

CITY OF CLARKSTON

CLARKSTON CITY COUNCIL MEETING

ITEM NO: F12

HEARING TYPE:
Council Meeting

BUSINESS AGENDA / MINUTES

ACTION TYPE:
Ordinance

MEETING DATE: June 7, 2016

SUBJECT: An Ordinance to Amend Chapter 3 of the City Code to Remove the Prohibition of "Coin Operated Amusement Machines" from Retail Premises Where Alcoholic Beverages are Sold by the Package.

DEPARTMENT: City Administration

PUBLIC HEARING: YES NO

ATTACHMENT: X YES NO
Pages: 2

INFORMATION CONTACT: Keith Barker
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PURPOSE:

To approve an Ordinance to Amend Chapter 3 of the City Code to Remove the Prohibition of "Coin Operated Amusement Machines" from Retail Premises Where Alcoholic Beverages are sold by the Package.

NEED/ IMPACT:

The existing City ordinance prohibits retail dealers of alcoholic beverages from offering machines operated for amusement purposes at their retail premises. The Supreme Court ruled in the case of "Gebrekidan v. City of Clarkston" that the City cannot legally regulate certain bona fide coin-operated machines that are regulated by the State of Georgia.

RECOMMENDATIONS:

Staff recommends the City Council approve the attached Ordinance to Amend Chapter 3 of the City Code to Remove the Prohibition of "Coin Operated Amusement Machines" from Retail Premises Where Alcoholic Beverages are sold by the Package.