

STATE OF GEORGIA

COUNTY OF EVANS

AMENDMENT TO THE EVANS COUNTY
LIQUOR, BEER AND WINE ORDINANCE

The Evans County Board of Commissioners hereby resolves to amend Section 5 of the Evans County Liquor, Beer and Wine Ordinance, as follows:

SECTION 5.

No new license shall be issued under this Ordinance for a location within 600 feet of a dwelling house without the written consent of the owner of the house. This provision does not apply where a dwelling house was constructed or moved to within 600 feet of the location with an existing license, or a location which seeks to re-open after having been closed for 5 years or less. The distance is to be measured from any point of the proposed building to the nearest portion of the outside wall of the dwelling house. For the purpose of this section, dwelling house shall include mobile or re-locatable homes, duplexes and/or apartment buildings. Also, no new license shall be issued under this Ordinance for any location forbidden by State law. For purposes of the section, the term "location" shall include any building or portion thereof, however divided, allocated and/or used for any purpose authorized by this Ordinance.

All commercial establishments allowing the manufacturing, distributing, selling, handling, possession for sale, or otherwise deal in alcoholic beverages, including the allowance of the consumption of alcoholic beverages ~~on~~ of the

premises, shall be required to have all applicable licenses required by this ordinance and the general laws of this state.

Under this section, a commercial establishment is defined as any business enterprise or entity that sells or offer for sell any goods or services for monetary enumeration. This shall include any and all establishments for which a fee is charged for admittance, whether same is described as a membership fee, due, cover charge or any other designation. ~~A commercial establishment shall not include an infrequent operation of a business enterprise that is not open for business more than one day during any given month.~~

The holder of an On Premise Consumption license may allow alcoholic beverages to be sold at any time between the hours of 8:00 a.m. and 12:45 a.m., Monday through Friday, except stated holidays. The establishment shall be closed at precisely 12:45 a.m. at each closing and the premises cleared by 1:45 a.m. the following morning on Monday through Friday. On Saturday, alcoholic beverages may be sold at any time between the hours of 8:00 a.m. and 12:00 a.m., except stated holidays. The establishment shall be closed at precisely 12:00 a.m. at each closing and the premises cleared by 1:00 a.m. Sunday morning. The clearing of the premises shall be the responsibility of the license holder.

An applicant should apply for an Off Premises Consumption License if he or she desires to sell alcoholic beverages by the bottle or can only, and those alcoholic beverages are consumed by the buyer away from the building housing the point of sale, or its related premises.

The Evans County Board of Commissioners hereby resolves to amend Section 17 of the Evans County Liquor, Beer and Wine Ordinance, as follows:

SECTION 17.

The following procedure shall be followed with respect to each new application for issuance of a license under the Ordinance, which is filed with the Commission.

(a) At the time of the filing of such application the applicant shall deposit with the Clerk of the Evans County Commission cash or certified check in the amount determined by the Commission as sufficient to pay the cost of the license.

(b) Promptly upon the filing of each new application, the applicant shall cause to be published in the official newspaper for the County four consecutive times a notice in such form and containing such information as shall be determined by the Commission, including the name and address of the applicant, the location for which the license is sought, the type of license applied for, and the time and place that the application will be considered. All applicants shall provide proof of liability insurance in the amount of \$100,000.00, and worker's compensation insurance where applicable, effective for at least one year from the date of application.

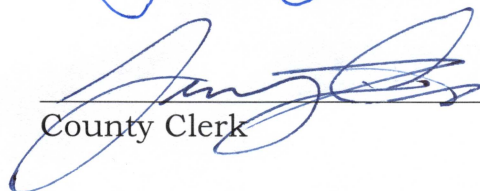
(c) At the time and place that the license is to be considered the Commission shall hear relevant evidence concerning the issuance of the license. The applicant may appear in person, and by attorney and have witnesses appear in his behalf. At the conclusion of the evidence, the

Commission shall approve or deny the applicant's license. If, in the event the applicant's license is denied, the Commission shall place in its minutes the reason or reasons therefore.

So resolved this 7th day of March, 2017.

EVANS COUNTY BOARD OF COMMISSIONERS



Jill Griffin, Chairman

County Clerk