

ORDINANCE 12-20121119OR

AN ORDINANCE RELATED TO THE SALE OF ALCOHOLIC BEVERAGES WITHIN THE CITY OF GREENSBURG AT QUALIFIED HISTORICAL SITES, AND PROVIDING FOR THE REGULATION OF SUCH ACTIVITIES, THE ISSUING OF REGULATORY LICENSING OF PERSONS OR ENTITIES ENGAGING IN SALE OF ALCOHOLIC BEVERAGES, THE ADMINISTRATION AND ENFORCEMENT OF THIS ORDINANCE.

WHEREAS, the City of Greensburg desires to adopt an Ordinances pertaining to the sale of alcoholic beverages in Aqualified historical sites@ under the definition set forth in KRS 241.010 (34) and pursuant to the authority of KRS 243.042 and a local option election;

WHEREAS, a local option election was held pursuant to KRS 242.050, as a result of which election allowed the sale of distilled spirits, wine and malt beverages by the drink and will be permitted under the provisions of KRS Chapters 241-244;

WHEREAS, sales and activities as approved in the recent local option election can create increased risks to the health, safety and welfare of the general public and to children and minors, in particular, unless appropriate regulation is adopted and enforced;

WHEREAS, the City Council deems it prudent and appropriate to provide by ordinance for the regulatory licensing and general regulation of all sales in alcoholic beverages, to provide additional protections by regulation for the benefit of the health, safety and welfare of the general public and of children and minors, in particular, and to provide for enforcement of the Ordinance as hereinafter set out;

WHEREAS, the City Council, in the enactment of this Ordinance intends that the enacted ordinance allowing sales in Aqualified historical sites@ protect and benefit the community by:

Promoting economic health within the community;

Causing the revenue stream created by expanded sales and activities to have the maximum impact on the economic health of the City of Greensburg and its business owners and citizens;

Providing expanded entertainment and cultural venues for local citizens and creating increased tourism traffic and activities;

Envisioning additions to our existing historic downtown district by the addition of small food sales, bakeries, restaurants and cafes;

Protecting our citizens and the character of our neighborhoods, as well as the entire community, from the extremes that may be associated with alcoholic beverage enterprises;

Recognizing that dollars spent with local businesses have an expanded multiplying effect on the revenue stream of the community; and,

Realizing that any and all types of alcohol sale venues may not, without proper regulation be in the best interests of our citizens, their homes or businesses and that alcohol sale venues must be regulated.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBURG:

ARTICLE I. GENERAL

Sec. 1.1. Title: This Ordinance shall be known as the "Alcoholic Beverage Control Ordinance" of the City of Greensburg, Kentucky [ACity@].

Sec. 1.2. Purpose: The purpose of this chapter is to establish uniform regulations and requirements for the regulatory licensing and general regulation of alcoholic beverage manufacture and sales pursuant to authorization of KRS Chapters 241 through 244.

Sec. 1.3. Definitions: The definitions of the words used throughout this Ordinance, unless the context requires otherwise, shall have the same meaning as those set out in the Kentucky Alcoholic Beverage Control law (KRS Chapters 241, 242, 243 and 244) of the Commonwealth of Kentucky and all amendments and supplements thereto.

Sec. 1.4. Scope: This Ordinance shall be construed to apply to the sales in both malt beverages and distilled spirits and wine where the context permits such application. Nothing in this Ordinance shall excuse or relieve the licensee, or the owner, proprietor, employee, agent or person in charge of any licensed premises where alcoholic beverages are sold from the restrictions, requirements and penalties of any other ordinance or ordinances of the City or of any statutes of the state relating to violations pertaining to alcoholic beverages.

Sec. 1.5. The provisions of the Alcoholic Beverage Control Law of the Commonwealth of Kentucky (KRS Chapters 241, 242, 243 and 244) and all amendments and supplements thereto, are adopted so far as applicable to this Ordinance except as otherwise lawfully provided herein.

ARTICLE II. REGULATORY LICENSE FEE and SUNDAY SALES

Sec. 2.1. SPECIAL LICENSE REQUIRED FOR SUNDAY SALES. No licensee shall offer alcoholic beverages for sale on Sunday unless the licensee shall have obtained a special license for Sunday sales. All restrictions and prohibitions applying to retail drink, distilled spirits, wine and malt beverage licenses shall apply to the special licenses, unless otherwise provided by law.

Sec. 2.2. REGULATORY LICENSE FEE.

