



Franklin
COUNTY KANSAS

**Board of County Commissioners
Franklin County, Kansas**

Resolution 23- 26

**A RESOLUTION DIRECTING THE FRANKLIN COUNTY ELECTION
OFFICER TO PLACE A SPECIAL QUESTION ON THE BALLOT UNDER
K.S.A. 41-2646(a)(3) TO ELIMINATE THE 30% FOOD SALES
REQUIREMENT ON LIQUOR BY THE DRINK**

WHEREAS, on November 4, 1986, the voters of the State of Kansas approved a Constitutional Amendment which removed the prohibition against the sale of liquor by the drink; and

WHEREAS, on November 8, 1994, the voters of Franklin County, Kansas, approved the sale of alcoholic liquor by the individual drink in public places where at least thirty percent (30%) of the gross receipts are from the sale of food for consumption on the premises and is prohibited in all other places; and

WHEREAS, K.S.A. 41-2646(a)(3) authorizes the board of county commissioners of any county to submit to the qualified electors a proposition to permit the sale of alcoholic liquor by the individual drink in public places without a requirement that any of the portion of the gross receipts be derived from the sale of food.

NOW, THEREFORE, BE IT RESOLVED, that the Franklin County Board of County Commissioners as provided in K.S.A. 41-2646(c), The Franklin County Clerk, as the County Election Officer, shall, at the next succeeding state general election, or at the next election in which every qualified elector in Franklin County may vote, whichever occurs first more than 90 days after the adoption of this Resolution, cause the following proposition to be placed on the ballot:

"Shall sale of alcoholic liquor by the individual drink in Franklin County be allowed in public places without a requirement that any portion of their gross receipts be from sales of food?"

IT IS FURTHER RESOLVED, that the County Election Officer conduct said election in accordance with K.S.A. 41-2646(d) and K.S.A. 21-2646(e).

PASSED AND ADOPTED by the Franklin County Board of County Commissioners this 7th day of June, 2023. This action shall become effective upon its adoption.

Janne Dickinson

Janne Dickinson, Chair



Attested and Recorded, this 7th day of June, 2023

Janet Paddock
Janet Paddock, County Clerk