



**AN ORDINANCE**

**04- 0 -1256**

**BY COUNCILMEMBER ANNE FAUVER**

**AN ORDINANCE TO AMEND CHAPTER 10 OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA, GEORGIA SO AS TO EXPAND THE LIST OF COUNTIES IN WHICH THE HOLDER OF AN ALCOHOL LICENSE MAY BE RESIDENT AS FOUND IN SECTION 10-51; AND FOR OTHER PURPOSES.**

**WHEREAS**, the City of Atlanta has an interest in regulating, through the lawful exercise of its police powers, the sale of alcoholic beverages in order to provide for the safety and welfare of the citizens of the City of Atlanta and its visitors; and

**WHEREAS**, the Public Safety/Legal Administration Committee of the Atlanta City Council formed a task force, known at the Alcohol Technical Advisory Group (ATAG), to undertake the review of the alcohol licensing code; and

**WHEREAS**, ATAG has completed a review of several areas of the alcohol licensing code and recommends approval of this ordinance; and

**WHEREAS**, the City of Atlanta has been and continues to be a burgeoning international city and destination for visitors from throughout the region, nation and world; and

**WHEREAS**, the City of Atlanta is involving itself in many activities throughout the metro region and is taking on a greater role in the economic vitality of the metro region; and

**WHEREAS**, the City recognizes that it is an attractive location for many residents in counties surrounding the City to open and operate establishments holding alcohol licenses; and

**WHEREAS**, in recognition of its regional status and the ever-increasing breadth of its influence on and need to allow business owners to live in counties further outside the boundaries of the City and into the metropolitan region than the five counties most-immediately bordering the City of Atlanta proper, the City now wishes to expand the list of counties in which an alcohol licensee must be resident to the thirteen counties generally recognized as being in the metro region.

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

**Section 1.**

That Chapter 10, Article II, Division 2, Section 10-51(a) be amended to delete the current language and to insert in lieu thereof the following language:



Section 10-51. Citizenship, residence requirements.

- (a) Sale of malt beverages or wine. No license for the sale of malt beverages or wine or the operation of a bottle house shall be issued to any person unless the licensee is a resident of metropolitan Atlanta, which is defined as including Fulton, DeKalb, Cobb, Clayton, Gwinnett, **Paulding, Henry, Cherokee, Douglas, Rockdale, Fayette, Coweta and Forsyth** Counties. The person must also be a citizen of the United States or an alien lawfully admitted for permanent residence.

Section 2.

The terms and conditions of this ordinance shall apply to all licenses, whether new or renewal, applied for after the enactment of this Ordinance.

Section 3.

All ordinances or parts of ordinances in conflict herewith are hereby repealed.

A true copy,

*Rhonda Dauphin Johnson*  
Municipal Clerk, CMC

ADOPTED by the Council  
APPROVED by the Mayor

SEP 20, 2004  
SEP 28, 2004



9-20-04 Council Meeting		
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 04-O-1500	41. 04-R-1575	62. 04-R-1608
2. 04-O-1501	42. 04-R-1576	63. 04-R-1609
3. 04-O-1502	43. 04-R-1578	64. 04-R-1610
4. 04-O-1503	44. 04-R-1579	65. 04-R-1611
5. 04-O-1504	45. 04-R-1633	66. 04-R-1612
6. 04-O-1505	46. 04-R-1653	67. 04-R-1614
7. 04-O-1631	47. 04-R-1593	68. 04-R-1615
8. 04-O-1508	48. 04-R-1594	
9. 04-O-1513	49. 04-R-1595	
10. 04-O-0165	50. 04-R-1596	
11. 04-O-1253	51. 04-R-1597	
12. 04-O-1255	52. 04-R-1598	
13. 04-O-1256	53. 04-R-1599	
14. 04-O-1259	54. 04-R-1600	
15. 04-O-1431	55. 04-R-1601	
16. 04-O-1442	56. 04-R-1602	
17. 04-O-1479	57. 04-R-1603	
18. 04-O-1480	58. 04-R-1604	
19. 04-O-1551	59. 04-R-1605	
20. 04-O-1552	60. 04-R-1606	
21. 04-O-1554	61. 04-R-1607	
22. 04-O-1625		
23. 04-O-1627		
24. 04-O-0770		
25. 04-R-1566		
26. 04-R-1568		
27. 04-R-1569		
28. 04-R-1630		
29. 04-R-1635		
30. 04-R-1650		
31. 04-R-1571		
32. 04-R-1632		
33. 04-R-1590		
34. 04-R-1616		
35. 04-R-1580		
36. 04-R-1581		
37. 04-R-1583		
38. 04-R-1584		
39. 04-R-1585		
40. 04-R-1574		

**04-0-1256**

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**ADOPTED BY**

SEP 2 0 2004

**COUNCIL**

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

Date Referred 7/6/04

Referred To: Public Safety

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee \_\_\_\_\_  
Date \_\_\_\_\_  
Chair \_\_\_\_\_  
Referred To \_\_\_\_\_

PSLA Committee  
7/31/04 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

PSLA Committee  
9/14/04 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

*[Signature]*  
Members

Refer To

**FINAL COUNCIL ACTION**  
 2nd  1st & 2nd  3rd  
Readings  
 Consent  V Vote  RC Vote

CERTIFIED

**CERTIFIED**  
SEP 2 0 2004

ATLANTA CITY COUNCIL PRESIDENT

*[Signature]*

MAYOR'S ACTION

**APPROVED**  
*[Signature]*  
SEP 2 8 2004

MAYOR