



City of Elberton
 203 Elbert Street, P. O. Box 70
 Elberton, Georgia 30635
 Phone: (706) 213-3100 Fax: 706-213-3125
www.cityofelberton.net

APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE
Temporary License for Special Events

This license is a privilege conditional on the holder meeting all standards for such licenses and operating regulations applicable thereto set out in city ordinances and Georgia Law. Failure to meet such standards or to comply with such operating regulations shall subject the holder to the license being revoked following notice and hearing.

CALCULATION OF BASIC LICENSE FEE Classification:

Classification	Fee Amount	Check all that apply
Temporary, Beer/Malt	\$100.00	
Temporary, Wine	\$100.00	
Temporary, Distilled Spirits	\$250.00	
TOTAL DUE:		

APPLICANT/ORGANIZATION’S INFORMATION:

Name of Applicant: _____

Organization Name: _____

Type of Organization (Non-profit, For-profit): _____

Organization Address: _____

DETAILS OF EVENT:

Type of Event (concert, fundraiser, etc.): _____

Location of Event: _____ Expected # of People: _____

Dates of Event: _____ Times of Event: _____

Name of Property Owner : _____ *Attach permission letter from owner*

Public Assembly Permit Required: No Yes, attach copy

Waiver for Open Container Required: No Yes, attach copy *Subject to Elberton Code Section 4-225(b)*

Applicants Signature: _____ Date: _____

SWORN OATH AND ACKNOWLEDGEMENT

***To be completed by Applicant.**

I solemnly affirm, subject to the penalties for false swearing as provided under Georgia Law, all information required in this application and supporting documents for a license to sell alcoholic beverage in the City of Elberton, Georgia is true and correct to the best of my knowledge and I fully understand that any false information may cause the denial or revocation of said license. Should any changes occur during the year for which a license is issued pursuant to this application, which require a different answer to any question contained in this application, such change will be reported as a written amendment to this application within five (5) days of the change.

I further affirm that I am at least twenty-one (21) years of age and a legal resident of the United States. I have not been convicted of a felony or any violation of the law of this state or any other state, relating to the sale of alcoholic beverages, or possession, distribution, transportation, or manufacture, or sale of a controlled substance within the ten (10) year period immediately preceding the filing of this application. Furthermore, I will not employ anyone that has been convicted of a felony, or any violation of the law of this state or any other state, relating to the sale of alcoholic beverages, or possession, distribution, transportation, or manufacture, or sale of a controlled substance within the five (5) year period immediately preceding the filing of this application.

I acknowledge that I have read and reviewed Section 4-240, Section 225 and the Non-Criminal Justice Applicant’s Privacy Rights and Privacy Act Statement as provided on page 5-7. I hereby certify under the pains and penalties of perjury that the above is true and accurate information, and that I will be responsible for the proper observance of the laws governing the dispensing of such alcoholic beverages.

I also acknowledge that I will be required to attend an informational presentation concerning the city, state and federal laws, rules and regulations within 90 days of license issuance.

Print Full Name as Signed Below _____ Date _____

Signature of Applicant _____ Title _____

(SEAL)

SWORN TO AND SUBSCRIBED BEFORE ME THIS

_____ DAY OF _____, _____.

NOTARY PUBLIC

My Commission Expires: _____

E-VERIFY AFFIDAVIT
Pursuant to O.C.G.A. 36-60-6(d)

***To be completed by all owners of business.**

By executing this affidavit under oath, the undersigned private employer verifies one of the following with respect to its application for license, permit, or other document required to operate a business in O.C.G.A. 36-60-6(d):

Check one:

- a. On January 1, of previous year, the individual, firm, or corporation employed more than ten (10) employees
- b. On January 1, of previous year, the individual, firm, or corporation employed ten (10) or fewer employees.

The employer has registered with and utilizes the federal work authorization program in accordance with the application provisions and deadlines established in O.C.G.A. 36-60-6. The undersigned private employer also attests that its federal work authorization user identification number and date of authorization is as follows:

 Name of Private Employer

 Federal Work Authorization User Id No

 Date of Authorization

I hereby declare under penalty of perjury that the foregoing is true and correct.

