted to consume or drink any cereal malt beverage between the hours of twelve (12:00), midnight, and six (6:00) A.M. or on Sunday or any election day in or about a place of business licensed to sell cereal malt beverages.

C. No person while in or upon a motor vehicle in or about a place of business licensed to sell cereal malt beverages shall be served any cereal malt beverage for consumption therein or thereon; nor shall any person while in or upon a motor vehicle located or situated in or about a place of business licensed to sell cereal malt beverages drink or consume any cereal malt beverages.

D. No place or places of business selling cereal malt beverages shall be permitted to locate or establish a place or places of business for the sale of cereal malt beverages excepting as follows:

On Block 13, 14, 17, and 18

and that the place of business established for the sale of cereal malt beverages and must abutt and face Main Street.

SECTION XIV-2.

A. It shall be unlawful for any person to drink any cereal malt beverage or intoxicating liquor or to have in his possession any cereal malt beverage or intoxicating liquor as defined by the laws of the State of Kansas and the ordinances of this City, and, except in the original package or container, which shall not have been opened, in or upon any highway, road, street, alley, sidewalk, public easement, or automobile parking lot, whether such lot be privately or publicly owned, or in or upon a vehicle in, on or upon any of such places.

SECTION XIV-3.

A. It shall be unlawful for any person to transport in any vehicle upon a public highway, street or alley any alcoholic liquor except in the original package or container which shall not have been opened and the seal which shall not have been broken or from which the original cap or cork shall not have been removed, unless the opened package or container be in the locked rear trunk or rear compartment which is not accessible to the driver or any other person in said vehicle while it is in motion. 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 two hundred dollars (\$200.00) or by imprisonment for not more than ninety (90) days, or by both such fine or imprisonment.

SECTION XIV-4. - See Ord No. 442

(purchase, possession and consumption by persons  
under 21 years of age) -