

**CITY OF HURSTBOURNE
ORDINANCE 17-02
AN ORDINANCE RELATING TO REVISIONS TO
CODIFIED CHAPTER 111**

WHEREAS, the City Commission finds that revisions should be made to the City’s Codified Ordinances, Chapter 111, concerning the hours during which alcoholic beverages may be sold in the City, to match those hours currently in place in Louisville Metro and second to revise and modernize the language of the allowable sale hours section, to promote consistency and avoid confusion for license holders and the public,

NOW THEREFORE, on the basis of the foregoing findings and purpose statements set out above, **IT IS HEREBY ORDAINED BY THE CITY OF HURSTBOURNE**:

Section One. That Sections 111.12 of the City’s Codified Ordinances, be and hereby is repealed.

Section Two. That Sections 111.10 and 111.11 of the City’s Codified Ordinances, be and hereby are repealed and replaced as follows:

111.10 SPIRITS; HOURS OF SALE

- (a) Retail package distilled spirits and wine. The lawful operating hours for a licensee to sell, permit to be sold, or deliver distilled spirits or wine are as follows:
 - 1) Between the hours of 6 a.m. and 12 a.m. on Monday through Saturday;
 - 2) Between the hours of 1 p.m. and 11:59 p.m. on Sunday; and
 - 3) Between the hours of 12 a.m. and 2 a.m. on any day of the week if the licensee has an extended hour supplemental license.

- (b) Retail drink distilled spirits and wine. The lawful operating hours for a license to sell, serve, or permit the consumption of distilled spirits or wine are as follows:
 - 1) Between the hours of 6 a.m. and 12 a.m. on Monday through Saturday;
 - 2) Between the hours of 1 p.m. and 11:59 p.m. on Sunday, unless the licensee has a special Sunday retail drink license that allows operating hours to begin at 10 a.m. To be eligible for the special Sunday retail drink license, the licensee must receive at least 50% of its gross receipts from the sale of food or have one of the following licenses set forth in Kentucky Revised Statute: qualified historic site license (KRS 243.042), nonquota type 1 (KRS 243.082, or nonquota type 2 (KRS 243.084); and
 - 3) Between the 12 a.m. and 2 a.m. on any day of the week if the licensee has an extended hour supplemental license.

- (c) Derby exception. Notwithstanding subsections (a) and (b), retail drink and retail package licensees may sell, serve, deliver, permit to be sold, or permit the consumption of distilled

spirits and wine on the first Saturday of May between the hours of 12 a.m. and 6 a.m.

111.11 BEER; HOURS OF SALE

- (a) Retail malt beverage package. The lawful operating hours for a licensee to sell, permit to be sold, or deliver malt beverages are as follows:
 - 1) Between the hours of 6 a.m. and 12 a.m. on Monday through Saturday;
 - 2) Between the hours of 1 p.m. and 11:59 p.m. on Sunday; and
 - 3) Between the hours of 12 a.m. and 2 a.m. on any day of the week if the licensee has an extended hour supplemental license.

- (b) Retail malt beverage drink. The lawful operating hours for a licensee to sell, serve or permit the consumption of malt beverages are as follows:
 - 1) Between the hours of 6 a.m. and 12 a.m. on Monday through Saturday;
 - 2) Between the hours of 1 p.m. and 11:59 p.m. on Sunday, unless the licensee has a special Sunday Malt beverages retail drink license that allows operating hours to begin at 10 a.m. To be eligible for the special Sunday Malt Beverages retail drink license, the licensee must receive at least 50% of its gross receipts from the sale of food or have one of the following licenses set forth in Kentucky Revised Statute: qualified historic site license (KRS 243.042), nonquota type 1 (KRS 243.082, or nonquota type 2 (KRS 243.084).
 - 3) Between the hours of 12 a.m. and 2 a.m. on any day of the week if the licensee has an extended hour supplemental license.

- (c) Derby exception. Notwithstanding subsections (a) and (b), retail drink and retail package licensees may sell, serve, deliver, permit to be sold, or permit the consumption of distilled spirits and wine on the first Saturday of May between the hours of 12 a.m. and 6 a.m.

Section Three. This Ordinance shall take effect upon its passage, approval and publication as required by law.

FIRST READING: _____

SECOND READING: _____

PASSED AND APPROVED: _____

Mary Schneider, Mayor

ATTEST:

Jim Leidgen, City Clerk

In Favor: _____

Opposed: _____