

**CITY OF FLORENCE, KENTUCKY  
ORDINANCE O-17-22**

**AN ORDINANCE RELATING TO ALCOHOLIC BEVERAGE CONTROL AND AMENDING SECTION X OF ORDINANCE NO. 0-34-82, AS LAST AMENDED BY ORDINANCE NO. O-8-17.**

**WHEREAS**, the City desires by this Ordinance to amend Section X of Ordinance No. O-34-82, as last amended by Ordinance No. O-8-17.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF FLORENCE, KENTUCKY, AS FOLLOWS:**

**SECTION I**

**Section X of Ordinance O-34-82, and as last amended by Ordinance No. O-8-17, is hereby amended to read as follows:**

HOURS WHEN SALES PERMITTED: A Licensee may sell alcoholic beverages or do any act authorized by the licensee's license with respect to the sale of alcoholic beverages only during the hours hereinafter set out for each such license.

(1) ~~Distilled spirits package license: During the period between 6:00 a.m. to 1:00 a.m. daily, except Sunday and from 11:00 a.m. to midnight on Sunday.~~ A premises licensed to sell distilled spirits, wine and/or malt beverages between the hours of from 6:00 a.m. until 2:30 a.m., except that such drink sales shall be permitted on Sunday only between the hours from 9:00 a.m. until 11:59:59 p.m. (Sunday sales require a Special Sunday Retail Drink License).

(2) ~~Distilled spirits drink license: During the period between 6:00 a.m. to 2:30 a.m. daily except Sunday and from 1:00 p.m. to midnight on Sunday.~~ Retail package distilled spirits and wine sales shall be permitted from 6:00 a.m. until 1:00 a.m. each day of the week, except that such package sales shall be permitted on Sunday only between the hours from 11:00 a.m. until 11:59:59 p.m.

(3) ~~Distilled spirits and wine wholesaler's license and malt beverage distributor's license: During the period between 6:00 a.m. and midnight every day except Sunday.~~ Retail malt beverage package sales shall be permitted from 6:00 a.m. until 2:30 a.m. each day of the week, except that such package sales shall be permitted on Sunday only between the hours from 11:00 a.m. until 11:59:59 p.m.

(4) ~~Retail Malt beverage licenses: During the period between the hours of 6:00 a.m. to 2:30 a.m. daily except Sunday and from 11:00 a.m. to midnight on Sunday.~~ A licensee who holds a NQ1 license may apply for an extended hour's supplemental license which will allow alcohol sales between the period between 6:00 a.m. to 4:30 a.m. daily except Sunday and from 9:00 a.m. to 2:30 a.m. on Sunday .

(5) ~~Extended hours supplemental license: During the period between 6:00 a.m. to 4:30 a.m. daily except Sunday and from 1:00 p.m. to 2:30 a.m. on Sunday.~~ A licensee who holds a Special Sunday Retail Drink License may serve distilled spirits, wine, and malt beverages by the drink from 9:00 a.m. to 11:59:59 p.m., except when New Year's Eve (Dec. 31) falls on a Sunday, then until 2:30 a.m. on the following New Year's Day (January 1).

(6) ~~Special Sunday Retail Drink License: 11:00 a.m. to midnight except when New Years Eve (Dec. 31) falls on a Sunday, then until 2:30 a.m. on the following New Years Day (January 1).~~  Holders of a Distributor's License are permitted to deliver and sell alcohol between 6:00 a.m. and 11:59:59 p.m. each day of the week except Sunday.

If a licensee provides a separate department within his licensed premises capable of being locked and closed off, within which is kept all stocks of alcoholic beverages and all fixtures and apparatus connected with his business as a licensee, and said department is kept

locked during all times when his premises are open and he is not authorized to sell alcoholic beverages hereunder, he shall be deemed to have complied with this section.

**SECTION II**

If any section, paragraph, clause, provision or phrase of this Ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, provisions or phrases of this Ordinance, or this Ordinance as an entirety, it being the legislative intent that this Ordinance shall be valid notwithstanding the invalidity of any section, sentence, clause, provision or phrase.

**SECTION III**

This Ordinance shall be published by posting on the City's internet website.

PASSED AND APPROVED ON FIRST READING THIS 23<sup>rd</sup> DAY OF AUGUST, 2022.

PASSED AND APPROVED ON SECOND READING AND PUBLICATION ORDERED THIS 6<sup>th</sup> DAY OF SEPTEMBER, 2022.

APPROVED:

/s/ Diane E. Whalen  
Diane E. Whalen, Mayor

ATTEST:

/s/ Melissa Kramer  
Melissa Kramer, City Clerk