 Signature of Authorized Officer or Agent

 Print Name of and Title of Authorized Officer, or Agent

(SEAL)

SWORN TO AND SUBSCRIBED BEFORE ME THIS
 _____ DAY OF _____, _____.

 NOTARY PUBLIC

My Commission Expires: _____

To register for the E-Verify Program, go to the U.S. Citizenship and Immigration Services website (www.uscis.gov).

SAVE AFFIDAVIT
Affidavit Verifying Status for Public Benefit
Pursuant to O.C.G.A. 50-36-1(E)(2)

*To be completed by all owners of business.

By executing this affidavit under oath, as an applicant for a license, permit or other public benefit as referenced in O.C.G.A. 50-36-1, from the City of Elberton, Georgia, the undersigned applicant verifies one of the following with respect to my application for a public benefit:

Select one:

- I am a United States citizen. Please see link for acceptable forms of identification: http://law.ga.gov/immigration-reports
I am a legal permanent resident of the United States. Please see link for acceptable forms of identification: http://law.ga.gov/immigration-reports
I am a qualified alien or non-immigrant under the Federal Immigration and Nationality Act with an alien number issued by the Department of Homeland Security or other federal immigration agency.** Please see link for acceptable forms of identification: http://law.ga.gov/immigration-reports

My alien number issued by the Department of Homeland Security or other federal immigration agency is: _____

The undersigned applicant also hereby verifies that he or she is 18 years of age or older and has provided at least one secure and verifiable document, as required by O.C.G.A. 50-36-1(e)(1), with this affidavit.

The secure and verifiable document provided with this affidavit can best be classified as:

In making the above representation under oath, I understand that any person who knowingly and willfully makes a false, fictitious, or fraudulent statement or representation in an affidavit shall be guilty of a violation of O. C.G.A 16-10-20, and face criminal penalties as allowed by such criminal statute.

Signature of Applicant Date

Print Name of Applicant Name of Business

(SEAL) SWORN TO AND SUBSCRIBED BEFORE ME THIS DAY OF , .

NOTARY PUBLIC

My Commission Expires: _____

Section 4-240 Applications

- a) Individuals may be issued a temporary license for the sale of alcoholic beverages for on-premises consumption only by the council in accordance with the requirements of this article; *Ordinance 2205, June, 2019.*
- b) The applications for a temporary license for sale of alcoholic beverages for on-site consumption only shall be the same as that for a regular license.
- c) The application shall include a length of time request, or three days, whichever is shorter. After the expiration of such period, the temporary permit shall expire.
- d) The permit described hereunder may be applied for and granted no more than six times per 12-month period.
- e) The license fee for such permit shall be set from time to time by the Mayor and Council per classification requested. *Ordinance 2205, June, 2019.*
- f) The temporary permit granted under this article shall be deemed to be a privilege permit. The application shall be processed in accordance with this chapter and shall be presented to Council, which may take such action, as it deems appropriate. The council shall also set the days and hours of operation for this temporary permit.
- g) The applicant shall also comply with all applicable laws of the State of Georgia related to this application and shall obtain all necessary state permits.

Section 4-225 Open Container Prohibited

- a. It shall be unlawful for any person to have in his or her possession any alcoholic beverages in any open container while on the public streets, sidewalks, or rights-of-way, or in any public or semipublic parking facility within the city.
- b. This prohibition shall not apply to any exceptions or exemptions as may be granted by the Council for special events within the city.
- c. This prohibition shall not apply to patrons of a sidewalk café as defined in the applicable zoning code, if such establishment is otherwise licensed to sell alcoholic beverages under the applicable laws and ordinances in the city.

Non-Criminal Justice Applicant's Privacy Rights

As an applicant that is the subject of a Georgia only or a Georgia and Federal Bureau of Investigation (FBI) national fingerprint/biometric-based criminal history record check for a non-criminal justice purpose (such as an application for a job or license, immigration or naturalization, security clearance, or adoption), you have certain rights which are discussed below.

