

Lowndes County Alcoholic Beverage Ordinance

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF LOWNDES COUNTY FOR THE PURPOSES OF REGULATING THE SALE, DISTRIBUTION, AND CONSUMPTION OF ALCOHOLIC BEVERAGES; PROVIDING FOR OCCUPATIONAL LICENSING AND FEES RELATING TO SUCH; PROMOTING THE PUBLIC HEALTH, SAFETY AND GENERAL WELFARE OF THE CITIZENS OF LOWNDES COUNTY; PROVIDING FOR PENALTIES; REPEALING CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES; ADOPTED AT THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS OF LOWNDES COUNTY HELD ON THE 11th DAY OF December, 2012.

IT IS HEREBY ORDAINED by the Board of Commissioners of Lowndes County, pursuant to the authority vested in the Board of Commissioners by law and Title 3 of the Official Code of Georgia Annotated, as follows:

ARTICLE I. TITLE.

This Ordinance shall be known as the "Lowndes County Alcoholic Beverage Ordinance."

ARTICLE II. SALE OR DISTRIBUTION IN UNINCORPORATED AREA OF COUNTY; LICENSE A PRIVILEGE; STATE LICENSE REQUIRED.

Section 2-1. License Required.

No malt beverage, wine, distilled spirits, or any other alcoholic beverage(s) shall be sold or distributed at wholesale or at retail for consumption either on or off the premises where sold in the unincorporated area of the County except under an appropriate license granted by the Board of Commissioners upon the terms and conditions provided in this Ordinance and then only for the particular alcoholic beverage and manner of distribution and/or sale specified in such license and only at the establishment specified in such license. Except to the extent expressly set forth herein, nothing in this Ordinance shall be construed to either supersede or minimize the State law provisions on the same subject as may be presently or in the future enacted and in force.

Section 2-2. License a Privilege; License Nontransferable.

All licenses, event permits, and letters of authorization issued pursuant to this Ordinance shall be a mere grant of a privilege to carry on the licensed, permitted, or authorized, as the case may be, activity during the term of the license, event permit or letter of authorization and are each subject to all terms and conditions imposed by this and other applicable County ordinances or resolutions (including without limitation compliance by the establishment at which the licensed, permitted, or authorized activity is carried out at all times with the County's Noise Ordinance) and by State law, rules and regulations. No license, event permit, or letter of authorization issued pursuant to this Ordinance shall be transferable to any other person; any such other person desiring a license, event permit, or letter of authorization under this Ordinance for the same or different

activity or establishment shall be required to make separate application therefor under the provisions of the Ordinance. Provided, however, that in the case of the death of any natural person holding a license pursuant to this Ordinance such license may be transferred to the deceased licensee's personal representative, if the personal representative otherwise meets the licensing requirements of this Ordinance, upon such personal representative's application to the County for such transfer and payment of the Administrative Fee but without any additional license fee during the remaining term of such license. If a licensed establishment moves its business and operations to a different location within the unincorporated area of the County then such new location shall be required to apply for and obtain a separate license for such new location.

Section 2-3. State License Required.

Any holder of a license, event permit, or letter of authorization issued pursuant to this Ordinance is required, before conducting, engaging in or carrying out the licensed, permitted, or authorized, as the case may be, activity to apply for and obtain any and all applicable licenses, permits and authorizations from the State as required by O.C.G.A., Title 3.

Section 2-4. Conflicts.

Should there be a conflict in the requirements and provisions of this Ordinance and other County ordinances or resolutions, then this Ordinance shall control.

ARTICLE III. DEFINITIONS; REFERENCES TO SECTIONS, ETC.

Section 3-1. Definitions.

When used in this Ordinance, the following words, terms, and phrases, and their derivations shall have the meanings ascribed to them in this Section, except where the context clearly indicates a different meaning:

Alcohol shall mean ethyl alcohol, hydrated oxide of ethyl, or spirits of wine, from whatever source or by whatever process produced.

Alcoholic beverage shall mean all consumable alcohol, distilled spirits, beer, malt beverage, wine, or fortified wine.

Alcoholic beverage catering license shall mean the license issued to a licensed alcoholic beverage caterer in accordance with O.C.G.A. § 3-11-2 by either (i) the County pursuant to Section 7-1 and upon approval of an application pursuant to Article IV, or (ii) a municipality or another county in Georgia.

Adult shall mean any individual 21 years of age or older.

Board of Commissioners or *Board* shall mean the Board of Commissioners of Lowndes County, Georgia.

Bona fide nonprofit civic organization shall mean an entity which is exempt from federal income tax pursuant to the provisions of subsections (c), (d), or (e) of 26 U.S.C. Section 501.

Brownbagging shall mean bringing onto and/or consuming upon any premises alcoholic beverages not lawfully purchased upon such premises.

Brownbagging establishment shall mean any business, commercial establishment, or other facility or location upon which the owner, lessee, operator, or their respective employees, agents, or representatives thereof allow, facilitate, permit, or participate in brownbagging upon its premises.

County shall mean Lowndes County, Georgia.

County Manager shall mean the County Manager of Lowndes County, Georgia.

Department of Revenue or *Department* shall mean the Georgia Department of Revenue.

Distilled spirits shall mean any alcoholic beverage obtained by distillation or containing more than 21 percent alcohol by volume, including, but not limited to, all fortified wines.

Establishment shall mean any physical location involving the sale or distribution of alcoholic beverages in unincorporated Lowndes County.

Event permit shall mean the one-time, event-specific permit issued pursuant to Section 7-2.

Finance Director shall mean the Director of Finance of Lowndes County, Georgia.

Food caterer shall mean any person who prepares food for consumption off the premises.

Fortified wine shall mean any alcoholic beverage containing more than 21 percent alcohol by volume made from fruits, berries, or grapes either by natural fermentation or by natural fermentation with brandy added. The term includes, but is not limited to, brandy.

His, her, he, she, it, they, them, and their shall, as the context may require, include any other gender and the singular or the plural, for a proper reading.

Letter of authorization shall mean the letter of authorization issued pursuant to Section 7-5.

License shall mean a license granted under this Ordinance to a licensee for the operation of an establishment in unincorporated Lowndes County for the sale or distribution, as the case may be, of the specific alcoholic beverage and manner of sale provided in such license.

Licensed alcoholic beverage caterer shall mean any retail dealer as defined in O.C.G.A. § 3-1-2(19) who has been licensed as provided in O.C.G.A. § 3-11-1(2).

