

ORDINANCE NUMBER \_\_\_\_\_

## **AN ORDINANCE**

To amend subsection 3-70(3) of the Alcoholic Beverages Ordinance of the Douglas County Code of Ordinances to provide for Sunday pouring of alcoholic beverages; to repeal any conflicting ordinances; to provide effective dates; and other purposes.

BE IT ORDAINED by the Douglas County Board of Commissioners and it is hereby ordained by the authority thereof as follows:

### **SECTION ONE**

Subsection 3-70(3)(d) of Chapter 3 – Alcoholic Beverages of the Douglas County Code of Ordinances is amended to repeal the following:

Except as otherwise provided in this division, no alcoholic beverages of any kind shall be sold or dispenses, and no licensee for the sale of alcoholic beverages of any kind, or his agents or employees, shall permit his place of business or to sell alcoholic beverages on Sundays or Christmas Day.

### **SECTION TWO**

Subsection 3-70(3) of Chapter 3 – Alcoholic Beverages of the Douglas County Code of Ordinances shall now read as follows:

(3) Hours:

- (a) Alcoholic beverages by the drink for on premises consumption shall not be sold except between the hours of 6:00 a.m. of one day and 2:55 a.m. of the next day, on Monday through Saturday; and between the hours of 12:30 p.m. and 11:30 p.m. on Sunday.
  1. Pursuant to O.C.G.A. 3-3-7(m), alcoholic beverages by the drink for on premises consumption may be poured until 2:55 a.m. on any Sunday which falls on a January 1; and
  2. Alcoholic beverages by the drink for on premises consumption Liquor may be poured from 12:01 a.m. until 2:55 a.m. on any Monday which falls on a January 1.

- (b) Malt beverages and wine for on premises consumption shall not be sold except between the hours of 6:00 a.m. of one day and 2:55 a.m. of the next day, on Monday through Saturday; and between the hours of 12:30 p.m. and 11:30 p.m. on Sunday.
  - 1. Pursuant to O.C.G.A. 3-3-7(m), malt beverages and wine may be poured until 2:55 a.m. on any Sunday which falls on a January 1; and
  - 2. Malt beverages and wine may be poured from 12:01 a.m. until 2:55 a.m. on any Monday which falls on a January 1.
- (c) The business hours of any wholesaler licensed under this chapter shall only be from sunup to sundown each day, Monday through Saturday.
- (d) Should lounges keep their doors open to the public, or allow members of the public to remain on the premises, beyond the prohibited hours of consumption, such conduct shall constitute prima facie evidence that liquor, wine and/or malt beverages are being consumed on the premises in violation of this chapter.
- (e) In no event shall drinks be mixed or sold, nor malt beverages sold, during the prohibited hours, based upon the timely sale of tickets, chits, or other devices.
- (f) All sales of any alcoholic beverage as authorized by this article shall be sold only by an employee of the licensee which holds a valid alcohol beverage employee identification card.
- (g) No manager, nor other employee of any pouring outlet, shall permit any violation of the above sub-sections.

### **SECTION THREE**

The definitions contained in Chapter 3 – Alcoholic Beverages of the Douglas County Code of Ordinances shall govern all terms in this ordinance.

### **SECTION FOUR**

This ordinance shall become effective on the date after its enactment.

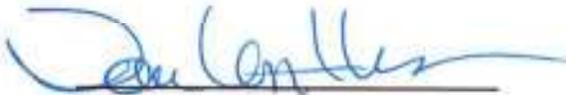
SECTION FIVE

All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

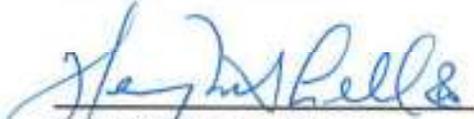
SECTION SIX

The County Administrator is authorized to promulgate such policies, rules, and regulations as necessary to implement this ordinance.

Ordained this 18 day of December, 2012.



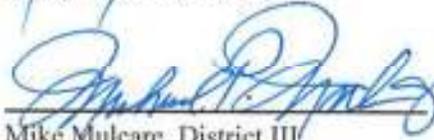
Tom Worthan, Chairman



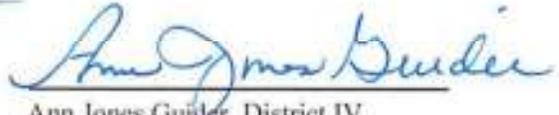
Henry Mitchell, III, District I



Kelly Robinson, District II



Mike Mulcare, District III



Ann Jones Guider, District IV

Attest:



Lisa Watson, County Clerk