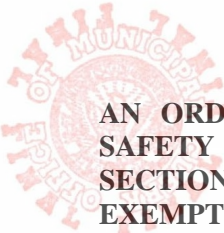


**CITY COUNCIL
ATLANTA, GEORGIA**

24-O-1116



AN ORDINANCE BY COUNCILMEMBER ANTONIO LEWIS AS SUBSTITUTED BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE TO AMEND CHAPTER 10, ARTICLE II SECTIONS 10-92(B) OF THE CITY OF ATLANTA CODE OF ORDINANCES SO AS TO PROVIDE AN EXEMPTION FROM THE DISTANCE REQUIREMENTS LISTED IN SECTION 10- 88.1 FOR PACKAGE STORES LICENSED TO SELL MALT BEVERAGES AND/OR WINE FOR AN ESTABLISHMENT LOCATED AT 825 MCDANIEL STREET, SW, ATLANTA, GEORGIA 30310; 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 for the public health, safety, and welfare; and

WHEREAS, Chapter 10 of the City of Atlanta Code of Ordinances regulates the issuance of licenses for the sale of alcoholic beverages within the City of Atlanta; and

WHEREAS, Section 10-88.1 (a) of the City of Atlanta Code of Ordinances sets forth that no package store may be located within 1,500 feet of any other package store; and

WHEREAS, the area of the City of Atlanta near 825 McDaniel Street, S.W, Atlanta, Georgia 30310, is a heavy-traffic area that can thrive, in part, thru the development of land with a multiplicity of eating, drinking, and shopping options; and

WHEREAS, it is now the opinion of the neighborhood and the Atlanta City Council that the interests served in providing an additional option to purchase beer, and wine by the package in proximity to this area caters to the convenience and character of the residents and business therein; and

WHEREAS, the current distance regulations would restrict the potential effectiveness of this manner of development in this area; and

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

SECTION 1: That Chapter 10, Article II, Section 10-92(b) of the City of Atlanta Code of Ordinances is hereby amended by adding to the end of Section 10-92 (b), a new sub-section, numbered sequentially which shall read as follows:

“(XX) For one (1) retail store located on that parcel of land known as 825 McDaniel Street, SW., Atlanta Georgia, under the numbering system of the City of Atlanta and being more particularly described as:

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOT 86 OF THE 14TH DISTRICT OF FULTON COUNTY, GEORGIA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT AN IRON PIN FOUND AT THE INTERSECTION FORMED BY THE WEST SIDE OF MCDANIEL STREET AND THE NORTH SIDE OF ROCKWELL STREET; THENCE SOUTH 88 DEGREES 42 MINUTES 28.

SECONDS WEST ALONG THE NORTH SIDE OF ROCKWELL STREET 170 FEET TO AN IRON PIN; THENCE NORTH 01 DEGREE 27 MINUTES 00 SECONDS WEST 200 FEET TO AN IRON PIN ON THE WEST SIDE OF MCDANIEL STREET; THENCE SOUTH 01 DEGREE 27 MINUTES 00 SECONDS EAST ALONG THE WEST SIDE OF MCDANIEL STREET 200 FEET TO AN IRON PIN AT THE POINT OF BEGINNING; SAID TRACT CONTAINING 0.7805 ACRES IN AREA 2, MODEL CITIES URBAN REDEVELOPMENT AREA, PROJECT GA A-2-3 MADE BY SOUTHLAND ENGINEERS & SURVEYORS, INC. CERTIFIED BY RALPH B. KEY, REGISTERED PROFESSIONAL LAND SURVEYOR, DATED FEBRUARY 19,1971.

SECTION 2: This ordinance shall become effective immediately upon the Mayor’s signature or by operation of law.

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

A true copy,

Corrine A. Lindo

Municipal Clerk

ADOPTED by the Atlanta City Council

APPROVED per City Charter Section 2-403

OCT 7, 2024

OCT 16, 2024