

AN ORDINANCE TO AMEND CHAPTER 6 (“ALCOHOLIC BEVERAGES”) OF THE CODE OF THE CITY OF PEACHTREE CORNERS, GEORGIA, BY AMENDING DEFINITIONS TO INCLUDE SOCIAL RECREATION FACILITY, ADDING REGULATIONS FOR ON PREMISES CONSUMPTION, AND FOR OTHER PURPOSES; REPEALING ALL CONFLICTING ORDINANCES; AND SETTING AN EFFECTIVE DATE

WHEREAS, the Mayor and Council of the City of Peachtree Corners are charged with the protection of the public health, safety, and welfare of the citizens of Peachtree Corners; and

WHEREAS, Chapter 6 (“Alcoholic Beverages”) of The Code of the City of Peachtree Corners, Georgia, does not currently contemplate the sale of alcoholic beverages at social recreation facilities; and

WHEREAS, the Mayor and Council approved an amendment to the 2012 Zoning Resolution on April 23, 2024, to add social recreation facility as a permitted use in certain zoning districts; and

WHEREAS, the Mayor and Council desire to allow additional types of establishments to sell spirits, malt beverages and/or wine for consumption on the premises; and

NOW THEREFORE, the Council of the City of Peachtree Corners hereby ordains, as follows:

Section 1: (words ~~struck through~~ are deleted and words underlined are added)

Section 2: Chapter 6 (“Alcoholic Beverages”) of The Code of the City of Peachtree Corners, Georgia, is hereby amended by adding a definition for “social recreation facility” in Section 6-2, to read as follows:

...

Social Recreation Facility - *Any establishment which provides as a principle use the combination of family-oriented recreation and on-premises dining where neither the recreation nor the on-premises dining is clearly accessory or incidental to the operation of the other and it derives at least 50% of its total annual gross sales from the sale of prepared meals or foods and recreation activities. For the purpose of this definition, recreation may include, but is not limited to the following:*

1. Television and movies;
2. Games (including mechanically and electronically operated games);
3. Indoor animated mechanical devices or rides;
4. Sports courts;
5. Sports simulators;

6. Virtual Reality sports or games; and
7. Other similar recreational activities, as approved by the City Manager.

Section 3: Chapter 6 (“Alcoholic Beverages”) of The Code of the City of Peachtree Corners, Georgia, is hereby amended by adding “Social Recreation Facility” to Section 6-69 (“Locations Where Permitted”):

...

No distilled spirits may be sold by the drink for consumption on the premises where sold except:

- (1) *In eating establishments regularly serving prepared food, with a full-service kitchen. A full-service kitchen will consist of a three-compartment pot sink, a stove or grill permanently installed, and a refrigerator, all of which must be approved by the county health and fire departments. Such eating establishment will regularly serve food every hour they are open and derive at least as much gross receipts annually from the sale of prepared meals or food as it derives from the sale of distilled spirits. When eating establishments are located in hotels, motels, and high-rise office and apartment buildings, every entrance to the establishment shall be from a public lobby, hallway, mall or other publicly used interior portion of the primary use structure.*
- (2) *In indoor commercial recreation establishments.*
- (3) *In an indoor publicly owned civic and cultural center capable of serving prepared food, with a full-service kitchen (a full-service kitchen will consist of a three-compartment pot sink, a stove or grill permanently installed, and a refrigerator, all of which must be approved by the county health and fire departments) prepared to serve food every hour it is open and deriving at least 70 percent of its total annual gross sales from the sale of prepared meals or foods and recreational, promotional or entertainment or operational activities.*
- (4) *In indoor entertainment halls.*
- (5) *Public stadium, coliseum or auditorium.*
- (6) Social Recreation Facility.

Section 4: Chapter 6 (“Alcoholic Beverages”) of The Code of the City of Peachtree Corners, Georgia, is hereby amended by adding “Social Recreation Facility” to Section 6-103 (“Locations Where Permitted”):

...

No beer or wine shall be sold for consumption on the premises where sold except:

- (1) *In eating establishments having a full-service kitchen (a full-service kitchen will consist of a three-compartment sink, a stove or grill permanently installed, and a*

refrigerator, all of which must be approved by the health and fire departments), prepared to serve food every hour they are open;

- (2) In indoor commercial recreation establishments;*
- (3) In an indoor publicly owned civic and cultural center capable of serving prepared food, with a full-service kitchen (a full-service kitchen will consist of a three-compartment pot sink, a stove or grill permanently installed, and a refrigerator, all of which must be approved by the county health and fire departments), prepared to serve food every hour it is open and deriving at least 70 percent of its total annual gross sales from the sale of prepared meals or foods and recreational, promotional or entertainment or operational activities;*
- (4) At a publicly owned golf course;*
- (5) An indoor entertainment hall; or*
- (6) Public stadium, coliseum or auditorium.*
- (7) Social Recreation Facilities. Licensees under section 6-95 of this Code. ~~These eating establishments must be located in a zoning district which permits restaurants and drive-in restaurants as conforming uses or where these eating establishments are incidental to a hotel or motel.~~*

SO ORDAINED AND EFFECTIVE, this the 22nd day of October, 2024.

APPROVED:

Mike Mason

Mike Mason, Mayor

ATTEST:

Kym Chereck

Kym Chereck, City Clerk

