

ORDINANCE NO. O-06-2021

AN ORDINANCE ESTABLISHING AN ENTERTAINMENT DESTINATION CENTER IN THE CITY OF FORT THOMAS; AND FURTHER DIRECTING THE CITY OF FORT THOMAS 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 designated area as described herein certain boundaries of the City will aid in the economic growth in the City;

WHEREAS, the City seeks to create an EDC on N. Fort Thomas Avenue and on S. Fort Thomas Avenue for which it shall obtain a license to sell alcoholic beverages within the common areas of the EDC.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF FORT THOMAS AS FOLLOWS:

Section 1. A new Article shall be created in Chapter _____ of the Fort Thomas Code of Ordinances to state as follows:

The geographical boundaries of the Towne Center Entertainment Destination Center (EDC) in the City of Fort Thomas lie within and adjacent to the following description: The Entertainment Destination Center is a geographic area that is bordered on the North by the South side of Bluegrass Avenue and its sidewalks, on the South, by the North side of Highland Avenue.

The geographical boundaries of the second Entertainment Destination Center (EDC) in the City of Fort Thomas lie within and adjacent to the following description: The Historic Midway District Entertainment Destination Center is a geographic area that is bordered on the North by

1011 S. Fort Thomas Avenue, and on the South side at 1136 S. Fort Thomas and its sidewalks.

Section 2. A new Section shall be created in Chapter _____ of the Fort Thomas

Code of Ordinances to state as follows:

- (a) The City of Fort Thomas 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.
- (c) During days and times designated by the City, patrons may leave the premises of businesses located in the EDC that sell alcoholic beverages with alcoholic beverage drinks and consume those drinks in any entertainment destination center common area or at other licensed premises within the EDC if permitted by said business, if the City:
 - (1) Possesses or owns the common area;
 - (2) Provides adequate security for the common area;
 - (3) Ensures that the public streets are controlled in a manner that promotes public safety and pedestrian protection from vehicular traffic;
 - (4) Prohibits patrons from taking alcoholic beverages outside the physical boundaries of the entertainment destination center;
 - (5) Requires any drinks that are removed from the licensed premises within the EDC shall be in a particular type and/or style of cup as determined by the City.

(d) The City shall have the authority to draft, create and enforce further regulations within the EDC, by executive order, and does not require an additional or amended ordinance.

Section 3. This ordinance shall be in full force and effect from and after its passage, approval, and publication as required by law.

Eric Haas, Mayor

ATTEST:

Melissa Beckett, City Clerk

1st reading: 6/7/21

2nd reading: 6/21/21

Publication 7/1/21