

AN ORDINANCE

AN ORDINANCE AMENDING THE CODE OF GRIFFIN, GEORGIA, AT CHAPTER 6, ALCOHOLIC BEVERAGES, SECTION 6-180, DAYS AND HOURS OF OPERATION, BY REPEALING SUBPARTS (c), (d) AND (e) IN THEIR ENTIRETY, ADOPTING IN LIEU THEREOF NEW PROVISIONS FOR DAYS AND HOURS FOR SALE OF ALCOHOLIC BEVERAGES IN CERTAIN ESTABLISHMENTS LICENSED FOR ON-PREMISES CONSUMPTION, CONDITIONED UPON APPROVAL OF THIS ORDINANCE IN A REFERENDUM CALLED FOR THAT PURPOSE; PROVIDING FOR NOTICE TO THE SPALDING COUNTY BOARD OF REGISTRATION AND ELECTIONS FOR THE CALL OF THE REFERENDUM; REPEALING CONFLICTING ORDINANCES AND PARTS THEREOF; RESTATING THE CODE, AS MODIFIED BY THIS ORDINANCE; AND FOR OTHER PURPOSES.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF GRIFFIN, GEORGIA, AND IT IS ESTABLISHED AS FOLLOWS:

Section 1. The Code of Griffin, Georgia is hereby amended at Chapter 6, ALCOHOLIC BEVERAGES, at Section 6-180, DAYS AND HOURS OF OPERATION, by repealing subparts (c), (d) and (e) in their entirety and adopting in lieu thereof the following:

- “(c) No on-premises consumption licensee shall furnish, sell or offer to sell any alcoholic beverages on any day when sales are prohibited by state law. Sales shall be permitted on election days during the hours polls are open. No licensee for on-premises consumption shall furnish, sell or offer to sell any alcoholic beverage between the hours of 1:55 a.m. and 9:00 a.m. on Mondays through Saturdays, or between the hours of 1:55 a.m. and 12:00 Midnight on Sundays; provided, however, in any licensed eating establishment which derives at least 50 percent of its total annual gross sales from the sale of prepared meals or food in all of the combined retail outlets of the individual establishment and in any licensed hotel which derives at least 50 percent of its total annual gross income from the rental of rooms for overnight lodging, alcoholic beverages may be sold for consumption on premises on Sundays from 11:00 a.m. until 12:00 Midnight.
- (d) Notwithstanding subpart (c) above, in any year in which December 31st (New Year’s Eve) falls on a Sunday, every establishment licensed to sell alcoholic beverages for consumption on the premises, including bars and public clubs, shall be authorized to sell alcoholic beverages for consumption on the premises only between the hours of 11:00 a.m. and 12:00 Midnight.
- (e) A distillery, a brewery, and a domestic farm winery tasting room located within a special entertainment district within the city, shall be authorized to

sell its product on the same days and within the same hours as an on-premises consumption licensee.”

Section 2. The provisions of Section 1 of this Ordinance shall only become effective if approved by a majority of the qualified electors of the City of Griffin voting in a referendum conducted as hereinafter provided. Within ten (10) days of the enactment of this Ordinance on second and final reading, the City Manager shall give written notice of such enactment, and a certified copy thereof, to the Chairman of the Spalding County Board of Registration and Elections. It shall be the duty of such Board, not more than 30 days after receipt of notice of the enactment, to call an election to be held in conjunction with the statewide general election on Tuesday, November 6, 2018 for the purpose of submitting the question of Sunday sales in certain establishments licensed for on-premises consumption and hotels during the hours of 11:00 a.m. until 12:30 p.m., pursuant to O.C.G.A. Sec. 3-3-7, to the qualified electors of the City for approval or rejection. The Board shall cause the date and purpose of the election to be published in the official organ of the county once a week for two weeks immediately preceding the date thereof. The ballot shall have printed thereon the words:

“[YES] Shall the governing authority of the City of Griffin be authorized to permit and regulate Sunday sales of distilled spirits or alcoholic beverages for beverage purposes by the drink from 11:00 a.m. to 12:30 p.m.?”
[NO]

All persons desiring to vote for approval of Sunday sales shall vote “YES” and those persons desiring to vote for rejection of Sunday sales shall vote “NO”.

Section 3. All ordinances or parts thereof in conflict with the foregoing are expressly repealed

Section 4. Except as modified herein, The Code of Griffin, Georgia, is hereby reaffirmed and restated. The codifier is hereby granted editorial license to include this amendment in future supplements of said Code by appropriate section, division, article or chapter.

Section 5. This ordinance shall become effective November 20, 2018 if a majority of the qualified electors voting in the referendum called for that purpose vote for approval; otherwise, this Ordinance shall be of no legal force and effect.

First Reading: June 12, 2018

Second Reading: June 19, 2018