

AN ORDINANCE BY
COUNCILMEMBER

Cesar C. Mitchell

03-0 -0123

**AN ORDINANCE TO WAIVE THE PROVISIONS OF
CHAPTER 10, ARTICLE II, SECTION 10-209 (c)
AND (d) OF THE CODE OF ORDINANCES OF THE
CITY OF ATLANTA, GEORGIA SO AS TO MODIFY
THE HOURS OF OPERATION ON FEBRUARY 10,
2003 ONLY, FOR ALL LICENSED
ESTABLISHMENTS AUTHORIZED TO SELL
ALCOHOLIC BEVERAGES FOR ON PREMISES
CONSUMPTION; AND FOR OTHER PURPOSES.**

WHEREAS, the City of Atlanta has an interest in maintaining the public safety and welfare of the citizens of the City of Atlanta and its visitors; and

WHEREAS, the City of Atlanta has an interest in regulating, through the lawful exercise of its police powers, the sale of alcoholic beverages within its territorial limits; and

WHEREAS, the City of Atlanta is authorized to regulate the hours within which establishments licensed to sell alcoholic beverages may sell such beverages; and

WHEREAS, Section 10-209 (c) and (d) currently authorizes certain establishments to engage in the sale of alcoholic beverages for on premises consumption on Sunday between the hours of 12:30 p.m. and 12:00 midnight; and

WHEREAS, Section 10-209 (c) and (d) currently authorizes certain establishments to engage in the sale of alcoholic beverages for on premises consumption on Monday between the hours of 9:00 a.m. and 4:00 a.m. the following day; and

WHEREAS, Section 10-209 (c) and (d) currently authorizes extended hours of operation at certain establishments to engage in the sale of alcoholic beverages for on premises consumption on Sunday between the hours of 12:30 p.m. and 4:00 a.m. the following day in recognition of New Years Eve, St. Patrick's Day, Memorial Day, Independence Day and Labor Day; and

WHEREAS, Section 10-209 (c) and (d) currently authorizes that anytime December 31st falls on a Sunday, all establishments licensed to engage in the sale of alcoholic beverages for on premises consumption may engage in the sale of alcoholic beverages between the hours of 12:01 a.m., Monday, January 1st and 4:00 p.m., Monday, January, 1st; and

WHEREAS, the City of Atlanta recognizes the need to represent the expressed interests of its citizens, visitors, and licensed establishments in celebrating special events of such a festive nature; and



WHEREAS, the City of Atlanta is the host city for the National Basketball Association's 52nd Annual All Star Basketball Game; and

WHEREAS, the National Basketball Association's 52nd Annual All Star Basketball event is scheduled to begin on Thursday, February 6, 2003 and culminate with the All Star Basketball Game on Sunday, February, 9, 2003; and

WHEREAS, the All Star Basketball Game is scheduled at Phillips Arena for Sunday, February, 9, 2003 at 8:00 p.m. and is scheduled to end at approximately 11:00 p.m.; and

WHEREAS, a multitude of licensed establishments have expressed an interest in modifying the current allowable hours of operation at their establishments so as to accommodate the festive nature of this special and unique event; and

WHEREAS, the City of Atlanta recognizes that a modification of the hours of operation at licensed establishments on Monday, February 10, 2003 will serve to create additional revenue for the city and its licensed establishments; and

WHEREAS, the modification of the hours of operation for this special event will allow citizens and visitors an opportunity to patronize a myriad of venues within the City of Atlanta.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS as follows:

Section 1.

The provisions of Section 10 - 209 (c) and (d) of the Code of Ordinances of the City of Atlanta, Georgia are hereby waived in part in this instance only, for the sole purpose of allowing all establishments licensed to engage in the sale of alcoholic beverages for which they are appropriately licensed for on premises consumption, to engage in the sale of alcoholic beverages between the hours of 12:01 a.m., Monday, February 10, 2003 and 4:00 a.m., Monday, February 10, 2003.