Sec. 2.2.1. Pursuant to KRS 243.000, there is hereby imposed a regulatory license fee on the gross receipts of sale of alcoholic beverages of each license issued by the Administrator. The regulatory license fee shall be six percent (6%) of gross sales of all alcoholic beverages sold by the drink. Thereafter, the City Council shall adopt at the budget adoption for each subsequent fiscal year, such annual rate for the regulatory license fee as shall be reasonably estimated to ensure full reimbursement to the City for the cost of any additional policing, regulatory, or administrative expense related to the sale of alcoholic beverages in the City. Should the City fail to address the regulatory license fee in any budget, then the regulatory license fee shall remain at the level at which it was last fixed until such time as the City Council shall adjust the fee.

Sec. 2.2.2. Payment of such regulatory fee shall be remitted to the Administrator, and shall be held in a separate account maintained for the purpose of fully reimbursing the City for the estimated cost of any additional policing, regulatory or administrative expense related to the sale of alcoholic beverages in the City. The regulatory license fee shall be in addition to any other taxes, fees or licenses permitted by law, except that a credit against a regulatory license fee in the City shall be allowed in an amount equal to any license fee imposed by the State. The return and payment are due no later than by the end of the month immediately following each calendar quarter.

Sec. 2.2.3. Penalty for failure to file a return and pay quarterly remittance by the due date is five percent (5%) of the tax for each ninety (90) days or fraction thereof. The total late filing penalty shall not exceed twenty-five percent (25%) of the fee; provided, however, that in no case shall the penalty be less than ten dollars (\$10.00).

Sec. 2.2.4. Interest at the rate of eight percent (8%) per annum will apply to any late payments.

ARTICLE III. OFFICE OF THE CITY ALCOHOLIC BEVERAGE CONTROL ADMINISTRATOR

Sec. 3.1. Pursuant to KRS 241.160, there is hereby created the office of City Alcoholic Beverage Administrator [Administrator@].

Sec. 3.1.1. The Greensburg Chief of Police shall serve as the Administrator, unless the Mayor shall appoint someone else to fill the position pursuant to KRS 241.170.

Sec. 3.1.2. The Administrator may from time to time appoint such additional personnel as is necessary to assist him or her in the administration of this ordinance.

Sec. 3.1.3. The salary for the office of Administrator, if any, together with the salaries of any other personnel assisting the Administrator, shall be fixed from time to time by the City Council.

Sec. 3.1.4. The functions of the Administrator shall be within the boundaries of the city licensing authority granted under state law. No amendment to these regulations proposed by the Administrator may be less stringent than the statutes relating to Alcoholic Beverage Control, or than regulations of the ABC Board. No regulation of the Administrator shall become effective until the City Council has first appropriately approved it.

Sec. 3.1.5. No person shall be an Administrator, an Investigator or an employee of the City under the supervision of the Administrator, who would be disqualified to be a member of the ABC Board under KRS 241.100.

Sec. 3.1.6. The Administrator shall have all authority as authorized under Chapters 241 through 244 of the Kentucky Revised Statutes. The Administrator, and the ABC Administrator's investigators, may inspect any premises where alcoholic beverages are sold, stored or otherwise trafficked in, without first obtaining a search warrant.

Sec. 3.1.7. Should the Administrator at any time have reasonable grounds to believe that any applicant, licensee, employee of a licensee, or any stockholder, agent or employee of a licensed corporation, LLC or other business organization, has a criminal record, he shall have the authority to require such person to appear in person at the Greensburg Police Department for the purpose of having his or her fingerprints taken.

Sec. 3.1.8. The Administrator before entering upon his or her duties as such, shall take the oath as prescribed in Section 228 of the Constitution and shall execute a bond with a good corporate surety in the penal sum of not less than one thousand dollars (\$1,000.00). The Administrator may require any employee under the Administrator's supervision to execute a similar bond in such penal sum as the Administrator deems necessary.

Sec. 3.2. *APPEALS.*

Sec. 3.2.1. Appeals from the orders of the Administrator may be taken to the state ABC Board by filing with the Board within thirty (30) days a certified copy of the orders of the Administrator. The Board shall hear matters at issue as upon an original proceeding. Appeals from orders of the Administrator shall be governed by KRS Chapter 13B.Sec.

