

CITY OF HIGHLAND HEIGHTS, KENTUCKY

ORDINANCE NO. 12-2005

AN ORDINANCE AMENDING SECTION 112.40
OF THE CITY'S CODIFICATION OF ITS
ORDINANCES ESTABLISHING THE HOURS
DURING WHICH IT IS PERMISSIBLE
TO SELL ALCOHOLIC BEVERAGES, BY
PERMITTING THE SALE OF ALCOHOLIC
BEVERAGES AT 11:00 A.M. ON SUNDAYS
INSTEAD OF 1:00 P.M.

WHEREAS, Businesses within the City of Highland Heights have requested for expanded liquor sales on Sundays; and

WHEREAS, the communities surrounding Highland Heights have expanded their hours permitting the sale of alcoholic beverages on Sundays; and

WHEREAS, the City of Highland Heights wishes to permit its businesses to not be at a disadvantage with other similar businesses in the surrounding communities.

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 and recorded. Same shall be in effect at the earliest time provided by law.

First reading this 20th day of September, 2005.

Passed on 2nd reading this 4th day of October, 2005.


MAYOR CHARLES ROETTGER, III

ATTEST:


JEAN A. RAUF
CITY CLERK/TREASURER
Ord05.12

Publish CCR 10-20-2005