

AN ORDINANCE

BY COUNCILMEMBER ANNE FAUVER

TO WAIVE THE PROVISIONS OF CHAPTER 10, ARTICLE II, SECTION 10209 (c) AND (d) OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA, GEORGIA SO AS TO MODIFY THE HOURS OF OPERATION ON MONDAY, JUNE 25, 2007 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 authorize 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 authorize 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 2:30 a.m. the following day; and

WHEREAS, Section 10-209 (c) and (d) currently authorize 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 2:30 a.m., Monday January 1st ; and

WHEREAS, Section 10-209 (c) and (d) currently authorize extended " ours 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 2:30 a.m. the following day in recognition of New Years Eve, St. Patrick's Day, Memorial Day, Independence Day and Labor Day; and

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

WHEREAS, the Atlanta Pride Celebration is scheduled to occur Friday, June 22, 2007 through Monday June 25, 2007; 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.

NOW, THEREFORE, IT IS HEREBY ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA 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, June 25, 2007 and 2:30 a.m. Monday, June 25, 2007.

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 2:30 a.m. time set for discontinuance of the sale of alcoholic beverages on the premises on Monday, June 25, 2007.

.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.