

(Published at [www.cityofgardenplain.com](http://www.cityofgardenplain.com) on [September 3, 2026](#))

## **ORDINANCE 806**

### **AN ORDINANCE OF THE CITY OF GARDEN PLAIN, KANSAS AMENDING CHAPTER 3, ARTICLE 2 OF THE CODE OF THE CITY OF GARDEN PLAIN, KANSAS WITH RESPECT TO CEREAL MALT BEVERAGES**

**NOW, THEREFORE BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF  
GARDEN PLAIN, KANSAS:**

**Section 1. Amendment of Code section.** From and after the effective date of this Ordinance, Code Sections 3-202 and 3-202a are repealed and replaced as follows:

Section 3-202. Application.

Any person desiring a license shall make an application to the governing body of the city and accompany the application by the required license fee for each place of business for which the person desires the license. The application shall be verified, and upon a form prepared by the attorney general of the State of Kansas, and shall contain:

- a. The name and residence of the applicant and how long he or she has resided within the State of Kansas.
- b. The particular place for which a license is desired;
- c. The name of the owner of the premises upon which the place of business is located;
- d. The names and addresses of all persons who hold any financial interest in the particular place of business for which a license is desired.
- e. A statement that the applicant is a citizen of the United States and not less than 21 years of age and that he or she has not within two years immediately preceding the date of making application been convicted of a felony or any crime involving moral turpitude, or been adjudged guilty of drunkenness, or driving a motor vehicle while under the influence of intoxicating liquor or the violation of any other intoxicating liquor law of any state or of the United States:

The application shall be accompanied by a statement, signed by the applicant, authorizing any governmental agency to provide the city with any information pertinent to the application. One copy of such application shall immediately be transmitted to the chief of police of the city for investigation of the applicant. It shall be the duty of the chief of police to investigate such applicant to determine whether he or she is qualified as a licensee under the provisions of this chapter. The chief shall report to the City Clerk not later than five working days subsequent to the receipt of such application. The application shall be scheduled for consideration by the governing body at the earliest meeting consistent with current notification requirements.

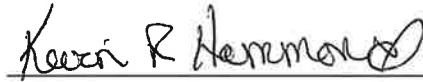
Section 3-202a. License application procedures.

- a. All CMB license applications must be on forms prepared by the office of the Kansas Attorney General.
- b. Applicants must submit their application forms with the appropriate fee to ABC to obtain their State CMB stamp.
- c. All applications for a new and renewed cereal malt beverage license shall be submitted with their state CMB stamp and appropriate City fee to the city clerk 10 days in advance of the governing body meeting at which they will be considered. If approved by the Governing Body, the city will issue the license and affix the stamp.
- d. The city clerk's office shall notify the applicant of an existing license 30 days in advance of its expiration.
- e. The clerk's office shall provide copies of all applications to the police department. The police department will run a records check on all applicants. The police department will then recommend approval, or disapproval, of applications within five working days of the department's receipt of the application.
- f. The governing body will not consider any application for a new or renewed license that has not been submitted 10 days in advance and been reviewed by the above city departments.

**Section 2. Repealer.** All parts of the code conflicting with the provisions of this Ordinance are hereby repealed.

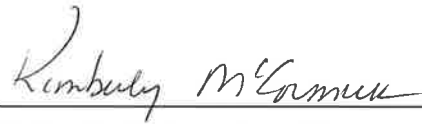
**Section 3. Publication and Effective Date.** This ordinance shall take effect and be in full force and effect from and after its passage, signature and publication of the full text of the ordinance in the official city newspaper.

**PASSED** by the governing body this 2<sup>nd</sup> day of September 2026.



Kevin Hammond, Mayor

ATTEST:



Kimberly McCormick, City Clerk