Licensee shall mean the person to whom a particular valid license has been granted under this Ordinance.

Licensor shall mean the Board of Commissioners.

Malt beverage shall mean any alcoholic beverage obtained by the fermentation of any infusion or decoction of barley, malt, hops, or any other similar product, or any combination of such products in water, containing not more than fourteen percent (14%) alcohol by volume and including ale, porter, brown, stout, lager beer, small beer, and strong beer. The term does not include sake, known as Japanese rice wine.

Minor shall mean any individual under 21 years of age.

Noise Ordinance shall mean the County's Ordinance to Regulate Noise in Residential Areas adopted September 27, 2011 as the same may be amended or codified from time to time.

O.C.G.A. shall mean the Official Code of Georgia Annotated.

Person shall mean any individual, firm, partnership, cooperative, non-profit membership corporation, joint venture, association, company, corporation, agency, syndicate, estate, trust, business trust, receiver, fiduciary, or other group or combination acting as a unit, body politic, or a political subdivision, whether public, private, or quasi-public.

Premises shall mean and include without limitation all or any portion of all buildings, structures, porches, decks, patios, and other improvements, together with all grounds, lawns, gardens, sidewalks, parking lots, and other outdoor areas, of or upon a property or location.

Private event shall mean a specific social, business, fraternal, or recreational event for which an entire building, room, hall or area, indoors or out of doors, is leased, rented, reserved, or otherwise obtained in advance by a person, entity, club, or other group, and at which attendance is limited to persons who are in advance specifically designated. A private event does not include an event to which the general public is invited or at which members of the general public are allowed to attend, whether or not an admission fee, cover charge, or minimum purchase is charged.

Retail consumption dealer shall mean any person who sells any alcoholic beverages for consumption on the premises where sold at retail only to consumers and not for resale.

Retailer or retail dealer shall mean any person who sells any alcoholic beverages in unbroken packages for consumption off of the premises where sold at retail only to consumers and not for resale.

Social host party, gathering, or event shall mean a group or gathering of three (3) or more individuals at least two (2) of whom are minors who have assembled or are assembling for any party, social occasion, or social activity.

State shall mean the State of Georgia.

Wholesaler or wholesale dealer shall mean any person who sells alcoholic beverages to other wholesale dealers, to retail dealers, or to retail consumption dealers.

Wine shall mean any alcoholic beverage containing not more than 21 percent alcohol by volume made from fruits, berries, or grapes either by natural fermentation or by natural fermentation with brandy added. The term includes, but is not limited to, all sparkling wines, champagnes, combinations of such beverages, vermouths, special natural wines, rectified wines, and like products. The term does not include cooking wine mixed with salt or other ingredients so as to render it unfit for human consumption as a beverage. A liquid shall first be deemed to be a wine at that point in the manufacturing process when it conforms to this definition.

Section 3-2. References to Sections, etc.

Unless otherwise indicated herein, references in this Ordinance to sections, articles, paragraphs, appendices, etc. are to those of this Ordinance.

ARTICLE IV. LICENSING.

Section 4-1. Licenses which may be issued under this Ordinance:

- (a) Retail Dealer – Off Premises Consumption (Distilled Spirits)
- (b) Retail Dealer – Off Premises Consumption (Malt Beverages)
- (c) Retail Dealer – Off Premises Consumption (Wine)
- (d) Retail Dealer – Off Premise Consumption (Sunday Sales)
- (e) Retail Consumption Dealer – Consumption on Premises (Distilled Spirits)
- (f) Retail Consumption Dealer – Consumption on Premises (Malt Beverages)
- (g) Retail Consumption Dealer – Consumption on Premises (Wine)
- (h) Retail Consumption Dealer – Consumption on Premises (Sunday Sales)
- (i) Wholesaler – Distilled Spirits with warehousing in Lowndes County
- (j) Wholesaler – Distilled Spirits without warehousing in Lowndes County
- (k) Wholesaler – Malt Beverages with warehousing in Lowndes County
- (l) Wholesaler – Malt Beverages without warehousing in Lowndes County
- (m) Wholesaler – Wine with warehousing in Lowndes County
- (n) Wholesaler – Wine without warehousing in Lowndes County
- (o) Alcoholic Beverage Catering License

No retail dealer licensee shall hold any retail consumption dealer license for the same location, and vice versa; and no wholesale dealer licensee shall hold any retail dealer license or retail consumption dealer license for the same location.

Section 4-2. Annual License and Other Fees.

The fees for the respective licenses, event permits, letters of authorization, and Administrative Fee, as provided in this Ordinance shall be as set out in Appendix A of this Ordinance.

Section 4-3. Disqualifications from Licensure.

(a) No license shall be granted under this Ordinance to any person for the operation of, and no person shall otherwise operate, an establishment involving the distribution, sale, or consumption of alcoholic beverages in any area prohibited by law or by zoning ordinance.

(b) No license shall be granted under this Ordinance to any person for the operation of, and no person shall otherwise operate, an establishment involving the distribution, sale, or consumption of alcoholic beverages which establishment is within three hundred (300) feet of any church building. No license shall be granted under this Ordinance to any person for the operation of, and no person shall otherwise operate, an establishment involving the distribution, sale, or consumption of wine or malt beverages within 100 yards, or of distilled spirits within 200 yards, of any school building, educational building, school grounds, or college campus. For purposes of measuring said distances, said distance shall be measured from the door of the establishment involving the distribution, sale, or consumption of the respective alcoholic beverage to the nearest street, thence along said street to the nearest point of such church building, school building, educational building, school grounds, or college campus, as the case may be.

(c) No license shall be granted under this Ordinance to any person for the operation of an establishment involving the distribution, sale, or consumption of alcoholic beverages who has been convicted of a felony; nor to any person with whom any other person listed in Section 4-4(b) as associated with such person has been convicted of a felony; nor to any person employing any individual in the operation of an establishment for the distribution, sale or consumption of alcoholic beverages which individual has been convicted of a felony.

