

ALCOHOLIC BEVERAGES
CHAPTER 10
ARTICLE 2

SECTION _____ BREWER LICENSE

- (A) LICENSE REQUIRED. A BREWER LICENSE FROM THE BOARD OF COMMISSIONERS OF LINCOLN COUNTY IS REQUIRED BEFORE A MANUFACTURER WILL BE ALLOWED TO MANUFACTURE MALT BEVERAGES WITHIN THE BOUNDARIES OF LINCOLN COUNTY, GEORGIA, EXCEPT THAT A BREWPUB IS NOT REQUIRED TO OBTAIN A BREWER LICENSE BUT MUST OBTAIN A BREWPUB LICENSE.
- (B) ON-PREMISES CONSUMPTION. IN THE EVENT A BREWER LICENSE HOLDER EXERCISES ITS RIGHT TO SELL MALT BEVERAGES FOR ON-PREMISES CONSUMPTION, SAID MANUFACTURER SHALL FIRST OBTAIN A RETAIL CONSUMPTION LICENSE FROM THE BOARD OF COMMISSIONERS OF LINCOLN COUNTY.
- (C) DEFINITIONS. THE FOLLOWING DEFINITION SHALL APPLY IN THE INTERPRETATION AND ENFORCEMENT OF THIS ORDINANCE:
BREWER: A MANUFACTURER, MAKER, PRODUCER, OR BOTTLER OF MALT BEVERAGES ACCORDING TO THE DEFINITION PROVIDED IN O.C.G.A. SECTION 3-1-2 AND ITS SUCCESSORS.
- (D) SALES TO INDIVIDUALS. A BREWER LICENSE HOLDER MAY SELL MALT BEVERAGE TO INDIVIDUALS, PROVIDED, HOWEVER, THAT SUCH SALES ARE LIMITED TO 2,000 BARRELS OF MALT BEVERAGES PER YEAR PRODUCED AT THE MANUFACTURER'S LICENSED PREMISES TO THE FOLLOWING INDIVIDUALS:
 - a. THOSE WHO ARE ON SUCH PREMISES FOR THE CONSUMPTION OF THE MALT BEVERAGES ON THE LICENSED PREMISES; AND
 - b. THOSE WHO WILL CONSUME THE MALT BEVERAGES OFF THE LICENSED PREMISES, PROVIDED, HOWEVER, THAT SUCH SALES SHALL NOT EXCEED A MAXIMUM OF 288 OUNCES OF MALT BEVERAGES PER CONSUMER PER DAY.
- (E) FREE SAMPLES. A BREWER LICENSE HOLDER IS ALLOWED TO OFFER OR PERMIT FREE SAMPLING OF MALT BEVERAGES, BUT ONLY IN ACCORDANCE WITH THE PROVISIONS OF THE OFFICIAL CODE OF GEORGIA ANNOTATED.
- (F) EXCISE TAX. A BREWER LICENSE HOLDER WHO SELLS MALT BEVERAGES TO INDIVIDUALS FOR OFF-PREMISES CONSUMPTION SHALL BE SUBJECT TO THE PROVISIONS HEREIN OF ARTICLE III, SECTION 10-80. A BREWER LICENSE HOLDER WHO SELLS MALT BEVERAGES TO INDIVIDUALS FOR ON-PREMISES CONSUMPTION SHALL ALSO BE SUBJECT TO THE PROVISIONS HEREIN OF THE SAME SECTION. THE CLERK OF COMMISSION AND/OR HIS/HER DESIGNEE MAY REQUEST FROM TIME TO TIME, INFORMATION CONCERNING PURCHASES AND SALES OF ALCOHOLIC BEVERAGES FROM THE BREWER LICENSE HOLDER.
- (G) A BREWER MAY SELL MALT BEVERAGES ON ALL DAYS AND AT ALL TIMES THAT THE SALES OF MALT BEVERAGES BY RETAILERS ARE LAWFUL WITHIN LINCOLN COUNTY AND THE STATE OF GEORGIA.
- (H) SEE O.C.G.A. SECTION 3-5-24.1

Enacted this _____ day of _____, 2019.

BOARD OF COMMISSIONERS
LINCOLN COUNTY, GEORGIA

Walker T. Norman, Chairman

Attest:

Sherry McKellar, County Clerk