- You must be provided written notification that your fingerprints/biometrics will be used to check the criminal history records maintained by the Georgia Crime Information Center (GCIC) and the FBI, when a federal record check is so authorized.
- If your fingerprints/biometrics are used to conduct a FBI national criminal history check, you are provided a copy of the Privacy Act Statement that would normally appear on the FBI fingerprint card.
- If you have a criminal history record, the agency making a determination of your suitability for the job, license, or other benefit must provide you the opportunity to complete or challenge the accuracy of the information in the record.
- The agency must advise you of the procedures for changing, correcting, or updating your criminal history record as set forth in Title 28, Code of Federal Regulations (CFR), Section 16.34.

- If you have a Georgia or FBI criminal history record, you should be afforded a reasonable amount of time to correct or complete the record (or decline to do so) before the agency denies you the job, license or other benefit based on information in the criminal history record.
- In the event an adverse employment or licensing decision is made, you must be informed of all information pertinent to that decision to include the contents of the record and the effect the record had upon the decision. Failure to provide all such information to the person subject to the adverse decision shall be a misdemeanor [O.C.G.A. § 35-3-34(b) and §35-3-35(b)].

You have the right to expect the agency receiving the results of the criminal history record check will use it only for authorized purposes and will not retain or disseminate it in violation of state and/or federal statute, regulation or executive order, or rule, procedure or standard established by the National Crime Prevention and Privacy Compact Council.

If the employment/licensing agency policy permits, the agency may provide you with a copy of your Georgia or FBI criminal history record for review and possible challenge. If agency policy does not permit it to provide you a copy of the record, information regarding how to obtain a copy of your Georgia, FBI or other state criminal history may be obtained at the GBI website (<http://gbi.georgia.gov/obtaining-criminal-history-record-information>). If you decide to challenge the accuracy or completeness of your Georgia or FBI criminal history record, you should send your challenge to the agency that contributed the questioned information. Alternatively, you may send your challenge directly to GCIC provided the disputed arrest occurred in Georgia. Instructions to dispute the accuracy of your criminal history can be obtained at the GBI website (<http://gbi.georgia.gov/obtaining-criminal-history-record-information>).

Privacy Act Statement

Authority: The FBI's acquisition, preservation, and exchange of fingerprints and associated information is generally authorized under 28 U.S.C. 534. Depending on the nature of your application, supplemental authorities include Federal statutes, State statutes pursuant to Pub. L. 92-544, Presidential Executive Orders, and federal regulations. Providing your fingerprints and associated information is voluntary; however, failure to do so may affect completion or approval of your application.

Principal Purpose: Certain determinations, such as employment, licensing, and security clearances, may be predicated on fingerprint-based background checks. Your fingerprints and associated information/biometrics may be provided to the employing, investigating, or otherwise responsible agency, and/or the FBI for the purpose of comparing your fingerprints to other fingerprints in the FBI's Next Generation Identification (NGI) system or its successor systems (including civil, criminal, and latent fingerprint repositories) or other available records of the employing, investigating, or otherwise responsible agency. The FBI may retain your fingerprints and associated information/biometrics in NGI after the completion of this application and, while retained, your fingerprints may continue to be compared against other fingerprints submitted to or retained by NGI.

Routine Uses: During the processing of this application and for as long thereafter as your fingerprints and associated information/biometrics are retained in NGI, your information may be disclosed pursuant to your consent, and may be disclosed without your consent as permitted by the Privacy Act of 1974 and all applicable Routine Uses as may be published at any time in the Federal Register, including the Routine Uses for the NGI system and the FBI's Blanket Routine Uses. Routine uses include, but are not limited to, disclosures to: employing, governmental or authorized non-governmental agencies responsible for employment, contracting, licensing, security clearances, and other suitability determinations; local, state, tribal, or federal law enforcement agencies; criminal justice agencies; and agencies responsible for national security or public safety.