(d) No license shall be granted under this Ordinance: (i) to any person for the operation of an establishment involving the distribution, sale, or consumption of alcoholic beverages who has been convicted within the last five (5) years of a misdemeanor or other violation involving any of the following: gambling, the Georgia Controlled Substances Act (or similar laws of another jurisdiction), prostitution, sex offenses, adult entertainment laws, rules or regulations, alcohol control laws, rules or regulations, or offenses involving moral turpitude; (ii) to any person with whom any other person listed in Section 4-4(b) as associated with such person has been convicted within the last five (5) years of a misdemeanor or other violation involving any of the following: gambling, the Georgia Controlled Substances Act (or similar laws of another jurisdiction), prostitution, sex offenses, adult entertainment laws, rules and regulations, alcohol control laws, rules or regulations, or offenses involving moral turpitude; (iii) or to any person employing any

individual in the operation of an establishment for the distribution, sale or consumption of alcoholic beverages which individual has been convicted within the last five (5) years of a misdemeanor or other violation of any of the following: gambling, the Georgia Controlled Substances Act (or similar laws of another jurisdiction), prostitution, sex offenses, adult entertainment laws, rules or regulations, alcohol control laws, rules or regulations, or offenses involving moral turpitude.

(e) No license shall be issued under this Ordinance to any person who is not lawfully present in the United States or, if such person is not an individual, where the individual making the application on behalf of such person is not himself lawfully present in the United States.

(f) No license shall be issued under this Ordinance to any person who is not registered to use and is using the Federal Work Authorization Program, where required of such person by O.C.G.A § 36-60-6.

(g) No license application shall be considered by the Board of Commissioners for the issuance of a license for the operation of an establishment involving the distribution, sale, or consumption of alcoholic beverages where a similar application involving said license applicant or said establishment has been denied by the Board within the preceding twelve (12) months or where a license held by the said license applicant (whether for this or another establishment) or a license (whether held by said license applicant or by another licensee) for the said establishment has been revoked by the Board within the preceding twelve (12) months.

(h) No license shall be issued under this Ordinance for the retail sale at an establishment of any alcoholic beverages for consumption on the premises where sold where such establishment is licensed for retail sale of any alcoholic beverages for off premises consumption. Likewise, no license shall be issued under this Ordinance for the retail sale at an establishment of any alcoholic beverages for off premises consumption where such establishment is licensed for retail sale of any alcoholic beverages for consumption on the premises where sold.

Section 4-4. License Application.

Any person desiring to obtain a license from the County pursuant to this Ordinance shall submit an application therefor which shall contain the following information:

(a) The specific license being applied for.

(b) Full name of the applicant, including any aliases, trade names, or other names under which the applicant has been known or conducted business during the past three (3) years, and, in the case of a partnership, limited liability company, firm, association, corporation, or other non-natural person, the name of the individual or agent who shall be held responsible for compliance with the provisions of this Ordinance. In the event the applicant is a partnership, joint venture or firm, the names and addresses of all owners of the partnership, joint venture or firm shall be furnished. In the event the applicant is an association or corporation, the names and addresses of its principal officers, directors, and the three (3) stockholders owning the largest amounts of stock in the applicant entity shall be furnished. In the event the applicant is a limited liability company, the names and addresses of the three (3) members owning the largest amounts

of ownership interest and of, if any, its managers and principal officers shall be furnished. In the event the applicant is any other type of entity or non-natural person, the names and addresses of all the members of its governing body, officers and others having management, control, or dominion over such applicant shall be furnished.

(c) The complete mailing and location addresses of the applicant and the location address of the establishment at which the activity for which a license hereunder is being sought will be conducted. The applicant shall also submit with the application a copy of a valid deed showing that the applicant owns the property on which the establishment to be licensed is located or a copy of a valid lease showing that the applicant has a leasehold interest sufficient for the applicant to operate a business or enterprise at the property on which the establishment is to be located involving the sale, distribution and/or consumption of alcoholic beverages of the type and in the manner for which licensure is sought.

(d) The type of establishment to be operated and the category of alcoholic beverage related functions and activities to be conducted at such establishment.

(e) The name and location address of each of the nearest church building, school building, educational building, school grounds, and college campus, in each case to the property on which the establishment to be licensed is located.

(f) Whether or not the applicant, any person listed under subparagraph (b) above, or any employee in the applicant's establishment for which licensure is being sought has previously been refused a license (or a similar license from another jurisdiction). If the answer is in the affirmative, state the month and year of such refusal, the jurisdiction refusing the license, and the circumstances surrounding such refusal.

(g) Whether or not the applicant or any person named in subparagraph (b) above, having previously obtained a license (or a similar license from another jurisdiction), has had the same suspended or revoked. If the answer is in the affirmative, state the month and year of such suspension or revocation, the jurisdiction suspending or revoking the license, and the circumstances surrounding such suspension or revocation.

(h) Whether or not the applicant, or any person identified in subparagraph (b) above, or any employee in the applicant's establishment for which licensure is being sought has been convicted of a felony.

(i) Whether or not the applicant, or any person identified in subparagraph (b) above, or any employee in the applicant's establishment for which licensure is being sought has been convicted within the last five (5) years of a misdemeanor or other violations involving any of the following: gambling, the Georgia Controlled Substances Act (or similar laws of another jurisdiction), prostitution, sex offenses, adult entertainment laws, rules or regulations, alcohol control laws, rules or regulations, or offenses involving moral turpitude.

(j) Whether or not the establishment for which licensure is being sought has been licensed under this Ordinance (or any similar predecessor ordinance or resolution of the County regarding alcoholic beverages) during the past three (3) years and, if so, how the applicant has or

will acquire the establishment or the business operated or to be operated thereat from the current or prior licensee or owner and on what terms and conditions and, additionally, what familial, business, investment, debtor/creditor, or other relationship the applicant may have or have had during the past three (3) years with any such current or former licensee or owner, and in each case any person identified in subparagraph (b) above with respect thereto, of the establishment for which licensure is sought.

(k) A consent statement executed by the applicant that all necessary investigation reports on the applicant, any person identified in subparagraph (b) above, or any employees in the applicant's establishment for which licensure is being sought including, but not limited to, credit reports and reports from law enforcement agencies, may be obtained; that any information in such reports may be furnished to the licensor; and that applicant will be responsible for the cost thereof. If so requested by Licensor, applicant shall also obtain such consent forms therefore, as the case may be, from each person identified in subparagraph (b) above and each employee who will be employed in applicant's establishment for which licensure is being sought. Licensor may, at its option, require fingerprinting and/or photographs of applicant, each person identified in subparagraph (b) above, and each of applicant's such employees for the purposes of conducting its investigation with respect to application for an initial license or a license renewal.

