

ORDINANCE AMENDMENT

OA-2023-02

CHAPTER – 4 -ALCOHOLIC BEVERAGES

Article VII. Consumption on Premises of Alcoholic Beverages

Sec. 4-87 – No outside consumption

WHEREAS, The Charter of the City of Dallas, Georgia does allow the Mayor and Council to adopt Ordinances to provide for rules and regulations concerning consumption and sales of alcoholic beverages including beer, wine, and distilled spirits within the City of Dallas, Georgia and for the safety, health, and welfare of the citizens of the City of Dallas, Georgia, **AND**

WHEREAS, The Mayor and Council of the City of Dallas, Georgia have determined that it is in the best interest of the City's residences for their safety, health and welfare including regulation of consumption and sales of alcoholic beverages including beer, wine and distilled spirits within the City of Dallas, Georgia, that Chapter 4 – Alcoholic Beverages, Article VII. Consumption on Premises of Alcoholic Beverages, Sec. 4-87 – No outside consumption be amended.

THEREFORE, be it ordained by the Mayor and Council of the City of Dallas, Georgia that the Code of Ordinances of the City of Dallas, Georgia be amended as follows:

Sec. 4-87. No outside consumption.

- (a) A consumption on premises licensee shall not permit a purchaser to remove from the premises any alcoholic beverage from the premises and it is the licensee's responsibility to ensure that no beverages are sold and carried out.
- (b) It shall be unlawful for any licensee hereunder to make deliveries of any alcoholic beverage beyond the boundaries of the premises covered by the license.
- (c) It is prohibited for customers to gather outside an alcoholic beverage premise and consume alcoholic beverages.
- (d) It is prohibited for the manager or any employee to allow persons to gather outside an alcoholic beverage premise and consume alcoholic beverages.
- (e) This section shall not apply in the following instances:
 - (1) For events that are sponsored or organized by the City of Dallas, Georgia but only for malt beverage and wine and where the alcohol is obtained from a participating business within the designated area and is contained in and consumed from an approved, clear plastic cup and where the person consuming or possessing such alcohol is wearing an approved wristband.
 - (2) Where the City of Dallas, Georgia council through a resolution has permitted otherwise.
 - (3) For restaurants that have a valid sidewalk café permit provided that all outdoor activities are contained within the permitted sidewalk café.
 - (4) For an open air café as defined by this chapter.
 - (5) Beverages for consumption at a publicly owned or privately owned golf course.
 - (6) Beverages purchased in a designated entertainment district.

All other existing Sections of Chapter 4 Alcoholic Beverages shall remain in full force and effect and this Amendment is to change the Sec. 4-87. No outside consumption.

**SO SHALL IT BE ORDAINED BY THE MAYOR AND COUNCIL OF THE
CITY OF DALLAS, GEORGIA, THIS THE ____ DAY OF _____, 2023.**

James Kelly, Mayor

Leah Alls, Councilmember

Nancy Arnold, Councilmember

Michael Cason, Councilmember

James Henson, Councilmember

Cooper Cochran, Councilmember

Christopher Carter, Councilmember

ATTEST:

Tina Clark, City Clerk