



CITY COUNCIL AGENDA ITEM

TO: Mayor & City Council

DATE: May 30, 2012

FROM: John McDonough, City Manager

AGENDA ITEM: An Ordinance to Amend Chapter 6 of the Sandy Springs Code of Ordinances so as to Allow Package Sales of Wine and Growlers by Holders of Retail Consumption on the Premises Licenses

MEETING DATE: For Submission onto the June 5, 2012, City Council Regular Meeting Agenda

BACKGROUND INFORMATION: (Attach additional pages if necessary)

See attached:

Ordinance

APPROVAL BY CITY MANAGER:

JM

APPROVED

NOT APPROVED

PLACED ON AGENDA FOR:

6/5/2012

CITY ATTORNEY APPROVAL REQUIRED:

() YES

() NO

CITY ATTORNEY APPROVAL:

AM

REMARKS:



To: Honorable Mayor and City Council Members

From: Wendell K. Willard

Date: For Submission onto the June 5, 2012 City Council Meeting Agenda

Agenda Item: Three Ordinances to Amend Chapter 6 of the Sandy Springs Code of Ordinances so as to permit the sale of beer growlers, to allow growler malt beverage tastings, and to allow package sales of wine and growlers by holders of retail consumption on the premises licenses provided package wine and/or malt beverage licenses are also obtained

City Attorney's Recommendation:

The City Attorney recommends the adoption of the three attached Ordinances in order to accomplish the Mayor's and City Council's expressed wish to permit the sale of beer growlers in Sandy Springs, to allow growler malt beverage tastings similar to the existing ordinance provision allowing wine tastings, and to allow package sales of wine and growlers by holders of retail consumption on the premises licenses provided package wine and/or malt beverage licenses are also obtained.

Background:

Growlers have become a popular new manner for selling malt beverages. Over a period of months, numerous inquiries have been made by those interested in being able to sell growlers or establish a business in Sandy Springs which would be allowed to sell growlers, as well as inquiries regarding the authorization of growler malt beverage tastings in conjunction with the authorization of growler sales.

Further, with the greater interest in and promotion of wines and fresh draft beer, many restaurants are making a concentrated effort to offer unique and special wines and craft beers to their customers. Often the offered wines and/or beers may not be available for purchase in local package stores, and restaurant owners/management have made it known that they would like to have the ability to sell bottles of wine and growlers under these circumstances.

Discussion:

As a result of the above inquiries, the City Attorney was asked to prepare proposed amendments which would accomplish the above. Proposed amendments were prepared and have been addressed and discussed by Council at several previous Work Sessions, resulting in the versions attached hereto.

Alternatives:

Decide not to amend the Alcoholic Beverage Ordinance so as to allow the sale of growlers, so as to allow growler tastings, or to allow the package sale of wine and/or growlers by holders of retail consumption on the premises licenses.

Concurrent Review:

John McDonough, City Manager

STATE OF GEORGIA
COUNTY OF FULTON

AN ORDINANCE TO AMEND CHAPTER 6 OF THE SANDY SPRINGS CODE OF ORDINANCES SO AS TO ALLOW PACKAGE SALES OF WINE AND GROWLERS BY HOLDERS OF RETAIL CONSUMPTION ON THE PREMISES LICENSES

WHEREAS, the Alcoholic Beverage Ordinance of the City of Sandy Springs, as currently enacted, does not allow the package sale of wine and/or beer growlers by licensees holding retail consumption on the premises licenses for wine and/or malt beverages; and

WHEREAS, with the greater interest in and promotion of wines and fresh draft beer, many restaurants are making a concentrated effort to offer unique and special wines and craft beers to their customers; and

WHEREAS, often the offered wines and/or beers may not be available for purchase in local package stores; and

WHEREAS, the City Council has determined that in light of the growing popularity of craft malt beverages and wines, the Alcoholic Beverage Ordinance of the City of Sandy Springs should be amended to allow the package sale of wine and/or growlers by licensees holding retail consumption on the premises licenses for wine and/or malt beverages;

NOW, THEREFORE, in order to accomplish the foregoing, the Mayor and City Council of the City of Sandy Springs, pursuant to their authority, do hereby amend Chapter 6, Article II, Division 3, Section 6-113 by striking the existing Section 6-113 and replacing it with the following Section 6-113:

“Section 6-113. Package sales prohibited.

Except as may be otherwise specifically provided hereafter, it shall be unlawful for any distilled spirits and/or malt beverages to be sold by the package from premises licensed for consumption on the premises. Wine and/or growlers may, however, be sold by the package from premises licensed for consumption on the premises, provided that package wine and/or malt beverage licenses are also obtained.”

SO ORDAINED, this the _____ day of _____, 2012.

Approved:

EVA GALAMBOS, Mayor

Attest:

Michael Casey, City Clerk
(SEAL)