(l) Prior to issuance or renewal of any license, event permit (pursuant to Section 7-2), or letter of authorization (pursuant to Section 7-5), as the case may be, the applicant therefore shall provide to the County with such application therefore: (i) in order to verify the applicant's (or the individual making the application on behalf of the applicant) lawful presence in the United States, the applicant shall submit the signed and sworn Affidavit required by O.C.G.A. § 50-36-1(e)(2) and at least one "secure and verifiable document" as defined in O.C.G.A. § 50-36-2(b)(3), and (ii) in order to verify the applicant's registration with and utilization of the Federal Work Authorization Program as defined in and required by O.C.G.A. § 36-60-6 that the applicant is authorized to use such Federal Work Authorization Program (or evidence that it is not required by O.C.G.A. § 36-60-6 to use such Program), the applicant shall submit the signed and sworn Affidavit required by O.C. G.A § 36-60-6.

(m) The accuracy and completeness of the information, documents and statements contained in said application or submitted as a part thereof or supplementary thereto shall be sworn to by or on behalf of the applicant before a notary public or other person authorized to administer oaths.

(n) The applicant shall attach, with the application, certified funds in the amount of the Administrative Fee plus the annual license fee in the amounts set forth in Appendix A for the license for which application is being made.

(o) The applicant shall submit such further information as the County shall request having a reasonable relationship to the consideration of the desirability of the issuance to applicant of the license sought.

Section 4-5. Submission of Application; Payment of Fee with Application.

Applications for the license and accompanying Administrative Fee and annual license fee shall be submitted to the County Finance Director (or his or her designee). If an application is denied by the Board of Commissioners, the license fee, less the Administrative Fee, shall be refunded to the applicant.

Section 4-6. Publication of Notice.

(a) Upon the filing of the application for a license for retail sale of distilled spirits for consumption off of the premises where sold, the County shall publish a notice in a newspaper of general circulation in the County once a week for two (2) weeks, setting forth that such application has been filed. Should such notice need to be republished for any reason not the fault of the County then the applicant shall pay an additional Administrative Fee to cover the cost of the County having to republish such notice.

(b) Upon the filing of the application for a license for retail sale of any alcoholic beverage by the drink for consumption on the premises where sold, the County shall publish a notice in a newspaper of general circulation in the County once a week for two (2) weeks, setting forth that such application has been filed and that a public hearing will be held by the Board on said matter at the location, date and time specified in such notice. Should such notice need to be republished for any reason not the fault of the County then the applicant shall pay an additional Administrative Fee to cover the cost of the County having to republish such notice. Such hearing shall be held within seven (7) days after the second publication of such notice. The Board shall, within seven (7) days of such hearing, grant or refuse the requested license.

Section 4-7. Considerations for License Grant.

In determining the question of the granting or refusal of the license applied for hereunder, the Board shall consider: the location of the establishment for which licensure is being sought; the uses of the property surrounding the property at which the establishment will be operated for which licensure is being sought; the current zoning of the property at which the establishment will be operated for which licensure is being sought; the integrity of the applicant, his business co-owners, directors and officers, and his employees at the establishment for which licensure is being sought; the criminal convictions, if any, of the applicant, his business co-owners, directors and officers, or his employees at the establishment for which licensure is being sought for the violation of any criminal statutes; the number of times in the past three (3) years licenses under this Ordinance have been issued for the establishment for which licensure is being sought; the violation(s), if any, of this Ordinance (or any similar predecessor ordinance or resolution of the County regarding alcoholic beverages) or the Georgia Alcoholic Beverage Code occurring at the establishment for which licensure is being sought during the past three (3) years; whether the applicant (or the individual making the application on behalf of the applicant) is lawfully present in the United States; whether the applicant is registered to use and is using the Federal Work Authorization Program; the bona fides and arm's length nature of the acquisition of the establishment for which licensure is being sought by applicant from the existing or prior owner and/or licensee of such establishment; and, the accuracy and completeness of the application and the information, documents and statements submitted as a part thereof or supplementary thereto, for the license applied for.

Section 4-8. License Duration; License Fee Proration; When Fee is Due.

Each license issued pursuant to this Ordinance shall automatically expire on December 31st of the year of its issuance, but may be renewed on an annual basis for each subsequent calendar year by making application for renewal to the County and paying the annual license fee. The license fee for an initial license shall be prorated as follows: the license fee for an initial license issued during the first calendar quarter of the calendar year shall be 100% of the annual license fee; the license fee for an initial license issued during the second calendar quarter of the calendar year shall be 75% of the annual license fee; the license fee for an initial license issued during the third calendar quarter of the calendar year shall be 50% of the annual license fee; and the license fee for an initial license issued during the fourth calendar quarter of the calendar year shall be 25% of the annual license fee. There shall be no proration of the Administrative Fee. There shall be no proration of the annual license fee paid for the renewal of a license. There will be a late fee if the current license, other than an initial license, is purchased after January 1. The late fee assessed shall be one percent (1%) per calendar month or portion thereof of the applicable annual license fee.

Section 4-9. Duties of Licensee.

As a condition subsequent to the granting of a license pursuant to this Ordinance and the possession and use thereof, compliance with the following provisions shall be mandatory:

(a) Licenses granted hereunder shall be prominently displayed in the licensee's establishment to which such license relates, and shall be, together with said establishment, subject to inspection at any time by the County or any law enforcement agency having jurisdiction of the location and activities of licensee's establishment.

(b) Licensee shall not employ in the operation of said establishment any person who has been convicted of a felony.

(c) Licensee shall not employ in the operation of said establishment any person who has been convicted within the last five (5) years of a misdemeanor or other offense involving any of the following: gambling, the Georgia Controlled Substances Act (or similar laws of another jurisdiction), prostitution, sex offenses, adult entertainment laws, rules or regulations, alcohol control laws, rules or regulations, or offenses involving moral turpitude.

(d) The sale, distribution, and on premises consumption of alcoholic beverages, as the case may be, at said establishment shall each be in compliance with the laws of the Georgia Alcoholic Beverage Act, as amended, O.C.G.A., Title 3, and the applicable rules and regulations promulgated by the Georgia Department of Revenue.

(e) The licensed establishment and its operation shall at all times comply with all applicable County ordinances and resolutions (including without limitation this Ordinance and the County's Noise Ordinance), together with all applicable State and federal laws, rules and regulations.

(f) Upon issuance or renewal of any license, event permit (pursuant to Section 7-2) or letter of authorization (pursuant to Section 7-5), as the case may be, during the term thereof the licensee, or person to whom such event permit or letter of authorization is issued shall utilize the Federal Work Authorization Program as required by O.C.G.A. § 36-60-6.

