

CITY OF CLARKSTON

ITEM NO: E1

CLARKSTON CITY COUNCIL MEETING

HEARING TYPE:  
Council Meeting

BUSINESS AGENDA / MINUTES

ACTION TYPE:  
Ordinance

MEETING DATE: October 4, 2016

**SUBJECT: Adopt Ordinance Prohibiting New Permits to Sell Distilled Spirits by the Package**

DEPARTMENT: City Council

PUBLIC HEARING:  YES  NO

ATTACHMENT:  YES  NO  
Pages

INFORMATION CONTACT: Mario Williams  
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PURPOSE: To consider and approve an ordinance prohibiting new Permits to Sell Distilled Spirits by The Package for consumption off premises.

NEED/ IMPACT:

Clarkston City Officials are concerned with the high concentration of businesses licensed to sell package alcohol they find that the presence of businesses selling distilled spirits by the package has a negative impact on public health and welfare. O.C.G.A. § 3-3-2(a) authorizes the City to exercise discretionary power to control the business of package alcohol sales.

The City Council proposes to adopt the attached ordinance that provides:

- a) Effective July 3, 2016, the city no longer allows new licenses for the sale of distilled spirits by the bottle. The city recognizes fifteen licensees that shall be permitted to continue operating under their existing licenses at their current locations.
  
- b) Existing licenses may not be transferred, nor may any grandfathered licensee expand its operation or facility. Distilled spirits by the bottle may only be sold within the city under a license grandfathered under subsection (a) upon the terms and conditions set forth in this article.

RECOMMENDATIONS:

Staff has no recommendation.