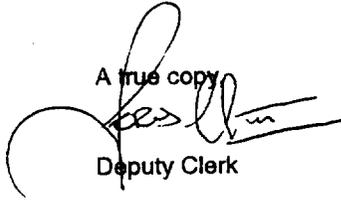
Section 2.

All licensed premises described above shall be required to be closed to the public and the premises cleared of patrons within thirty minutes after the 4:00 a.m. time set for discontinuance of the sale of alcoholic beverages on the premises on Monday, February 10, 2003.



Section 3.

All code sections, ordinances, and parts of code sections and ordinances in conflict herewith are hereby waived for the sole purpose of this ordinance only and shall otherwise remain in full force and effect.



A true copy

Deputy Clerk

ADOPTED by the Council
APPROVED by the Mayor

FEB 03, 2003
FEB 04, 2003

RCS# 4417
2/03/03
2:27 PM

Atlanta City Council

Regular Session

CONSENT I

Pgs. 1-7: Except 02-0-2096

ADOPT

YEAS: 15
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 0

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

CONSENT I

2/03/03 FULL COUNCIL MEETING

**Items Adopted on the
Consent Agenda**

1. 03-O-0033
2. 03-O-0123
3. 03-O-0109
4. 02-O-1038
5. 03-O-0105
6. 03-O-0057
7. 03-O-0111
8. 03-R-0121
9. 03-R-0069
10. 03-R-0070
11. 03-R-0071
12. 03-R-0072
13. 03-R-0073
14. 03-R-0074
15. 03-R-0075
16. 03-R-0076
17. 03-R-0077
18. 03-R-0078
19. 03-R-0079
20. 03-R-0126
21. 03-R-0090

**Items Adversed on the Consent
Agenda**

22. 03-R-0091
23. 03-R-0092
24. 03-R-0093
25. 03-R-0094
26. 03-R-0095
27. 03-R-0096
28. 03-R-0097
29. 03-R-0098
30. 03-R-0099
31. 03-R-0100

Consent I Vote: 15Yeas; 0 Nays: (See RCS #4417)
Item Removed from the Consent Agenda: 02-O-2096

03-0-0123

(Do Not Write Above This Line)

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Cesar C. Mitchell

AN ORDINANCE TO WAIVE THE PROVISIONS OF CHAPTER 10, ARTICLE II, SECTION 10-209 (c) AND (d) OF THE CODE OR ORDINANCES OF THE CITY OF ATLANTA, GEORGIA SO AS TO MODIFY THE HOURS OF OPERATION ON FEBRUARY 10, 2003 ONLY, FOR ALL LICENSED ESTABLISHMENTS AUTHORIZED TO SELL ALCOHOLIC BEVERAGES FOR ON PREMISES CONSUMPTION; AND FOR OTHER PURPOSES.

ADOPTED BY

FEB 0 3 2003

COUNCIL

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

Date Referred 1/21/03

Referred To: Public Safety

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee _____
Date _____
Chair _____
Referred To _____

PSL Committee

1-28-03 Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

Refer To

Committee _____

Date _____

Chair _____

Action _____

Fav, Adv, Hold (see rev. side)

Other _____

Members _____

Refer To _____

Committee _____

Date _____

Chair _____

Action _____

Fav, Adv, Hold (see rev. side)

Other _____

Members _____

Committee _____

Date _____

Chair _____

Action _____

Fav, Adv, Hold (see rev. side)

Other _____

Members _____

CERTIFIED
FEB 0 3 2003
Rae Dunbar
MUNICIPAL CLERK

CERTIFIED
FEB 0 3 2003
ATLANTA CITY COUNCIL PRESIDENT
Catherine W. Woodward

APPROVED
FEB 0 4 2003
Mayor Shirley Franklin
MAYOR

- FINAL COUNCIL ACTION
- 2nd Reading
 - 1st & 2nd
 - 3rd
 - Consent
 - V Vote
 - R/C Vote

CERTIFIED