

**AN ORDINANCE AMENDING CHAPTER 4 OF THE CITY OF DUNWOODY CODE OF ORDINANCES BY AUTHORIZING ONE-TIME SUNDAY SALES PERMITS; AND FOR OTHER PURPOSES**

**WHEREAS,** the City of Dunwoody is charged with protecting the health, safety and welfare of the citizens of the City; and

**WHEREAS,** the City of Dunwoody has heretofore adopted an ordinance for Alcohol Beverages, as set forth in Chapter 4 of the Code of the City of Dunwoody (the "Code"); and

**WHEREAS,** the provisions of Chapter 4 currently do not provide for a one-time permit to serve alcohol on a Sunday, requiring instead that a licensee requesting a Sunday permit acquire such for the entire calendar year; and

**WHEREAS,** the Mayor and City Council have determined that it may be prudent to amend the ordinance to allow retail consumption dealers in the City of Dunwoody to apply for, and acquire, one-time Sunday Sales permits so that businesses which do not usually serve alcohol on a Sunday can do so on special occasions.

**THEREFORE,** Mayor and City Council of the City of Dunwoody hereby ordain as follows:

**Section 1:** Alcohol Beverages, Chapter 4 of the City of Dunwoody Code of Ordinances, Article V (Business Regulations), Section 4, Days when sales unlawful, is hereby amended by adding a new subsection (c) to read as follows:

(c) Any licensee otherwise eligible for a Sunday Sales permit pursuant to subsection (b) above may apply for a one-day Sunday Sales permit for a specific date. The fee for a One-time Sunday Sales permit shall be set by Resolution of City Council.

**Section 2:** Alcohol Beverages, Chapter 4 of the City of Dunwoody Code of Ordinances, Article VI, Section 3(a)(1), Pouring Permit Required, shall be amended to read as follows:

(a) An employee pouring permit shall be required for:

(1) Any employee who serves in any managerial position. At least one such employee with a valid pouring permit shall be present at the establishment at all times alcohol is being served.

**Section 3:** This Amendment shall become effective immediately upon its adoption by the City Council, and incorporated into the Code of the City of Dunwoody, Georgia. This Amendment hereby repeals any and all conflicting ordinances and amendments.

**SO ORDAINED,** this 25<sup>th</sup> day of January, 2010.

Approved:

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Ken Wright, Mayor

ATTEST:

Approved as to Form and Content:

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Sharon Lowery, City Clerk (Seal)

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Brian Anderson, City Attorney