



## **CODE OF ORDINANCES**

Alcohol Beverage Service

### **EAST BATON ROUGE**



#### **AMT SERVICES**

*Alcohol Management and Training Services*

### **SERVER AND/OR SELLER RESPONSIBILITY**

**As a server or seller of beverage alcohol, it is your responsibility to obtain all necessary local and state permits and to adhere to any local ordinance regulating the sale or service of beverage alcohol and tobacco in Louisiana. Local ordinances vary from parish to parish and may change accordingly. Check with your local parish jurisdiction for any changes or recent ordinances.**

**Parish and municipal ordinances and regulations that affect the sale and service of alcoholic beverages for consumption on or off the licensed premises include, but not limited to:**

- **Legal Hours of operation and Sunday Sales**
- **Noise, litter and zoning**
- **Leaving the premises with alcohol (Open Container)**
- **Preemption of parish and municipal server training courses**
- **Parish or municipal server licensing requirements**

### **EAST BATON ROUGE PARISH**

#### **Legal Hours of Operation**

The hours of operation of all class A and R on-premises consumption license holders shall be from 6:00 a.m. daily until 2:00 a.m. of the following day, Mondays through Saturdays, and from 11:00 a.m. Sunday daily until 12:00 a.m. Midnight Sunday. The hours of operation of all class B off-premises consumption license holders shall be from 6:00 a.m. daily until 2:00 a.m. of the following day. Whenever New Year's Eve falls on a Sunday, all class A and R license holders shall be allowed to operate on New Year's Eve until 2:00 a.m. the following day, and the premises must be vacated by 2:30 a.m. the following day. It shall be a criminal offense as well as a for any holder of such a retail dealer's license/permit or a servant, agent or employee of same to dispense, in any manner, alcoholic beverages between the hours of 2:00 a.m. and 6:00 a.m.

Note: Legal hours of operation are listed on your establishment's liquor license.

#### **Sunday Sales**

Motels, hotels, convention facilities, riverboats and adjacent docking and patron assembly facilities including restaurants, and private clubs offering family-type outdoor recreational facilities designed and used as golf and/or tennis clubs, shall be permitted to serve alcoholic beverages between the hours of 11:00 a.m. and 12:00 midnight Sunday to guests, members and other private functions including legitimate groups, but shall be prohibited from selling package goods or opening bars or lounges to the general public during the specified hours.

## **Noise**

There are laws regulating noise by businesses. By and large, businesses should not create sounds that constitute a nuisance or that can be heard by neighbors in their homes or businesses

## **Litter**

The owner, his agent and occupant of any property shall maintain the premises in a sanitary, clean and litter-free condition.

## **.Zoning**

Zoning may include regulation of the kinds of activities which will be acceptable on particular lots (such as open space, residential, agricultural, commercial or industrial), the densities at which those activities can be performed. Some zoning laws restrict the activity that is allowed to occur in your establishment. Please refer to you owner and/or manager for specific zoning laws pertaining to your area.

## **Leaving the premises with alcohol**

### **Open Containers Off-Premises**

It shall be unlawful to sell, disburse or permit the sale or disbursement of alcoholic beverages or liquors, including beer, in any open container for consumption off licensed and/or leased premises; or to furnish open containers to patrons for the intent and purpose of removal and consumption of alcoholic beverages and liquors, including beer, off the licensed premises and/or leased premises.

## **Preemption of Parish and Municipal server training courses and Server Licensing Requirements**

No person shall engage in any employment dispensing alcoholic beverages for a Class A on-premise licensed business without first obtaining the necessary permits required including all state and local permits. East Baton Rouge requires an applicant to obtain a Classified Employee License from East Baton Rouge Parish. The fee for the license is \$25.00. The license is valid for two years. Applicants must be at least 18 years of age. If license is lost, damaged or stolen, the applicant may apply for a replacement license for \$10.00. Renewal licenses must be made in cash no later 30 days prior to the expiration of the license. All owners and managers of Class A on-premise business must have all employee licenses and permits available for inspection.

East Baton Rouge Parish does not require local server training.

Any vendor or server subject to local ordinance requiring participation by the vendor or its employees in a server training or licensing program shall be exempt from the local server training and licensing regulation if the vendor is certified as a responsible vendor under the provision of this chapter.

## **For your Information: Additional Regulations**

### **Open containers in vehicles on streets**

It shall be unlawful for the operator of a motor vehicle or the passenger in or on a motor vehicle, while the motor vehicle is operated on a public highway or right-of-way, to possess an open alcoholic beverage container, or to consume an alcoholic beverage, in the passenger area of a motor vehicle.

## **CITY OF BAKER**

### **Legal Hours of Operation:**

The hours of operation of Class A, Class B and Class R license holders shall be from 6:00 a.m. daily until 2:00 a.m. of the following day, Mondays through Saturdays. It shall be a criminal offense as well as a violation of this article for any holder of such a retail dealer's license/permit issued under this article or a servant, agent or employee of such retail dealer to dispense, in any manner alcoholic beverages between the hours of 2:00 a.m. and 6:00 a.m. on weekdays and Saturdays, and between the hours of 2:00 a.m. Sunday and 6:00 a.m. Monday following.

