

AN ORDINANCE
TO BE ENTITLED

AN ORDINANCE TO AMEND ARTICLE H, THE ALCOHOLIC BEVERAGE ORDINANCE OF 2017, OF CHAPTER 1 OF PART 6 OF THE CODE OF THE CITY OF SAVANNAH, GEORGIA (2003) TO PROVIDE FOR THE SALE OF ALCOHOLIC BEVERAGES FOR CONSUMPTION ON PREMISES ON SUNDAYS BEGINNING AT 11:00 A.M.; TO REPEAL ALL ORDINANCES IN CONFLICT HEREWITH; AND FOR OTHER PURPOSES.

BE IT ORDAINED by the Mayor and Aldermen of the City of Savannah, Georgia, in regular meeting of Council assembled, and pursuant to lawful authority thereof:

SECTION 1: That subsection (c) of Section 6-1211 entitled “Hours of Operation; Sunday sales” of the Alcoholic Beverage Ordinance found in Chapter 1, Businesses and Occupations, of Part 6, Licensing and Regulation, of the Code of the City of Savannah, Georgia (2003) be deleted in its entirety and a new subsection (c) be inserted in lieu thereof as follows:

(c) A Class C licensee, upon obtaining a Sunday sales permit, may serve alcoholic beverages between the hours of 11:00 a.m. Sunday and 2:00 a.m. Monday provided the licensee or applicant, as appropriate, complies with the following provisions, evidence of which shall be provided to the office of the revenue director by certification made under oath by a certified public accountant by a deadline to be specified by the revenue director:

- (1) In the case of a current licensee filing an annual renewal, operation of an establishment where at least 50 percent of the total annual gross sales are derived from the sale of prepared meals or food during the previous calendar year.
- (2) In the case of a current licensee that does not possess a Sunday sales permit but intends to change its operational plan, when such planned operational change is, in good faith, intended and expected to result in at least 50 percent of total annual gross sales being derived from the sale of prepared meals or food, such licensee shall submit no later than six months after receiving an interim Sunday sales permit a certification made under oath by a licensed certified public accountant evidencing that at least 50 percent of the licensee’s total gross sales were derived from the sale of prepared meals or food during the interim Sunday sales permit period.
- (3) In the case of a new licensee, then the new licensee must, in good faith, intend and expect to derive at least 50 percent of its total annual gross sales from the sale of prepared meals or food. Six months after receipt of a new Sunday sales permit, the new licensee shall submit a certification made under oath by a licensed certified public accountant evidencing that at least

50 percent of the licensee's total gross sales were derived from the sale of prepared meals or food during the initial Sunday sales permit period.

- (4) Possess or has applied for a business tax certificate to operate a restaurant.
- (5) Prepared meals or food will be served on the premises during the time in which the establishment is open to the public.
- (6) Failure to comply with the applicable provisions of this section may result in revocation of the licensee's Sunday sales permit.

SECTION 2: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3: This ordinance shall become effective upon the mayor affixing his signature below.

ADOPTED AND APPROVED: _____

Eddie W. DeLoach, Mayor

Clerk of Council