(g) Licensee shall pay the annual license fee for renewal of such license for the immediately succeeding year before January 1 of such succeeding calendar year.

Section 4-10. Revocation.

(a) Failure of licensee to comply with any of the following provisions of this Section 4-10(a) shall be grounds for revocation of the license granted to licensee under this Ordinance.

- (1) Conviction of licensee, or of any owner, officer or director of the licensee, of a felony.
- (2) Conviction within the last five (5) years of licensee, or of any owner, officer or director of the licensee, of a misdemeanor or other violation involving any of the following: gambling, the Georgia Controlled Substance Act (or similar statutes of another jurisdiction), prostitution, sex offenses, adult entertainment laws, rules and regulations, alcohol control laws, rules or regulations, or offenses involving moral turpitude.
- (3) Failure of the licensee to be lawfully present in the United States.
- (4) Failure of the licensee or the licensed establishment to comply at all times with each of the requirements of Section 4-9.
- (5) A material misstatement or omission in the licensee's application or in the information and statements submitted as a part thereof or supplementary thereto.

(b) Upon information to the County concerning violation of any of the provisions outlined in Section 4-10(a), the Board shall serve notice upon licensee, by registered or certified mail addressed to licensee's establishment, requiring him to appear before the Board and show cause why his license should not be revoked. Such hearing shall not be held sooner than five (5) business days from the giving of such notice, and shall set forth with particularity the date, time and place of the hearing on said matter; such notice shall also state the alleged noncompliance which could, if sustained, result in revocation of licensee's license.

(c) Within five (5) business days of the hearing on such matter, the Board shall render a decision on the matter, notifying licensee in writing of its decision by registered or certified mail addressed to the licensee's establishment or by personally delivering the same to licensee. In the event of a revocation, no rebate shall be made of any portion of any license fee paid.

(d) After revocation of any license granted hereunder, no person formerly holding such license, shall operate an establishment for which a license is required by this Ordinance without

again having obtained a valid license.

Section 4-11. Return of License Fee.

When a license applicant applies for and is issued an initial license and that applicant does not operate any establishment pursuant to the issued license, the license fee (but not the Administrative Fee) for such license may be returned to the applicant. (The annual license fee paid for a renewal of a license shall not be refundable.) All requests for such return must be made by the applicant in writing to the County's Finance Director within thirty (30) days of the date the license is issued.

To receive a return of the license fee, the applicant must not have used the license to conduct any business or activity allowed by the license whatsoever. The Board of Commissioners shall review each request for a license fee return and make a determination as to whether or not the license fee shall be returned. The Board of Commissioners may consider how long the license holder held the license, whether or not the license holder conducted any business or activity under the license, and whether or not the request for license fee return is timely filed.

Should the Board of Commissioners grant such request to return the license fee, such license thereupon shall then be null and void and, upon return to the Finance Director of the original such license, the license fee shall be refunded to the applicant.

Section 4-12. Report on State Taxes; Records of Delivery.

(a) Each licensee who is a wholesale dealer shall furnish monthly to the County in writing the amount of state alcoholic beverage taxes paid by each retailer and retail consumption dealer in the unincorporated area of the County to such wholesale dealer for all alcoholic beverages delivered to such retailer and retail consumption dealer by such wholesale dealer during each calendar month. Such report shall be made on forms promulgated by the County or at the discretion of the County, such report may be made in the form of duplicate copies of the wholesaler dealer's invoices. Such report shall be delivered to the Finance Director not later than the tenth (10th) day of each calendar month following the month of delivery of said alcoholic beverages by such wholesale dealer.

(b) Each licensee who is a wholesale dealer shall maintain for a period of at least twelve (12) months records of all deliveries of alcoholic beverages by such wholesale dealer to each retailer or retail consumption dealer in the unincorporated area of the County, which records shall include copies of the wholesaler dealer's invoices accompanying said deliveries. Each such wholesale dealer shall make available to the County all such records upon request.

ARTICLE V. MALT BEVERAGE AND WINE.

Division 1. Retail Sale – Off Premises Consumption (Malt Beverages; Wine).

Section 5-1. License Required.

(a) No person shall operate an establishment within the unincorporated areas of the County involving the retail sale of malt beverages for consumption off of the premises where sold without having first obtained a license pursuant to this Ordinance for such sales.

(b) No person shall operate an establishment within the unincorporated areas of the County involving the retail sale of wine for consumption off of the premises where sold without having first obtained a license pursuant to this Ordinance for such sales.

Section 5-2. Unbroken Packages to be Sold.

A license issued pursuant to this Ordinance for the retail sale of beer or wine for consumption off of the premises where sold shall authorize the licensee to sell such beer and wine only in the original and unbroken package or packages. Such license shall not permit the breaking of the package or packages on the premises where sold and shall not permit the consumption of the contents of the package or packages on the premises where sold.

Division 2. Retail Sale – Consumption on Premises (Malt Beverages; Wine).

Section 5-3. License Required.

(a) No person shall operate an establishment within the unincorporated areas of the County involving the retail sale of malt beverages for consumption on the premises where sold without having first obtained a license pursuant to this Ordinance for such sales. Such license shall only authorize and permit the retail sale of malt beverages for consumption only by the drink and only on the premises where sold.

(b) No person shall operate an establishment within the unincorporated areas of the County involving the retail sale of wine for consumption on the premises where sold without having first obtained a license pursuant to this Ordinance for such sales. Such license shall only authorize and permit the retail sale of wine for consumption only by the drink and only on the premises where sold.

Division 3. Wholesalers (Malt Beverages; Wines).

Section 5-4. License Required.

(a) No person shall engage in the distribution or sale at wholesale of malt beverages within the unincorporated areas of the County without having first obtained a license pursuant to this Ordinance for such distribution and sale.

(b) No person shall engage in the distribution or sale at wholesale of wine within the unincorporated areas of the County without having first obtained a license pursuant to this Ordinance for such distribution and sale.

ARTICLE VI. DISTILLED SPIRITS.

Division 1. Retail Sale – Off Premises Consumption (Distilled Spirits).

Section 6-1. License Required.

No person shall operate an establishment within the unincorporated areas of the County involving the retail sale of distilled spirits for consumption off of the premises where sold without having first obtained a license pursuant to this Ordinance for such sales.

