

AN ORDINANCE

NO.

An Ordinance amending Chapter 3 of the Columbus Code pertaining to Alcoholic Beverages to create a new category of on-premises license for a Private Dog Park; and for other purposes.

THE COUNCIL OF COLUMBUS, GEORGIA HEREBY ORDAINS:

SECTION 1.

A new paragraph (oo) is hereby added to Columbus Code Section 3-1- **Definitions** to read as follows:

“(oo) Private Dog Park- A Private Dog Park means a piece of enclosed property that is used by a private company (“the Dog Park Licensee”) to afford members or customers the opportunity to bring their dogs to an outdoor setting which may be serviced by accessory food, beverage, shopping and restroom facilities. Dog Park Licensees shall meet the following requirements:

1. The Dog Park Licensee together with any licensed food trucks or mobile food vendors must derive at least 50% of their gross food and beverage income from the sale of prepared meals or food on the premises;
2. It has a full-service kitchen or regularly utilizes one or more licensed food trucks or licensed mobile food vendor to provide prepared foods to meet its food sales requirements. Food shall be served during hours of Dog Park operations.
3. Food trucks and mobile food vendors shall maintain records to show breakdown of food sales from Dog Park separate from food sales at other venues.
4. Records of Dog Park and food service establishments shall be subject to compliance review for renewal of Dog Park alcoholic beverage license;
5. The perimeters of a Dog Park shall be fenced in or otherwise clearly delineated, and it shall consist of a minimum of 25,000 square feet.
6. Any exit from the Dog Park will be marked with a sign indicating that alcoholic beverages will not be allowed past that point.
7. The hours of operations of a Dog Park shall not exceed 8:00 a.m. to 12:00 midnight. Sunday hours for on-premises alcoholic beverage sales shall not exceed those set for eating establishments in Columbus Code Section 3-13. No customer shall remain on the premises for more than 20 minutes after the normal operating hours.
8. The alcoholic beverage license of a Dog Park shall not be transferable to any other licensee, person, or business.
9. Dog Park licensees shall not be permitted to apply for an off-premises alcoholic beverage license.
10. Persons under the age of 21 may be permitted on the business premises at any time; provided that no alcohol shall be served to any person under 21 years of age.
11. An alcohol license for a Private Dog Park will only be issued in the UPT or CRD zoning districts.

SECTION 2.

Columbus Code Section 3-5(a) is hereby repealed and replaced with a new section 13-5(a) to read as follows:

"Sec. 3-5. Prohibited locations.

(a) It shall be unlawful to issue off-premises alcoholic beverage licenses within 200 feet of the following locations, and on-premises alcoholic beverage licenses within 300 feet of the following locations: Girls' clubs, boys' clubs, Y.M.C.A.'s, funeral chapels, city playgrounds; areas zoned SFR1, SFR2, SFR3, SFR4, RMF1, RMF2, and RMH; private residences, whether such residences be single-family, duplexes or apartments; but the provisions hereof concerning private residences and areas zoned SFR1, SFR2, SFR3, SFR4, RMF1, RMF2 and RMH shall not apply to a restaurant, or a hotel, or a senior living facility located within an area zoned H and shall not apply where a majority of the private residences within the prohibited distance are within an area zoned UPT, NC, GC, RO, LMI HMI or PMUD or where a majority of the land within the prohibited distance is zoned UPT, NC, GC, RO, LMI or HMI, or PMUD and where the applicant is a private club or the applicant's business is a hotel-motel or a restaurant or a non-alcohol retail establishment or a Senior Living Facility or a Private Dog Park or where an off-premises alcoholic beverages license is to be issued. An off-premises license to sell malt beverages and wines may be issued, despite distance restrictions contained in this Code section, if the licensed premises are greater than 100,000 square feet and a majority of the land within 200 feet of the licensed premises is zoned UPT, NC, GC, RO, LMI or HMI. Owner and/or applicant managers and employees shall be responsible for keeping a clean, orderly place, and no patrons shall be allowed to stand, sit, mingle or assemble outside the building in parking lots or automobiles while drinking alcoholic beverages or causing a disturbance of any kind. For purposes of this chapter, "city playgrounds" means an area, owned by the city or other governmental agency, open to the general public for recreational purposes, which includes slides, swings, climbing apparatus, or similar equipment."

SECTION 3.

Columbus Code Section 3-13. is hereby repealed and replaced with a new section 13-3 to read as follows:

"Sec. 3-13. - Same-Sunday hours of sale in eating establishments.

The sale of alcoholic beverages is hereby authorized for consumption on-premises in eating establishments on Sundays between the hours of 11:00 a.m. and 12:00 midnight. For the purposes of this section, "eating establishment" means an establishment which is licensed to sell distilled spirits, malt beverages or wines, and which derives at least 50 percent of its total annual gross food and the beverage sales from the sale of prepared meals or food to include a Food Hall as

defined in Section 3-1(mm) above or a Private Dog Park as defined in Section 3-1 (oo) above."

SECTION 4.

Section 3-13.1 is hereby repealed and replaced with a new section 3-13.1 to read as follows:

"Sec. 3-13.1. - Same-Persons under minimum drinking age prohibited.

(c) This section shall not be construed to prohibit persons under the minimum drinking age from entering restaurants as defined in 3-1(f), or from entering a club as defined in 3-1(h) or from entering a riverboat as defined in section 3-1(m), or entering a multi-purpose theater as defined in section 3-1(n), or entering a bowling center as defined in section 3-1(o), or entering a multi-purpose facility as defined in 3-1(v), or entering a municipal golf course as defined in 3-1(w), or entering a municipal sports facility as defined in 3-1(x), or entering a dinner theater as defined in 3-1(aa), or entering a Food Hall as defined in 3-1 (mm) or entering a Senior Living Facility as defined in 3-1(nn) or entering a Private Dog Park as defined in 3-1 (oo).

SECTION 5.

All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

Introduced at a regular meeting of the Council of Columbus, Georgia held on the 13th day of April, 2021, introduced a second time at a regular meeting of said Council held on the ____ day of _____, 2019, and adopted at said meeting by the affirmative vote of _____ members of said Council.

Councilor Allen	voting	_____
Councilor Barnes	voting	_____
Councilor Crabb	voting	_____
Councilor Davis	voting	_____
Councilor Garrett	voting	_____
Councilor House	voting	_____
Councilor Huff	voting	_____
Councilor Thomas	voting	_____
Councilor Tucker	voting	_____
Councilor Woodson	voting	_____

Sandra T. Davis
Clerk of Council

B. H. "Skip" Henderson, III
Mayor