

### Sec. 6-34. Types of licenses.

The types of alcoholic beverage licenses which may be issued under this chapter are:

- (1) Pouring distilled spirits;
- (2) Pouring wine and malt beverage;
- (3) Wine specialty shop (add on to package license only);
- (4) Growler malt beverage shop tasting license (add on to package license only);
- (5) Educational tastings of wine or malt beverages (add on to package license only);
- (6) Educational tastings of distilled spirits within a distillery (add on to a manufacturers license only);
- (7) Brewpub (add on to malt beverage pouring license only);
- (8) Package distilled spirits;
- (9) Package wine and malt beverage;
- (10) Wholesale alcoholic beverages; and
- (11) Manufacturer.
- (12) Alcoholic beverage catering license

*(Ord. No. 95-03, § 3-3-4, 5-1-95; Ord. No. 2004-27, 8-2-04; Ord. No. 2010-3, 5-3-10; Ord. No. 2010-4, 6-7-10; Ord. No. 2012-15, 7-16-12; Ord. No. 2013-04, 3-4-13)*

### Sec. 6-38. Delivery by retailer beyond licensed premises.

It shall be unlawful for any licensee under this article to make deliveries of any alcoholic beverage by the package beyond the boundaries of the premises covered by the license. Except for Catering Licenses in Conjunction with a Special Event, as authorized by

Formatted: Indent: Left: 0.94", Hanging: 0.06"

Section \_\_\_\_\_ and restaurants in the Smyrna Central Downtown, it shall be unlawful for any licensee under this article to serve any alcoholic beverages by the drink beyond the boundaries of the premises covered by the license. For restaurants in the Smyrna Central Downtown to serve alcoholic beverages by the drink beyond the boundaries of the premises covered by the license, such service must be first approved by the mayor and city council.

*(Ord. No. 95-03, § 3-3-10, 5-1-95; Ord. No. 2003-17, 5-19-03; Ord. No. 2004-27, 8-2-04)*

#### **Sec. 6-70. Minors on licensed premises prohibited.**

Except as authorized by state law, no person who holds a license to sell alcoholic beverages shall allow any minor to be in, frequent or loiter about the premises of the licensee unless such minors are accompanied by a parent or legal guardian; provided, however, such minors shall be permitted in restaurants or private clubs as defined herein without being accompanied by a parent or legal guardian; provided however that minors shall also be permitted without being accompanied by a parent or guardian at special events where alcohol is sold as allowed by Sec \_\_\_\_\_, and provided further, this section shall not apply to minors who are employees as authorized under the terms of this chapter.

*(Ord. No. 95-03, § 3-3-42, 5-1-95; Ord. No. 2004-27, 8-2-04)*

#### **Sec. 6-124. Pouring requirements.**

No pouring license, except a license for a wine specialty shop, growler malt beverage shop tasting ~~or~~ educational tasting, or alcoholic beverage catering license shall be issued to, or held by, any applicant unless at least 50 percent of the business by volume, when considering the total of sales from alcoholic beverages and food prepared to be consumed on the premises, shall be from the sale of prepared foods to be consumed on the premises.

(1)

All establishments licensed to pour shall submit a quarterly audit showing the sales of alcoholic beverages and food prepared on the premises and nonalcoholic drinks to the city business license office no later than at the time of renewal for the coming license year.

(2)

Authorized officials of the city may examine the records of applicants at any reasonable time to ascertain that the requirements of this section are met.

(3)

The dining area or serving area of the applicant must have a minimum seating capacity of 40.

*(Ord. No. 95-03, § 3-2-24, 5-1-95; Ord. No. 2004-27, 8-2-04; Ord. No. 2010-3, 5-3-10; Ord. No. 2012-15, 7-16-12; Ord. No. 2013-04, 3-4-13)*