3.2.2. When any decision of the Administrator shall have been appealed, or when a protest has been lodged against an application for any license within the City, and the ABC Board shall have made a decision regarding such appeal or protested application, the Administrator, upon receipt of notice of finality of the decision, shall enter such orders and take such action as required by the final order of the ABC Board. As provided by law, and

as used herein, no order of the ABC Board is final until all appeals or appeal times shall have been exhausted. A "final order" of the ABC Board is the order entered by said Board, unless an appeal is taken from the Board's order, in which case the "final order" is the order entered by the Board upon direction from the reviewing court of last resort in the final order of said reviewing court.

ARTICLE IV. HOURS FOR SALE AND DELIVERY

Sec. 4.1. 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 between the hours of 11:00 a.m. on each day of the week and until 12:00 a.m. of the following day, except that such drink sales shall be permitted on Sunday only between the hours 1:00 p.m. and 9:00 p.m.

A licensee licensed to sell distilled spirits, wine or malt beverages by the drink may sell and dispense alcoholic beverages on New Year's Eve until 2:00 a.m. on January 1, provided that the appropriate licenses have been obtained from the state ABC Board.

Sec. 4.2. A licensee shall not sell or dispense any distilled spirits, wine or malt beverages during the hours that the polls are open on any election day.

ARTICLE V. CONDITIONS, PROHIBITIONS AND RESTRICTIONS

Sec. 5.1. No gambling or game of chance unless otherwise authorized by the Commonwealth of Kentucky shall be permitted in any form on such licensed premises. Dice, slot machines, or any device of chance is prohibited and shall not be kept on such premises.

Sec. 5.2. It shall be unlawful for any licensee licensed under this ordinance to have or maintain any radio receiving apparatus on such premises which is intentionally adjusted so as to receive police messages broadcast from any law enforcement agency in Green County as it is now or may hereafter be operated. In addition to other penalties provided for the violation of this section, the Chief of Police or the Administrator, or his designated investigator, shall have the authority to confiscate any and all such radio receiving apparatus.

Sec. 5.3. The licensee shall be responsible for maintaining security on his premises including providing adequate outside lighting to permit customers to utilize the parking area and to promote the safety, health and welfare of the general public utilizing the licensed premise. Security standards are further necessary to discourage unlawful activity in and around the licensed premises.

Sec. 5.4. It shall be unlawful for the licensee under this ordinance who sells alcoholic beverages of any kind to give away or offer to give away anything tangible of value as a premium or prize, or for any other purpose in direct connection with the sale of alcoholic beverages nor shall any licensee give away any alcoholic beverage in any quantity for less

than a full monetary consideration.

Sec. 5.5. No licensee or agent or employee of the licensee shall permit any person to become drunk or intoxicated on the premises, nor shall any licensee sell alcoholic beverages to any person who is actually or apparently under the influence of alcoholic beverages, or known to the seller or server to be an habitual drunkard or any person known to the seller or server to have been convicted of drunkenness as many as three (3) times within the most recent twelve (12) month period. No licensee shall permit any person who is actually or apparently under the influence of alcoholic beverages to remain on the licensed premises. As used herein, whether a person is actually or apparently under the influence of alcoholic beverages shall be determined by the licensee or server with specific reference to the principles and guidelines established in mandatory alcohol server training as to the signs of alcohol intoxication.

Sec. 5.6. The licensee shall not sell or dispense alcoholic beverages to any person who is under 21 years of age. The licensee shall check all identification to ascertain that every person attempting to purchase or consume alcoholic beverages is at least 21 years of age.

Sec. 5.7. The licensee shall display at all times in a prominent place a sign at least 8" x 11" in 30 point or larger type which states as follows:

Persons under the age of twenty-one (21) are subject to a fine of up to One Hundred Dollars (\$100.00) if they:

- 1. Enter licensed premises to buy, or have served to them, alcoholic beverages.*
- 2. Possess, purchase or attempt to purchase, or get another to purchase alcoholic beverages.*
- 3. Misrepresent their age for the purpose of purchasing or obtaining alcoholic beverages.*

Sec. 5.8. The licensee, before commencing any business for which a license has been issued, shall post and display at all times in a conspicuous place in the room or principal room where the business is carried on so that all persons visiting the place may readily see the license. The licensee shall not at any time post the license on premises other than the licensed premises or upon premises where traffic in alcoholic beverages is being carried on by any person other than the licensee, or knowingly deface, destroy or alter the license in any respect.

