



INSTRUCTIONS

BEER, WINE AND ALCOHOLIC BEVERAGE LICENSE APPLICATION

1. **Application Fee is \$150.00.** Check, money order or cashier's check should be made payable to the City of Fitzgerald.
2. **Beer, Wine and Alcoholic Beverage License Application:** Complete Sections 1 – 15. Date and Sign.
3. **Affidavit Verifying Status for City of Fitzgerald Public Benefit:** The City of Fitzgerald is required by Georgia law to verify the lawful presence in the United States of any person 18 years of age or older who applies for local public benefits that are administered by the City of Fitzgerald. Please list full name of applicant and name of business. Check the appropriate line for either United States citizen or legal permanent resident. ***Please note that you MUST sign in the presence of a Notary Public.***
4. **Consent Form:** This form gives authorization for the City of Fitzgerald to receive any criminal history record information which may be in the files of any state or local criminal justice agency in Georgia. Please list full name, address, sex, race, date of birth and social security number. ***Please note that you MUST sign in the presence of a Notary Public.***
5. After all documents have been completed, signed, notarized and Application Fee paid to the City of Fitzgerald, the following steps are **required:**
 - a) Applicant must take application packet to the **Fitzgerald Police Department** for **applicant to be fingerprinted and photographed.**
 - b) After Applicant has been fingerprinted and photographed, application and paperwork will be given to **Chief Smallwood at the Fitzgerald Police Department** for the following process.
6. After review of criminal history record information by the Chief of Police, the packet will be submitted to City Hall for Administration to verify delinquent or past due amounts on Ad valorem Taxes, Business Licenses, Utility Bills and Sanitation/Garbage Fees. Building and Zoning will review all requirements noted on Application. The Application will be submitted to Mayor and City Council at the next available meeting for review.

A copy of Ordinance Number 10-1426 in reference to Liquor by the Drink and a Retail Excise Tax Return on Liquor by the Drink is attached for your review and convenience if you are applying for Retail Consumption on Premises for Alcoholic Beverages.

BEER, WINE AND ALCOHOLIC BEVERAGE LICENSE

GENERAL INFORMATION

License Cost:

Retail Consumption on Premises:

Beer: \$250.00 Wine: \$275.00 Beer & Wine: \$525.00

Alcoholic Beverages Consumed on Premises:

Restaurant: \$2,000.00 Private Club: \$1,500.00 Lounge: \$2,500.00

Retail Consumption off Premises:

Beer: \$200.00 Wine: \$750.00 Beer & Wine: \$950.00

Other:

Package Store: \$4,000.00

Days of Sales:

Sundays: No alcoholic beverages may be sold on Sundays.

Election Days: Distilled spirits, wine and malt beverages shall be lawful during the polling hours of any election provided not within two hundred fifty (250) feet of a polling place during such time the polls are open.

Christmas Day: Malt beverages, wine and liquor may be sold unless it falls on Sunday.

Hours of Sale:

Monday through Friday 8:00 a.m. to 1:00 a.m.
Saturday 8:00 a.m. to 12:00 midnight

Age to Consume:

21 years of age

Age to Serve:

18 years of age

Age to Pour:

18 years of age

Alcoholic Beverage

Application:

\$150.00 Application fee payable to City of Fitzgerald

Employee Pouring Permit:

\$50.00 Application fee payable to City of Fitzgerald

All employees, excluding delivery driver, busboy, cook or dishwasher, working with an establishment holding a license for liquor by the drink on the premises must obtain a permit within seven (7) days of employment. Application is obtained at City Hall and taken to Chief of Police at Fitzgerald Police Department after completed. The Chief of Police will issue permits and permit is valid for a two-year period.



CITY OF FITZGERALD

NON-CRIMINAL JUSTICE APPLICANT'S PRIVACY RIGHTS

ACKNOWLEDGEMENT

Applicant Notification and Record Challenge:

Your fingerprints will be used to check the criminal history records of the FBI. You have the opportunity to complete or challenge the accuracy of the information contained in the FBI identification record. The procedure for obtaining a change, correction or updating an FBI identification record is set forth in Title 28 Code of Federal Regulations 16.34.

