

CEREAL MALT BEVERAGE, or BEER CONTAINING NOT MORE THAN 6% ALCOHOL BY VOLUME

BASIS Any fermented but undistilled liquor brewed or made from malt or from a mixture of malt or malt substitute or any flavored malt beverage, but does not include any such liquor which is more than 3.2% alcohol by weight, for use or consumption and not for resale in any form. A license to sell cereal malt beverage also allows the licensee to sell beer containing not more than 6% by volume.

On-Premise Consumption: Allows the license holder to offer for sale the consumption of cereal malt beverage, or beer containing not more than 6% alcohol by volume, ON premises for General/Restaurants (more than 50% of gross revenues derived from the sale of food), etc.

Off – Premise Consumption: Allows the license holder to offer for sale the consumption of cereal malt beverage, or beer containing not more than 6% alcohol by volume, OFF premises for grocery stores, convenience stores, etc.

There are three different types of applications with one that must be completed depending on the type of business: 1) Individual/Sole Proprietor and the City of Wichita Supplemental Information Application for Individual; 2) Partnership, Firm or Association and the City of Wichita Supplemental Information Application for Partnership/Firm/Association; 3) Corporate and the City of Wichita Supplemental Information Application for Corporation.

On-Premise Special Event Retailers’ Permit: Allows the permit holder to offer for sale the consumption of cereal malt beverage, or beer containing not more than 6% alcohol by volume ON premises, on an annually unlicensed or unpermitted premises, which may be open to the public.

LEGAL

REFERENCE K.S.A. Chapter 41, Article 27; Chapter 4.12, Code of the City of Wichita, Kansas.

REGULATIONS A license to sell cereal malt beverage is non-transferable and non-refundable.

Cereal malt beverage, or beer containing not more than 6% alcohol by volume, can be sold for on-premise consumption between 6:00 a.m. and midnight, Monday through Saturday and on Sunday, except Easter Sunday, between the hours of 9:00 a.m. and 8:00 p.m. in all places of business which derive not less than 30% of their gross receipts from the sale of food.

Cereal malt beverage, or beer containing not more than 6% alcohol by volume, can be sold for off-premise consumption between 6:00 a.m. and midnight, Monday through Saturday and between 9:00 a.m. and 8:00 p.m. on any Sunday except Easter Sunday. Cereal malt beverage can be sold for off-premise consumption on Election Day and all other holidays.

The Special Event Retailers’ Permit shall be issued for the duration of the special event, the dates and hours of which shall be specified in the permit, no more than four special event retailers’ permits shall be issued to the same applicant in a calendar year, not transferable or assignable, and shall not be subject to the provisions of the beer and cereal malt beverage keg registration act, K.S.A. 41-2901 *et seq.* and amendments thereto.

ENFORCING

AUTHORITY Police Department; MABCD; City Council

FEES On-Premise Consumption/General/Restaurant (need 30% or more gross revenue from sale of FOOD) \$225.00
Off-Premise Consumption (grocery stores, convenience stores, etc.)/Retailer \$75.00
On-Premise Special Event Retailers’ Permit per Day\$40.00 per day + \$25.00

\$25.00 has been added to all license fees for the State of Kansas excise tax. The excise tax is sent to the State on a monthly basis.

Annual licenses expire one year from approval date. Please allow 30 days for approval.