Section 6-2. Unbroken Packages to be Sold.

A license issued pursuant to this Ordinance for the retail sale of distilled spirits for consumption off of the premises where sold shall authorize the licensee to sell such distilled spirits only in the original and unbroken package or packages. Such license shall not permit the breaking of the package or packages on the premises where sold and shall not permit the consumption of the contents of the package or packages on the premises where sold.

Division 2. Retail Sale – Consumption on Premises (Distilled Spirits).

Section 6-3. License Required.

No person shall operate an establishment within the unincorporated areas of the County involving the retail sale of distilled spirits by the drink for consumption on the premises where sold without having first obtained a license pursuant to this Ordinance. Such license shall only authorize and shall only permit the retail sale of distilled spirits by the drink and then only for the consumption thereof on the premises where sold.

Section 6-4. Sales in Conjunction with Sales of Drugs and Pharmaceutical Supplies.

No license shall be granted to any person for the operation of, and it shall be unlawful to operate in the unincorporated portion of the County, any establishment involving the sale of distilled spirits by the drink for consumption on the premises where sold in any establishment or location involving the sale of drugs or pharmaceutical supplies.

Division 3. Wholesalers (Distilled Spirits).

Section 6-5. License Required.

No person shall engage within the unincorporated areas of the County in the distribution or sale at wholesale of distilled spirits without having first obtained a license pursuant to this Ordinance for such distribution and sale.

ARTICLE VII. CATERED FUNCTIONS AND NON-PROFIT CHARITABLE AND CIVIC SPECIAL EVENTS.

Section 7-1. Alcoholic Beverage Catering License.

(a) Any licensed alcoholic beverage caterer who additionally holds a valid license from the County to sell alcoholic beverages at retail for consumption on or off of the premises where sold may be issued by the County an alcoholic beverage catering license which authorizes such licensed alcoholic beverage caterer to sell within the unincorporated area of the County such alcoholic beverages (but only the types of alcoholic beverages which its such license(s) to sell at retail otherwise permits) by the drink for consumption off premises and in connection with an authorized catered function as provided in O.C.G.A. § 3-11-3 and pursuant to an event permit as provided in Section 7-2 of this Ordinance.

(b) A licensed alcoholic beverage caterer who desires an alcoholic beverage catering license from the County shall submit an application for such license pursuant to Article IV of this Ordinance.

(c) Each licensed alcoholic beverage caterer issued an alcoholic beverage catering license by the County shall pay the County an annual license fee per calendar year in the amount set forth on Appendix A.

(d) Any alcoholic beverage catering license issued hereunder shall automatically expire on December 31st of the year of its issuance but may be renewed on an annual basis for each subsequent calendar year by making application for renewal to the County and paying the annual license fee.

(e) A licensed alcoholic beverage caterer may sell pursuant to its alcoholic beverage catering license only such alcoholic beverages as are authorized by such license and then only in conjunction with and pursuant to a valid event permit from the County.

Section 7-2. Event Permit.

(a) In order to distribute or sell distilled spirits, malt beverages, or wine at an authorized catered function in unincorporated Lowndes County, a licensed alcoholic beverage caterer shall obtain from the County an event permit as required by O.C.G.A. § 3-11-3. The application for the event permit shall be made to the County Manager or his designee. Such application shall include the name of the licensed alcoholic beverage caterer; the date, location address, and specific times of the event; and be accompanied by a copy of the applicant's alcoholic beverage catering license. The applicant shall submit with the application for each event permit the Affidavits and other documents required by Section 4-4(l).

(b) Any licensed alcoholic beverage caterer whose alcoholic beverage catering license is issued by the County shall pay the County an event permit fee in the amount set forth in Appendix A for each event permit issued by the County. Any licensed alcoholic beverage caterer whose alcoholic beverage catering license is issued by a municipality or another county in Georgia shall pay the County an event permit fee of \$50 for each event permit issued by the County.

(c) The original of the event permit shall be kept in the vehicle transporting the alcoholic beverages to the authorized catered function.

(d) It is unlawful for a licensed alcoholic beverage caterer to distribute or sell alcoholic beverages off premises in unincorporated Lowndes County except in connection with an authorized catered function within the scope of the event permit required by and issued pursuant to this Ordinance.

(e) The event permit required by this Ordinance will be valid only for the authorized catered function for which it was issued. The licensed alcoholic beverage caterer shall apply for and be issued a separate event permit for each authorized catered function.

(f) Event permits required by this Ordinance shall be issued on behalf of Lowndes County by the County Manager or his designee.

Section 7-3. Restrictions.

(a) It shall be unlawful for any licensed alcoholic beverage caterer to employ any individual under the age of twenty-one (21) to dispense, sell or handle alcoholic beverages at an authorized catered function in unincorporated Lowndes County.

(b) It shall be unlawful for any licensed alcoholic beverage caterer to distribute or sell alcoholic beverages during any hours in which the sale at retail of such alcoholic beverages by the drink for consumption on the premises is not permitted in unincorporated Lowndes County.

Section 7-4. Food Caterers.

It shall be unlawful for any food caterer to distribute or sell distilled spirits, malt beverages, or wine within unincorporated Lowndes County off of the premises of the food caterer's business without an alcoholic beverage catering license.

Section 7-5. Nonprofit Civic Organizations.

A bona fide nonprofit civic organization desiring to sell or distribute alcoholic beverages at a special event within unincorporated Lowndes County shall apply to Lowndes County for a letter of authorization for the event. The applicant shall submit with the application for such letter of authorization the Affidavits and other documents required by Section 4.4(l). Upon obtaining such letter of authorization, such applicant must then apply for and obtain a permit from the Georgia Department of Revenue authorizing the organization to sell or distribute alcoholic beverages by the drink for consumption only on the premises of the event, or to sell wine at retail for off-premises consumption, or both, for a period not to exceed three days. No more than six (6) such letters of authorization may be issued to an organization in any one calendar year pursuant to this Section. Upon obtaining such letter of authorization from the County and such Department of Revenue permit, the organization may sell or distribute alcoholic beverages by the drink for consumption only on the premises of the event, or may sell wine at retail for off-premises consumption, or both, in unincorporated Lowndes County, only at the location and for the period provided for in such letter of authorization and Department of Revenue permit, and only in accordance with the other terms, conditions and restrictions in and governing such letter of authorization and Department of Revenue permit. Letters of authorization required by this Section shall be issued on behalf of the County by the County Manager or his designee. Such letters of

authorization shall be valid only for the place or location specified therein, and shall authorize such sale and distribution of alcoholic beverages only during the hours in which the sale at retail of such alcoholic beverages by the drink for consumption on the premises where sold is otherwise permitted in unincorporated Lowndes County.

