

RCS# 5516  
3/01/04  
7:36 PM

Atlanta City Council

Regular Session

MULTIPLE 03-O-2148,03-O-2147,03-O-2230,03-O-0319,  
04-O-0320,04-O-0321,04-O-0322,04-O-0330  
FILE

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

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

MULTIPLE

AN ORDINANCE

BY COUNCILMEMBER ANNE FAUVER

04-0 -0320

AN ORDINANCE TO AMEND CHAPTER 10 OF THE CODE OF ORDINANCES, 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 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.

04-0320

(Do Not Write Above This Line)

AN ORDINANCE

BY: COUNCILMEMBER ANNE FAUVER

→ *C. M. Fauver*

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FILED BY  
CITY COUNCIL

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

Date Referred *02/16/04*

Referred To: *Public Safety & Legal Admin.*

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee \_\_\_\_\_  
 Date \_\_\_\_\_  
 Chair \_\_\_\_\_  
 Referred to \_\_\_\_\_

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

*File*  
*Handy Street*  
*Greg M. Smith*  
*Chella Smith*

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

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

MAR 01 2004

CERTIFIED  
MAR 01 2004  
*Richard D. Johnson*  
MUNICIPAL CLERK

MAYOR'S ACTION