

ORDINANCE NO. 13-04

ROLL CALL

VOTING	YES	NO
MAYOR DALE R. BARNEY <i>(votes only in case of tie)</i>	X	
MATTHEW D. BARBER <i>Councilmember</i>	X	
PAUL M. CHRISTENSEN <i>Councilmember</i>	EXCUSED	
EVERETT KELEPOLO <i>Councilmember</i>		X
SETH V. SORENSEN <i>Councilmember</i>	X	
CHRIS C. WADSWORTH <i>Councilmember</i>		X

I MOVE this ordinance be adopted: Councilmember Sorensen
SECOND the foregoing motion: Councilmember Barber

ORDINANCE 13-04

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 prohibits the sale of beer on Sundays, with the exception of private clubs, although the State allows the sale of other alcoholic beverages on Sundays; and

WHEREAS, the Ordinance restricting the sell of beer on Sundays is more restrictive than neighboring communities, placing Spanish Fork business owners at a competitive disadvantage; and

WHEREAS, in order to place Spanish Fork City merchants on equal footing with merchants in neighboring communities, 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) of the Spanish Fork City Municipal Code 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.

II.

Section 5.12.070 (4)(B) of the Spanish Fork City Municipal Code is hereby repealed.

III.

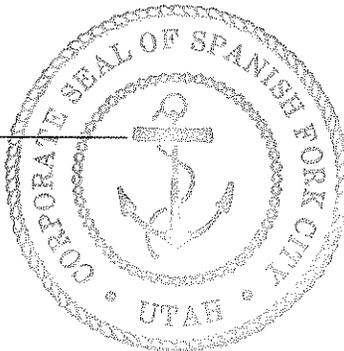
This Ordinance shall take effect 20 day after passage and publication.

PASSED AND ORDERED PUBLISHED BY THE CITY COUNCIL OF SPANISH FORK,
UTAH, this 19th day of October, 2004.


DALE R. BARNEY, Mayor

ATTEST:


KENT R. CLARK, City Recorder



Proof of Publication

I **Steve Hardman** being first duly sworn according to law, disposes and says that he is the General Manager 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 13-04, An Ordinance Amending Regulations on the Sale of Beer

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Section 5.12.070 (4)(B) of the Spanish Fork City Municipal Code is hereby repealed.

This Ordinance shall take effect 20 days after passage and publication. Passed and ordered published by the City Council of Spanish Fork, Utah, this 19th day of October, 2004.

Published in the Spanish Fork Press on October 28, 2004.

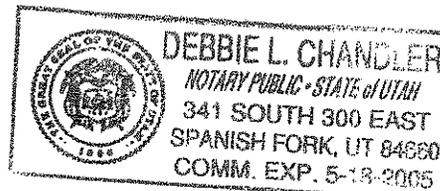
for consecutive 1 weeks,

the first publication on the 28 day

of October 2004

And the last on the 28 day

of October 2004



Subscribed and sworn to before me this 28th day of October 2004

Debbie L. Chandler

Notary Public