

ORDINANCE #19- 04

AN ORDINANCE AMENDING SECTION 3-14-22.1(2) OF THE CODE OF HENRY COUNTY SETTING FORTH THE HOURS OF SALE OF ALCOHOLIC BEVERAGES FOR ON-PREMISES CONSUMPTION TO AUTHORIZE SUCH SALES ON SUNDAYS FROM 11:00 A.M. UNTIL 11:59 P.M.

WHEREAS, Section 3-14-22.1(2) of the Code of Henry County, Georgia provides as follows:

*All licenses issued pursuant to this section shall restrict Sunday sales to consumption on the premises, and only during the time period of 12:30 p.m. until 12:00 midnight on Sundays.*

WHEREAS, a majority of the voters of Henry County, Georgia, in a duly held Referendum taking place on November 2, 2019, voted in the affirmative in response to the following ballot question:

*Shall the governing authority of Henry County 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.?*

WHEREAS, the Board of Commissioners of Henry County, Georgia have determined that it is in the best interests of the County and its citizens to amend the Code of Henry County to authorize Sunday sales of distilled spirits and alcoholic beverages, for on-premises consumption, from 11:00 A.M. until 11:59 P.M.

NOW THEREFORE, BE IT AND IT IS HEREBY ORDAINED as follows:

1. Section 3-14-22.1(2) of the Code of Henry County, Georgia is hereby amended to read as follows:

*All licenses issued pursuant to this section shall restrict Sunday sales to consumption on the premises, and only during the time period of 11:00 a.m. until 11:59 pm on Sundays.*

2. All Ordinances and parts of Ordinances in conflict herewith are hereby repealed.
3. This Ordinance shall go into effect immediately upon its adoption by the Board of Commissioners of Henry County, Georgia.

So ORDAINED, this 19th day of November, 2019.

HENRY COUNTY BOARD OF COMMISSIONERS

  
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JUNE WOOD, CHAIR

ATTESTED:

  
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STEPHANIE BRAUN  
COUNTY CLERK

## **PRE-AMENDMENT ORDINANCE**

### **Sec. 3-14-22.1. - Sunday sales; licenses.**

Sunday sales by licensees shall be permitted and regulated under the following terms and conditions:

- (1) A license to sell alcoholic beverages for consumption on the premises on Sundays must be obtained from the office of the county tax commissioner. In order to obtain said license, an applicant must possess a valid license issued pursuant to this chapter and must further provide satisfactory proof that the applicant derives at least sixty (60) percent of its total annual gross sales from the sale of prepared meals or food in all the combined retail outlets of the individual establishment where food is served, or that it derives at least sixty (60) percent of its total annual gross income from the rental of rooms for overnight lodging.
- (2) **All licenses issued pursuant to this section shall restrict Sunday sales to consumption on the premises, and only during the time period of 12:30 p.m. until 12:00 midnight on Sundays.**
- (3) All provisions this [chapter 3-14](#), being Ordinance No. 9701 relating to the issuance, denial, revocation or surrender of alcoholic beverages licenses, are hereby incorporated by reference in this section concerning Sunday sales, and the same shall apply to licenses issued for Sunday sales pursuant to this section.

## **POST-AMENDMENT ORDINANCE**

### **Sec. 3-14-22.1. - Sunday sales; licenses.**

Sunday sales by licensees shall be permitted and regulated under the following terms and conditions:

- (1) A license to sell alcoholic beverages for consumption on the premises on Sundays must be obtained from the office of the county tax commissioner. In order to obtain said license, an applicant must possess a valid license issued pursuant to this chapter and must further provide satisfactory proof that the applicant derives at least sixty (60) percent of its total annual gross sales from the sale of prepared meals or food in all the combined retail outlets of the individual establishment where food is served, or that it derives at least sixty (60) percent of its total annual gross income from the rental of rooms for overnight lodging.
- (2) **All licenses issued pursuant to this section shall restrict Sunday sales to consumption on the premises, and only during the time period of 11:00 am until 11:59 pm on Sundays.**
- (3) All provisions this [chapter 3-14](#), being Ordinance No. 9701 relating to the issuance, denial, revocation or surrender of alcoholic beverages licenses, are hereby incorporated by reference in this section concerning Sunday sales, and the same shall apply to licenses issued for Sunday sales pursuant to this section.