Procedures for obtaining a copy of the FBI criminal history record are set forth in 28 CFR 16.30 – 16.33 or go to the FBI website at <http://fbi.gov/about-us/cjis/background-checks>.

I acknowledge receipt of the Non-Criminal Justice Applicant's Privacy Rights, provided to me by the City of Fitzgerald during my application process for Beer, Wine and/or Alcoholic Beverage License.

Printed Applicant Name

Signature

Date

Witness:

NON-CRIMINAL JUSTICE APPLICANT'S PRIVACY RIGHTS

As an applicant who is the subject of a Georgia and Federal Bureau of Investigation (FBI) national fingerprint/biometric-based criminal history check for a noncriminal justice purpose (such as an application for employment or a license, an immigration or naturalization matter, security clearance, or adoption), you have certain rights which are discussed below. All notices must be provided to you in writing. These obligations are pursuant to the Privacy Act of 1974, Title 5, United States Code (U.S.C.) Section 552a, and Title 28 Code of Federal Regulation (CFR), 50.12, among other authorities.

- You must be provided an adequate written FBI Privacy Act Statement (dated 2013 or later) when you submit your fingerprints and associated personal information. This Privacy Act Statement must explain the authority for collecting your fingerprints and associated information and whether your fingerprints and associated information will be searched, shared or retained.
- You must be advised in writing of the procedures for obtaining a change, correction, or update of your FBI criminal history record as set forth at 28 CFR 16.34.
- You must be provided the opportunity to complete or challenge the accuracy of the information in your FBI criminal history record (if you have such a record).
- If you have a 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 officials deny you the employment, license, or other benefit based on the information in the FBI criminal history record.
- If agency policy permits, the officials may provide you with a copy of your FBI criminal history record for review and possible challenge. If agency policy does not permit it to provide you a copy of the record, you may obtain a copy of the record by submitting fingerprints and a fee to the FBI. Information regarding this process may be obtained at <https://www.fbi.gov/services/cjis/identity-history-summary-checks> and <https://www.edo.cjis.gov>. You may find information regarding how to obtain a copy of your Georgia criminal history record on the GBI website: <https://gbi.georgia.gov/services/obtaining-criminal-history-recordinformation-frequently-asked-questions>.
- If you decide to challenge the accuracy or completeness of your FBI criminal history record, you should send your challenge to the agency that contributed the questioned information to the FBI. Alternatively, you may send your challenge directly to the FBI by submitting a request via <https://www.edo.cjis.gov>. The FBI will then forward your challenge to the agency that contributed the questioned information and request the agency to verify or correct the challenged entry. Upon receipt of an official communication from that agency, the FBI will make any necessary changes/corrections to your record in accordance with the information supplied by that agency. (See 28 CFR 16.30 through 16.34.) If the disputed arrest occurred in the State of Georgia, you may send your challenge directly to the GCIC. Contact information for the GCIC can be found at <https://gbi.georgia.gov/services/obtaining-criminal-history-record-information-frequently-askedquestions>.
- You have the right to expect that officials receiving the results of the criminal history record check will use it only for the authorized purposes and will not retain or disseminate it in violation of federal statute, regulation or executive order, or rule, procedure or standard established by the National Crime Prevention and Privacy Compact Council.

Privacy Act Statement

This privacy act statement is located on the back of the FD-258 fingerprint card.

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.

