

**ORDINANCE NO. 1484**

**AN ORDINANCE REPEALING AND ELIMINATING SECTION 3-218 AND CREATING SECTION 3-108 OF THE MARION CITY CODE PERTAINING TO SANITARY CONDITIONS REQUIRED FOR ON-PREMISE CONSUMPTION OF CEREAL MALT BEVERAGES OR ALCOHOLIC BEVERAGES WITHIN THE CORPORATE CITY LIMITS OF MARION, KANSAS.**

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

**SECTION 1:**

Section 3-218 of the Marion City Code is hereby repealed in its entirety effective with the passage of this ordinance.

**SECTION 2:**

Section 3-108 of the Marion City Code is hereby created to establish sanitary condition requirements for on premise consumption of cereal malt beverages or alcoholic beverages in licensed drinking establishments and private clubs within the corporate city limits .

**SECTION 3:**

Section 3-108 of the Marion City Code shall read:

**Sanitary conditions required.**

All parts of the licensed premises including furnishings and equipment shall be kept clean and in a sanitary condition. The licensed premises shall have at least one restroom easily accessible at all times to its patrons and employees. The restroom shall be equipped with at least one lavatory with hot and cold running water, be well lighted, and be furnished at all times with paper towels, or other mechanical means of drying hands and face. Each restroom shall be provided with adequate toilet facilities which shall be of sanitary design and readily cleanable. The doors of all toilet rooms shall be self-closing and toilet paper at all times shall be provided. Easily cleanable receptacles shall be provided for waste material and such receptacles in toilet rooms shall be covered. The restrooms shall at all times be kept in a sanitary condition and free of offensive odors and shall be at all times subject to inspection by the city public safety officer or designee.

**SECTION 4.**

This amendment to this ordinance shall be included in the Code of the City of Marion, Kansas, and shall be effective upon its passage.

**SECTION 5.**

This ordinance summary shall be published following its passage in the City' s official newspaper.

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 of a summary hereof certified as legally accurate and sufficient by the City Attorney in the Official Newspaper of the City one time.

**ADOPTED AND PASSED** by the governing body of the City of Marion, Kansas on February 7, 2022 and **APPROVED** by the governing body **AND SIGNED** by the Mayor.

  
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DAVID MAYFIELD, Mayor

ATTEST:

  
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TIFFANY JEFFREY, City Clerk