

**AN ORDINANCE BY  
COUNCILMEMBER CLETA WINSLOW  
AS SUBSTITUTED BY PUBLIC SAFETY COMMITTEE**

**AN ORDINANCE TO EXTEND ALL PERMITS FOR VENDING ON PUBLIC PROPERTY ISSUED IN 2003 UNTIL THE DEPARTMENT OF PUBLIC WORKS NOTIFIES EXISTING VENDORS THAT THE CITY IS IMPLEMENTING THE "PUBLIC PROPERTY VENDING PROGRAM" AUTHORIZED BY ORDINANCE 08-O-1220 IN THAT GEOGRAPHIC AREA FORMERLY DEFINED AS A VENDING DISTRICT; TO WAIVE CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES.**

**WHEREAS**, the City has through Ordinance 08-O-1220 made modifications to its public property vending process that has substantially altered the City Code as it relates to vending in the public right of way; and

**WHEREAS**, there is a likelihood that implementation will alter the timing and nature of the permitting process beyond September 30, 2008, the date of expiration of the current moratorium on the issuance of permits; and

**WHEREAS**, having to reissue the permits will result in unnecessary and duplicative workforce hours and use of resources; and

**WHEREAS**, the authority to issue vending permits constitutes an exercise of the City's police power and the avoidance of unnecessary expenditures is consistent with public policy; and

**WHEREAS**, the City will maintain the option to assess a prorated permit fee in proportion to the additional time granted to permit holders by virtue of the extension;

**NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA HEREBY ORDAINS AS FOLLOWS:**

**Section 1:** Any permits issued pursuant to Chapter 30, Article XXIII of the City of Atlanta Code of Ordinances for the purpose of allowing vending on public property during calendar year 2003, are hereby reauthorized and extended, and shall remain in effect until the Department of Public Works notifies those vendors holding permits in a geographic that was identified as a vending district in the former Sec. 30-1405 that the new public property vending program is being implemented in that geographic area. At the time of notification to the vendors in such geographic area, all vending activity permitted under the former vending ordinance shall cease in that geographic area. The manner of notification is at the discretion of the Department of Public Works.

**Section 2:** All current permit holders subject to this extension shall be required to pay a prorated permit fee in proportion to the length of this extension.

**Section 3:** A moratorium on the issuance of new permits to vend on public property is hereby re-imposed except for those permits issued for the public vending management program authorized by Ordinance 08-O-1220 and shall remain in effect until such time as all of the geographic areas comprised of formerly identified vending districts under the former Sec. 30-1405 have been converted to the new public property vending program and all public property vending permits issued in calendar year 2003 have been terminated

**Section 4:** All ordinances or parts of ordinances in conflict with this ordinance are hereby waived to the extent of the conflict.

AN ORDINANCE BY  
COUNCILMEMBER CLETA WINSLOW



**AN ORDINANCE TO REAUTHORIZE THE EXTENSION OF  
ALL PERMITS FOR VENDING ON PUBLIC PROPERTY  
ISSUED IN 2003 TO APRIL 30, 2009**

**TO RE-MPOSE A  
MORATORIUM ON THE ISSUANCE OF PERMITS TO  
VEND ON PUBLIC PROPERTY UNTIL APRIL 30, 2009**

**AND FOR OTHER  
PURPOSES.**

**WHEREAS**, the City is considering modifications to its public property vending process that may substantially alter the City Code as it relates to vending in the public right of way; and

**WHEREAS**, the evaluation process will not be completed prior to the time the site selection process must be initiated to insure the issuance of new permits; and

**WHEREAS**, there is a likelihood that as a result of the vending code review, the timing and nature of the permitting process will be altered possibly resulting in need to reissue permits; and

**WHEREAS**, having to reissue the permits will result in unnecessary and duplicative workforce hours and use of resources; and

**WHEREAS**, the authority to issue vending permits constitutes an exercise of the City's police power and the avoidance of unnecessary expenditures is consistent with public policy; and

**WHEREAS**, the City will maintain the option to assess a prorated permit fee in proportion to the additional time granted to permit holders by virtue of the extension;

**NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA HEREBY ORDAINS AS FOLLOWS:**

**Section 1:** Any permits issued pursuant to Chapter 30, Article XXIII of the City of Atlanta Code of Ordinances for the purpose vending on public property during calendar year 2003, are hereby reauthorized and extended, and shall remain in effect and valid through April 30, 2009, or until anticipated revisions to the "Public Property vending

code” are adopted and approved whichever comes sooner. All current permit holders subject to this extension shall be required to pay a prorated permit fee in proportion to the length of this extension.

**Section 2:** A moratorium on the issuance of new permits to vend on public property be and is hereby re-imposed and shall remain in effect through and including April 30, 2009 or until anticipated revisions to the “Public Property vending code” are adopted and approved whichever comes sooner.

**Section 3:** All ordinances or parts of ordinances in conflict with this ordinance are hereby waived to the extent of the conflict.