



ORDINANCE O-01-22

AN ORDINANCE AMENDING CERTAIN SECTIONS OF CHAPTER 4 OF THE CODE OF WALKER COUNTY, GEORGIA REGARDING ALCOHOLIC BEVERAGES; TO PROVIDE FOR AN EFFECTIVE DATE; TO REPEAL ANY AND ALL CONFLICTING ORDINANCES AND PARTS OF ORDINANCES; TO PROVIDE FOR SEVERABILITY; AND TO PROVIDE FOR OTHER PURPOSES

WHEREAS, Walker County desires to amend its Alcoholic Beverages Code regarding visibility and lighting for state licensed farm wineries; and

THEREFORE, BE IT ORDAINED by the Board of Commissioners of Walker County that the Code of Walker County, Georgia is amended as follows:

1.

DIVISION 4. ADDITIONAL RULES AND REGULATIONS; Section 4-122 is amended by adding the following sentence to the end of this section:

This section does not apply to state licensed farm wineries.

2.

DIVISION 4. ADDITIONAL RULES AND REGULATIONS; Section 4-138 is deleted in its entirety and replaced with the following:

~~The sale of alcoholic beverages by the package to be carried off the premises shall be prohibited in any restaurant, cafe, eating place, private club or in any establishment other than in a retail store or grocery store owning a retail license for the sale of alcoholic beverages to be consumed off the premises, except for the removal of partially consumed bottles of wine as permitted by O.C.G.A. § 3-6-4.~~

The sale of alcoholic beverages by the package to be carried off the premises shall be prohibited in any restaurant, cafe, eating place, private club or in any establishment other than in a retail store, a grocery store or a state licensed farm winery owning a retail license for the sale of alcoholic beverages to be consumed off the premises, except for the removal of partially consumed bottles of wine as permitted by O.C.G.A. § 3-6-4.

3.

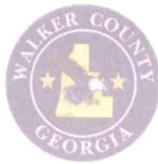
This ordinance is effective immediately upon its adoption.

4.

All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

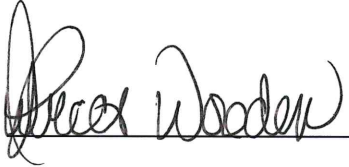
5.

If any section, clause, sentence, or phrase of this ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this ordinance.



PASSED AND ADOPTED this 10 day of February, 2022.

ATTEST:



REBECCA WOODEN, County Clerk

WALKER COUNTY, GEORGIA



SHANNON K. WHITFIELD, Chairman



The foregoing Ordinance received a motion for passage from Commissioner Stallby, second by Commissioner Aske, and upon the question the vote is 4 ayes, 0 nays to adopt the Resolution.