



AN ORDINANCE

BY COUNCILMAN MICHAEL J. BOND

**AN ORDINANCE TO ACTIVATE SECTION 10-76 OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA (WHICH SECTION IS CURRENTLY RESERVED) CHAPTER 10 (ALCOHOLIC BEVERAGES), ARTICLE II (DEALERS AND MANUFACTURER), DIVISION 2 (LICENSE), SUBDIVISION 1 (GENERAL PROVISIONS) SO AS TO PROVIDE FOR NOT LESS THAN FORTY-FIVE (45) DAYS NOTICE TO ALL INTERESTED PARTIES IN ALL PROCEEDINGS BEFORE THE LICENSE REVIEW BOARD; TO WAIVE CONFLICTING ORDINANCES AND CODE SECTIONS; AND FOR OYHER PURPOSES.**

**WHEREAS**, in 2003, then city council member and current city council president, Ceasar C. Mitchell, lead the effort to create the Alcohol Technical Advisory Group (ATAG) which was charged with the task of reviewing the city's alcoholic beverage code and providing recommendations to the mayor and council with regard to ways in which the existing process of issuing licenses and enforcing applicable laws could be improved; and

**WHEREAS**, as a result thereof, ATAG, consisting of council members and community and industry representatives, proposed a series of ordinance changes to the then alcohol beverage code which were adopted and approved and which led to improvements in the process of alcoholic beverage licensing and enforcement; and

**WHEREAS**, new and additional concerns about alcoholic beverage licensing and enforcement are being raised by city council members and community representatives giving rise to the necessity of recreating the ATAG concept; and

**WHEREAS**, the City of Atlanta has an interest in regulating, through the lawful exercise of its police powers, the sale of alcoholic beverages in order to provide for the safety and welfare of the citizens of the city and its visitors; and

**WHEREAS**, the alcoholic beverage laws, ordinances and regulations should be reviewed so as to ascertain and recommend improvements to the city's system of alcoholic beverage licensing and enforcement; and

**WHEREAS**, pursuant to Resolution #11-R-0936, adopted June 20, 2011 and approved June 29, 2011, ATAG II was established; and

**WHEREAS**, ATAG II was populated and held its first meeting on November 30, 2011; and

**WHEREAS**, ATAG II has held public input hearings in every quadrant of the city, has had experts from government and the private sector appear before its members, and has discussed, deliberated and debated the myriad of issues involved in the licensing and enforcement of alcoholic beverages; and

**WHEREAS**, at a duly noticed work session held on November 15, 2012, the members of ATAG II, voted to recommend the principles contained in this ordinance to the city council and the mayor

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:**

**Section 1:** Section 10-76 of the code of ordinances of the city of Atlanta (which section is currently reserved) Chapter 10 (Alcoholic Beverages), Article II (Dealers and Manufacturer), Division 2 (License), Subdivision 1 (General Provisions) is hereby activated and shall provide as follows:

**Sec. 10-76. Notice of proceedings before the License Review Board.**

The License and Permits Unit of the Atlanta Police Department shall provide not less than forty-five (45) days notice to all interested parties in all proceedings before the License Review Board which shall include but shall not be limited to new applications, applications for renewal, applications for transfer of location or ownership, assessment of a fine, suspension or revocation.

**Section 2:** 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.