

City of Sugar Hill

ARTICLE V

DIVISION 3.5

DOWNTOWN PUB LICENSES FOR ON THE PREMISES CONSUMPTION OF ALCOHOLIC BEVERAGES

Sec. 6-470. Downtown Pub Licenses-findings.

The city finds that encouraging the economic and social vitality of its downtown must be in harmony with its overarching goal of promoting the health, safety, and welfare for the city's inhabitants and visitors. The following provisions, therefore, are designed to allow for the responsible sale of alcoholic beverages under certain conditions and in consideration of a variety of factors including, but not limited to: securing the public safety from fire, flood, crime, preventing congestion on streets, and other dangers.

Sec. 6-471. Definitions.

Downtown Pub means any public place kept, used, maintained, advertised, and held out to the public as a place serving beer, wine, and/or spiritous liquor without a requirement to generate a minimum threshold of revenue for the sale of anything other than alcoholic beverages, but which may also serve food or snacks not prepared in a full-service kitchen.

Downtown Pub License means the authorization by the appropriate government officials of the city to engage in the sale of malt beverages, wine, and/or spiritous liquor under the conditions and limitations imposed by this division.

Sec. 6-472. Applicability of other provisions.

Unless provided otherwise within this division, in addition to other applicable provisions of this chapter related to alcoholic beverage regulation, provisions of Article V relating to the sale of spiritous liquor for on premises consumption shall apply to downtown pub licensees.

Sec. 6-473. Annual Fee.

Each downtown pub licensee shall pay an annual fee of \$4,000 in addition to an application processing fee of \$250, provided however, that such licensees shall not be required to obtain separate licenses for the sale of malt beverages and wine for consumption on the premises or the sale of spiritous liquors for consumption on the premises as otherwise required by this chapter.

Sec. 6-474. Limitations on site.

- (a) Licensed establishments must be sited at a physical location exclusively devoted to their operation with a minimum of 2,000 square feet of area and a maximum of 4,000 square feet of area, inclusive of any balcony or patio space, and with adequate seating facilities for a minimum of 40 persons. For purposes of this code section, shared spaces, common areas, and other adjacent property not under the control of the licensee by exclusive right for their operation shall not be counted towards the square footage of the physical location.

- (b) Licensed establishments must be located in physical locations that meet the standards of the applicable portions of Georgia Department of Public Health Rule 511-6-1-.06 regarding Sanitary Facilities and Controls in Food Service establishments now or as hereafter amended.
- (c) Licensed establishments must be located within the Downtown Entertainment District.
- (d) The use of tobacco products as well as smoking of any type, including cigarettes, cigars, vaping, or similar, is prohibited within the premises, including any exterior patio, balcony or similar space.
- (e) Alcoholic beverages may not be sold between the hours of 12:00 a.m. and 11:00 a.m.
- (f) Pursuant to O.C.G.A. § 3-3-7, no alcoholic beverages may be sold on Sunday nor on any other day prohibited by state law, as now written or hereafter amended.

Sec. 6-475. Limits on number of such establishments.

- (a) Licenses for establishments under this division shall be granted on a first submitted, first granted basis to qualified and complete final applications.
- (b) At no time shall the number of downtown pub licenses exceed 50% of the number of restaurants located in the Downtown Entertainment District licensed to sell any combination of malt beverages, wine, or spiritous liquors by the drink for consumption on the premises.

Sec. 6-476. Report of violations.

As required by O.C.G.A. § 3-3-2.1 (c), the city clerk, acting on behalf of the city, shall report to the Georgia Department of Revenue any citation or arrest relating to the manufacture, distribution, sale, or possession of alcoholic beverages against a licensee, an employee of a licensee, or any person holding a financial interest in the license of the licensee on the premises or place of business of any licensee arising out of the violation of any law, rule, regulation, resolution, or ordinance of the United States government, any state government, any local government, and any department, agency, or instrumentality thereof relating to the manufacture, distribution, sale, or possession of alcoholic beverages within 45 days of any officer, department, agency, or instrumentality of the city taking such disciplinary action. In reporting such citations or arrests, the clerk shall utilize the format made available by the Georgia Department of Revenue.