COUNTY AGENDA REQUEST

Department:	Planning and Zoning	Presenter(s):	Pete Frisina
Meeting Date:	Wednesday, May 2, 2012	Type of Request:	New Business

Wording for the Agenda:

Discussion of staff's request for consideration of proposed amendments to the Fayette County Code of Ordinances, Chapter 3 Alcoholic Beverages, Article IV. On-Premises Consumption Dealers, Division 1 Generally, Sec. 3-180.6 Closing Hours, which would allow the Sunday sales of Beer, Wine, and/or Distilled Spirits for On-Premise Consumption.

Background/History/Details:

The County currently has five establishments licensed to sell beer, wine, and liquor for on-site consumption. However, the County's current On-Premises Consumption Ordinance does not allow them to sell alcohol by the drink on Sundays. Owners of these establishments have asked that the County consider taking the required action that would allow them to do so. According to the County Attorney, the appropriate action to take would be to amend the County's ordinance.

Since there was a referendum in 2004 that approved the on-site consumption of alcohol in Fayette County, there is no need for an additional referendum to allow establishments to sale alcohol by the drink on Sunday. The Board of Commissioners at the time chose not to include Sunday sales in the ordinance that was adopted following the referendum.

NOTE: There will be a referendum on July 31 that will determine whether or not Fayette County should allow the sale of package beer and wine on Sunday. (There are no retail liquor stores in Fayette County and nothing under consideration would allow one.)

If the Commissioners concur, the revised ordinance would appear on the agenda for adoption at a subsequent meeting. No public hearing is required since this would be an amendment to the Fayette County Code.

What action are you seeking from the Board of Commissioners?

Permission to place the proposed amendments on the Board of Commissioners' Agenda for May 24, 2012

If this item requires funding, please describe:

Not Applicable.

Has this request been considered within the past two years?	No	If so, when?	
Is Audio-Visual Equipment Required for this Request?*	No	Backup Provided with Request?	Yes

**** All audio-visual material must be submitted to the County Clerk's Office no later than 48 hours prior to the meeting. It is also your department's responsibility to ensure all third-party audio-visual material is submitted at least 48 hours in advance.***

Approved by Finance	Not Applicable	Reviewed by Legal	Yes
Approved by Purchasing	Not Applicable	County Clerk's Approval	Yes
Administrator's Approval	Yes		

Staff Notes:

05/02/12 – BOC Wkshop

PROPOSED AMENDMENTS TO THE FAYETTE COUNTY CODE OF ORDINANCES, CHAPTER 3 ALCOHOLIC BEVERAGES, ARTICLE IV. ON-PREMISES CONSUMPTION DEALERS, DIVISION 1 GENERALLY, SEC. 3-180-6. CLOSING HOURS

Sec. 3-180.6. – Closing hours.

No licensee under this article shall sell, give away or otherwise dispense alcoholic beverages between the hours of 11:55 p.m. ~~Saturday~~ and 9:00 a.m. ~~Monday and between the hours of 11:55 p.m. and 9:00 a.m. on other days.~~

January, 2012

Fayette County Board of Commissioners
140 Stonewall Avenue West
Suite 100
Fayetteville, GA 30214

Re: Sunday Alcoholic Beverage Sales
Packaged Beer and/or Wine and On-Premise Consumption

Dear Fayette County Board of Commissioners:

I, as an alcoholic beverage licensee holder, respectfully request the Fayette County Board of Commissioners consider allowing a referendum for unincorporated Fayette County to provide for Sunday Alcoholic Beverage Sales for Packaged Beer and/or Wine and On-premise Consumption.

Your consideration in this matter would be greatly appreciated.

Sincerely,

Frank's At The Old Mill
1095 SR 54 West
Fayetteville, GA 30214

January, 2012

Fayette County Board of Commissioners
140 Stonewall Avenue West
Suite 100
Fayetteville, GA 30214

Re: Sunday Alcoholic Beverage Sales
Packaged Beer and/or Wine and On-Premise Consumption

Dear Fayette County Board of Commissioners:

I, as an alcoholic beverage licensee holder, respectfully request the Fayette County Board of Commissioners consider allowing a referendum for unincorporated Fayette County to provide for Sunday Alcoholic Beverage Sales for Packaged Beer and/or Wine and On-premise Consumption.

Your consideration in this matter would be greatly appreciated.

Sincerely,

D.B. Scoggins

The Links Golf Club
340 Hewell Road
Jonesboro, GA 30238

January, 2012

Fayette County Board of Commissioners
140 Stonewall Avenue West
Suite 100
Fayetteville, GA 30214

Re: Sunday Alcoholic Beverage Sales
Packaged Beer and/or Wine and On-Premise Consumption

Dear Fayette County Board of Commissioners:

I, as an alcoholic beverage licensee holder, respectfully request the Fayette County Board of Commissioners consider allowing a referendum for unincorporated Fayette County to provide for Sunday Alcoholic Beverage Sales for Packaged Beer and/or Wine and On-premise Consumption.

Your consideration in this matter would be greatly appreciated.

Sincerely,

Jim Dunn

The Italian Oven
100 Peachtree East Shopping Center, Suite 1
Peachtree City, GA 30269

January, 2012

Fayette County Board of Commissioners
140 Stonewall Avenue West
Suite 100
Fayetteville, GA 30214

Re: Sunday Alcoholic Beverage Sales
Packaged Beer and/or Wine and On-Premise Consumption

Dear Fayette County Board of Commissioners:

I, as an alcoholic beverage licensee holder, respectfully request the Fayette County Board of Commissioners consider allowing a referendum for unincorporated Fayette County to provide for Sunday Alcoholic Beverage Sales for Packaged Beer and/or Wine and On-premise Consumption.

Your consideration in this matter would be greatly appreciated.

Sincerely,

Amy McKnight

Metro Sports Bar & Grill
Attn: Amy McKnight
PO Box 433
Senoia, GA 30276

January, 2012

Fayette County Board of Commissioners
140 Stonewall Avenue West
Suite 100
Fayetteville, GA 30214

Re: Sunday Alcoholic Beverage Sales
Packaged Beer and/or Wine and On-Premise Consumption

Dear Fayette County Board of Commissioners:

I, as an alcoholic beverage licensee holder, respectfully request the Fayette County Board of Commissioners consider allowing a referendum for unincorporated Fayette County to provide for Sunday Alcoholic Beverage Sales for Packaged Beer and/or Wine and On-premise Consumption.

Your consideration in this matter would be greatly appreciated.

Sincerely,

Whitewater Creek Country Club
175 Birkdale Drive
Fayetteville, GA 30215