

CITY COUNCIL
ATLANTA, GEORGIA

02-O-1882

A SUBSTITUTE ORDINANCE
TO AN ORDINANCE BY
COUNCILMEMBER DEBI STARNES

AN ORDINANCE TO AMEND CHAPTER 106, ARTICLE III, SECTION 106-85 (B) OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA SO AS TO MAKE CLEAR AND UNAMBIGUOUS THE LEGISLATIVE INTENT THAT AN OFFENSE IS COMMITTED WHEN CERTAIN CONDUCT IS COMMITTED EITHER AT ONE OF THE SPECIFIED PROHIBITED LOCATIONS OR CONDUCTED IN ONE OF THE SPECIFIED PROHIBITED MANNERS; TO REPEAL CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES.

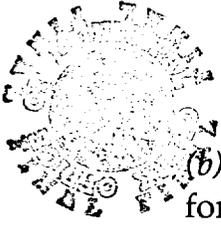
WHEREAS, the Council of the City of Atlanta enacted an ordinance on November 12, 1996, now codified at Section 106-85, to protect the citizens of the City of Atlanta from persons seeking to beg or solicit alms by accosting or forcing themselves upon the company of another; and

WHEREAS, the legislative intent was to establish both locations in which citizens could objectively feel vulnerable and to establish manners of solicitation which are objectively assaultive in nature;

WHEREAS, the locations and manner were intended to be two separate criteria by which to establish a violation of the Code of Ordinances.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

Section One: That Chapter 106, Article III, Section 106-85(b) of the Code of Ordinances, which currently reads as follows:



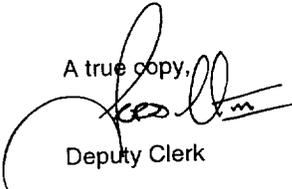
(b) *Exceptions.* Except when performed in the manner and locations set forth in subsections (c)(1), (c)(2), (c)(3), (c)(4), (c)(5), (c)(6), (c)(7), (c)(8), (c)(9), (d)(1) and (d)(2) of this section, it shall not be unlawful to ask, beg or solicit money or other things of value.

*be deleted in its entirety
and the following substituted in lieu thereof:*

(b) *Exceptions.* Except when performed in the manner set forth in subsections (d)(1) or (d)(2) of this section, or in any of the locations set forth in subsections (c)(1), (c)(2), (c)(3), (c)(4), (c)(5), (c)(6), (c)(7), (c)(8), or (c)(9) of this section, it shall not be unlawful to ask, beg, or solicit money or other things of value.

Section Two: That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

A true copy,


Deputy Clerk

ADOPTED by the Council
APPROVED by the Mayor

NOV 18, 2002
NOV 26, 2002

RCS# 4241
11/18/02
5:06 PM

Atlanta City Council

Regular Session

02-0-1882 Clarify Legislative Intent of Begging &
 Soliciting Alms Ordinance
 ADOPT ON SUB

YEAS: 11
NAYS: 3
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 0

Y Smith	Y Archibong	NV Moore	Y Mitchell
Y Starnes	Y Fauver	N Martin	Y Norwood
Y Young	Y Shook	Y Maddox	N Willis
Y Winslow	Y Muller	N Boazman	NV Woolard

02-0-1882

02-0-1882

(Do Not Write Above This Line)

An Ordinance by Councilmember Debi Starnes:

To clarify the legislative intent of Section 106-85, Begging and Soliciting Alms by accosting or forcing oneself upon the company of another, so that an offense of this ordinance is one conducted at one of the specified prohibited locations or conducted in one of the specified prohibited manners.

ADOPTED BY

SUBSTITUTE NOV 18 2002

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1st ADOPT 2nd READ & REFER
- PERSONAL PAPER REFER

Date Referred 10/21/02

Referred To: Public Safety

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee _____

Date _____

Chair _____

Referred To _____

PSLA Committee

10/21/02 Date

Chair

Fav, Adv, Hold (see rev. side)

Action

Other

Members

Refer To

Committee

Date

Chair

Fav, Adv, Hold (see rev. side)

Action

Other

Members

Refer To

PSLA Committee

11/12/02 Date

Chair

Fav, Adv, Hold (see rev. side)

Action

Other

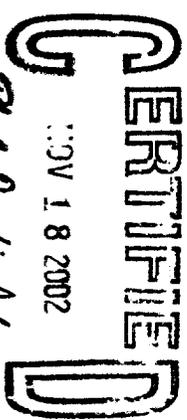
Members

Refer To

- FINAL COUNCIL ACTION
- 2nd
 - 1st & 2nd
 - 3rd
 - Consent
 - V Vote
 - PRC Vote

CERTIFIED

NOV 18 2002



Nov 18 2002

Municipal Clerk

MAYOR'S ACTION

NOV 2 2002

Mayor's Action