ORDINANCE NO. _____, 1986

REPEALING AN ORDINANCE REGULATING THE TRANSPORTATION OF ALCOHOLIC BEVERAGES WITHIN THE CITY OF CARLISLE KENTUCKY, AND FIXING A PENALTY FOR THE VIOLATION OF ANY OF THE PROVISIONS OF SAID ORDINANCE.

Whereas, The City of Carlisle wishes to repeal all ordinances regulating the transportation of alcoholic beverages and fixing a penalty for the violation in the City of Carlisle, Kentucky; and

Whereas, The present ordinance relating to the transportation of alcoholic beverages and fixing a penalty is Section 1 thru 3 of Ordinance dated December 13, 1976; and

Whereas, Upon repeal of said Ordinance dated December 13, 1976, Section 1 thru 3, State Law will adequately provide regulations and penalties of Alcoholic Beverages with the City, Therefore,

Be It Ordained by the City of Carlisle as follows:

~~1. That it shall be unlawful for any person to carry on or about his person any beer or malt beverage in an open container upon the streets and other public places in Carlisle, Kentucky.~~

~~2. Any person shall, upon conviction, be fined not less than $10.00 or more than $100.00.~~

~~3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.~~

This Ordinance shall take effect from and after its passage, approval and publication as is required by law.

Signed: _____
Lee Bentz, Mayor

Attest: _____
Mary E. Hedg, City Clerk

1st Reading March 10, 1986
Adopted on Second Reading April 14, 1986
Signed by Mayor April 21, 1986
Recorded by Clerk April 21, 1986

ORDINANCE NO. 7 , 1986

REPEALING AN ORDINANCE CHANGING A $50.00 LICENSE FEE FROM ANY ITINERANT PEDDLER OR RETAILER WITHIN THE CITY FROM ANY ITINERANT PEDDLER OR RETAILER WITHIN THE CITY OF CARLISLE. THE CITY COUNCIL OF THE CITY OF CARLISLE DO ORDAIN AS FOLLOWS:

Whereas: The City of Carlisle wishes to repeal all ordinance providing for a license fee for peddlers or retailer in the City of Carlisle, Kentucky, and

Whereas, The present ordinance relating to peddler and retailer license, and

Whereas, Upon repeal of said Ordinance dated September 7, 1954, State Law will adequately provide for a license fee within the City, Therefore,

Be It Ordained by The City of Carlisle as follows:

Ordinance dated September 7, 1954 relating to peddlers license is hereby repealed. Said provision to set out as follows:

~~That a daily license fee of $50.00 be collected in advance, from any and all itinerant peddlers dealing in sell merchandise of any nature within the city limits; except that no license is required from any resident of Kentucky county in cash fish or garden products from thereto.~~

~~Done, this the 7th day of September, 1954.~~

This ordinance shall be effective after adoption and publication as provided by law.

Signed: _____
Lee Bentz, Mayor

Attest: _____
Mary E. Hedg, City Clerk

1st Reading March 10, 1986
Adopted on Second Reading April 14, 1986
Signed by Mayor April 21, 1986
Recorded by Clerk April 21, 1986

ORDINANCE NO. 8 , 1986

REPEALING AN ORDINANCE IN FINES AND IMPRISONMENT ON ANY PERSON CAUGHT SELLING OR OTHERWISE DISPOSING OF ANY TYPE ALCOHOLIC BEVERAGES IN THE CITY OF CARLISLE, KY.

Whereas, The City of Carlisle wishes to repeal all ordinances on fine and imprisonment on any person caught selling or otherwise disposing of any type alcoholic beverages in the City of Carlisle, Ky.

Whereas, The present ordinance relating to alcoholic beverages, and

Whereas, upon repeal of said Ordinance No. , State Law will adequately provide applies to fines and imprisonment on any person caught selling or otherwise disposing of any type alcoholic beverages in the City of Carlisle, Ky, therefore

Be It ordained by the City of Carlisle as follows:

Ordinance No. , on fines and imprisonment on any person caught selling or otherwise disposing of any type alcoholic beverages in the City of Carlisle, Ky is hereby repealed. Said provision to set out as follows:

~~"Section 1.~~ Any person who shall sell, or otherwise dispose of spirituous, vinous or malt liquors in the city of Carlisle, Ky., without having obtained a license so to do shall be fined not less than twenty Dollars, nor more than four hundred dollars, or imprisoned not to exceed six months in the county jail, or both such fine and imprisonment at the discretion of the court or jury. Each day's violation of this section shall be a separate offense and any person shall constitute a separate offense.

This section does not apply to licensed druggists who may sell upon the prescription of a regular practicing physician.

~~Section 2.~~ Any person shall sell, keep or give, privately or in a public house, saloon or other establishment, any malt liquor, or any cordial or other mixed liquor containing malt liquor, on Sunday, or the city of Carlisle, Ky., or shall allow any such liquor to be drunk or consumed on his premises by himself or others, shall forfeit not less than fifty, nor more than fifty dollars, or both, in the discretion of the court or jury, and every sale made to any person shall constitute a separate offense.

This section does not apply to licensed druggists who may sell upon the prescription of a regular practicing physician.

~~Section 3.~~ Any person shall, between the hours of coffee house, conduct any tippling house, or other establishment, any ale, malt, beer, or other liquor to be drunk or consumed on the premises thereof, or shall keep, or suffer or permit to be kept on the premises thereof any ale, malt, beer or other liquor, shall forfeit not less than twenty dollars, nor more than fifty dollars, or be imprisoned not less than ten days, nor more than thirty days, or both such fine and imprisonment at the discretion of the court or jury, and each selling, having or giving of property for, causing to be furnished or consumed, or permitting to be other drug shall constitute a separate offense.

Section 4. Any person, firm or corporation who shall sell, keep or give, privately or in a public house, saloon or other establishment, vinous, or malt liquors, or any cordial or other mixed liquor containing malt liquor who is an associate or to the heads of partnership thereof, or to the heads of any such liquors or to the agent of any such liquors, shall forfeit not less than twenty dollars, nor more than fifty dollars, or both such fine and imprisonment at the discretion of the court or jury.

Section 5. That regular practicing physicians, legally authorized to practice medicine, desiring keeping a prescription for any particular, viness, or malt liquors, or any mixture of either, make a personal examination of the patient, and prescribe in writing the quantity of liquor necessary for the treatment of the case, and the number of days such liquor is to be used. The druggist shall keep the prescription on file, and shall not refill the prescription. The druggist may not prescribe, and no physician shall make or sign any such prescription unless he has personally examined the patient for the purpose of determining whether such patient is already using liquor to excess. Every druggist shall keep a record of all prescriptions filled by him, which record shall show the name of the person to whom the liquor is delivered, the name of the physician who made or signed any prescription for such liquor so shipped, or any mixture of either, and the date on which such prescription was filled. Any physician who makes or signs any prescription for such liquor for a liquor, or any mixture of either, except in the bona fide treatment of the case, or who makes or signs any prescription for such liquor for a person who is not under his professional care for the case for which such liquor is prescribed