

Ordinance No. 2023-011
An Ordinance Amending Ordinance No.2015-003
Pertaining to ABC laws in the City of Springfield, KY.

AN ORDINANCE AMENDING THE COMPREHENSIVE REGULATORE ORDINANCE FOR THE SALE AND DISTRIBUTION OF ALCOHOLIC BEVERAGES WITHIN THE CITY OF SPRINGFIELD, KY.

Whereas, the City of Springfield is authorized under KRS 244.290 to regulate Sunday sales of alcoholic beverages; and

Whereas, the City of Springfield is authorized to require and issue licenses for the trafficking in and sale of alcoholic beverages;

Therefore, the City of Springfield agrees to amend current ABC Ordinance to the following:

SECTION I

A. DEFINITIONS. The following words, terms and phrases, when used in this Ordinance shall have the meaning ascribed to them in this section, and unless the context of the provision requires otherwise, and in addition to the definitions and rules of construction set out in this Section, the definitions contained in Sections 241.010 of the Kentucky Revised Statutes are adopted as the meaning of such words used in this chapter.

15) TRAFFIC IN ALCOHOLIC BEVERAGES. Any action, business, or transaction in regard to the production, storage, transportation, distribution, sale, deliver, and transfer of alcoholic beverages.

~~15)~~ **16) WHOLESALE SALE.** A sale to any person for the purpose of resale.

~~16)~~ **17) WINE.** The product of the normal alcoholic fermentation of the juices of fruits, with the usual cellar treatment and necessary additions to correct defects due to climatic, saccharin and seasonal conditions. It includes champagne and sparkling and fortified wine of an alcoholic content not to exceed 24% by volume.

SECTION IV

A. CLASSIFICATION OF LICENSES.

(1) For the privilege of causing, permitting, and engaging in the actions, business, and transactions authorized thereby in regard to traffic in alcoholic beverages in the city and pursuant to the authority of KRS 243.070, there is hereby established a corresponding city license for each of the state licenses described in the following schedule. The actions, business, and transactions authorized and permitted thereby and the expiration dates thereof shall be and are the same as those of the state licenses to which the city licenses correspond and which are indicated and described in the sections of state law indicated in the following schedule. The fees for such city licenses shall be the maximum allowed by law as indicated in the following schedule.

(2) No person shall cause, permit, or engage in any of the actions, business, or transactions authorized by such city and state licenses within the city without both a valid city license and a valid state license.

B. LICENSE FEE SCHEDULE.

(1) The licenses authorized under this subchapter shall be divided into the following categories and the applicant shall, at the time of his application, pay to the City of Springfield the appropriate fee for each license applied for:

(2) Malt beverage licenses as set forth in KRS 243.040, follows:

- (a) Brewer's license, per annum\$500.00*
- (b) Microbrewery license, per annum\$500.00*
- (c) Malt beverage distributor's license, per annum\$400.00*
- (d) Nonquota retail malt beverage package license, per annum...\$200.00*
- (e) Nonquota type 4 retail malt beverage drink license, per annum \$600.00*
- (f) Malt beverage brew-on-premises license, per annum... \$100.00*
- (g) Distilled Spirits, Wine and Malt beverage Storage License, per annum:
.....\$1,000.00*

SECTION V

A. HOURS OF SALES PROHIBITED.

(1) No premises for which there has been granted any license for the sale of malt beverages, distilled spirits, or wine shall remain open for the purpose of selling malt beverages, distilled spirits or wine and no sale of malt beverages, distilled spirits or wine shall occur between the hours of 12:00 Midnight and 6:00 a.m. The sale of malt beverages, distilled spirits, or wine may be sold on Sundays during the hours of ~~1:00 pm til~~ ~~10:00 PM~~ **10:00 a.m. until 10:00 p.m.** and during the hours the polls are open for any regular, primary, school or special election.

NOW, THEREFORE BE IT ORDAINED by the City Council of the City of Springfield, Commonwealth of Kentucky that:

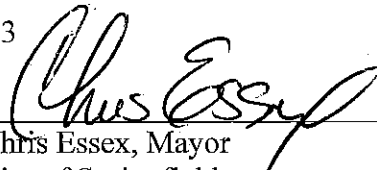
The City Clerk cause this Ordinance be published in accordance with the appropriate Kentucky Revised Statutes.

Passed and approved by the City Council of the City of Springfield, on this 11 day of July, 2023, with Yes and No Votes as follows:

	YES	NO
Brooke Coulter	_____	_____ <i>Absent</i>
Willie Ellery	<u>✓</u>	_____
Carolyn Hardin	_____	<u>✓</u>
Terrence McCain	<u>✓</u>	_____
Chuck Polin	<u>✓</u>	_____
Lance Smith	<u>✓</u>	_____

First Reading: June 13th, 2023
Second Reading: July 11, 2023

Published in the Springfield Sun: July 19, 2023



Chris Essex, Mayor
City of Springfield

ATTEST:



Jessica Hart, City Clerk