

**AN ORDINANCE****BY COUNCIL MEMBER KWANZA HALL**

**AN ORDINANCE TO ESTABLISH A NEW SECTION 10-130 (PRESENTLY RESERVED) OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA, CHAPTER 10 (ALCOHOLIC BEVERAGES), ARTICLE II (DEALERS AND MANUFACTURER), DIVISION 3 (SPECIAL PERMITS), SO AS TO AUTHORIZE THE ISSUANCE OF HOME-BREW SPECIAL EVENT PERMITS; TO IMPOSE A PERMIT FEE OF \$50.00 AS AUTHORIZED BY STATE LAW; TO WAIVE CITY CODE SECTION 2-45; TO WAIVE CONFLICTING ORDINANCES AND CODE SECTIONS; AND FOR OTHER PURPOSES.**

**WHEREAS**, during the 2013 session of the Georgia General Assembly, House Bill 99 was enacted which authorized the issuance of home-brew special event permits by counties and municipalities and for such local authorities to provide for ordinances governing home-brew special events; and

**WHEREAS**, businesses and residents have expressed an interest in such home-brew special events to be held in the City of Atlanta.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:**

**Section 1:** A new section 10-130 (presently reserved) of the Code of Ordinances of the City of Atlanta, Chapter 10 (Alcoholic Beverages), Article II (Dealers and Manufacturer), Division 3 (Special Permits), is hereby established, which shall provide as follows:

(a) Malt beverages produced under the provisions of O.C.G.A. 3-5-4 (malt beverages produced by a person in his or her private residence) may be removed from the residence where produced for transportation and delivery by the producer for use at home-brew special events in a quantity not to exceed 25 gallons, provided that such malt beverages are securely sealed in one or more containers and clearly labeled with the following information:

- (1) The name of the producer;
- (2) The address of the residence at which it was produced;
- (3) The name and address of the home-brew special event to which it is being transported; and
- (4) The permit number under which the home-brew special event is being held.

(b) If transported in a motor vehicle, the securely sealed containers shall be placed in a locked glove compartment, a locked trunk, or the area behind the last upright seat of a motor vehicle that is not equipped with a trunk.

(c)(1) A home-brew special event permit may be issued for the holding of home-brew special events, including contests, tastings, and judging at locations not otherwise licensed for the sale of alcoholic beverages.

(2) Consumption of malt beverages at home-brew special events shall be limited solely to malt beverages produced pursuant to O.C.G.A. 3-5-4 (malt beverages produced by a person in his or her private residence), and such malt beverages shall only be consumed by the participants in and judges of the home-brew special events.

**Section 2:** A home-brew special event permit shall cost \$50.00 and shall be valid for not more than six events per calendar year.

**Section 3:** That Chapter 2, Article II, Division 1, Section 2-45 (Establishment or change in fees; notice to public) is waived to the extent that it is applicable to this ordinance.

**Section 4:** All code sections, ordinances, and parts of code sections and ordinances in conflict herewith are hereby waived for the sole purpose of this ordinance only and shall otherwise remain in full force and effect.