As of 02/04/2021



\$150.00 Application Fee

CITY OF FITZGERALD BEER, WINE AND ALCOHOLIC BEVERAGE LICENSE APPLICATION

City of Fitzgerald
302 East Central Avenue
Fitzgerald, Georgia 31750
(229) 426-5060
www.fitzgeraldga.org

☐ APPROVED
☐ DISAPPROVED

For Office Use Only

DATE OF MAYOR AND COUNCIL MEETING

**CHAIRMAN
LICENSE COMMITTEE:** _____

1. Type of business ____ Sole Proprietor ____ Partnership ____ Corporation ____ S Corporation ____ Limited Liability Company				
2. Business activity (Check all that apply) ____ Club/Pub ____ Hotel/Motel ____ Eating Establishment ____ Super Market/Grocery Store ____ Convenience Store ____ Game Room ____ Other: _____				
3. Purpose of application ____ New business ____ New location ____ Change in "doing business as" name ____ Other: _____				
4. Federal EIN		5. Legal business name		
6. Social Security number		7. Doing business as (DBA) name		
8. Mailing address		Street address or PO Box		City/State Zip Code Telephone number
9. Name of Applicant		10. Name of Owner if other than Applicant		
11. Applicant Home Address:		12. Owner Home Address		
13. Type of Sale - RETAIL CONSUMPTION ON PREMISES: ____ Beer (Only) \$250.00 ____ Wine (Only) \$275.00 ____ Beer & Wine \$525.00 Alcoholic Beverages: ____ Restaurant \$2,000.00 Alcoholic Beverages: ____ Private Club \$1,500.00 Alcoholic Beverages: ____ Lounge \$2,500.00				
14. Type of Sale - RETAIL CONSUMPTION OFF PREMISES ____ Beer (Only) \$200.00 ____ Wine (Only) \$750.00 ____ Beer and Wine \$950.00				
15. Type of Sale - OTHER ____ Package Store \$4,000.00				

CERTIFICATION: I certify that I am authorized as an owner, partner, corporate officer or representative to sign this document and that the statements made are correct to the best of my knowledge.

Date	Signature	Title
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OFFICE USE ONLY

BUILDING AND ZONING

Does Building and/or plans and location meet Building and Zoning Code Requirements for the City of Fitzgerald: ____ Yes ____ No

Is location within 100 yards of a school building, school grounds or college campus? ____ Yes ____ No

Distance from premises to nearest residential zone? _____

Distance from premises to nearest alcoholic treatment center? _____ Distance from premises to nearest hospital? _____

Maximum number of patrons to be served at one time? _____

Number of off-street parking spaces available for patrons? _____

ADMINISTRATION

Is Applicant delinquent or past due on the following:

Ad valorem Taxes ____ Yes ____ No Business Licenses ____ Yes ____ No Utility Bills ____ Yes ____ No
Sanitation/Garbage Fees ____ Yes ____ No

ATTENTION: Licensees may not engage in the sale of malt beverage, wine or other alcoholic beverages except during the hours of 8:00 a.m. and 1:00 a.m., Mondays through Friday and 8:00 a.m. and 12:00 midnight on Saturdays. Licensees shall not sell malt beverages, wine or other alcoholic beverages on Sundays.

CITY OF FITZGERALD
BEER, WINE AND ALCOHOLIC BEVERAGE LICENSE APPLICATION

POLICE DEPARTMENT USE ONLY – (ORI) GA923281Z

The attached Applicant has been fingerprinted and the following has been determined:

- ☐ NO FELONY OR HIGH AGGRAVATED MISDEMEANOR ON RECORD
- ☐ RECORD HAS A FELONY OR HIGH AGGRAVATED MISDEMEANOR
-

Police Records Clerk: _____

Attesting Officer: _____

Date: _____

CITY HALL STAFF: THIS DOCUMENT, INCLUDING THE FINGERPRINTS AND CRIMINAL HISTORY WILL BE SHREDDED ONSITE AT CITY HALL BY A CITY REPRESENTATIVE THAT HAS BEEN APPROVED AND COMPLETED THE APPROPRIATE TRAINING FOR THE HANDLING OF SUCH DOCUMENTS.

