

**AN ORDINANCE AND/OR RESOLUTION OF THE TOWN COUNCIL OF THE
TOWN OF BRASLETON TO AMEND SECTION 32 “ALCOHOLIC BEVERAGES” OF
ITS CODE OF ORDINANCES CONCERNING SUBSECTION (6) *DRINKING IN
PUBLIC*; AND OTHER PURPOSES**

WHEREAS, the Town is desirous of amending its Alcohol Beverage Code as set forth in its Code of Ordinances to allow for the consumption of alcohol via open container in a specific area under certain terms and conditions;

NOW, THEREFORE BE IT ORDAINED AND RESOLVED BY THE TOWN OF BRASELTON, A GEORGIA MUNICIPAL CORPORATION, AND BY THE AUTHORITY OF THE SAME, IT IS HERBY ORDAINED AND RESOLVED AS FOLLOWS:

Section 1. Findings. The Town finds that its Downtown District is contemplated as the central commercial and entertainment center of the Town where ample parking, infrastructure, an amphitheater, nearby residential uses, etc. is present to allow the co-existence of certain establishments that sell alcohol that otherwise may not be appropriate in other areas in the Town. The Town believes that this regulation will further the vitality of this area and attract additional businesses where the location in other areas may be harmful or detrimental. The Town further finds that this advances a legitimate end of government and such regulations are reasonably related to these goals.

Section 2. Subsection 6. “Drinking in Public” is deleted in its entirety and replaced with a new subsection as set forth below: (Note underline denotes new language)

- (a) It shall be unlawful for any person to drink any vinous, malt, or other alcoholic beverage while on any streets, sidewalks, alleyways, parking areas or other open areas operated and controlled by the Town, except for the following:
- (1) special events permitted by the Town pursuant to this Ordinance;
 - (2) at a golf course;
 - (3) within the *Downtown Open Container District* as defined on a map approved by Council and on file in the Town Clerk’s office where establishments that are licensed for retail sales of alcohol for on-premises consumption may sell alcoholic beverages that can be carried out and consumed outside of normal dining areas within the Open Container *Downtown District* under rules promulgated by the Town Manager or his/her designee.

Further, nothing in this Ordinance shall be construed to prohibit the sale and consumption of vinous, malt or any other alcoholic beverage at any auditorium, government center, sports facility, or resort facility.


- (b) The Town's police department shall be responsible for the enforcement of this Ordinance.
- (c) Upon finding of guilty for violation of this Ordinance by Municipal Court, the offender shall be subject to imprisonment for a term not to exceed thirty (30) days or by a fine not to exceed \$1,000.00, either of such penalties to be in the discretion of the Municipal Court.

Section 3. The Town Manager is instructed and empowered to establish rules within the Town's Open Container Downtown District and to inform area merchants accordingly.

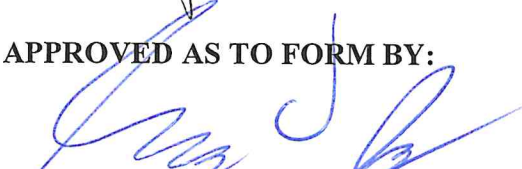
APPROVED AND ADOPTED THIS 11th DAY OF JANUARY 2021



BILL ORR, MAYOR

ATTEST:


Jennifer Scott, Town Manager/Clerk

APPROVED AS TO FORM BY:


Gregory D. Jay, Town Attorney

Open Container Downtown District Rules

January 2021

- Beverages must be in a transparent plastic cup of no more than 16 ounces branded by the establishment or purchased from the Town for the purpose.
- All establishments allowing serving in the Open Container Downtown District must have an employee on premises who has attended ServSafe Alcohol Training.

Proposed Open Container District outlined below

DOWNTOWN MAP Braselton Georgia



LEGEND

	Restaurant		Welcome Center <small>Downtown Director's Office</small>
	Fuel		Restrooms
	Parking		Park
	Shopping		School
	Police/Fire		Library
	Town Hall		Professional Services
	Bank		

For More Information:
 Amy Pinnell
 Downtown Director
 Town of Braselton
 Post Office Box 306
 9924 Davis Street, Ste. 8
 Braselton, Georgia 30517
 apinnell@braselton.net
(706) 684-0369



www.downtownbraselton.com