Sec. 5.9. The licensee shall post in a prominent place easily seen by patrons a printed sign at least eleven (11) inches by fourteen (14) inches in size, with letters at least one (1) inch high, supplied by the Alcoholic Beverage Control Commission, and with gender-neutral language supplied by the Cabinet for Health Services, which shall warn that drinking alcoholic beverages prior to conception or during pregnancy can cause birth defects. A person who violates this subsection shall be subject to a fine of not less than ten dollars (\$10.00) nor more than fifty dollars (\$50.00). KRS 243.895.

Sec. 5.10. No wholesaler or distributor shall sell any alcoholic beverages to any person in the City for any consideration except under the usual credit or cash terms of the wholesaler or distributor at or before the time of delivery. Nor shall any retail licensee sell to a purchaser for any consideration except for cash at time of purchase.

Sec. 5.11. No licensee shall knowingly employ in connection with his or her business any person who:

1. Has been convicted of any felony within the last two (2) years;
2. Has been twice convicted of any misdemeanor or offense directly or indirectly attributable to the use of intoxicating liquors within the last two (2) years;
3. Is under the age of twenty (20) years who will be serving alcoholic beverages or who will be having any contact whatsoever with the sale of alcohol as defined under state statute;
4. Within two (2) years prior to the date of his or her employment, has had any City license under this Ordinance revoked for cause.

Sec. 5.12. Licensees shall not offer reduced drink specials (e.g. two-for-one, happy hours) after the hour of 11:00 p.m. until closing.

Sec. 5.13. All retail beer and retail drink licenses shall be required to provide indoor or outdoor lavatory facilities for their customers where such beverages are consumed on the premises.

Sec. 5.14. No licensee shall offer or permit nudity, adult entertainment activities, including nude or nearly nude dancing, adult motion picture, television, slide or stage shows, cabarets or sexual entertainment centers on any licensed premise. No licensee shall permit explicit sexual activity, whether actual or simulated, upon any licensed premises. No licensee shall sponsor or permit wet t-shirt or wet clothing contests, lingerie fashion shows, mud wrestling, jello wrestling or similar activities, nor shall a licensee allow dancing with touching for compensation (including but not limited to wages, tips or gratuities), or any other service, display or contest requiring physical contact between patrons and/or patrons and employees on any licensed premises. No licensee shall sponsor, offer or permit drinking contests, all-you-can-drink specials or free drinks on any licensed premise in the City.

Sec. 5.15. No license shall be issued for any premises to operate a vehicle "drive-through" outlet for the sale of alcoholic beverages, nor shall any person or licensee operate or permit such a vehicle drive-through outlet.

ARTICLE VI. POSSESSION BY MINORS PROHIBITED; NO PERSON SHALL AID POSSESSION BY MINORS

Sec. 6.1. Except as specifically authorized under KRS 241 through 244, no person under the age of 21 may possess alcoholic beverages or enter onto any licensed premises for the purpose of acquiring alcoholic beverages.

Sec. 6.2. No person shall knowingly allow aid, assist, induce, cause or otherwise encourage any minor to be in possession of, use or consume alcoholic beverages. All licensees shall require proof of age of all persons attempting to purchase or consume alcoholic beverages on the licensee's premises.

Sec. 6.3. No person being the owner or occupant or otherwise in possession or control of any property located within the City shall knowingly allow any minor to remain on such property while in possession of, using or consuming alcoholic beverages.

Sec. 6.4. It shall be a defense to any prosecution under this section if the person charged, upon discovery of said minor individuals, manifests a proper effort to enlist the aid of and cooperate with law enforcement personnel in stopping the minor individuals' possession, consumption or use of alcoholic beverages, or that the minor individuals' possession of alcoholic beverages was exempted by KRS 244.087.

ARTICLE VII. ENFORCEMENT.

City police officers and the Administrator are authorized to enforce this Ordinance for alleged violations.

ARTICLE VII. MANDATORY RESPONSIBLE BEVERAGE SERVICE TRAINING

Sec. 8.1. All persons employed in the selling and serving of alcoholic beverages shall participate in and complete the STAR (Server Training in Alcohol Regulations) beverage service training program.

Sec. 8.2. All persons required to complete training under paragraph (1) above shall complete that training within thirty (30) days of the date on which the person first becomes subject to the training requirement. When a new business is licensed to serve alcoholic beverages all employees must be trained prior to the opening of the business.

