

STATE OF GEORGIA

FULTON COUNTY

First Reading: June 25, 2012  
Second Reading: July 9, 2012

**ORDINANCE OF THE CITY OF ROSWELL, GEORGIA TO AMEND  
CHAPTER 3, ALCOHOLIC BEVERAGES, REGARDING SPECIAL EVENT PERMITS**

**WHEREAS**, the City of Roswell is a Georgia municipal corporation; and

**WHEREAS**, the Mayor and Council are the governing authority of the City of Roswell; and

**WHEREAS**, Mayor and Council wish to clarify the regulations for the sale or serving of alcoholic beverages at a Special Events; and

**WHEREAS**, Mayor and Council have considered the effects on the public health, safety and welfare and determined that it would be in the best interest of the public to amend the Code of Ordinances regarding alcoholic beverages at special events:

**NOW, THEREFORE, BE IT ORDAINED**, and it is hereby ordained, that **Chapter 3, Alcoholic Beverages**, of the **Code of Ordinances of the City of Roswell** is amended as follows:

1.

The Code of Ordinances of the City of Roswell, Chapter 3, ***Alcoholic Beverages***, Article 3.2 Section 3.2.5 ***Alcoholic Beverage Caterers***, is hereby amended by deleting Section 3.2.5(a)(1) and replacing said Section with a new Section 3.2.5(a)(1) to read as follows:

**Section 3.2.5 - Alcoholic Beverage Caterers.**

(a) *License Requirements—Resident Caterers.*

1. Any alcoholic beverage retailer possessing a valid license from the City of Roswell to sell malt beverages, wine or distilled spirits by the drink at a fixed location within the city may apply for an off-premises license that authorizes sales at authorized catered event(s) or function(s).

2.

Chapter 3, ***Alcoholic Beverages*** is further amended by deleting therefrom Article 3.7 Section 3.7.9 ***Special Event Pouring Permit; Temporary Permits for Nonprofit Civic Organizations***, and replacing said Section with a new Section 3.7.9 to read as follows:

**3.7.9 Catering Permits in Conjunction with a Special Event**

(a) A special event permit applicant that does not have a current City of Roswell Alcoholic Beverage License and is not a bona fide nonprofit civic organization who desires to sell or serve alcoholic beverages temporarily (no more than 3 days) for consumption on a non-licensed premises during a special event shall employ, use or contract with an alcoholic beverage caterer for such service.

(b) If an existing alcoholic beverage licensee desires to sell or serve alcoholic beverages temporarily (no more than 3 days) for consumption on a non-licensed premises, said licensee shall obtain an alcoholic beverage catering license pursuant to Section 3.2.5 of this Chapter in conjunction with a special event permit.

(c) If an existing alcoholic beverage licensee desires to sell or serve alcoholic beverages temporarily for consumption beyond the licensed premises but either connected to the licensed premises or on the same property under their sole possession, said licensee shall obtain a special event permit but is not required to obtain a catering license since the special event is an extension of the licensed premises.

(d) A bona fide nonprofit civic organization that desires to sell or serve alcoholic beverages temporarily (no more than 3 days) for consumption on a non-licensed premises during a special event shall pay a fee of fifty dollars (\$50.00) to obtain a permit authorizing the organization to sell or serve alcoholic beverages for consumption on the premises of the special event. No more than two (2) permits may be issued to an organization in any one (1) calendar year. The organization shall hire an off-duty police officer of competent jurisdiction to be present during the event. For the purposes of this section, a bona fide "nonprofit civic organization" is defined as an organization which is an exempt organization under Section 501(c) or (d) of the Internal Revenue Code of 1986, as amended.

3.

*Severability.* Should any section of this Ordinance be declared invalid or unconstitutional by any court of competent jurisdiction, such declaration shall not affect the validity of the Ordinance as a whole or any part thereof which is not specifically declared to be invalid or unconstitutional.

4.

*Repeal of Conflicting Provisions.* All ordinances, parts of ordinances, or regulations in conflict herewith are repealed.

5.

*Renumbering.* It is the intention of the Mayor and Council, and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Code of Ordinances, City of Roswell, Georgia and the sections of this ordinance may be renumbered to accomplish such intention.

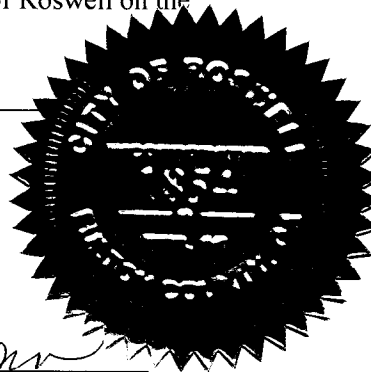
The Ordinance amendment shall become effective on the date of its adoption.

The above Ordinance was read and approved by the Mayor and Council of the City of Roswell on the 9<sup>th</sup> day of July 2012.

Attest:

Marlee Press  
Marlee Press, City Clerk  
(Seal)

Jere Wood  
Jere Wood, Mayor



Councilmember Jerry Orlans

Betty Price  
Councilmember Betty Price

Kent Igleheart  
Councilmember Kent Igleheart

Rebecca Wynn  
Councilmember Rebecca Wynn

Richard Dippolito  
Councilmember Richard Dippolito

Nancy Diamond  
Councilmember Nancy Diamond