

13-0-0190

(Do Not Write Above This Line)

First Reading

Committee City Utilities  
Date February 12, 2013  
Chair Paul  
Referred To CCU

FINAL COUNCIL ACTION

2<sup>nd</sup>  1<sup>st</sup> & 2<sup>nd</sup>   
 3<sup>rd</sup>  
Readings  
 Consent  V Vote  RC  
Vote

AN ORDINANCE BY  
CITY UTILITIES COMMITTEE

AN ORDINANCE AUTHORIZING THE MAYOR OR HIS DESIGNEE, ON BEHALF OF THE CITY OF ATLANTA, TO WAIVE THE PROVISIONS CONTAINED IN CHAPTER 138, ARTICLE II, DIVISION 6, SECTION 138-60 ENTITLED "FLAGS, BANNERS, SIGNS, DISPLAYS" OF THE CITY OF ATLANTA CODE OF ORDINANCES AND SPECIFICALLY WAIVING THE BANNER DEPOSIT FEE OF ONE THOUSAND DOLLARS (\$1,000.00) PURSUANT TO CODE SECTION 138-60(a)(7), THE BANNER PERMIT FEE OF ONE HUNDRED DOLLARS (\$100.00) PURSUANT TO CODE SECTION 138-60(a)(8) AND ALL PER BANNER AND PER DAY FEES PURSUANT TO CODE SECTIONS 138-60(a)(8)b.1. AND 138-60(a)(8)b.2. FOR ATLANTA JAZZ FESTIVAL YEAR 2013 AND ALLOWING THE DEPARTMENT OF PARKS, RECREATION AND CULTURAL AFFAIRS A PERMIT TO DISPLAY BANNERS FOR THE ATLANTA JAZZ FESTIVAL IN THE PUBLIC RIGHT-OF-WAY FOR YEAR 2013; AND FOR OTHER PURPOSES.

ADOPTED BY

Committee City Utilities  
Date February 26, 2013  
Chair Heidi  
Action ○  
Fav, Adv, Hold (see rev. side)  
Other  
Members  
Natalie  
Adrian  
Refer To

Committee  
Date  
Chair  
Action  
Fav, Adv, Hold (see rev. side)  
Other  
Members  
Refer To

CERTIFIED  
MAR 04 2013  
ATLANTA CITY COUNCIL PRESIDENT  
WJH

CERTIFIED  
MAR 04 2013  
Rhonda Daughlin Johnson  
MUNICIPAL CLERK

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1<sup>ST</sup> ADOPT 2<sup>ND</sup> READ & REFER
- PERSONAL PAPER REFER

MAR 04 2013  
COUNCIL

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

MAYOR'S ACTION

APPROVED  
MAR 13 2013  
WITHOUT SIGNATURE  
BY OPERATION OF LAW

Date Referred 2/18/13  
Referred To: City Utilities  
Date Referred  
Referred To:  
Date Referred:  
Referred To:



CITY COUNCIL  
ATLANTA, GEORGIA

AN ORDINANCE BY  
CITY UTILITIES COMMITTEE

13-0-0190

AN ORDINANCE AUTHORIZING THE MAYOR OR HIS DESIGNEE, ON BEHALF OF THE CITY OF ATLANTA, TO WAIVE THE PROVISIONS CONTAINED IN CHAPTER 138, ARTICLE II, DIVISION 6, SECTION 138-60 ENTITLED "FLAGS, BANNERS, SIGNS, DISPLAYS" OF THE CITY OF ATLANTA CODE OF ORDINANCES AND SPECIFICALLY WAIVING THE BANNER DEPOSIT FEE OF ONE THOUSAND DOLLARS (\$1,000.00) PURSUANT TO CODE SECTION 138-60(a)(7), THE BANNER PERMIT FEE OF ONE HUNDRED DOLLARS (\$100.00) PURSUANT TO CODE SECTION 138-60(a)(8) AND ALL PER BANNER AND PER DAY FEES PURSUANT TO CODE SECTIONS 138-60(a)(8)b.1. AND 138-60(a)(8)b.2. FOR ATLANTA JAZZ FESTIVAL YEAR 2013 AND ALLOWING THE DEPARTMENT OF PARKS, RECREATION AND CULTURAL AFFAIRS A PERMIT TO DISPLAY BANNERS FOR THE ATLANTA JAZZ FESTIVAL IN THE PUBLIC RIGHT-OF-WAY FOR YEAR 2013; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") produces the Atlanta Jazz Festival ("Jazz Festival") each year for the benefit of citizens and visitors of Atlanta; and

WHEREAS, the 2013 Jazz Festival will mark the 36<sup>th</sup> year of the Jazz Festival; and

WHEREAS, the Jazz Festival is held throughout the month of May, and includes approximately one hundred free events and approximately five events for which an admission price is charged; and

WHEREAS, the Jazz Festival events annually attract over 300,000 visitors to Atlanta; and

WHEREAS, the City pays for the Jazz Festival from sponsors, vendors, and from revenues generated by Jazz Festival concerts that charge an admission price; and

WHEREAS, due to a downturn in the economy, the amount of revenue generated from sponsorship has decreased significantly; and

WHEREAS, the Department of Parks, Recreation and Cultural Affairs ("DPRCA") desires to display one hundred (100) banners in the City's right-of-way for more than thirty (30) days; and

WHEREAS, DPRCA is requesting that the provisions in Sections 138-60(a)(7), and 138-60(a)(8) of the City of Atlanta Code of Ordinances requiring that a base fee of One Hundred Dollars (\$100.00), a deposit of One Thousand Dollars (\$1,000.00), and all per banner per and day fees be waived in support of the Jazz Festival.

**THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS,  
as follows:**



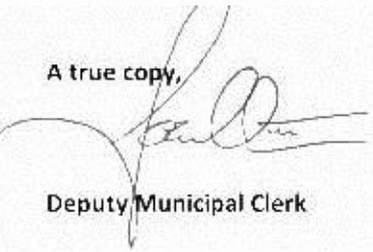
**SECTION 1:** That the Mayor, on behalf of the City, is authorized to waive the provisions contained in Sections 138-60(a)(7) and 138-60(a)(8) of the City Code of Ordinances to allow the waiver, on behalf of DPRCA of the banner permit fee of One Hundred Dollars (\$100.00), the deposit fee of One Thousand Dollars (\$1,000.00) and all per banner and per day fees for the Jazz Festival for year 2013.

**SECTION 2:** That DPRCA is permitted to display banners for the Jazz Festival in the public right-of-way for year 2013.

**SECTION 3:** That DPRCA will comply with all other provisions contained in Section 138-60 of the City Code of Ordinances.

**SECTION 4:** That all ordinances and resolutions in conflict herewith are hereby waived for purposes of this Ordinance only, and only to the extent of said conflict.

A true copy,



Deputy Municipal Clerk

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

March 04, 2013  
March 13, 2013

RCS# 2575  
3/04/13  
2:40 PM

Atlanta City Council

CONSENT I

CONSENT AGENDA SECTION I; 3/4/2013

ALL ITEMS

ADOPT

YEAS: 14  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 2  
EXCUSED: 0  
ABSENT 0

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

CONSENT I

		<b>03-04-13</b>
<b>ITEMS ADOPTED ON CONSENT</b>	<b>ITEMS ADOPDED ON CONSENT</b>	<b>ITEMS ADVERSED ON CONSENT</b>
1. 13-O-0317	35. 13-R-0348	67. 13-R-0380
2. 13-O-0206	36. 13-R-0349	68. 13-R-0381
3. 13-O-0199	37. 13-R-0350	69. 13-R-0382
4. 13-O-0273	38. 13-R-0351	70. 13-R-0383
5. 13-O-0329	39. 13-R-0352	71. 13-R-0384
6. 13-O-0190	40. 13-R-0353	72. 13-R-0385
7. 13-O-0191	41. 13-R-0354	73. 13-R-0386
8. 13-O-0192	42. 13-R-0355	74. 13-R-0387
9. 13-R-0294	43. 13-R-0356	75. 13-R-0388
10. 13-R-0300	<b>ITEMS ADVERSED ON CONSENT</b>	76. 13-R-0389
11. 13-R-0305	44. 13-R-0357	77. 13-R-0390
12. 13-R-0194	45. 13-R-0358	78. 13-R-0391
13. 13-R-0295	46. 13-R-0359	79. 13-R-0392
14. 13-R-0296	47. 13-R-0360	80. 13-R-0393
15. 13-R-0298	48. 13-R-0361	81. 13-R-0394
16. 13-R-0318	49. 13-R-0362	82. 13-R-0395
17. 13-R-0319	50. 13-R-0363	83. 13-R-0396
18. 13-R-0320	51. 13-R-0364	84. 13-R-0397
19. 13-R-0415	52. 13-R-0365	85. 13-R-0398
20. 12-R-1597	53. 13-R-0366	86. 13-R-0399
21. 13-R-0301	54. 13-R-0367	87. 13-R-0400
22. 13-R-0302	55. 13-R-0368	88. 13-R-0401
23. 13-R-0308	56. 13-R-0369	89. 13-R-0402
24. 13-R-0293	57. 13-R-0370	90. 13-R-0403
25. 13-R-0338	58. 13-R-0371	91. 13-R-0404
26. 13-R-0339	59. 13-R-0372	92. 13-R-0405
27. 13-R-0340	60. 13-R-0373	93. 13-R-0406
28. 13-R-0341	61. 13-R-0374	94. 13-R-0407
29. 13-R-0342	62. 13-R-0375	95. 13-R-0408
30. 13-R-0343	63. 13-R-0376	96. 13-R-0409
31. 13-R-0344	64. 13-R-0377	97. 13-R-0410
32. 13-R-0345	65. 13-R-0378	98. 13-R-0411
33. 13-R-0346	66. 13-R-0379	99. 13-R-0412
34. 13-R-0347		100. 13-R-0413