

Sponsors: <u>Mayor Clark</u> <u>Commissioner Powell</u>
First Reading: <u>11-26-12</u>
Second Reading: _____
Publication Date: _____

ORDINANCE NO. 220.500-12-2012
AN ORDINANCE AMENDING A PRIOR ORDINANCE RELATING TO
ALCOHOLIC BEVERAGE CONTROL

WHEREAS, Ordinance No. 220.500-8-2012 was previously adopted relating to alcoholic beverage control pursuant to Kentucky's alcoholic beverage control statutes, specifically KRS Chapters 241-244; and,

WHEREAS, the City Commission has been asked to amend the ordinance to reflect the changes set forth herein;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF FRANKLIN, KENTUCKY, as follows:

Article V shall be amended to read as follows:

ARTICLE V. HOURS FOR SALE AND DELIVERY

Section 5.1 Hours for Sale and Delivery.

(a) A licensee for distilled spirits, wine or malt beverages by the drink shall be permitted to sell or dispense distilled spirits, wine and/or malt beverages on Monday through Thursday between the hours of 6:00 a.m. until 12:00 midnight. Further, a licensee for distilled spirits, wine or malt beverages by the drink shall be permitted to sell or dispense said beverages on Sunday from 1:00 p.m. until ~~9:00 p.m.~~ 12:00 midnight.

(b) The licensee shall not sell or dispense distilled spirits, wine and malt beverages by the drink for consumption on Friday and Saturday, except between the hours of 6:00 a.m. Friday until 2:00 a.m. Saturday, and 6:00 a.m. Saturday until 2:00 a.m. Sunday.

(c) A licensee licensed to sell distilled spirits, wine or malt beverages by the drink may sell and dispense alcoholic beverages on New Year's Eve until 2:00 a.m. on January 1; provided that the appropriate licenses have been obtained from both the city and the state ABC Board.

(d) Retail package distilled spirits and wine sales, and package malt beverage sales shall be permitted from 6:00 a.m. until midnight each day of the week, except that such package sales shall not be permitted during the hours of 12:00 midnight and 1:00 p.m. on Sunday, ~~or between the hours of 9:00 p.m. on Sunday and 6:00 a.m. on Monday.~~

(e) The licensee shall not sell or dispense any distilled spirits, wine or malt beverages during the hours that the polls are open on any election day.

If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, and such holdings shall not affect the validity of the remaining portions of Ordinance.

All ordinances or parts of ordinances in conflict herewith, are, to the extent of such conflict, hereby repealed.

NOV 26, 2012 FIRST READING _____

SECOND READING

At a meeting of the City Commission of the City of Franklin, Kentucky, held on _____, on motion made by _____ and seconded by _____, the foregoing ordinance was adopted, after full discussion, by the following vote:

_____ MASON BARNES

_____ JAMIE POWELL

_____ LARRY DIXON

_____ HENRY STONE

_____ RONNIE CLARK, MAYOR

APPROVED BY:

RONNIE CLARK, MAYOR

ATTEST:

MANDY CASSADY, CITY CLERK