

**CITY OF HIGHLAND HEIGHTS, KENTUCKY**

**ORDINANCE NO. 18-2013**

AN ORDINANCE AMENDING  
ORDINANCE NO. 12-2005 OF  
SECTION 112.40 OF THE CITY'S  
CODIFICATION OF ITS ORDINANCES  
ABOLISHING THE CITY'S RESTRICTIONS  
ON SELLING ALCOHOL DURING THE  
HOURS THE POLLS ARE OPEN IN THE  
CITY ON ANY ELECTION DAY.

WHEREAS, Senate Bill 13 passed by the legislature allows local communities to sell alcohol on election days during the hours polls are open; and

WHEREAS, the City of Highland Heights desires to allow properly licensed establishments to sell alcohol on election days during the hours the polls are open.

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF HIGHLAND HEIGHTS, KENTUCKY AS FOLLOWS:

Section I

That Section 112.40 of the City's codification of its ordinance is amended as follows:

Pursuant to the authority of KRS 244.290 and KRS 244.480, the times and hours during which distilled spirits, wine and malt beverages may be sold at retail in the city are hereby established to be the hours after 6:00 a.m. and before 2:30 a.m. prevailing time on any day except Sunday, and the hours after ~~1:00 p.m.~~ 11:00 a.m. and before 2:30 a.m. prevailing time on any Sunday. ~~However, no distilled spirits or wine or malt beverages shall be sold at retail in the city during the hours the polls are open in the city on any election day.~~

Section II

During the hours before 6:00 a.m. and after 2:30 a.m. prevailing time on any day except Sunday, and the hours after 2:30 a.m. and before ~~1:00 p.m.~~ 11:00 a.m. prevailing time on any Sunday, ~~and the hours when any polls are open in the city on any election day,~~ no person who has a valid city license for the sale of distilled spirits or wine or malt beverages at retail shall cause, permit, or engage in any of the actions, business, or transactions authorized and permitted thereby. During such times, all persons who have such city licenses shall cause the licensed premises to be closed and vacated by all persons except the applicant and those persons identified on the application for such city licenses or any supplements thereto as officers, agents, or employees of the person to whom such city license was issued. All other persons shall vacate the licensed premises and remove themselves therefrom during such times; however, any person upon the premises who purchased any alcoholic beverages by the drink from the licensee within

30 minutes prior to any such times may remain upon the premises for a period not to exceed 30 minutes thereafter for the sole purpose of the consumption of the drink purchased.

Section III

That this Ordinance shall be signed by the Mayor, attested by the City Clerk/Treasurer, recorded and published. Same shall be in effect at the earliest time provided by law.

First reading of this 19<sup>th</sup> day of November, 2013.

Second reading of this 3<sup>rd</sup> day of December, 2013.

  
MAYOR GREGORY V. MEYERS

ATTEST:

  
JEAN RAUF  
CITY CLERK/TREASURER

Ord13.18

**PUBLISH : CCR**

DEC 19 2013