

**A RESOLUTION
IMPOSING A MORATORIUM ON NEW APPLICATIONS
FOR PERMITS TO SELL ALCOHOL BY THE PACKAGE FOR CONSUMPTION
OFF PREMISES FOR NINETY (90) DAYS.**

WHEREAS, the City of Clarkston has a high concentration of businesses licensed to sell package alcohol, with fifteen (15) such locations in the City; and

WHEREAS, the number of package alcohol locations continues to increase, with four (4) such new licenses issued already in 2016; and

WHEREAS, the City Council hereby finds that an over-concentration of package alcohol businesses tends to present negative impacts on public health and welfare; and

WHEREAS, O.C.G.A. § 3-3-1 declares that engaging in the business of selling alcohol in Georgia is a privilege and not a right; and

WHEREAS, O.C.G.A. § 3-3-2(a) authorizes the City to exercise discretionary power to control the business of package alcohol sales; and

WHEREAS, the City is presently contemplating imposing reasonable zoning regulations and distance requirements on package alcohol vendors; and

WHEREAS, there are presently no applications pending for new package alcohol licenses.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CLARKSTON:

1. A moratorium is hereby imposed on new applications for package alcohol sales licenses pursuant to Article II and Article III of City Code Chapter 3; and
2. The City Manager, City Clerk, and City staff shall refuse to accept any application placed under moratorium by this resolution and shall provide a copy of this resolution to any person seeking such license during the moratorium period; and
3. The moratorium provided for herein shall expire on October 5, 2016, unless removed sooner by further resolution of the City Council.

[signatures on following page]

SO RESOLVED, this _____ day of _____, 2016.

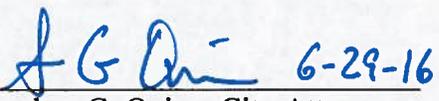
**CITY COUNCIL
CITY OF CLARKSTON, GEORGIA**

TED TERRY, Mayor

ATTEST:

Tracy Ashby, City Clerk

Approved as to Form:



Stephen G. Quinn, City Attorney