

1 STATE OF GEORGIA  
2 COUNTY OF FULTON  
3 CITY OF SOUTH FULTON

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5 AN ORDINANCE AMENDING TITLE 16, ALCOHOLIC BEVERAGES, OF THE CITY  
6 CODE OF ORDINANCES PERTAINING TO ENTERTAINMENT AT ON-PREMISES  
7 CONSUMPTION ESTABLISHMENTS; ENHANCING PUBLIC SAFETY AND FOR  
8 OTHER LAWFUL PURPOSES.

9 (Sponsored by Mayor Edwards)

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11 WHEREAS, the City of South Fulton (“City”) is a municipal corporation duly  
12 organized and existing under the laws of the State of Georgia;

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14 WHEREAS, the duly elected governing authority of the City, is the Mayor and  
15 Council thereof (“City Council”);

16 WHEREAS, the Georgia Alcoholic Beverage Code (O.C.G.A. § 3-1-1 et al.)  
17 regulates state-wide alcoholic beverage related activities in the State of Georgia;

18 WHEREAS, the City Council wishes to update City alcohol regulations; and

19 WHEREAS, this Ordinance is in the best interests of the health and general  
20 welfare of the City, its residents and general public.

21 THE COUNCIL OF THE CITY OF SOUTH FULTON HEREBY ORDAINS as  
22 follows:

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24 Section 1: The City of South Fulton Code of Ordinances, Title 16, Alcohol  
25 Beverages, Chapter 2, Licensing, is hereby amended by adding a new Subsection 16-  
26 2003.1, Entertainment at on premises consumption establishments, which shall read as  
27 follows:

28 TITLE 16 - ALCOHOLIC BEVERAGES

29 CHAPTER 2 - LICENSING

30 ...

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32 Sec. 16-2003.1. - Entertainment at on premises consumption establishments.

33 (a) Bands, orchestras, pool tables, musical entertainment and/or patron dancing shall  
34 only be permitted at an alcohol licensed consumption on the premises  
35 establishment if the following conditions are met:

- 36 (1) Adequate space exists after consideration of required NFPA occupancy and  
37 seating;
- 38 (2) All fire and safety regulations are met;
- 39 (3) The appropriate license fee has been fully paid;
- 40 (4) The location installs and maintains security cameras in a secure location of a  
41 type and number approved by the chief of police. Such cameras:
- 42 i. Shall be capable of producing a retrievable image on film, tape, or any  
43 readable medium that can be made a permanent record and enlarged  
44 through projection or other means;
- 45 ii. Shall be maintained in proper working order at all times and shall be subject  
46 to periodic inspection by the chief of police or his designee. If a robbery or  
47 other crime occurs in such outlet, the film or tape recording of such event  
48 shall immediately be made available to the chief of police or his designee;
- 49 (5) No more than six pool tables are located in the establishment; and
- 50 (6) The musical entertainment at the establishment may not be heard from a  
51 distance of more than 100 feet from the front and/or back doors of the  
52 establishment.
- 53 (b) Alcohol licensed consumption on the premise establishments which offer patron  
54 dancing and musical entertainment shall have at least two paid security officers,  
55 who are certified, registered and/or licensed by the state to provide security  
56 services, on duty, daily from 6pm until the close of business.

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**Section 2.**

- a. **Effective Date:** This Ordinance shall go into effect forty-five (45) days from the date of adoption.
- b. **Instruction to Police Department:** The City Police Department shall provide copies of this Ordinance to all licensed consumption on premise establishments within ten (10) days of the adoption of this Ordinance.

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68 **Section 3.** It is hereby declared to be the intention of the City Council that: (a) All  
69 sections, paragraphs, sentences, clauses and phrases of this Ordinance are or were,  
70 upon their enactment, believed by the City Council to be fully valid, enforceable and  
71 constitutional.

72 (b) To the greatest extent allowed by law, each and every section, paragraph,  
73 sentence, clause or phrase of this Ordinance is severable from every other section,  
74 paragraph, sentence, clause or phrase of this Ordinance. No section, paragraph,  
75 sentence, clause or phrase of this Ordinance is mutually dependent upon any other  
76 section, paragraph, sentence, clause or phrase of this Resolution.

77 (c) In the event that any phrase, clause, sentence, paragraph or section of this  
78 Ordinance shall, for any reason whatsoever, be declared invalid, unconstitutional or  
79 otherwise unenforceable by the valid judgment or decree of any court of competent  
80 jurisdiction, it is the express intent of the City Council that such invalidity,  
81 unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not  
82 render invalid, unconstitutional or otherwise unenforceable any of the remaining  
83 phrases, clauses, sentences, paragraphs or sections of the Ordinance.

84 **Section 4.** All Ordinance and Resolutions in conflict herewith are hereby expressly  
85 repealed.

86 **Section 5.** The City Attorney, City Clerk and contracted City Codifier are authorized  
87 to make non-substantive formatting and renumbering edits to this ordinance for  
88 proofing, codification, and supplementation purposes. The final version of all  
89 ordinances shall be filed with the clerk.

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122 The foregoing Ordinance No. 2020-xxx was moved for approval by Councilmember  
123 \_\_\_\_\_ . The motion was seconded by Councilmember  
124 \_\_\_\_\_ , and being put to a vote, the result was as  
125 follows:  
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	AYE	NAY
131 William "Bill" Edwards, Mayor	_____	_____
132 Carmalitha Gumbs, Mayor Pro Tem	_____	_____
133 Catherine Foster Rowell	_____	_____
134 Helen Zenobia Willis	_____	_____
135 Gertrude Naeema Gilyard	_____	_____
136 Corey Reeves	_____	_____
137 khalid kamau	_____	_____
138 Mark Baker	_____	_____

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141 THIS ORDINANCE so adopted this \_\_\_\_\_ day of \_\_\_\_\_ 2020. **CITY OF**  
142 **SOUTH FULTON, GEORGIA.**  
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146 \_\_\_\_\_  
147 WILLIAM "BILL" EDWARDS, MAYOR  
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149 ATTEST:  
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153 CORY E. ADAMS, INTERIM CITY CLERK  
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155 APPROVED AS TO FORM:  
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159 EMILIA C. WALKER, CITY ATTORNEY

**GOVERNMENT OF THE CITY OF SOUTH FULTON**

Office of the City Manager

WILLIAM "BILL" EDWARDS  
MAYOR



ODIE DONALD II  
CITY MANAGER

**MEMORANDUM**

**TO:** Council 2nd Reading and Approval of An Ordinance Title 2 Taxation\_911 Prepaid Wireless

**DATE:** October 27, 2020

**SUBJECT:** Council 2nd Reading and Approval of An Ordinance Title 2 Taxation\_911 Prepaid Wireless

**REFERENCE:**

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**CONCLUSION:**

**BACKGROUND:**

**FISCAL IMPACT:**

**ATTACHMENTS:**

Description	Type	Upload Date
Ordinance Title 2 Taxation_911 Prepaid	Cover Memo	10/22/2020
Ordinance Title 2 Taxation_911 Prepaid	Cover Memo	10/22/2020