KATHY A. YOUNG
ADMINISTRATOR

City of Fitzgerald
302 East Central Avenue
Fitzgerald, Georgia 31750



(229) 426-5060
(229) 426-5066 FAX
www.fitzgeraldga.org
kyoung@fitzgeraldga.org

***Affidavit Verifying Status for City of Fitzgerald
Public Benefit Application O.C.G.A. Section 50-36-1(e)(2)***

By executing this affidavit under oath, as an applicant for a City of Fitzgerald, Georgia Business License, or Occupation Tax Certificate, Alcohol License, Taxi Permit or other public benefit as referenced in O.C.G.A. Section 50-36-1, I am stating the following respect to my application for a public benefit:

As a representative of _____
(The name of business, corporation, partnership or private entity)

- 1) _____ I am a United States citizen.
- 2) _____ I am a legal permanent resident of the United States.
- 3) _____ 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.

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.

Executed in _____ (city), _____ (state).

SUBSCRIBED AND SWORN BEFORE ME ON
THIS _____ DAY OF _____, 20____

Notary Public
My Commission Expires:

Signature of Applicant

Printed Name

Date

{SEAL}

FITZGERALD POLICE DEPARTMENT

Record Check for Alcohol License

Consent Form

I hereby authorize the City of Fitzgerald, located at 302 East Central Avenue, Fitzgerald, Georgia 31750, to receive any criminal history record information pertaining to me which may be in the files of any state or local criminal justice agency in Georgia.

Full Name: (Print)

Address

Sex

Race

Date of Birth

Social Security Number

Signature

Date

NOTARY PUBLIC

NOTARY EXPIRATION DATE

Private Individuals – Public and Private Agencies:

If a licensing decision adverse to the record subject is made, the record subject must be informed by the Individual or Agency making the adverse decision of all information pertinent to that decision. This disclosure must include information that a criminal history record check was made, the specific contents of the records, and the effect the record had upon the decision. Failure to provide all such information to the person subject to the adverse decision is a misdemeanor. I have read and understand the above statement.

City of Fitzgerald
302 East Central Avenue
Fitzgerald, Georgia 31750


CFO/Office Manager

FOR OFFICE USE ONLY:

Record Check made by: _____ Date: _____

City of Fitzgerald
302 East Central Avenue
Fitzgerald, Georgia 31750



(229) 426-5060
Fax (229) 426-5066
www.fitzgeraldga.org
kyoung@fitzgeraldga.org

RETAIL EXCISE TAX RETURN ON LIQUOR BY THE DRINK

There is hereby imposed upon all sales of liquor by the drink in the City of Fitzgerald, Georgia a tax in the amount of three (3) percent of the purchase price of each drink to the consumer. Each licensee shall pay over the amount of taxes collected and coming due in every calendar month to the City of Fitzgerald, Georgia not later than the twentieth (20th) day of the following calendar month. Each licensee shall be allowed a deduction of three (3) percent of the amount of taxes collected as reimbursement for collection of such taxes provided that such tax is not delinquent at the time of payment. **Failure to pay by the due date will result in the loss of the three (3) percent deduction and will subject the licensee to penalty and interest on the tax due.**

All checks, money orders or cashier's checks shall be made payable to the City of Fitzgerald and mailed with the completed return by the due date to the following address:

City of Fitzgerald
302 East Central Avenue
Fitzgerald, Georgia 31750

Business Name: _____

Business Address: _____

City Alcohol License #: _____ Georgia Sales Tax #: _____

Report for Month of: _____ Year: _____

- | | |
|--|------------|
| 1. Gross sales of liquor by the drink | \$ _____ |
| 2. Tax (3% of line 1) | \$ _____ |
| 3. Licensee credit (deduct 3% of line 2 if not delinquent) | - \$ _____ |
| 4. Penalty if delinquent (add 15% of line 2) | + \$ _____ |
| 5. Interest if delinquent (add 1% of line 2 compounded for each month or fraction of each month) | + \$ _____ |
| 6. Total Amount Due: | = \$ _____ |

I DECLARE UNDER PENALTIES PRESCRIBED THAT THE INFORMATION PROVIDED IN THIS RETURN IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

Signed: _____ Title: _____

Date: _____ Phone Number: _____