

STATE OF GEORGIA

COUNTY FULTON

AN ORDINANCE AMENDING CHAPTER 7, ALCOHOLIC BEVERAGES, ARTICLE 2, SECTION 5, SUBSECTIONS (A) AND (B) HOURS, ARTICLE 3, SECTION 3, HOURS AND DAYS OF SALE, SUBSECTIONS (A),(B), AND (C), AND ARTICLE 6, SECTION 5, HOURS AND DAYS OF SALE, SUBSECTIONS (A) , (B), AND (C) OF THE CODE OF ORDINANCES OF THE CITY OF SANDY SPRINGS, GA

BE IT ORDAINED by the City Council of the City of Sandy Springs, GA while in regular session on December 27, 2005 at 7:00 p.m. as follows:

SECTION 1. That the Ordinance relating to Amending Chapter 7, Alcoholic Beverages, is hereby adopted and approved; and is attached hereto as if fully set forth herein, and;

SECTION 2. All ordinances, parts of ordinances, or regulations in conflict herewith are repealed.

SECTION 3. That the First Reading of this Ordinance was on December 20, 2005.

SECTION 4. This Ordinance is effective December 27, 2005; and,

SECTION 5. That this Ordinance shall become effective upon its adoption.

ORDAINED this the 27th day of December, 2005.

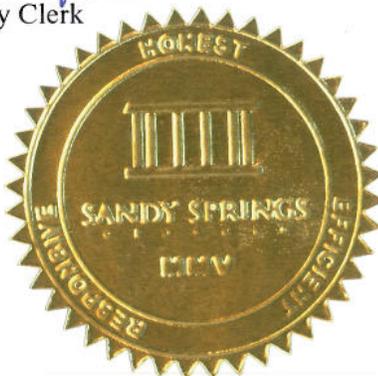
Approved:


Eva Galambos, Mayor

Attest:


Jeanette R. Marchiafava, City Clerk

(Seal)



Article 2

Section 5: Hours

(a) No license holder shall sell, give away, or otherwise dispose of alcoholic beverages on Sunday after the hours of 2:55 a.m., or between the hours of 4:00 a.m., and 9:00 a.m. on other days, provided that this section shall not apply to private clubs. For the purpose of this section, the term "eating establishment" shall mean an establishment which is licensed to sell alcoholic beverages and which derives at least 50 percent of its total annual gross food and beverage sales from the sale of prepared meals or food. An eating establishment shall have a fully equipped kitchen to include stove, refrigerator, food preparation area, sink, and other items necessary for the preparation of foods.

(b) All licensed premises, including bottle houses, shall close their premises to the public and clear their premises of patrons within 30 minutes after the time set by this chapter for discontinuance of the sale of alcoholic beverages on the premises. State law references: Sale of alcoholic beverages on Sundays, election days and Christmas Day, O.C.G.A. § 3-3-20; local authorization of Sunday sales, O.C.G.A. § 3-3-7.

(c) The sale of distilled spirits for consumption on the premises is permitted on Sundays from 12:30 p.m. until 12:00 midnight in: (i) any licensed establishment which derives at least fifty percent (50%) of its total annual gross sales from the sale of prepared meals or foods in all of the combined retail outlets of the individual establishment where food is served; (ii) any licensed establishment which derives at least fifty percent (50%) of its total annual gross income from the rental of rooms for overnight lodging.

Article 3

Section 3: Hours and days of sale

(a) No license holder shall sell, give away, or otherwise dispose of wine or malt beverages between the hours of 2:55 a.m. Sunday and 9:00 a.m. Monday, and between the hours of 4:00 a.m. and 9:00 a.m. on other days, provided that this section shall not apply to private clubs as defined in this article.

(b) No beer or malt beverage and/or wine shall be sold for consumption at any time in violation of any local ordinance or regulation or of any special order of the governing authority.

(c) The sale of beer and/or wine for consumption on the premises is permitted on Sundays from 12:30 p.m. until 12:00 midnight in: (i) any licensed establishment which derives at least fifty percent (50%) of its total annual gross sales from the sale of prepared meals or foods in all of the combined retail outlets of the individual establishment where food is served; (ii) any licensed establishment which derives at least fifty percent (50%) of its total annual gross income from the rental of rooms for overnight lodging.

Article 6

Section 5: Hours and days of sale

- (a) No alcoholic beverages shall be sold for consumption on the premises except between the hours of 9:00 a.m. and 4 a.m. Monday through Saturday.
- (b) Alcoholic beverages shall not be sold for consumption at any time in violation of any local ordinance or regulation or of any special order of the governing authority.
- (c) The sale of beer and/or wine for consumption on the premises is permitted on Sundays from 12:30 p.m. until 12:00 midnight in: (i) any licensed establishment which derives at least fifty percent (50%) of its total annual gross sales from the sale of prepared meals or foods in all of the combined retail outlets of the individual establishment where food is served; (ii) any licensed establishment which derives at least fifty percent (50%) of its total annual gross income from the rental of rooms for overnight lodging.