

# ORDINANCE NO. 14-99

## ROLL CALL

VOTING	YES	NO
MAYOR DALE R. BARNEY <i>(votes only in case of tie)</i>		
SHERMAN E. HUFF <i>Councilmember</i>	X	
LILLIAN J. SHEPHERD <i>Councilmember</i>	X	
THORA L. SHAW <i>Councilmember</i>	X	
CLYDE A. SWENSON <i>Councilmember</i>	X	
EVERETT KELEPOLO <i>Councilmember</i>	X	

I MOVE this ordinance be adopted: Councilmember Shaw  
I SECOND the foregoing motion: Councilmember Shepherd

## ORDINANCE 14-99

### AN ORDINANCE AMENDING REGULATIONS ON THE SALE OF BEER

WHEREAS, the Utah State Alcoholic Beverage Control Act allows municipalities to regulate the sale of beer, but not any other alcoholic beverages; and

WHEREAS, Spanish Fork City has adopted an ordinance prohibiting the sale of beer between 1:00 a.m. and 10:00 a.m.; and

WHEREAS, the Ordinance restricting the hours to sell beer is more strict than neighboring communities, placing Spanish Fork business owners at a competitive disadvantage; and

WHEREAS, Spanish Fork City also prohibits the sale of beer at private clubs on Sundays, although the State allows the sale of other alcoholic beverages on Sundays; and

WHEREAS, the effect of the State and City regulations on private clubs forces consumers to drink harder liquor on Sundays, thus posing a greater potential threat to the public; and

WHEREAS, in order to place Spanish Fork City merchants on equal footing with merchants in neighboring communities, and to protect the public on Sundays, it is appropriate to amend the licensing requirements concerning the sale of beer;

NOW THEREFORE, be it ordained and enacted by the Spanish Fork City Council as follows:

I.

Section 5.12.070 (1) (B) is hereby amended to read as follows:

B. It shall not permit beer, light beer, malt liquor, or malted beverages to be sold during the hours of 12:00 midnight until 6:00 a.m., nor on Sundays.

II.

Section 5.12.070 (3) (B) Spanish Fork City Municipal Code is hereby repealed.

III.

This Ordinance shall take effect 20 day after passage and publication.



# Proof of Publication

J. Lane Henderson being first duly sworn according to law, disposes and says that he is the Publisher of *THE SPANISH FORK PRESS*, a weekly newspaper printed and published at Spanish Fork, Utah County, Utah and of general circulation therein; that the Notice, a copy of which is hereto attached, was printed and published in said paper.

**ORDINANCE 14-99  
AMENDING  
REGULATIONS  
ON THE SALE OF BEER**

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Section 5.12.070 (1) (B) is hereby amended to read as

follows:

B. It shall not permit beer, light beer, malt liquor, or malted beverages to be sold during the hours of 12:00 midnight until 6:00 a.m., nor on Sundays.

Section 5.12.070 (3) (B) Spanish Fork City Municipal Code is hereby repealed.

**PASSED AND ORDERED  
PUBLISHED BY THE CITY  
COUNCIL OF SPANISH  
FORK, UTAH, this 3<sup>rd</sup> day of  
August, 1999.**

Published in the Spanish Fork Press February 10, 2000.

for consecutive One weeks,

the first publication on the 10<sup>th</sup> day

of February 2000

and the last on the 10<sup>th</sup> day of

February 2000

*J. Lane Henderson*

Subscribed and sworn to before me this 17<sup>th</sup> day of February 2000

Sara  
Notary Public