Sec. 8.3. Each licensee shall be responsible for compliance with the training requirements and shall maintain for inspection by the Administrator a record or file on each employee that shall contain the pertinent training information. Each premise licensed hereunder must at all times when alcoholic beverages are being served have at least one person currently certified in responsible beverage service training on duty.

Sec. 8.4. All persons completing the training required by this section shall be re-certified in responsible beverage service training from a program approved by the City not less than once every three years thereafter.

ARTICLE IX. SIGNS AND ADVERTISING: CERTAIN OTHER ADVERTISING PROHIBITED

Sec. 9.1. All signage shall be in compliance with any and all other existing rules and regulations of the City.

Sec. 9.2. Any off premises signage advertising the sale of alcoholic beverages is prohibited. It shall be unlawful to attach signage advertising alcoholic beverages to the exterior of the building or the exterior premises of the business. This prohibition shall include the use of outdoor umbrellas or other outdoor or patio fixtures that feature the name or logo of an alcoholic beverage or manufacturer of alcoholic beverages.

Sec. 9.3. Signage which refers directly or indirectly to alcoholic beverages will be limited to one (1) sign not over two (2) square feet that must be displayed from the inside of the window or interior of the business. No additional signs, banners, posters or other type of displaying advertising which refers either directly or indirectly to alcoholic beverages shall be displayed on, nor shall it be visible from the exterior of any premises licensed for the sale of alcoholic beverages, except that reference to such may be included in the name of the business. This restriction shall not prevent any licensee from placing in the windows of the licensed premises business cards not larger than two and one-half inches (2-1/2") in size, setting forth the price at which the licensee offers alcoholic beverages for sale.

Sec. 9.4. No flashing lights shall be used to illuminate the exterior of any premises licensed under this chapter.

Sec. 9.5. It shall be unlawful for a licensee under this chapter to distribute or cause to be distributed any handbills, circulars, or cards as a medium of advertising alcoholic beverages.

Sec. 9.6. Any advertising by any licensee under this chapter shall be in compliance with KRS 244.130.

Sec. 9.7. No licensee shall publish or display advertising that is false or misleading, nor shall any licensee publish or display advertising that implies that consumption of alcoholic beverages is fashionable or the accepted course of behavior, or advertising that contains any statement, picture or illustration implying that the consumption of alcoholic beverages enhances athletic prowess, whether or not any known athlete is depicted or referred to, nor shall any licensee publish or display advertising that encourages intoxication by referring to the intoxicating effects of alcohol (or the use of terms such as "high test", "high proof" or "extra strong") or depicting activities that tend to encourage excessive consumption.

ARTICLE X. PATIO AND OUTDOOR SALES; WHERE PERMITTED; APPROVAL REQUIRED; SCREENING REQUIREMENTS

Sec. 10.1. Patio and outdoor sales of alcoholic beverages shall be permitted only on premises licensed for sales of alcoholic beverages by the drink.

Sec. 10.2. No licensee shall offer alcoholic beverages for sale in a patio or outdoor area of the licensee's premises except in a clearly defined patio or outdoor area that is enclosed by a fence or other screening, not less than three (3) feet in height. All outdoor areas and screening shall be subject to the approval of the Administrator. An exception to this restriction may be granted for seasonal sidewalk cafes, upon application to and

authorization from the Administrator. The permission to operate a sidewalk café shall be governed by the provisions of this Article and shall be subject to the regulation of local zoning authorities as well as codes enforcement and public safety officers.

Sec. 10.3. No licensee shall offer patio or outdoor sales of alcoholic beverages unless the patio or outdoor area and fencing or screening area shall have been approved in advance by the Administrator.

Sec. 10.4. Unless exempted by the following provisions of this ordinance and by permission of the Administrator, patio areas must comply with the screening requirements of this ordinance. Sidewalk café seating areas must comply with this ordinance and with local zoning ordinance and other public safety requirements noted in this ordinance or in other provisions of local ordinance, statute or regulation.

ARTICLE XI. IMPLEMENTATION OF ORDINANCE PROVISIONS.

From time to time, the Greensburg City Council may by municipal order promulgate such rules and regulations and may publish and utilize such forms and other documents as in its discretion may be necessary for the proper implementation of this chapter.

ARTICLE XII. REPEAL OF PRIOR ORDINANCES PERTAINING TO ALCOHOLIC BEVERAGE CONTROL.

On the effective date of this ordinance, it shall supersede and supplant prior ordinances pertaining to alcoholic beverage control.

ARTICLE XIII. SEVERABILITY.

