

#1

11-0-1120

(Do Not Write Above This Line)

AN ORDINANCE
BY COUNCILMAN C. T. MARTIN

AN ORDINANCE TO WAIVE THE PROVISIONS OF CHAPTER 10, ARTICLE II, SECTION 10-209 (c) AND (d) OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA, GEORGIA SO AS TO MODIFY THE HOURS OF OPERATION ON MONDAY, SEPTEMBER 5, 2011 (LABOR DAY), ONLY, FOR ALL LICENSED ESTABLISHMENTS AUTHORIZED TO SELL ALCOHOLIC BEVERAGES FOR ON PREMISES CONSUMPTION; AND FOR OTHER PURPOSES.

ADOPTED BY

AUG 15 2011

COUNCIL

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

Date Referred

07/18/2011

Referred To:

Public Safety & Legal Affairs

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee _____
 Date _____
 Chair _____
 Referred To _____

PSLA Committee
 Date 7/26/11
 Chair [Signature]
 Action Fav, Adv, Hold (see rev. side)
 Other
 Members [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
- 3rd
- Readings
- Consent
- V Vote
- RC Vote

CERTIFIED

CERTIFIED
 AUG 15 2011
 ATLANTA CITY COUNCIL PRESIDENT
 [Signature]

CERTIFIED
 AUG 15 2011
 Rhonda Daughin Johnson
 MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

AUG 24 2011

WITHOUT SIGNATURE
BY OPERATION OF LAW



11-0-1120

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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 extended hours 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, 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, the City of Atlanta recognizes the need to represent the expressed interest of its citizens, visitors, and licensed establishments in celebrating special events and holidays; and

WHEREAS, many licensed establishments which are not restaurants allowed to operate with extended hours on the Monday morning of September 5, 2011 (Labor Day) pursuant to Section 10-209 (c) and (d), have expressed an interest in modifying the current allowable hours of operation at their establishments so as to accommodate the festive nature of this holiday;

NOW, THEREFORE, THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS 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, September 5, 2011 and 2:30 a.m., Monday, September 5, 2011 (Labor Day), only.

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, September 5, 2011 (Labor Day).

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.

A true copy,

Rhonda Dauphin Johnson
Municipal Clerk

ADOPTED by the Atlanta City Council
APPROVED as per City Charter Section 2-403

Aug. 15, 2011
Aug. 24, 2011

RCS# 1345
8/15/11
8:02 PM

Atlanta City Council

REGULAR SESSION

CONSENT I

CONSENT AGENDA SECTION I
EXCEPT 11-R-1121, 11-R-1104, 11-O-1141
ADOPT

YEAS: 12
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 1
ABSENT 1

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

CONSENT I

RCS# 1344
8/15/11
8:01 PM

Atlanta City Council

REGULAR SESSION

CONSENT I

CONSENT AGENDA SECTION I
EXCEPT 11-R-1121, 11-R-1104
RECONSIDER

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 1
ABSENT 1

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

CONSENT I

RCS# 1312
8/15/11
4:23 PM

Atlanta City Council

REGULAR SESSION

CONSENT I

CONSENT AGENDA SECTION I
EXCEPT 11-R-1121, 11-R-1104
ADOPT

YEAS: 13
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 1

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

CONSENT I