

ORDINANCE NO. 1348

AN ORDINANCE TO AMEND SECTIONS 9-12-7 and 9-12-16 OF THE COIN OPERATED AMUSEMENT DEVICE ORDINANCE; TO PROVIDE FOR SEVERABILITY; TO PROVIDE AN EFFECTIVE DATE; TO REPEAL ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND FOR OTHER PURPOSES.

WHEREAS, the duly elected governing authority of the City of Conyers, Georgia is authorized by O.C.G.A. §50-27-86 to adopt ordinances regarding bona fide coin operated amusement machines; and

WHEREAS, on or about November 15, 2023, the entirety of Title 9, Chapter 12, which governs bona fide coin operated amusement machines, was amended through Ordinance Number 1346; and

WHEREAS, through an administrative error, older versions of §§9-12-7 and 9-12-16 were inadvertently adopted in Ordinance Number 1346; and

WHEREAS, it is desirous to remove the erroneous versions of §§9-12-7 and 9-12-16 and to replace them with the correct versions; and

WHEREAS, the Mayor and City Council find that it is in the interests of the public safety to immediately enact this ordinance by reasonable means, as allowed under state law, that it is not unduly oppressive, and that it is necessary to protect the health, safety, morals, and general welfare of the citizens of the City.

NOW THEREFORE, BE IT ORDAINED that it is the intention of the City Council and it hereby is ordained by the authority of same that the provisions of this Ordinance shall become and be made a part of the Code of the City of Conyers, Georgia, and the sections of the code and this ordinance may be renumbered to accomplish that intention, and that Title 9, Chapter 12 of the Code of Ordinances of the City of Conyers, Georgia, hereby is amended to read as follows:

SECTION 1. Section 9-12-7 of the Code of Ordinances of the City of Conyers, Georgia is hereby deleted in its entirety and replaced with the following:

Sec. 9-12-7. Minimum distance requirements.

- (a) If an amusement game room location sells or offers to sell any distilled spirits for off-premises consumption, then the amusement game room shall not be located within 200 yards of any school property or within 100 yards of any church building or alcoholic treatment center owned and operated by the State or any county or municipal government.

- (b) If an amusement game room location sells or offers to sell for off-premises consumption any beer or malt beverages or wines, then the amusement game room shall not be located within 100 yards of any school property or within 100 yards of any alcoholic treatment center owned and operated by the State or any county or municipal government.
- (c) At a public meeting, the Mayor and Council may waive the applicability of this provision to an individual location if no alcohol is served at such location.

SECTION 2. Section 9-12-16 of the Code of Ordinances of the City of Conyers, Georgia is hereby deleted in its entirety and replaced with the following:

Sec. 9-12-16. Security Cameras Required.

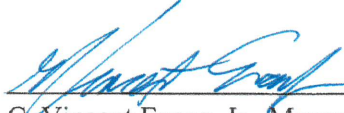
- (a) Any party holding a license pursuant to this chapter is required to install a continuous video recording system dedicated to each register area and dedicated to the bona fide coin operated amusement machines with cameras and lens of a type, number and location approved by the Chief of Police or his/her designee. Such camera(s) must be capable of producing a retrievable and identifiable image on film, tape or electronic video that can be made a permanent record and that can be enlarged through projection or other means.
- (b) Cameras meeting the requirements of this section shall be maintained in proper working order at all times and shall be in operation during all hours in which such establishment is open for business. The camera footage shall have a 30-day retention period. The camera shall be subject to monthly inspection by the Chief of Police or his/her designee, and establishments must have immediate availability of a back-up camera system in the event the primary system becomes inoperable. If a crime occurs or if any employee believes a crime has occurred, the Conyers Police Department shall be contacted immediately, and the camera footage shall be retrieved by a designated police officer.

SECTION 3. All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed to the extent of such conflict.

SECTION 4. If any section, subsection, provisions, or clause of any part of this Ordinance shall be declared invalid or unconstitutional or, if the provisions of any part of this Ordinance as applied to any particular situation or set of circumstances shall be declared invalid or unconstitutional, such invalidity shall not be construed to affect the portions of this Ordinance not so held to be invalid, or the application of this Ordinance to other circumstances not so held to be invalid. It is hereby declared as the intent of the City Council that this Ordinance would have been adopted in its current form without the invalid or unconstitutional provision contained therein.

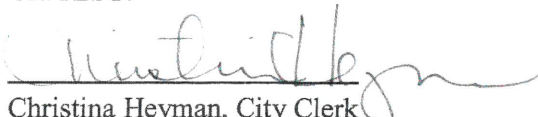
SECTION 5. Pursuant to Section 2-402(a)(4) of the Charter of the City of Conyers, Georgia, the second reading of this Ordinance is hereby waived in order to permit this Ordinance to become effective upon its adoption by the City Council and upon its execution by the Mayor.

ADOPTED AND APPROVED by the City Council of Conyers, Georgia this 6th day of December, 2023.




G. Vincent Evans, Jr., Mayor

ATTEST:



Christina Heyman, City Clerk

Approved by:



Carrie L. Bootcheck, City Attorney