

## ORDINANCE NUMBER 2012-10

AN ORDINANCE OF THE CITY OF HAMILTON TO SET A MUNICIPAL OPTION ELECTION ON AUGUST 28, 2012 FOR THE CITY OF HAMILTON TO DETERMINE THE SENTIMENT OF THE PEOPLE AS TO WHETHER OR NOT ALCOHOLIC BEVERAGES CAN BE LEGALLY SOLD OR DISTRIUBUTED IN THE CITY OF HAMILTON

BE IT ORDAINED by the City Council of the City of Hamilton, Alabama, as follows:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMILTON, ALABAMA, AS FOLLOWS:

WHEREAS, THE CITY COUNCIL OF THE CITY OF HAMILTON finds and declares all of the following:

A. According to the 2010 census, the City of Hamilton's population is 6885.

B. 2170 voters cast a ballot in the November, 2008 municipal election, the last preceding general election in the City of Hamilton.

C. 30% of 2170 is 651.

D. The City Clerk of the City of Hamilton has certified that a petition of 664 names, certified to be registered voters in the municipal limits of the City of Hamilton, has been filed with the City Clerk as of this date.

E. Act 2009-546 requires that upon receipt of a petition of 30 percent of the number of voters in the last preceding general election of the municipality being filed with the city clerk, the City Council MUST call a municipal option election for said municipality to determine the sentiment of the people as to whether or not alcoholic beverages can be legally sold or distributed in the City of Hamilton.

F. That the City of Hamilton has received a petition of more than 30% of the number of voters in the last preceding general election of the municipality.

NOW THEREFORE, for the foregoing purposes, and other legitimate purposes, BE IT ORDAINED BY THE CITY OF HAMILTON, ALABAMA, THROUGH ITS DULY ELECTED COUNCIL, as follows:

1. The City of Hamilton sets the date of August 28, 2012 as the date for a municipal option election to determine the sentiment of the people as to whether or not alcoholic beverages can be legally sold or distributed in the City of Hamilton.

2. The ballot to be used for such municipal option election will be the same ballot to determine mayor and council members, and shall also contain the following question: "Do you favor the legal sale and distribution of alcoholic beverages within this municipality? Yes \_\_\_\_\_ NO \_\_\_\_\_."

3. The City of Hamilton shall appoint officers to conduct said municipal option election no less than 15 days prior to the election.

Adopted and approved this the 18th day of June , 2012 .

---

Annette Sherrill  
Mayor for the City of Hamilton

Authenticated:

---

Jan Williams  
Clerk for the City of Hamilton