

ORDINANCE NO. 837

**AN ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF CHAMBLEE, GEORGIA, CHAPTER 6, "ALCOHOLIC BEVERAGES," AND FOR ALL OTHER LAWFUL PURPOSES**

WHEREAS, the City of Chamblee is charged with providing for the health, safety, and welfare of the citizens of the city; and

WHEREAS, the city regulates alcoholic beverage establishments through Chapter 6 of the Chamblee Code; and

WHEREAS, the city desires to amend its code of ordinances to update definitions and licensing regulations, to add an alcoholic beverage license that allows certain commercial establishments to offer complimentary beer and wine to customers and clients for consumption on the premises, and to provide regulations for complimentary beer/wine establishments; and

WHEREAS, the Mayor and City Council have determined that amending the city's alcoholic beverage ordinance is in the best interest of the public's health, safety, and welfare;

BE IT ORDAINED AND IT IS HEREBY ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CHAMBLEE, GEORGIA that provisions of Chapter 6, "Alcoholic Beverages," shall be amended as follows:

**PART I**

The provisions of Section 6-1 shall be amended, by adding the following definition to read as follows:

...

*Grooming service establishment* means a retail business that is primarily devoted to providing grooming services, such as nail services, waxing, and hair coloring, cutting, and styling, to individuals by persons licensed by the Georgia State Board of Cosmetology and Barbers. Adult establishments, massage establishments, and spa establishments, as those terms are defined in chapter 22 of the Chamblee Code, are not grooming service establishments under this chapter.

...

**PART II**

The provisions of Section 6-1 shall be amended, by amending the following definitions to read as follows:

...

*Alcoholic beverage establishment* means any business or commercial establishment that sells alcoholic beverages, possesses alcoholic beverages for the purpose of sale, allows persons

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to bring alcoholic beverages onto the premises, or offers complimentary alcoholic beverages for consumption on the premises.

...

*Brown bag establishment* means any restaurant, music hall, theater or other commercial establishment in which the owners or their agents knowingly allow persons to bring in and consume alcoholic beverages.

...

**PART III**

The provisions of Section 6-41 shall be amended by amending subsection (a) to read as follows:

Sec. 6-41. – License required; regulation of sale or delivery off of licensed premises.

- (a) It shall be unlawful for any person to sell or possess for the purpose of sale any alcoholic beverage where the person does not have a license from the city to sell or possess for sale these alcoholic beverages. It shall be unlawful for any person to operate an alcoholic beverage establishment in the city where the person does not have a current alcoholic beverage license from the city.

**PART IV**

The provisions of Section 6-47 shall be amended to read as follows:

Sec. 6-47. – Compliance with applicable regulations; payment of license fee; license denial.

Before any license shall be granted under this article, the applicant therefor shall comply with all rules and regulations adopted by the mayor and city council regulating the sale of alcoholic beverages, and each applicant for a license shall pay a license fee in an amount as established by action of the city council. A copy of the license fees as established from time to time by action of the city council is on file in the office of the city clerk and/or the finance director. If the applicant does not satisfy the standards to obtain the license that the applicant seeks, or if there are grounds under section 6-51 to revoke the renewal applicant's current license, the finance director shall issue a written notice of decision to deny the license.

**PART V**

Chapter 6, Alcoholic Beverages, shall be amended by adding a new Article XVI. – Complimentary Beer/Wine Establishment License, to read as follows:

**ARTICLE XVI. – COMPLIMENTARY BEER/WINE ESTABLISHMENT LICENSE**

Sec. 6-321. – Complimentary beer/wine establishment license.

A commercial establishment that does not sell alcoholic beverages but offers complimentary beer and/or wine to customers or clients for consumption on the premises is subject to the provisions of this article.

Sec. 6-322. – License required; compliance with applicable regulations.

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- (a) It shall be unlawful to operate a complimentary beer/wine establishment without first obtaining a license from the finance director and paying such fees and taxes as may be required by the ordinances, rules and regulations of the city.
- (b) To be eligible to apply for or obtain a complimentary beer/wine establishment license, a commercial establishment must be a grooming service establishment as defined in section 6-1.

Sec. 6-323. – Investigation and administrative fee.

Each application for a license under this article shall be accompanied by payment for the full amount of the license fee (\$200), together with payment in an amount as may be required by the ordinances, rules and regulations of the city to defray investigative and administrative costs (\$200). If the application is denied and the license refused, or if the applicant withdraws the application prior to its being issued, the license fee shall be refunded, but the investigative and administrative fees shall be retained.

Sec. 6-324. – Regulations.

- (a) Upon obtaining a complimentary beer/wine establishment license, an establishment may serve complimentary beer and/or wine to be consumed on the premises to customers or clients who are 21 years old and older, subject to the provisions of this article.
- (b) It shall be unlawful to serve beer or wine on the premises of a grooming service establishment except to a person who is receiving grooming services from an individual who holds a current license issued by the Georgia State Board of Cosmetology and Barbers.
- (c) It shall be unlawful for any individual to handle or serve beer or wine on the premises of a complimentary beer/wine establishment unless the individual holds a current employee handling permit under section 6-16.
- (d) It shall be unlawful to serve a customer or client in a complimentary beer/wine establishment more than one serving of beer or wine during a 24-hour period. Under this article, a serving of wine shall not exceed 6 fluid ounces, and a serving of beer shall not exceed 12 fluid ounces.
- (e) It shall be unlawful to serve a customer or client in a complimentary beer/wine establishment more than one type of alcoholic beverage during a 24-hour period.
- (f) It shall be unlawful to consume in a complimentary beer/wine establishment more than one serving of beer or wine during a 24-hour period.
- (g) It shall be unlawful for any individual to leave the premises of a complimentary beer/wine establishment with an open container of beer or wine. This rule applies city-wide, including in the downtown entertainment district.
- (h) On Monday through Saturday, it shall be unlawful to serve or consume beer or wine on the premises of a complimentary beer/wine establishment before 9:00 a.m. or after 8 p.m. On Sunday, it shall be unlawful to serve or consume beer or wine on the premises of a complimentary beer/wine establishment before 11:00 a.m. or after 8:00 p.m.

Secs. 6-325 – 6-340. – Reserved.

**PART VI**

It is hereby declared to be the intention of the Mayor and City Council that the sections,

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paragraphs, sentences, clauses, and phrases of this ordinance are severable, and, if any phrase, clause, sentence, paragraph, or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this ordinance.

The foregoing was proposed by Council member Misa with a motion that the same be adopted. Said motion was seconded by Council member Robson. Same was then put to a vote and 4 Council members voted in favor of the ordinance, and 0 Council members voted against the ordinance. Said motion was thereupon declared passed and duly adopted this 16<sup>th</sup> day of September, 2025.

Cherron Bouie  
Cherron Bouie  
City Clerk, City of Chamblee, Georgia

Approved this 16<sup>th</sup> day of September, 2025

[Signature]  
The Honorable Brian Mock Jimmy First  
Mayor, City of Chamblee, Georgia  
Mayor ProTem

Approved as to form: [Signature]  
City Attorney

First reading: 08/19/2025  
Second reading: 09/16/2025