

AN ORDINANCE BY COUNCILMEMBER C.T. MARTIN TO WAIVE THE PROVISIONS OF CHAPTER 10, ARTICLE II, SECTION 10-209(C) AND (D) OF THE CITY OF ATLANTA CODE OF ORDINANCES SO AS TO MODIFY THE HOURS OF OPERATION ON MONDAY JANUARY 2ND, 2017 FOR CERTAIN LICENSED ESTABLISHMENTS AUTHORIZED TO SELL ALCOHOLIC BEVERAGES FOR CONSUMPTION ON THE PREMISES; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta has an interest in maintaining the public safety and welfare of 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 and certain other types of businesses with in its territorial limits;

WHEREAS, Chapter 10 of the City of Atlanta Code of Ordinance regulates the issuance of licenses for the consumption of alcoholic beverages on and off the premises; and

WHEREAS, the City is authorized to regulate the hours within which establishments licensed to sell alcoholic beverages may sell such beverages; and

WHEREAS, in accordance with OCGA § 3-3-7 and Section 10-209(c) and (d), certain establishments are authorized to engage in the sale of alcoholic beverages for consumption on the premises on Sunday between the hours of 12:30 p.m. until 12:00 Midnight; and

WHEREAS, in accordance with Section 10-209(c) and (d), currently certain establishments are authorized to engage in the sale of alcoholic beverages for on premises consumption on Monday through Saturday between the hours of 9:30 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 the following day in recognition of New Year's Eve, St. Patrick's Day, Memorial Day, Independence Day and Labor Day; and

WHEREAS, the City 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 allowed to operate with extended hours on the Monday morning of January 2nd, 2017 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.

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

SECTION 1. that the provisions of Section 10-209 (c) and (d) of the City of Atlanta Code of Ordinances are hereby waived in part in this instance only, for the sole purpose of allowing establishments licensed to engage in the sale of alcoholic beverages for which they are appropriately licensed and authorized for on premises consumption on Sunday, to engage in the sale of alcoholic beverages between the hours of 12:30 p.m. Sunday January 1st, 2017, and 2:30 a.m. Monday, January 2nd, 2017, only.

SECTION 2. That 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, January 2nd, 2017.

SECTION 3. That all ordinances or parts of ordinances in conflict herewith are hereby waived to the extent of the conflict.

SECTION 4. This Ordinance shall become effective immediately upon its approval.

**CITY COUNCIL
ATLANTA, GEORGIA**

16-O-1666

SPONSOR SIGNATURES

Clarence T Martin Jr

Clarence "C. T." Martin, Councilmember, District 10

**CITY COUNCIL
ATLANTA, GEORGIA**

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Workflow List:

Clerk of Council	Completed	11/22/2016 11:01 AM
Atlanta City Council	Completed	11/21/2016 1:00 PM
Public Safety & Legal Administration Committee	Completed	11/29/2016 3:00 PM
Atlanta City Council	Pending	12/05/2016 1:00 PM
Mayor's Office	Pending	

RESULT: REFERRED WITHOUT OBJECTION Next: 11/29/2016 3:00 PM

<ul style="list-style-type: none"><input type="checkbox"/> FAVORABLE/AMENDED<input type="checkbox"/> RETURNED AS HELD<input type="checkbox"/> FAVORABLE ON CONDITION<input type="checkbox"/> FAVORABLE/SUB/CONDITION<input type="checkbox"/> QUADRENNIALY TERMINATED<input type="checkbox"/> QUESTION CALLED<input type="checkbox"/> ROUTED TO COW<input type="checkbox"/> SUSTAINED<input type="checkbox"/> OVERRIDEN<input type="checkbox"/> NOT ACCEPTED BY COMMITTEE<input type="checkbox"/> SUSTAINED W/O OBJECTION<input type="checkbox"/> TABLED W/O OBJECTION	
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Certified by Presiding Officer	Certified by Clerk
<p>Mayor's Action</p> <p><i>See Authentication Page Attachment</i></p>	