

ORDINANCE NO.2023-11

AN ORDINANCE AMENDING ORDINANCE 2015-05 REGULATING THE SALE AND CONSUMPTION OF ALCOHOLIC BEVERAGES IN MARSHALL COUNTY, KENTUCKY

WHEREAS, pursuant to an election held on July 28, 2015, a majority of the voters of Marshall County, Kentucky were in favor of said County going “wet” and permitting alcohol sales;

WHEREAS, the Fiscal Court of Marshall County, Kentucky deems it necessary to regulate the sales of alcoholic beverages within its boundaries;

WHEREAS, the Fiscal Court of Marshall County, Kentucky does wish to amend the existing ordinance as it relates to hours for sale and delivery;

NOW THEREFORE, Be it Ordained by the Fiscal Court of Marshall County, Kentucky as follows:

MISCELLANEOUS PROVISIONS

10.038 HOURS FOR SALE AND DELIVERY.

(A) Unless otherwise set forth specifically herein, a licensee for distilled spirits, wine, or malt beverages by the drink shall be permitted to sell or dispense distilled spirits, wine and/or malt beverages by the drink between the hours of 6:00 a.m. until 12:00 (midnight) on Mondays through Saturdays. Sunday sales by the drink shall only be permitted between the hours of 12:00 p.m. (noon) until 12:00 (midnight). Notwithstanding the foregoing, sales by the drink on December 31st, regardless of the day of the week upon which it might fall, may continue until 2:00 a.m. on January 1st.

(B) Retail package distilled spirits and wine sales and package malt beverage sales shall be permitted from 6:00 a.m. until 12:00 (midnight). ~~each day of the week, except there shall be absolutely no Sunday sales. If any establishment remains open after midnight and/or Sunday, all coolers containing alcoholic beverages must be locked. All distilled spirits and wines not kept in coolers must be locked up. Any displays of malt beverages must have a sign with lettering not less than two ~~one~~ inches in height reading “NO SALES AFTER MIDNIGHT AND NO SUNDAY SALES”. This sign must be atop every display and in cases where establishments have aisles of malt beverages, a larger sign, with letters not less than four inches in height, must be placed at the entrance and exit of each aisle.~~

(C) A licensee shall not sell, give away, or deliver any alcoholic beverage or permit any alcoholic beverage to be sold, given away, or delivered on the licensed premises during non-permitted hours for sale and delivery. A licensee shall not permit the consumption of alcoholic beverages on the licenses premises past 12:00 (midnight).

(D) Alcohol sales at golf courses.

Golf courses located within the County that have a golf course alcohol beverage control license shall be allowed to sell distilled spirits, wine, or malt beverages by the drink between the hours of 6:00 a.m. until 12:00 (midnight) on Mondays through Saturdays. Sunday sales by the drink shall only be permitted between the hours of 12:00 p.m. (noon) until 12:00 (midnight). Notwithstanding the foregoing, sales by the drink on December 31st, regardless of the day of the week upon which it might fall, may continue until 2:00 a.m. on January 1st.

FIRST READING: June 6, 2023

SECOND READING: _____, 2023

PUBLICATION: _____

Passed and effective on this the _____ day of _____, 2023.

KEVIN SPRAGGS, JUDGE-EXECUTIVE
MARSHALL COUNTY FISCAL COURT

ATTEST: _____

Marshall County Fiscal Court Clerk