



AN ORDINANCE BY
COUNCILMEMBER DEBI STARNES

AN ORDINANCE TO AMEND SECTION 30-1485 OF THE ATLANTA CITY CODE SO AS TO ALLOW A VENDOR PERMITTED TO CONDUCT BUSINESS ON A SPECIFIC PARCEL OF PRIVATE PROPERTY TO CONDUCT BUSINESS AT THAT LOCATION FOR NO MORE THAN ONE YEAR; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta has an interest in regulating vending on private property; and

WHEREAS, the Vending Code, Atlanta City Code Section 30-1485, was amended on February 12, 2002 to permit a vendor to conduct business on private property beyond one year; and

WHEREAS, said amendment also purported to amend the Zoning Code, Atlanta City Code Section 16-28.008(10), which prohibited private property vending for more than one year; and

WHEREAS, the portion of said ordinance that purported to amend the Zoning Code was not consistent with the notice and public hearing requirements of the Zoning Procedures Law; and

WHEREAS, the appropriate zoning paper, Ordinance 02-O-0591, was introduced and considered to amend the Zoning Code to make it consistent with newly amended Section 30-1485; and

WHEREAS, during consideration of Ordinance 02-O-0591 it has been determined that it is in the public interest, safety and welfare to restrict private property vending to a period of one year.

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

SECTION 1: That Section 30-1485 of the Code of Ordinances of the City of Atlanta, Georgia, be amended to delete the current language and to insert in lieu thereof the following language:

- (a) In order to commence vending on private property, all vendors must have an initial permit issued and must meet all the qualifications set forth herein before reapplying for a permit. Pursuant to city Code section 16-28.008(10), the length of time that a vendor on private property may remain on such property shall be one year. A vendor permit for a private property vending location will be issued for a 45-day period and will expire on the 45th day. When the 45-day permit expires, a vendor may apply for a renewal permit which allows the vendor to vend for another 45-day

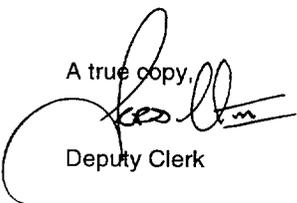


period. After a vendor has been issued renewal permits to vend on the same parcel of land for one year, the vendor may no longer vend at such location and may not renew vending permits for such location. Each year, on the anniversary date of the issuance of the initial vending permit, vendors who desire to continue vending on private property must submit a new initial application form and the appropriate initial permit fee.

- (b) No applicant shall be issued more than one permit.
- (c) After the initial permit fee for the first 45 days expires, vendors may present to the police department an application for a renewal permit. Upon a review and approval of the renewal application by the appropriate agencies, satisfaction of all other license and permit requirements, and upon payment of the appropriate fee as indicated in section 30-1486, the police department license and permits unit shall furnish the applicant with a renewal permit.
- (d) Each applicant for a renewal application shall submit an application which shall at a minimum consist of the following data:
 - (1) Applicant's name and current address.
 - (2) Applicant's previous addresses within the last five years.
 - (3) Social security number.
 - (4) Vending location sought, including exact location on such property.
 - (5) Size of the proposed vending station, if applicable, i.e., length, width, and height.
 - (6) Names of proposed assistant vendors.
 - (7) The exact times during which the vendor intends to vend on the proposed property.
 - (8) City business license.

SECTION 2:

That all ordinances or parts or 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# 4225
11/18/02
2:59 PM

Atlanta City Council

Regular Session

CONSENT I Pgs. 1-9; Except 02-R-1982; 02-O-1882;

ADOPT

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 3
EXCUSED: 0
ABSENT 0

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

CONSENT I

11/18/02 Council Meeting

**ITEMS ADOPTED ON CONSENT
AGENDA**

1. 02-O-1774
2. 02-O-1972
3. 02-O-1297
4. 02-O-1859
5. 02-O-1860
6. 02-O-1861
7. 02-O-1974
8. 02-O-1979
9. 02-O-1902
10. 02-O-1962
11. 02-O-1971
12. 02-O-1863
13. 02-O-1864
14. 02-R-1924
15. 02-R-1952
16. 02-R-1966
17. 02-R-1996
18. 02-R-2000
19. 02-R-1951
20. 02-R-1954
21. 02-R-1978
22. 02-R-1983
23. 02-R-1984
24. 02-R-1856
25. 02-R-1931
26. 02-R-1932
27. 02-R-1933
28. 02-R-1934
29. 02-R-1935
30. 02-R-1936

**ITEMS ADVERSED
ON CONSENT AGENDA**

31. 02-R-1937
32. 02-R-1938
33. 02-R-1939
34. 02-R-1940
35. 02-R-1941
36. 02-R-1942
37. 02-R-1943
38. 02-R-1944
39. 02-R-1945
40. 02-R-1946
41. 02-R-1947
42. 02-R-1948
43. 02-R-1949
44. 02-R-1950

Consent I Vote: 13 Yeas; 0 Nays (See RCS #4225)
Items Removed from Consent: 02-R-1982; 02-R-1882

02-0 -1974

(Do Not Write Above This Line)

AN ORDINANCE BY
COUNCILMEMBER DEBI STARNES

AN ORDINANCE TO AMEND SECTIONS 30-1485
OF THE ATLANTA CITY CODE SO AS TO ALLOW
A VENDOR PERMITTED TO CONDUCT BUSINESS
ON A SPECIFIC PARCEL OF PRIVATE PROPERTY
TO CONDUCT BUSINESS AT THAT LOCATION
FOR NO MORE THAN ONE YEAR; AND FOR
OTHER PURPOSES.

ADOPTED BY

NOV 18 2002

COUNCIL

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

Date Referred 11/4/02

Referred To: Public Safety & Legal Admin.

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee _____
 Date _____
 Chair _____
 Referred to _____

Committee PSL
 Date 11/12/02
 Chair [Signature]
 Action: Fav, Adv, Hold (see rev. side)
 Other: _____
 Members [Signature]
 Refer To _____

Committee _____
 Date _____
 Chair _____
 Action: Fav, Adv, Hold (see rev. side)
 Other: _____
 Members _____
 Refer To _____

FINAL COUNCIL ACTION

- 2nd
- 1st & 2nd
- 3rd
- Readings
- Consent
- V Vote
- RC Vote

CERTIFIED

NOV 18 2002

CERTIFIED

NOV 18 2002

Ruth Daughlin Johnson
MUNICIPAL CLERK

MAYOR'S ACTION

NOV 25 2002
[Signature]