

ORDINANCE NO. 22-14

AN ORDINANCE ESTABLISHING AN ENTERTAINMENT DESTINATION CENTER IN THE DOWNTOWN OF THE CITY OF RICHMOND; AND DIRECTING THE CITY OF RICHMOND TO APPLY FOR AN ENTERTAINMENT DESTINATION CENTER LICENSE FROM THE KENTUCKY DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL; AND FURTHER ESTABLISHING THE REQUIREMENTS FOR A LICENSEE TO SELL ALCOHOLIC BEVERAGES WITHIN THE COMMON AREAS OF THE ENTERTAINMENT DESTINATION CENTER.

WHEREAS, KRS 243.030(21) authorizes the issuance of an Entertainment Destination Center (“EDC”) License by the Kentucky Department of Alcoholic Beverage Control; and

WHEREAS, the creation of an EDC in the downtown will aid in the economic growth of tourism in the City, capitalize on the revitalization taking place in downtown Richmond, and promote the Guiding Principles of the 2021 Comprehensive Plan; and

WHEREAS, the City seeks to create an EDC within its downtown for which it shall obtain a license from the Kentucky Department of Alcoholic Beverage Control; and

WHEREAS, the City further seeks to establish the requirements for a license to sell alcoholic beverages within the common areas of the EDC.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF RICHMOND, AS FOLLOWS:

A new Chapter shall be created in Title XI of the City of Richmond Code of Ordinances to read as follows:

Entertainment Destination Center

Section 1. Geographical boundaries of EDC.

The geographical boundaries of the Entertainment Destination Center (EDC) in the City of Richmond lies within and adjacent to the following description:

The EDC boundary consists of the majority of the downtown Richmond area, including a large portion of Main Street and surrounding side streets. From the north, the boundary extends past Irvine Street and follows parts of North Collins Street, North 1st Street, North 2nd Street. From the east, the boundary extends down North and South Collins Street, and parts of South Madison Avenue and University Drive. From the south, the boundary runs along parts of Water Street, and Crabbe Street. From the west, the boundary extends down Lancaster Avenue to the edge of Irvin McDowell Park, then down S 3rd to Water street back to Lancaster and Church Street.

A map of the EDC is attached hereto as “Exhibit A” and incorporated herein.

Section 2. Licensing.

(a) The City of Richmond shall apply for an EDC license.

(b) A business that is located within the EDC that sells alcoholic beverages shall hold the necessary alcoholic beverage license or licenses for its premises. A Licensee within or adjacent to the EDC may sell alcoholic beverages from one or more non-permanent locations within any common area within the EDC if the Licensee holds a supplemental bar license for each non-permanent location and the Licensee holds written permission for these sales in accordance with this ordinance and in the manner required by the City.

(c) Written permission may be granted by the City Manager after a determination that the requirements listed in this ordinance and 804 KAR 4:370 have been met. If permission is denied by the City Manager for sale in a common area, the Licensee may file an appeal of the decision to the Board of Commissioners who will conduct a hearing following the appeal whether to uphold or overturn the decision of the City Manager.

(d) During special events conducted by the City of Richmond Code of Ordinances, patrons may leave the premises of Licensees located in or adjacent to the EDC with alcoholic beverage drinks and consume those drinks in any EDC common area or at other licensed premises within the EDC if permitted by the Licensee and if the City:

- (1) Possesses the common area by deed, lease, or permit;
- (2) Provides adequate security for the common area;
- (3) Ensures that the public streets are controlled in a manner that ensures public safety and pedestrian protection from vehicular traffic;
- (4) Has granted written permission for the conduct to participating Licensees per Section 2 of this Ordinance;
- (5) Determines all special event permits and other licenses, fees or permits required by the City have been approved;
- (6) Prohibits patrons from taking alcoholic beverages outside the physical boundaries of the EDC; and
- (7) Requires any drinks that are removed from the licensed premises for authorized consumption within the EDC shall be in cups approved by the City.

(e) Nothing in this ordinance shall be construed to authorize noncompliance with any law governing vehicle-related open container restrictions or any other state statute or local ordinance or policy.

SECTION II

This Ordinance shall become effective immediately upon its enactment following second reading and publication in accordance with the provisions of applicable Kentucky law.

DATE OF FIRST READING:
MOTION BY:
SECONDED BY:

April 12, 2022
Commissioner McDaniel
Commissioner Brewer

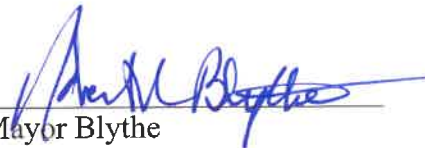
DATE OF SECOND READING:
MOTION BY:
SECONDED BY:

April 26, 2022
Commissioner McDaniel
Commissioner Brewer

VOTE

Commissioner Arnold
Commissioner Brewer
Commissioner McDaniel
Commissioner Newby
Mayor Blythe

YES	NO
x	
x	
x	
absent	
x	



Mayor Blythe

ATTEST:



City Clerk

APPROVED AS TO FORM:



City Attorney