

10-0-1719

(Do Not Write Above This Line)

AN ORDINANCE BY
TRANSPORTATION COMMITTEE

AN ORDINANCE TO AMEND
CHAPTER 22, ARTICLE III, DIVISION
3, SECTION 22-110 OF THE CODE OF
ORDINANCES OF THE CITY OF
ATLANTA, GEORGIA, SO AS TO
CONFORM WITH THE
REQUIREMENTS OF GEORGIA LAW
REGARDING FIREARMS; TO REPEAL
CONFLICTING ORDINANCES; AND
FOR OTHER PURPOSES.

ADOPTED BY

SUBSTITUTE

OCT 18 2010

COUNCIL

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

Date Referred 10/04/10

Referred To: Transportation

Date Referred

Referred To:

Date Referred

Committee TRANSPORTATION
 Date 9-29-10
 Chair [Signature]
 Referred to TRANSPORTATION

First Reading

Committee
TRANSPORTATION

Date
10-13-10

Chair
[Signature]

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

Other
Subst. Int.

Members

[Signature]
[Signature]
[Signature]
[Signature]

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
- Readings
- Consent
- V Vote
- RC \

CERTIFIED

CERTIFIED
 OCT 18 2010
 ATLANTA CITY COUNCIL PRESIDENT
[Signature]

CERTIFIED
 OCT 18 2010

Rhonda Daughlin Johnson
MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

OCT 27 2010

WITHOUT SIGNATURE
BY OPERATION OF LAW

**A SUBSTITUTE ORDINANCE BY
TRANSPORTATION COMMITTEE**

**A SUBSTITUTE ORDINANCE TO AMEND CHAPTER 22,
ARTICLE III, DIVISION 3, SECTION 22-110 OF THE CODE OF
ORDINANCES OF THE CITY OF ATLANTA, GEORGIA, SO
AS TO CONFORM WITH THE REQUIREMENTS OF
GEORGIA LAW REGARDING FIREARMS; TO REPEAL
CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES.**

WHEREAS, the City of Atlanta has an interest in maintaining the public health, safety and welfare; and

WHEREAS, the City of Atlanta is authorized to, through its legislative powers, to adopt clearly reasonable ordinances, resolutions, or regulations relating to its property, affairs, and local government for which no provision has been made by general law; and

WHEREAS, Chapter 22, Article III, Division 3, Section 22-110 of the Code of Ordinances of the City of Atlanta currently provides that it is unlawful to carry a firearm to or while at a public gathering; and

WHEREAS, on June 8, 2010, Governor Sonny Perdue signed SB 308, which amended Section 16-11-127 of the Official Code of Georgia Annotated, relating to the carrying and possession of firearms by repealing Georgia's public gathering law; and

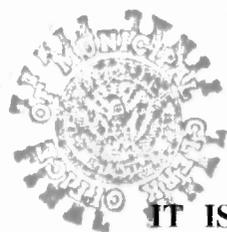
WHEREAS, the Georgia General Assembly declared in the Official Code of Georgia Annotated section 16-11-173, that "[n]o county or municipal corporation, by zoning or by ordinance, resolution, or other enactment, shall regulate in any manner gun shows; the possession, ownership, transport, carrying, transfer, sale, purchase, licensing or registration of firearms or components of firearms; firearms dealers; or dealers in firearms components;" and

WHEREAS, Section 16-11-125.1 defines weapon as knife or handgun; and

WHEREAS, the City of Atlanta has an interest in ensuring that it is in compliance with all provisions of state law; and

WHEREAS, the security and safety of passengers, employees and the general public are the most critical and important priorities of Hartsfield-Jackson Atlanta International Airport, ("the Airport"), especially since September 11, 2001; and

WHEREAS, since September 11, 2001 the Airport has been operating at a heightened threat level, (and at Threat Level Orange since August 10, 2006), on the system established by the Transportation Security Administration for identifying the level of threats on transportation in the United States of America.



