

243.220 Premises that may not be licensed for sales at retail.

- (1) No license for the sale of alcoholic beverages at retail shall be issued for any premises unless the applicant for the license is the owner of the premises or is in possession of the premises under a written lease or a permit for a term of not less than the license period.
- (2)
 - (a) No premises shall be licensed for the sale of alcoholic beverages at retail unless the licensed premises and the entrance to the premises are on the street level and located in a business center or on a main thoroughfare.
 - (b) Paragraph (a) of this subsection shall not apply to a hotel, club, or restaurant, if the club or restaurant receives a minimum of fifty percent (50%) of its income from the sale of food and has a minimum seating capacity of fifty (50) people at tables. In the cases described in this paragraph the director or administrator to whom the application is made may, in the exercise of his or her sound discretion, decide whether the premises are to be licensed.

Effective: July 14, 2000

History: Amended 2000 Ky. Acts ch. 289, sec. 5, effective July 14, 2000. -- Amended 1998 Ky. Acts ch. 121, sec. 13, effective July 15, 1998. -- Amended 1978 Ky. Acts ch. 194, sec. 15, effective June 17, 1978. -- Amended 1974 Ky. Acts ch. 10, sec. 1. -- Amended 1944 Ky. Acts ch. 154, sec. 13. -- Recodified 1942 Ky. Acts ch. 208, sec. 1, effective October 1, 1942, from Ky. Stat. secs. 2554b-174, 2554b-175, 2554b-177.

Legislative Research Commission Note (6/20/2005). 2005 Ky. Acts chs. 11, 85, 95, 97, 98, 99, 123, and 181 instruct the Reviser of Statutes to correct statutory references to agencies and officers whose names have been changed in 2005 legislation confirming the reorganization of the executive branch. Such a correction has been made in this section.