

## ORDINANCE TO AMEND ALCOHOLIC BEVERAGE CODE

The Mayor and Council of the City of Sugar Hill, Georgia, hereby ordain that Chapter 6 of the Alcoholic Beverage Code of the City of Sugar Hill, Georgia shall be amended as follows:

*Section 1.* By adding a new section entitled Alcoholic beverage caterers to be numbered Section 6-308, which shall read as follows:

### **Sec. 6-308. Alcoholic beverage caterers.**

The City Clerk shall be authorized to issue licenses for alcoholic beverage caterers to serve, sale, or dispense malt beverages and/or wine for consumption at an authorized catered function as allowed by and subject to the requirements and restrictions of Section 6-464.

*Section 2.* By adding a new section entitled Alcoholic beverage caterers to be numbered Section 6-464, which shall read as follows:

### **Sec. 6-464. Alcoholic beverage caterers.**

(a) *Definitions.*

(1) *Authorized catered function.* An event at a location not otherwise licensed for consumption of alcoholic beverages by the drink at which alcoholic beverages are furnished, served, sold, or dispensed to persons present at the event, by the drink, pursuant to a permit obtained under this section.

(2) *Alcoholic beverage caterer.* Any person licensed for the sale of alcoholic beverages by the State of Georgia and who possesses a license by a local government in the State of Georgia authorizing such person to sell or dispense alcoholic beverages by the drink in connection with an authorized catered function.

(b) *License requirements and restrictions.* The City Clerk or his/her designee may issue an alcoholic beverage license for the service of malt beverages, beer, wine and/or spiritous liquor sales at catered functions as follows:

(1) Licenses may be obtained for the purpose of selling or dispensing alcoholic beverages by the drink on premises at which authorized catered functions are to be held.

a. Such licenses may be obtained only by those persons, firms, or corporations with a valid local beverage alcohol license and a valid state retail dealer license.

b. Such licenses shall only authorize the caterer to sell those alcoholic beverages for which he/she is licensed.

(2) Before a licensed alcoholic beverage caterer may sell, serve or dispense alcoholic beverages at any authorized catered function, such caterer shall obtain a permit from the City Clerk or designee at least ten working days prior to the event.

a. The application for a permit shall include the name of the alcoholic beverage caterer, the caterer's license number, and the date, address and time of the event.

b. No permit fee shall be charged for the alcoholic beverage caterers licensed by the city.

c. For caterers licensed by jurisdictions other than the city, a permit fee of \$50.00 per event shall be charged.

d. The permit shall be good for the specific event at the specific address and times set forth in the application.

e. As a condition of the permit, alcoholic beverage caterers licensed by jurisdictions other than the city shall be provided a copy of the city's alcoholic beverages ordinances.

f. The permit and a copy of the state license shall be kept in the vehicle used to transport alcoholic beverages to the event at all times during which the permit is in effect.

g. Caterers licensed by the city or any other jurisdiction shall maintain records of alcoholic beverages transported for each event as may be required by state law.

(3) The hours and days of sale or distribution of alcoholic beverages under this section shall be the same as section 6-303 and 6-449, as applicable.

(4) No licensed alcoholic beverage caterer shall employ any person under 21 years of age to dispense, serve, sell or handle alcoholic beverages at authorized catered functions.

(5) Excise taxes are imposed upon alcoholic beverage caterers and shall be paid as required by this chapter and Georgia law.

(6) Except as set forth above in the section, the licensee shall comply with all other provisions set forth in this chapter and shall be subject to the restrictions found in O.C.G.A. Section 3-11-4.

It is so Ordained this 13th day of May, 2019.

Those voting in favor:

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Those voting in opposition:

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Date Submitted to Mayor: \_\_\_\_\_

Date Approved by Mayor: \_\_\_\_\_

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Steve Edwards, Mayor

ATTEST:

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Jane Whittington, City Clerk