

**ORDINANCE
AMENDMENT
NO. OA - 2025 - 01**

**AN AMENDMENT TO AMEND CHAPTER 4 – ALCOHOLIC BEVERAGES
REGARDING MALT BEVERAGE BREWERIES, DISTILLERIES, FARM
WINERY, HAPPY HOUR REGULATIONS, HOURS OF SALES, UPDATE
THE ENTERTAINMENT ZONE MAP; TO REPEAL CONFLICTING
ORDINANCES AND FOR OTHER PURPOSES**

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 businesses operating 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 Charter of the City of Dallas, Georgia does allow the Mayor and the City Council, by ordinance, to regulate the manufacturing and sale of alcoholic beverages in the City of Dallas in compliance with O.C.G.A. Title 3 Alcoholic Beverages; **AND**

WHEREAS, The Mayor and the City Council of Dallas, Georgia considered the proposed amendment at a duly noticed public meeting on April 7, 2025; **AND**

WHEREAS, The Mayor and the City Council of Dallas, Georgia have determined that this amendment is in the best interest of the City’s residents and for their safety, health and welfare and the public good; **AND**

THEREFORE, be it ordained by the Mayor and the City Council of Dallas, Georgia:

SECTION I.

That **CHAPTER 4 – ALCOHOLIC BEVERAGES, ARTICLE II. – MALT BEVERAGE AND WINE MANUFACTURERS**, is **REPEALED** in its entirety and **REPLACED** by the following:

ARTICLE II. – MALT BEVERAGE AND WINE MANUFACTURERS

Sec 4-20. - Breweries and Microbreweries.

- (a) Breweries and microbreweries must comply with all applicable city, state and federal license requirements.
- (b) Breweries and microbreweries must pay all applicable state, city and county taxes.
- (c) Breweries and microbreweries may sell malt beverages for consumption on premises and consumption off premises, subject to the limitations provided in O.C.G.A. 3-5-24.1.
- (d) Breweries and microbreweries are not subject to section 4-82, 4-83, or 4-84 of this chapter.

Sec. 4-21. - Distilleries.

- (a) Distilleries must comply with all applicable city, state and federal license requirements.
- (b) Distilleries must pay all applicable state, city and county taxes.

- (c) Distilleries may sell wine for consumption on premises and consumption off premises, subject to the limitation provided in O.C.G.A. 3-4-24.2.
- (d) Distilleries are not subject to section 4-82,4-83 or 4-84 of this chapter.

Sec. 4-22. - Farm wineries

- (a) Farm wineries must comply with all applicable city, state and federal license requirements.
- (b) Farm wineries must pay all applicable state, city and county taxes.
- (c) Farm wineries may sell wine for consumption on premises and consumption off premises, subject to the limitation provided in O.C.G.A. 3-6-21.1.
- (d) Farm wineries are not subject to section 4-82, 4-83, or 4-84 of this chapter.

Secs. 4-23 - 4-30. – Reserved.

That **CHAPTER 4 – ALCOHOLIC BEVERAGES, ARTICLE VII. – CONSUMPTION ON PREMISES OF ALCOHOLIC BEVERAGES**, is amended as follows:

Section 4-81 – Hours of sale is amended as follows:

Sec. 4-81. - Hours of sale.

- (a) The hours of sale for consumption by the drink on the premises where sold is 9:00 a.m. to 1:30 a.m. Monday through Saturday, and from 12:30 p.m. Sunday till 1:30 a.m. Monday morning.
- (b) Any alcoholic beverage served must be consumed within 30 minutes of the required closing time.

Section 4-90 – Happy hour promotions, is amended as follows and shall be renumbered accordingly.

Sec. 4-90. - Happy hour promotions.

- (a) As used in this subsection, the term "drink" means any beverage which contains any amount of alcoholic by volume.
- (b) This section shall be construed to cover, include and apply to all alcoholic beverages including malt beverages, wine and distilled spirits for consumption on premises by properly licensed establishments in the City of Dallas, Georgia. All on premises licensees are prohibited from selling or giving away alcoholic beverages under the following circumstances:
 - (1) Offering all you can drink for a set price during a set time.
 - (2) Serving multiple drinks for a single price unless the drinks are part of a variety sampler of which no more than a total of 16 ounces can be served as part of the sampler and which sampler shall be comprised of at least four different varieties of malt beverages or wine or three different mixes containing distilled spirits.
 - (3) Making a single price the basis for a required purchase of two or more servings.
 - (4) Serving alcoholic beverages by the pitcher, except to two or more persons at any one time.
 - (5) Selling alcoholic beverages for less than half the normal retail price, or selling alcoholic beverages in pitchers or in jumbo sizes for less than half the normal retail price. Nothing contained in this subsection shall be construed to prohibit the dispensing of drinks in pitchers or in jumbo sizes, provided that such pitchers or jumbo sizes shall be available at all times that the licensee is open for business.