### **Sunday Sales**

The City of Baker prohibits the sale of any alcohol on Sundays.

### **Noise**

There are laws regulating noise by businesses. By and large, businesses should not create sounds that constitute a nuisance or that can be heard by neighbors in their homes or businesses.

### **Litter**

The owner, his agent and occupant of any property shall maintain the premises in a sanitary, clean and litter-free condition.

### **Zoning**

Zoning may include regulation of the kinds of activities which will be acceptable on particular lots (such as open space, residential, agricultural, commercial or industrial), the densities at which those activities can be performed. Some zoning laws restrict the activity that is allowed to occur in your establishment. Please refer to you owner and/or manager for specific zoning laws pertaining to your area.

### **Leaving the Premises with Alcohol**

#### **Open Containers Off-Premises**

There are no laws regulating or pertaining to the possession or consumption of open containers of alcoholic beverages on public streets, public highways, alleys, sidewalks and public parking lots within the city.

## **Preemption of Parish and Municipal server training courses and Server Licensing Requirements**

The City of Baker does not require servers or sellers to obtain a local server permit, ABO card or local server training.

Any vendor or server subject to local ordinance requiring participation by the vendor or its employees in a server training or licensing program shall be exempt from the local server training and licensing regulation if the vendor is certified as a responsible vendor under the provision of this chapter.

## **CITY OF ZACHARY**

### **Legal Hours of Operation:**

It shall be unlawful for any person, firm or corporation to sell spirituous, vinous or malt liquor of any alcoholic content between the hours of 2:00 a.m. and 6:00 a.m. on any day, and it shall be unlawful to sell such liquor between the hours of 12:00 midnight Saturday and 6:00 a.m. Monday.

Note: Legal hours of operation are listed on your establishment's liquor license.

#### **Exception**

All licensed establishments may remain open for business until 4:00 a.m. on New Year's Eve

### **Sunday Sales**

It shall be unlawful for any permittee and licensee to sell or permit the sale of alcoholic beverages or alcoholic liquors on Sundays and alcoholic beverages must kept in a separate, locked room during that time. Motels, hotels, and non-profit organizations who receive 60% or more monthly revenue other than the sale of alcohol, may sell or serve alcohol between the hours of 12:30 p.m. and 12:00 a.m. on Sunday.

### **Noise**

There are laws regulating noise by businesses. By and large, businesses should not create sounds that constitute a nuisance or that can be heard by neighbors in their homes or businesses.

### **Litter**

The owner, his agent and occupant of any property shall maintain the premises in a sanitary, clean and litter-free condition.

### **Zoning**

Zoning may include regulation of the kinds of activities which will be acceptable on particular lots (such as open space, residential, agricultural, commercial or industrial), the densities at which those activities can be performed. Some zoning laws restrict the activity that is allowed to occur in your establishment. Please refer to your owner and/or manager for specific zoning laws pertaining to your area.

## **Leaving the Premises with Alcohol**

### **Open Containers Off-Premises**

It shall be unlawful for any person to drink from or possess any opened drinking containers including any bottle, cup, glass, receptacle or can, containing alcoholic beverages, as defined herein, in the parking lot, driveway or upon other properties utilized for publicly licensed vehicular traffic belonging to or adjacent to any premises or establishments licensed or holding permits to sell or otherwise allowed to sell or serve alcoholic beverages or upon the open, public areas of any other nonadjacent business property.

## **Preemption of Parish and Municipal server training courses and Server Licensing Requirements**

The City of Zachary does not require servers or sellers to obtain a local server permit, ABO card or local server training.

Any vendor or server subject to local ordinance requiring participation by the vendor or its employees in a server training or licensing program shall be exempt from the local server training and licensing regulation if the vendor is certified as a responsible vendor under the provision of this chapter.

## **For your Information: Additional Regulations**

### **Possession of illegal liquor**

It shall be unlawful for any person to have in his possession any spirituous or alcoholic or intoxicating liquor which is commonly known as illegal liquor and upon which the tax due to the United States of America or to the state has not been paid, or the manufacture of which has been illegal; and the possession of spirituous, alcoholic or intoxicating liquor upon which the proper United States liquor stamp and the stamp of the state fixed upon liquor has not been attached shall be prima facie proof of its illegality.

### **Open containers in vehicles on streets**

It shall be unlawful for the operator of a motor vehicle or the passenger in or on a motor vehicle, while the motor vehicle is operated on a public highway or right-of-way, to possess an open alcoholic beverage container, or to consume an alcoholic beverage, in the passenger area of a motor vehicle

*Note: The Towns and cities and villages of Baywood, Brownfields, Gardere, Greenwell Springs, Inniswold, Merrydale, Monticello, Oak Hills Place, Old Jefferson, Port Hudson, Shenandoah, Village of George and Westminster may not have a code of ordinance regarding alcohol or should abide by the ordinances of East Baton Rouge Parish or of those within the jurisdictional limits of the city surrounding that area. Check with your owner or manager if your jurisdiction is not included.*

**© AMT SERVICES 2013**

*All Rights Reserved*

*No part of this website or any of its contents may be reproduced, copied, modified or adapted, without the prior written consent of the author, unless otherwise indicated for stand-alone materials*