ARTICLE VIII. BROWNBAGGING.

Section 8.1. Brownbagging Prohibited

Except as permitted by this Article, brownbagging and allowing, facilitating, permitting, or participating in brownbagging is unlawful and prohibited.

Section 8.2. Operation of a Brownbagging Establishment Prohibited.

Except as permitted by this Article, operating or allowing, facilitating, permitting, or participating in the operation of a brownbagging establishment is unlawful and prohibited.

Section 8.3. Private Residences.

Notwithstanding the other provisions of this Ordinance, brownbagging and allowing, facilitating, permitting, or participating in brownbagging shall not be unlawful or prohibited at private residences.

Section 8.4. When Brownbagging Not Prohibited.

(a) Notwithstanding the other provisions of this Ordinance, but only during the times that it is lawful within the unincorporated areas of Lowndes County for a licensee to sell alcoholic beverages at retail for consumption on the premises where sold, brownbagging and allowing, facilitating, permitting, or participating in brownbagging shall not be unlawful or prohibited at:

- (1) private events held on an occasional basis; *or*
- (2) events of bona fide nonprofit civic organization (which for purposes of this Article shall include only those which are charitable, civic, religious, educational, artistic, theatrical, fraternal, or veterans organizations).

(b) Notwithstanding the other provisions of this Ordinance, but only during the times that it is lawful within the unincorporated areas of Lowndes County for a licensee to sell alcoholic beverages at retail for consumption on the premises where sold, a brownbagging establishment shall not include all or any portion of a business, commercial establishment, or other facility or location at which is then occurring:

- (1) a private event held on an occasional basis; *or*

- (2) an event of a bona fide nonprofit civic organization (which for purposes of this Article shall include only those which are charitable, civic, religious, educational, artistic, theatrical, fraternal, or veterans organizations).

ARTICLE IX. DAYS AND HOURS OF SALES; ESTABLISHMENT'S AREAS OF SALE

Section 9-1. Hours of Sale by Retailers and Retail Consumption Dealers; Sunday Sales.

(a) The retail sale of alcoholic beverages in unbroken containers or packages for consumption off of the premises where sold, at an establishment otherwise licensed for such sales, is authorized twenty-four (24) hours a day, except on Sundays when such sales are permitted only during the times provided in Section 9-1(e). Such Sunday sales by otherwise licensed retail consumption dealers shall only be permitted pursuant to a Retail Dealer – Off Premises Consumption (Sunday Sales) license issued pursuant to this Ordinance.

(b) The retail sale of alcoholic beverages for consumption on the premises where sold is prohibited between 1:55 a.m. and 7:00 a.m. and all day on Sunday, local time, except as provided in Section 9-1(c) and (d).

(c) The retail sale of alcoholic beverages for consumption on the premises where sold, at an establishment otherwise licensed for such sales, is authorized from 11:55 p.m. on Saturday until 1:55 a.m. on the immediately following Sunday, in each case according to the local time in effect at the time the sale is made, in the unincorporated areas of Lowndes County.

(d) The retail sale of alcoholic beverages for consumption on the premises where sold, at an establishment otherwise licensed for such sales, is authorized on Sundays from 12:30 p.m. until 12:00 midnight, in each case according to the local time in effect at the time the sale is made, in the unincorporated areas of Lowndes County at an establishment otherwise licensed for such sales which derives at such establishment at least 50 percent of its total annual gross sales from the sale of prepared food or food in all of the combined retail outlets of the individual establishment where food is served and also at an establishment otherwise licensed for such sales which derives at least 50 percent of its total annual gross income from the rental of rooms for overnight lodging. For the avoidance of doubt, “gross sales from the sale of prepared food or food in all of the combined retail outlets of the individual establishment where is food is served” and “gross income from the rental of rooms for overnight lodging” shall not include gross sales or gross income from any so-called coverage charge, admission or event fee, or similar fees or charges. A separate Retail Dealer – Consumption on Premises (Sunday Sales) license issued pursuant to this Ordinance shall be required for such Sunday sales.

(e) The retail sale of alcohol beverages in unbroken containers or packages for consumption off of the premises where sold, at an establishment otherwise licensed for such sales, is authorized on Sundays from 12:30 pm until 11:30 pm, in each case according to the local time in effect at the time the sale is made, in unincorporated areas of Lowndes County at an establishment otherwise licensed for such sales. A separate Retail Dealer – Off Premises

Consumption (Sunday Sales) license issued pursuant to this Ordinance shall be required for such Sunday Sales.

Section 9-2. Sales During Elections.

Pursuant to the delegation of authority granted to the Board of Commissioners by O.C.G.A. § 3-3-20(b)(2)(B), the wholesale or retail sale or distribution of alcoholic beverages pursuant to a license issued pursuant to this Ordinance and otherwise in compliance with the requirements of this Ordinance shall be lawful during the polling hours of any election. However, no person shall sell alcoholic beverages within two hundred fifty (250) feet of any polling place or of the outer edge of any building within which such polling place is established on primary or election days during such time as the polls are open.

Section 9-3. Wholesaler Hours of Sale.

The wholesale trade in alcoholic beverages in the unincorporated areas of the County by wholesalers, otherwise licensed for and as such under this Ordinance, is allowed twenty-four (24) hours a day, except on Sundays when such sales are prohibited by O.C.G.A. § 3-3-20(a).

Section 9-4. Establishment's Areas of Sale.

(a) Retail consumption dealers licensed for on premises consumption of any alcoholic beverages shall not knowingly allow or permit patrons of the licensed establishment to remain inside the licensed establishment where such alcoholic beverages are sold during times that the licensed establishment is not authorized or permitted to operate the licensed activity or during times that the licensed establishment is not otherwise open for business.

(b) Retail consumption dealers licensed for on premises consumption of any alcoholic beverages shall not knowingly allow or permit patrons of the licensed establishment or other persons to remain on the outside portions of the licensed establishment (including its parking lots(s) and other outdoor areas) where such alcoholic beverages are sold where such patron or other person is then currently possessing, selling, distributing, or consuming any alcoholic beverages.

