

#1

2553

13-0-1192

(Do Not Write Above This Line)

AN ORDINANCE  
BY COUNCILMAN  
C. T. MARTIN

*CTM*

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 2, 2013 (LABOR  
DAY), ONLY, FOR ALL  
LICENSED ESTABLISHMENTS  
AUTHORIZED TO SELL  
ALCOHOLIC BEVERAGES FOR  
ON PREMISES CONSUMPTION;  
AND FOR OTHER PURPOSES.

ADOPTED BY

AUG 19 2013

COUNCIL

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

Date Referred 7/15/13  
 Referred To: Public Safety  
 Date Referred \_\_\_\_\_  
 Referred To: \_\_\_\_\_  
 Date Referred \_\_\_\_\_  
 Referred To: \_\_\_\_\_

First Reading

Committee \_\_\_\_\_  
 Date \_\_\_\_\_  
 Chair \_\_\_\_\_  
 Referred To \_\_\_\_\_

PSLA Committee  
 Date 7/30/13  
 Chair \_\_\_\_\_  
 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  
 AUG 19 2013  
 ATLANTA CITY COUNCIL PRESIDENT  
[Signature]

CERTIFIED  
 AUG 19 2013  
 Rhonda Daughlin Johnson  
 MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED  
 AUG 28  
 WITHOUT SIGNATURE  
 BY OPERATION OF LAW

13-0-1192

CITY COUNCIL  
ATLANTA, GEORGIA



**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 2, 2013 (LABOR DAY), 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 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 31<sup>st</sup> 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 1<sup>st</sup> and 2:30 a.m., Monday January 1<sup>st</sup>; 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 2, 2013 (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 2, 2013 and 2:30 a.m., Monday, September 2, 2013 (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 2, 2013 (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 19, 2013  
AUG 28, 2013

RCS# 2926  
8/19/13  
3:25 PM

Atlanta City Council

CONSENT I

CONSENT AGENDA SECTION I; ALL ITEMS  
EXCEPT 13-R-3404, 13-R-3406 & ~~13~~-O-1734  
ADOPT *12/04*

YEAS: 12  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 4  
EXCUSED: 0  
ABSENT 0

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

CONSENT I

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		08-19-13
ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT	
1. 13-O-0441	37. 13-R-3387	
2. 13-O-1054	38. 13-R-3388	
3. 13-O-1177	39. 13-R-3389	
4. 13-O-1178	40. 13-R-3390	
5. 13-O-1179	41. 13-R-3391	
6. 13-O-1180	42. 13-R-3392	
7. 13-O-1181	43. 13-R-3393	
8. 13-O-1182	44. 13-R-3394	
9. 13-O-1191	45. 13-R-3395	
10. 13-O-1150	46. 13-R-3396	
11. 13-O-1151	47. 13-R-3397	
12. 13-O-1152	48. 13-R-3398	
13. 12-O-1613	49. 13-R-3399	
14. 13-O-0433	50. 13-R-3400	
15. 13-O-1187	51. 13-R-3401	
16. 13-O-1056	52. 13-R-3402	
17. 13-O-1058	53. 13-R-3403	
18. 13-O-1176		
19. 13-O-1192		
20. 12-R-1146		
21. 13-R-3407		
22. 13-R-3408		
23. 13-R-3319		
24. 13-R-3321		
25. 13-R-3405		
26. 13-R-3376		
27. 13-R-3377		
28. 13-R-3382		
29. 13-R-3383		
30. 13-R-3378		
31. 13-R-3379		
32. 13-R-3380		
33. 13-R-3381		
34. 13-R-3384		
35. 13-R-3385		
36. 13-R-3386		