

ORDINANCE NO. 11 - 2018

AN ORDINANCE AMENDING ORDINANCE NO. 05-2017 SERIES RELATING TO THE HOURS OF SALE FOR ALCOHOLIC BEVERAGES AND APPLICATION OF LICENSE FOR SUNDAY SALES WITHIN THE UNINCORPORATED AREA OF FRANKLIN COUNTY, KENTUCKY

BE IT ORDAINED BY THE FISCAL COURT OF THE COUNTY OF FRANKLIN, COMMONWEALTH OF KENTUCKY;

That Ordinance No. 5-2017 Series, adopted on, September 21, 2017, and of record in Fiscal Court Order Book 28, page 141, be as amended and readopted as follows:

WHEREAS, on June 8, 1973, an order was issued that states "all places inside Franklin County but outside the corporate limits of the city of Frankfort, which are licensed for the sale of alcoholic beverages be permitted to be open for business only between the hours of 6:00 a.m. and 1:00 a.m. on each day except Saturday and Sunday, and that such places be required to close at 12:00 midnight Saturday nights and to remain closed until 6:00 a.m. on the following Monday morning. All times being eastern time. Pursuant to KRS 244.290; and

WHEREAS, the legislative body of an urban-county government, consolidated local government, charter county government, unified local government, city, or county, in which traffic in malt beverages is permitted by KRS Chapter 242 shall have the exclusive power to establish times in which malt beverages may be sold within jurisdictional boundaries, including Sunday and any primary, or regular, local option, or special election day sales if the hours so fixed shall not prohibit the sale, gift, or delivery of any malt beverages between 6 a.m. and midnight during any day, except Sunday;

NOW, THEREFORE, BE IT ORDAINED, THAT THE FOLLOWING ORDINANCE SHALL TAKE EFFECT AND BE IN FULL FORCE WHEN PASSED, PUBLISHED AND RECORDED ACCORDING TO LAW:

Section I. Permitted Hours for Sale.

Establishments located within Franklin County but outside the corporate limits of the city of Frankfort, which are licensed for sale of alcoholic beverages shall be permitted to sell between the hours of 6:00 a.m. and 12:59 a.m. on each day except Saturday and Sunday and that such places be required to cease sales at 1:59 a.m. Sunday and may resume sales Sunday at 11:00 a.m. until 11:59 p.m. All times being eastern time.

Section II. Sunday Sales for Alcoholic Beverages.

Businesses which are licensed for the sale of malt beverages, distilled spirits, and wine, may apply for a Sunday sale license.

Any establishment for which there has been granted a Sunday sale license shall be permitted to sell on Sunday from 11:00 a.m., until 11:59 p.m. In any year in which December 31 New Year's Eve falls on a Sunday, the hours may be extended by one hour, beginning at 11:00 a.m. and ending at 12:59 a.m. Monday, January 1.

Section III. Procedure.

The limited Sunday Licenses are issued only to those businesses authorized to sell malt beverage, distilled spirits and wine retail drink and the holders of those licenses must apply to the state administrator and meet all other local and legal requirements for obtaining a Sunday liquor by the drink license.

Section IV. Fee.

Pursuant to KRS 243.060 (g) the fee for a license in Franklin County shall be-in accordance with Ordinance No. 5-2013, and any future amendments there to.

THIS ORDINANCE SHALL BECOME EFFECTIVE ON THE DATE OF THE SECOND READING AND ADOPTION HEREOF.

Given first reading at a Special Meeting of the Franklin County Fiscal Court on the 31 day of May, 2018.

Given second reading, voted upon and passed at a Regular Meeting of the Franklin County Fiscal Court on this 15 day of June, 2018, and of record in Fiscal Court Order Book 28, Page 407.



Huston Wells
County Judge Executive

ATTESTED TO:



Tambra Harrod
Fiscal Court Clerk