

**ORDINANCE**

**#19-25**

AN ORDINANCE BY THE MAYOR AND COUNCIL OF THE CITY OF DUBLIN, GEORGIA, TO AMEND THE DEFINITIONS SECTION OF CHAPTER 4, ALCOHOLIC BEVERAGES, TO DEFINE NEW TERMS; TO ADD A NEW SUBSECTION TO SPECIFY THE AUTHORITY GRANTED BY THE LICENSING PURSUANT TO CHAPTER 4 OF THE CODE OF ORDINANCES; TO PROVIDE FOR PACKAGE SALES OF WINE OR MALT BEVERAGES BY BREWPUBS FOR CONSUMPTION OFF PREMISES; TO PROVIDE FOR AN EFFECTIVE DATE; TO REPEAL ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND FOR OTHER PURPOSES.

SECTION ONE:

The following terms and definitions are hereby added to Section 4-1. – Definitions, of Chapter 4, Alcoholic Beverages, to be included as appropriate in alphabetical order:

*Brewer* means a manufacturer of malt beverages.

*Brewpub* means any eating establishment in which malt beverages are manufactured, subject to the barrel production limitation prescribed in the Official Code of Georgia, Annotated, Section 3-5-36. As used in this paragraph, the term “eating establishment” means an establishment which is licensed to sell spiritous liquors, malt beverages, or vinous liquors and which derives at least 50 percent of its total annual gross food and beverage sales from the sale of prepared meals or food; provided, however, that when determining the total annual gross food and beverage sales, barrels of malt beverages sold to licensed wholesale dealers, as authorized pursuant to subparagraph (D) of paragraph (2) of Section 3-5-35 of the Official Code of Georgia, Annotated, or to the public for consumption off the premises, as authorized pursuant to subparagraph (D) of paragraph (2) and paragraph (4) of Section 3-5-36 of the Official Code of Georgia, Annotated, shall not be used.

*Manufacturer* means any maker, producer, or bottler of an alcoholic beverage. The term also means:

- (A) In the case of spiritous liquors, any person engaged in distilling, rectifying, or blending any spiritous liquors; provided, however, that a vintner that blends wine with spiritous liquors to produce a fortified wine shall not be considered a manufacturer of spiritous liquors.
- (B) In the case of malt beverages, any brewer; and
- (C) In the case of vinous liquors, any vintner.

*Retailer* or *Retail Dealer* means any person who sells alcoholic beverages, either in unbroken packages or for consumption on the premises, only to customers for their personal use and not for resale.

*Wholesaler* or *Wholesale dealer* means any person who sells alcoholic beverages to other wholesale dealers, to retail dealers, or to retail consumption dealers.

SECTION TWO:

There is added a new subparagraph (d) to Section 4-2 – “Licenses and fees required; penalty for delinquent payment; display of license; time limit for commencement of operation,” in Article I, “In General,” of Chapter 4, “Alcoholic Beverages,” which shall read as follows:

“(d)

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