If any section, subsection, paragraph, sentence, clause, phrase, or a portion of this ordinance is declared illegal or unconstitutional or otherwise invalid, such declaration shall not affect the remaining portions hereof.

ARTICLE XIV. EFFECTIVE DATE.

This ordinance shall be effective at midnight on November ____, 2012.

PUBLICLY INTRODUCED AND READ FIRST TIME: October ____, 2012

PUBLICLY READ SECOND TIME AND PASSED: _____, 2012

APPROVED:

George C. Cheatham, Mayor

ATTEST:

Janie Casey, City Clerk

SUMMARY OF ORDINANCE 12-20121119OR

AN ORDINANCE RELATED TO THE SALE OF ALCOHOLIC BEVERAGES WITHIN THE CITY OF GREENSBURG AT QUALIFIED HISTORICAL SITES, AND PROVIDING FOR THE REGULATION OF SUCH ACTIVITIES, THE ISSUING OF REGULATORY LICENSING OF PERSONS OR ENTITIES ENGAGING IN SALE OF ALCOHOLIC BEVERAGES, THE ADMINISTRATION AND ENFORCEMENT OF THIS ORDINANCE.

Narrative Summary of the Ordinance:

Ordinance 12-20121119OR repeals and replaces prior ordinances pertaining to the trafficking in alcoholic beverages within the City of Greensburg in Qualified Historical Sites as defined in KRS 241.010(34) and pursuant to the authority of KRS 243.042. This ordinance takes effect upon publication dated December 5th, 2012.

The Ordinance provides for the incorporation of Kentucky state alcoholic beverage laws as set out in KRS 241-244, and, together with such state statutes, relates to and regulates all sales of alcoholic beverages within the City of Greensburg in Qualified Historical Sites.

The ordinance establishes the office of the City Alcoholic Beverage Control Administrator and sets forth the duties and prerogatives of said office. The ordinance sets forth the regulatory fees that the City may impose and penalties for non-payment.

The ordinance prescribes the hours during which alcoholic beverages may be sold and conditions other conditions, prohibitions and restrictions on licensed premises, including without limitation the prohibition against unauthorized gambling, maintaining police scanners, sales to minors, prohibition of certain activities such as adult entertainment activities, drinking contests nor offer free drinks. The ordinance prohibits drive-through outlets for the sale of alcoholic beverages. A full listing of prohibited activities may be obtained at City Hall.

The ordinance mandates that all locations obtaining the required licensure through the Alcohol Beverage Control Board of Kentucky also require all employees serving alcohol to participate and complete the STAR (Server Training in Alcohol Regulations) training program. Additionally the ordinance contains certain signage requirements and some signage and advertising restrictions.

The ordinance provides for the enforcement by the City police and by the City ABC Administrator and sets penalties for the violation of the ordinance.

The ordinance, in its entirety shall be filed herewith in the Office of the City Clerk of the City of Greensburg, being marked and designated as Ordinance No. 12-20121119OR

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ORDER
of
GREEN COUNTY JUDGE/EXECUTIVE

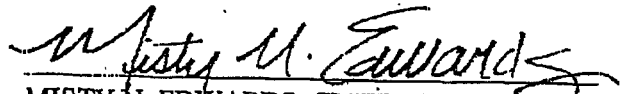
KNOW ALL MEN BY THESE PRESENTS:

THAT WHEREAS, a Petition was filed with the Green County Court Clerk on March 10, 2011, requesting "the Green County Judge/Executive to order that a local option election be held on May 17, 2011, on the question of selling alcoholic beverages in only qualified historic sites in only the South Greensburg Precinct of Green County, Kentucky, pursuant to KRS 242"; and

WHEREAS, the Green County Court Clerk having found that said Petition contains sufficient valid signatures and words meeting all the requirements of KRS 242 for causing a local option election to be held in the South Greensburg Precinct of Green County, Kentucky, on the question of selling alcoholic beverages by the drink at qualified historic sites in the South Greensburg Precinct;

NOW THEREFORE, IT IS HEREBY ORDERED that there shall be an election held on May 17, 2011, in the South Greensburg Precinct of Green County, Kentucky, asking the question: "Are you in favor of the sale of alcoholic beverages by the drink at qualified historic sites in the South Greensburg Precinct of Green County?"

Dated this 11th day of March, 2011.


MISTY N. EDWARDS, GREEN COUNTY
JUDGE/EXECUTIVE