

A Resolution

Councilman Jim Maddox

A Resolution Establishing a Private Property Vending Policy and Advisory Committee for the Purpose of Reviewing City Policy with Respect to Vending on Private Property and to Make Recommendations to the Mayor And City Council as to Ways to Improve the City's Private Property Vending Program; and for Other Purposes.

Jim Maddox, *Sam Jones*, *Carla Smith*, *Clara Miller*, *Paul Smith*, *Richard A. Ford*, *Clota Freshwater*, *Malata Archer*, *Ray Norwood*, *S. J. W. J.*

Whereas, the City has the responsibility to regulate , and prohibit any act, practice, conduct, or use of property which is detrimental, or likely to be detrimental, to the health, sanitation, cleanliness, welfare, and safety of the inhabitants of the city and to provide for the enforcement of such standards; and

Whereas, the City has the power to make, ordain, and establish such bylaws, ordinances, rules, and regulations as shall appear necessary for the security, welfare, convenience, and interest of the city and the inhabitants thereof and for preserving the health, peace, order, and good government of the city; and

Whereas, pursuant to its police powers, the City of Atlanta is authorized to enact legislation to regulate certain types of businesses and industries which could potentially affect the public health, safety and welfare, including vending on private property; and

Whereas, there is a proliferation of private property vendors some of whose vending sites and structures are unsightly and unsafe; and

Whereas, this proliferation of private property vendors has also led to traffic congestion and the creation of dangerous traffic conditions; and

Whereas, the City ordinances regarding vending on private property should be reviewed, revised and updated in order to eliminate the problems associated with vending on private property; and

Whereas, in light of the foregoing , it is necessary and appropriate for the City of Atlanta to promote the public health, safety and general welfare of its citizens by creating the Private Property Vending Policy and Advisory Committee.



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

Section 1: There is hereby established a seven (7) member Private Property Vending Policy and Advisory Committee which shall be appointed as follows:

- a. Two (2) members shall be appointed by the Mayor;
- b. Four (4) members shall be appointed by Council : One (1) by the President of Council, and one (1) from each of the three (3) Post/District Council groupings. (one of said members shall be a representative of the vending industry.); and
- c. One (1) member shall be appointed by the Atlanta Planning Advisory Board (APAB).

Section 2: The Private Property Vending Policy and Advisory Committee shall serve as an advisory body to the Mayor and City Council and shall review current City Policy and laws with respect to vending on private property and shall submit a report which shall include suggestions and recommendations regarding ways to improve the City's private property vending program.

Section 3: The Private Property Vending Policy and Advisory Committee shall submit its report to the Mayor and City Council within one hundred and twenty (120) days of the enactment of this resolution.

Section 4: That upon this resolution becoming law, the Municipal Clerk shall immediately notify APAB of the adoption of this resolution and request that the name of APAB's appointee be submitted within two weeks following such notification.

Section 5: That the Private Property Vending Policy and Advisory Committee shall be considered disbanded upon submittal of its final report.

Section 6 That all resolutions or parts of resolutions in conflict herewith are hereby rescinded.

A true copy

Rhonda Doughter Johnson
Municipal Clerk, CMC

ADOPTED by the Council
RETURNED WITHOUT SIGNATURE OF THE MAYOR
APPROVED as per City Charter Section 2-403

AUG 16, 2004

AUG 25, 2004

RCS# 5937
8/16/04
2:51 PM

Atlanta City Council

Regular Session

CONSENT I

CONSENT I PG(S) 1-14 EXCEPT:04-R-1339
04-R-1391
ADOPT

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

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

CONSENT I

8-16-4 Council Meeting		
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 04-O-1375	41. 04-R-1317	59. 04-R-1336
2. 04-O-1206	42. 04-R-1400	60. 04-R-1337
3. 04-O-1209	43. 04-R-1320	61. 04-R-1338
4. 04-O-1354	44. 04-R-1321	62. 04-R-1340
5. 04-O-1357	45. 04-R-1322	63. 04-R-1341
6. 04-O-1366	46. 04-R-1323	64. 04-R-1342
7. 04-O-0437	47. 04-R-1324	65. 04-R-1343
8. 04-O-1350	48. 04-R-1325	66. 04-R-1344
9. 04-O-1351	49. 04-R-1326	67. 04-R-1345
10. 04-O-1368	50. 04-R-1327	68. 04-R-1346
11. 04-O-1247	51. 04-R-1328	69. 04-R-1347
12. 04-O-1221	52. 04-R-1329	70. 04-R-1348
13. 04-R-1372	53. 04-R-1330	
14. 04-R-1273	54. 04-R-1331	
15. 04-R-1388	55. 04-R-1332	
16. 04-R-1402	56. 04-R-1333	
17. 04-R-1403	57. 04-R-1334	
18. 04-R-1404	58. 04-R-1335	
19. 04-R-1304		
20. 04-R-1392		
21. 04-R-1393		
22. 04-R-1394		
23. 04-R-1395		
24. 04-R-1396		
25. 04-R-1397		
26. 04-R-1398		
27. 04-R-1355		
28. 04-R-1356		
29. 04-R-1373		
30. 04-R-1308		
31. 04-R-1309		
32. 04-R-1310		
33. 04-R-1311		
34. 04-R-1349		
35. 04-R-1367		
36. 04-R-1370		
37. 04-R-1312		
38. 04-R-1313		
39. 04-R-1315		
40. 04-R-1316		

(Do Not Write Above This Line)
04-P-1367

RESOLUTION BY *W. J. ...*
 COUNCILMAN JIM MADDOX
 A RESOLUTION ESTABLISHING A PRIVATE PROPERTY VENDING POLICY AND ADVISORY COMMITTEE FOR THE PURPOSE OF REVIEWING CITY POLICY WITH RESPECT TO VENDING ON PRIVATE PROPERTY AND TO MAKE RECOMMENDATIONS TO THE MAYOR AND CITY COUNCIL AS TO WAYS TO IMPROVE THE CITY'S PRIVATE PROPERTY VENDING PROGRAM; AND FOR OTHER PURPOSES.

ADOPTED BY

AUG 16 2004

COUNCIL

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

Date Referred 7/19/04

Referred To: Public Safety

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee
 Date
 Chair
 Referred To

W. J. ...
 Date
 Chair

Action

Fav, Adv, Hold (see rev. side)
 Other

Members

W. J. ...
...

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

Refer To

Committee

Date

Chair

Action
 Fav, Adv, Hold (see rev. side)
 Other

Members

Refer To

Refer To

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

CERTIFIED

CERTIFIED
 AUG 16 2004
Joe M. ...
 COUNCIL PRESIDENT

CERTIFIED
 AUG 16 2004
...
 MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

AUG 25 2004

WITHOUT SIGNATURE
 BY OPERATION OF LAW