

guests free of charge or permits the otherwise legal consumption of alcoholic beverages.

Sec. 3-8.2. – Home Delivery of Alcohol.

- (a) Home Delivery of Alcohol is authorized pursuant to the rules and regulations found in this Ordinance and as set forth by O.C.G.A. §§ 3-3-10 and 3-3-11.
- (b) Package Goods Retailers shall be authorized to sell and deliver malt beverages and wine in unbroken packages to an individual for personal use.
- (c) Retail package liquor stores that meet the definition of a Package Goods Retailer provided herein, shall be authorized to sell and deliver distilled spirits in unbroken packages to an individual for personal use.
- (d) Licensed restaurants shall be authorized to sell mixed drinks as provided in O.C.G.A. § 3-3-11.
- (e) Any licensee seeking to provide delivery services as provided by this code section, shall, at a minimum, complete the training required by the state law and provide proof of such training to the City.
- (f) No licensee seeking to delivery alcohol in accordance with this Ordinance shall be authorized to do so without first obtaining an appropriate alcohol license as provided for in this Ordinance.

Sec. 3-18. - Consumption of alcohol on city streets prohibited; limited in certain area.

- (a) Except as provided in subsections (b) and (c) below, it shall be unlawful for any licensed establishment to dispense any alcoholic beverage in an open container for removal from the premises, and it shall be unlawful for any person to remove from an alcoholic beverage establishment any open container of alcoholic beverage or to drink or attempt to drink any alcoholic beverage from any open container or to possess in any open container any alcoholic beverage on the streets, sidewalks, rights-of-way, and parking lots, whether public or private, within the corporate limits of the city.
- (b) Open containers of alcoholic beverages shall be permitted on its sidewalks within the area of the city bounded on the north by “G” Street, and on the south by George Street, and on the West by the Eastern Sidewalk of Bay Street, and on the East by Union Street and to include the entirety of East and West Jekyll Square, East and West Machen Square, Queen Square and that portion of Newcastle Street from G Street north to Bay; provided however, the following regulations shall apply:
 - 1. Any establishment licensed to dispense alcoholic beverages by the drink for consumption on the premises is authorized to dispense an alcoholic beverage in a plastic cup, for removal from the premises; provided, however, that no

establishment shall dispense to any person more than one such alcoholic beverage at a time for removal from the premises, and no person shall remove at one time more than two (2) such alcoholic beverages from the licensed premises.

2. No container in which an alcoholic beverage is dispensed and removed from the licensed premises shall exceed 16 fluid ounces in size. No person shall hold in possession on the streets and sidewalks, in parks and squares, or in other public places within the defined area any open alcoholic beverage container which exceeds 16 fluid ounces in size.
3. It shall be unlawful for any person to drink or attempt to drink any alcoholic beverage from a can, bottle, or glass or to possess in an open can, bottle, or glass any alcoholic beverage on the streets, sidewalks, rights-of-way, and parking lots, whether public or private.
4. Open containers are allowed as provided herein between the hours of 12:30 p.m. until 12:30 a.m.

(c) Open containers may be permitted in other areas of the city in connection with an approved Brunswick City Event Permit. The following rules shall apply:

1. The applicant must submit a special event permit application to the City Manager for review and consideration.
2. The applicant must indicate in application that alcohol will be dispensed at the event in an area in which open containers are not otherwise by this ordinance.
3. The special event permit application identified above, shall be subject to such terms and conditions as the City Manager may from time to time promulgate in writing, which may include terms as to insurance, clean-up fees, deposits, security personnel, limits on the number of guests and other matters as the City Manager may require. The city manager shall process the application in the same manner as set forth in subsection (a) above and shall have sole discretion to approve or deny said application.
4. The applicant must clearly identify the area in which open containers are requested to be allowed in accordance with this Ordinance.
5. Any alcoholic beverage sold at an event authorized by this Section shall be sold by a beverage caterer who must be approved by the City Manager and must be the holder of a pouring license in good standing issued by the city, State of Georgia or the County of Glynn, State of Georgia.
6. The applicant shall ensure that the event complies with all regulations set forth in subparagraphs 1 through 4 of Section 3-18(b).

- (d) It shall be unlawful for any person to consume any alcoholic beverages while in the confines of a motor vehicle when the vehicle is parked on any city street, alley, way or parking lot.
- (e) It shall be unlawful for any person to possess an open container of an alcoholic beverage while operating a vehicle in the city or while a passenger in or on a vehicle being operated in the city.
 - 1. As used in this article, "open container" means any container which is immediately capable of being consumed from, or the seal of which has been broken.
 - 2. An open container shall be considered to be in the possession of the operator of a vehicle if the container is not in the possession of a passenger and is not located in a locked glove compartment, locked trunk, or other locked non-passenger area of the vehicle.
 - 3. An open container shall be considered to be in the possession of a passenger of a vehicle if the container is in the physical control of the passenger.
 - 4. Exceptions:
 - i. A passenger of a vehicle in which the driver is operating the vehicle pursuant to a contract to provide transportation for passengers and such driver holds a valid chauffeur's license pursuant to Georgia law or any other state;
 - ii. A passenger of a bus in which the driver holds a valid chauffeur's license pursuant to Georgia law or any other state; or
 - iii. A passenger of a self-contained motor home which is in excess of 21 feet in length.

Sec. 3-25. - Supervision, revocation, non-renewal or probation.

- (a) The city commission may suspend, revoke, refuse to renew, or impose conditions of probation upon any license required under this chapter if:
 - 1. The license application is not filed in good faith or is filed by some person as subterfuge for any other person;
 - 2. Any applicant for a license or any licensee under this chapter willfully fails to comply with any provision of this chapter or with rules and regulations adopted by the city commission, or the Georgia Alcoholic Beverage Code;