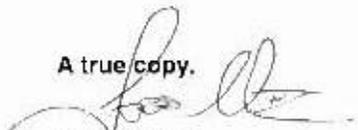
IT IS HEREBY ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

Section 1: That Chapter 22, Article III, Division 3, Section 22-110 of the Code of Ordinances of the City of Atlanta be amended by deleting the existing language in its entirety and substituting therefore as follows:

Sec. 22-110 Dangerous Weapons Prohibited.

- (a) No person shall possess a dangerous weapon in any area of the airport. This includes, but is not limited to, all airport buildings, airport terminals, airfields, restricted parking lots, aircraft and vehicles using the airport, and any building that opens onto the airfield.
- (b) For purposes of this section, dangerous weapon includes, but is not limited to, any explosives, razor, slingshot, spring stick, metal knucks, blackjack, sand club, sandbag, bow and arrow, any flailing instrument consisting of two or more rigid parts connected in such a manner as to allow them to swing freely, which may be known as a nun chahka, nun chuck, nun cacao shuriken, or fighting chain, any disc of whatever configuration, having at least two points or pointed blades which is designed to be thrown or propelled and which may be known as a throwing star or oriental dart, any mechanism designed to emit an electronic, magnetic, or other type of charge that exceeds the equivalency of a five milliamp 60 hertz shock and used for the purpose of temporarily incapacitating a person, which may be known as a stun gun, any mechanism designed to emit an electronic magnetic, or other type of charge or shock through the use of a projectile and used for the purpose of temporarily incapacitating a person, which may be known as a taser.
- (c) The provisions of this section shall not apply to:
 - (1) Persons possessing a dangerous weapon that is properly encased for transshipment by air in accordance with the Transportation Security Administration (TSA) regulations;
 - (2) Federal, state, or local law enforcement officers required to carry dangerous weapons while in the performance of their official law enforcement duties;
 - (3) Persons who need the dangerous weapon while in the performance of their duties for legitimate airport purposes, such as armored security services personnel.
- (d) The provisions of this ordinance do not apply to firearms or knives, as those terms are defined under state law.

Section 2: Should it be found that any ordinance or parts of any ordinance are in conflict herewith, then those sections contained herein shall be deemed controlling.

A true copy.

 Deputy Clerk

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

OCT 18, 2010
OCT 27, 2010

RCS# 603
10/18/10
2:58 PM

Atlanta City Council

REGULAR SESSION

CONSENT I

ADOPT

YEAS: 12
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 3
EXCUSED: 0
ABSENT 1

Y Smith	Y Archibong	Y Moore	Y Bond
NV Hall	Y Wan	Y Martin	Y Watson
Y Young	Y Shook	Y Bottoms	NV Willis
Y Winslow	Y Adrean	B Sheperd	NV Mitchell

CONSENT I

		10-18-10
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 10-O-1419	36. 10-R-1791	47. 10-R-1801
2. 10-O-1717	37. 10-R-1792	48. 10-R-1802
3. 10-O-1718	38. 10-R-1793	49. 10-R-1803
4. 10-O-1719	39. 10-R-1794	
5. 10-O-1720	40. 10-R-1795	
6. 10-O-1702	41. 10-R-1796	
7. 10-O-1811	42. 10-R-1797	
8. 10-O-1420	43. 10-R-1798	
9. 10-O-1692	44. 10-R-1799	
10. 10-O-1722	45. 10-R-1800	
11. 10-R-1721	46. 10-R-1804	
12. 10-R-1816		
13. 10-R-1771		
14. 10-R-1772		
15. 10-R-1654		
16. 10-R-1764		
17. 10-R-1765		
18. 10-R-1766		
19. 10-R-0944		
20. 10-R-1774		
21. 10-R-1775		
22. 10-R-1777		
23. 10-R-1778		
24. 10-R-1779		
25. 10-R-1780		
26. 10-R-1812		
27. 10-R-1782		
28. 10-R-1783		
29. 10-R-1784		
30. 10-R-1785		
31. 10-R-1786		
32. 10-R-1787		
33. 10-R-1788		
34. 10-R-1789		
35. 10-R-1790		