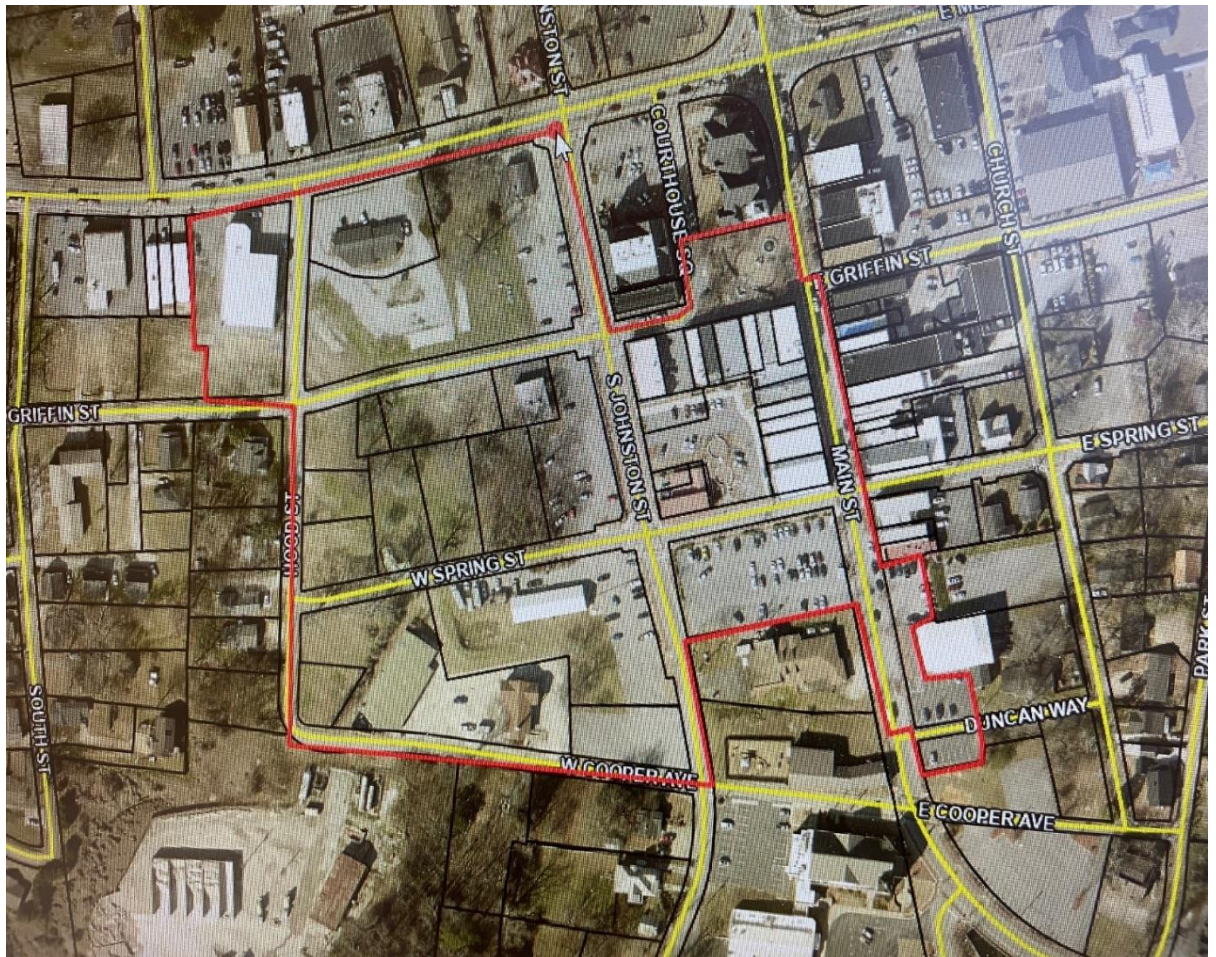
- (6) Using coupons or other special promotional items as an inducement to purchase alcoholic beverages.
- (7) Sponsoring, conducting or allowing contests or other promotions which have as their primary purpose increasing the consumption of alcoholic beverages.
- (8) Offering or delivering any free alcoholic beverage to the general public.
- (c) The prohibitions and restrictions in the foregoing subsection which apply to licensees or agents or employees of licensees shall not:
 - (1) Apply at private functions;
 - (2) Prohibit the offering of free food or entertainment at any time;
 - (3) Prohibit including drinks as part of the price of a hotel, travel, entertainment, or meal package;
 - (4) Prohibit the sale, offer to sell, or delivery of wine or malt beverage by the bottle, pitcher or carafe;
 - (5) Prohibit any motel or hotel from offering room service to registered guests.

Section 4-94(b) shall be amended to update the entertainment district as follows:

Sec. 4-94. - Consumption of alcohol on city streets and sidewalks in the entertainment district.

...

- (b) The entertainment district shall consist of the area contained in the red portion of the map set forth herein above and as illustrated on the "entertainment district map," including the sidewalks, rights-of-way and buildings therein.



...

Section 4-94(c)(5) shall be amended as follows:

...

Sec. 4-94. - Consumption of alcohol on city streets and sidewalks in the entertainment district.

...

- (5) Consumption of alcoholic beverages described in this section shall be limited to the hours of 9:00 a.m. to 1:30 a.m. Monday through Saturday and 12:30 p.m. Sunday until 1:30 a.m. Monday, unless approved by mayor and council for a special event.

SECTION II. **REPEAL OF CONFLICTING ORDINANCES.** That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION III. **SEVERABILITY CLAUSE.** If any section, sentence, clause or phrase of this ordinance or any part thereof is for any reason found to be invalid by a court of competent jurisdiction, such decision will not affect the validity of the remainder of this ordinance or any part thereof.

SECTION IV. **EFFECTIVE DATE.** Following approval and passage of this ordinance by the Mayor and City Council, this ordinance shall be effective immediately upon signature.

SO SHALL IT BE ORDAINED BY THE MAYOR AND COUNCIL OF THE

CITY OF DALLAS, GEORGIA, THIS THE _____ DAY OF _____, 2024.

L. James Kelly, Mayor

James R. Henson, Councilmember

Cooper Cochran, Councilmember

Nancy R. Arnold, Councilmember

Christopher B. Carter, Councilmember

Leah Alls, Councilmember

Candace Callaway, Councilmember

ATTEST:

Tina Clark, City Clerk
City of Dallas, Georgia

Date