(c) Retail dealers shall only sell and distribute, and retail consumption dealers shall only sell, distribute, and permit consumption of, alcoholic beverages at the licensed establishment in public areas of the establishment generally open and available to all patrons of such establishment. Provided, however, that private events (as defined in this Ordinance) shall be permitted in entire buildings, rooms, halls or areas, indoors or out of doors, in each case generally available for private events at the establishment of a retail consumption dealer.

(d) Establishments licensed for retail sale of any alcoholic beverages for consumption on the premises which establishment has any patio, deck or similar outdoor areas for the sale and consumption of alcoholic beverages by its patrons shall cause such outdoor areas to be constructed in a manner which prevents non-emergency entry or exit by patrons or other persons to such outdoor area except through an entryway connecting such outdoor area directly with the general public indoor areas of such establishment and, further, shall not knowingly allow or permit non-

emergency entry or exit to such outdoor areas except through such entry way connecting such outdoor areas with such establishment's general public indoor areas.

ARTICLE X. HOSTING PROHIBITED OF GATHERINGS WHERE THE UNLAWFUL POSSESSION OF ALCOHOL BY MINORS OCCURS

Section 10-1. Prohibition.

No adult having control or supervision of any residence or premises (including a motel or hotel room, home, yard, apartment, condominium, or other dwelling unit, or a hall or meeting room or other place of assembly, whether occupied on a temporary or permanent basis, whether occupied as a dwelling or specifically for social functions and whether owned, leased, rented or used with or without compensation) shall cause or permit a social host party, gathering, or event to take place or continue at such residence or premises, if:

- (a) At such social host party, gathering, or event any minor obtains, possesses, or consumes any alcoholic beverage;
- (b) The adult knows or reasonably should know that a minor will or does possess any alcoholic beverage in violation of O.C.G.A. § 3-3-23 at such social host party, gathering, or event; and
- (c) The adult fails to take reasonable steps to prevent such possession of the alcoholic beverage by such minor in violation of O.C.G.A. § 3-3-23.

Section 10-2. Protected Activities.

This Article shall not apply to the following:

- (a) Legally protected religious activities;
- (b) Conduct involving the use of alcoholic beverages for medical purposes by a minor pursuant to a prescription of a physician duly authorized to practice medicine in this State; and
- (c) Conduct involving possession of alcoholic beverages for consumption by a minor when the parent or guardian of such minor gives the alcoholic beverage to such minor and when possession is in the home of the parent or guardian and such parent or guardian is present.

Section 10-3. Prima Facie Evidence.

Whenever an adult having control or supervision of the residence or premises is present at that residence or premises at the time a social host party, gathering, or event is taking place and a minor or minors obtains, possesses, or consumes any alcoholic beverage at such social host party, gathering, or event, it shall be prima facie evidence that such adult had the knowledge or should have had the knowledge, that the minor or minors obtained, possessed, or consumed an alcoholic beverage at such social host party, gathering, or event.

ARTICLE XI. PENALTIES.

In addition to the other provisions of this Ordinance, violations of this Ordinance may be cited to the Lowndes County Magistrate Court which may impose penalties for such violations in accordance with the provisions of O.C.G.A. Article 4, Chapter 10, Title 15 governing violations of county ordinances.

ARTICLE XII. SEVERABILITY.

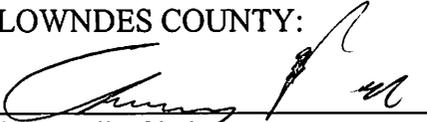
If any paragraph, subparagraph, sentence, clause, phrase or any provisions, part or portion of this Ordinance be declared invalid or unconstitutional by a court of competent jurisdiction, or if any paragraph, subparagraph, sentence, clause, phrase or any provisions, part or portion of this Ordinance as applied to any particular situation or set of circumstances be declared invalid or unconstitutional, such invalidity or unconstitutionality shall not be construed to affect the portions of this Ordinance not so held to be invalid or unconstitutional, or the application of this Ordinance or other circumstances not so held to be invalid or unconstitutional. It is hereby declared to be the intent of the Board of Commissioners to provide for separable and devisable parts and the Board of Commissioners does hereby readopt any and all parts hereof as may not be held invalid for any reason.

ARTICLE XIII. REPEALER.

All ordinances or parts of ordinances, or resolutions or parts of resolutions, in conflict herewith shall be, and the same are, repealed.

This Ordinance shall be deemed effective upon adoption. It is so ordained, this 11th day of December, 2012.

BOARD OF COMMISSIONERS
OF LOWNDES COUNTY:



Ashley Paulk, Chairman

ATTEST:



K. Paige Dukes, County Clerk

APPENDIX A
FEES AND CHARGES

1. Alcoholic beverage license fees shall be as follows:

<u>License</u>	<u>Annual Fee</u>
(a) Retail Dealer – Off Premises Consumption (Malt Beverages)	\$500.00
(b) Retail Dealer – Off Premises Consumption (Wine)	\$500.00
(c) Retail Dealer – Off Premises Consumption (Distilled Spirits)	\$1,075.00
(d) Retail Dealer – Off Premises Consumption (Sunday Sales)	\$250.00
(e) Retail Consumption Dealer – Consumption on Premises (Malt Beverages)	\$675.00
(f) Retail Consumption Dealer – Consumption on Premises (Wine)	\$675.00
(g) Retail Consumption Dealer – Consumption on Premises (Distilled Spirits)	\$3,200.00
(h) Retail Consumption Dealer –Consumption on Premises (Sunday Sales)	\$250.00
(i) Wholesaler – Malt Beverages with warehousing in Lowndes County	\$300.00
(j) Wholesaler – Malt Beverages without warehousing in Lowndes County	\$100.00
(k) Wholesaler – Wine with warehousing in Lowndes County	\$300.00
(l) Wholesaler – Wine without warehousing in Lowndes County	\$100.00
(m) Wholesaler – Distilled Spirits with warehousing in Lowndes County	\$500.00

(n) Wholesaler – Distilled Spirits without warehousing in Lowndes County \$100.00

(o) Alcoholic Beverage Catering License \$250.00

See Section 4-8 regarding proration of license fees for initial licenses.

2. Event Permit (issued to alcoholic beverage caterer licensed by the County) \$50.00

3. Event Permit (issued to alcoholic beverage caterer licensed by a municipality or county in Georgia other than the County) \$50.00
[see Section 7-2(b) and O.C.G.A. § 3-11-3(1)]

4. Administrative Fee \$150.00