

STATE OF GEORGIA
COUNTY OF FULTON

**A RESOLUTION REGARDING THE REPEAL OF SECTION 38-120(c) OF THE CITY'S
CODE OF ORDINANCES, AS ACCOMPLISHED BY ORDINANCE NO. 2017-03-05,
APPROVED AND ADOPTED MARCH 21, 2017**

WHEREAS, on March 21, 2017, the City Council adopted Ordinance No. 2017-03-05, which repealed Section 38-120(c) from the City's Code of Ordinances; and

WHEREAS, Section 38-120(c) was never enforced during the years that it was in effect; and

WHEREAS, the City Council has no intent of reenacting Section 38-120(c) or any similar provision prohibiting the commercial distribution of sexual devices; and

WHEREAS, Ordinance No. 2017-03-05 eliminated an inconsistency in the City's Code between Section 38-120(c) and other regulations providing for the licensing and regulation of stores that sell such devices;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SANDY SPRINGS, GEORGIA, as follows:

1. The Council disavows any intent to reenact Section 38-120(c) or any similar regulation.
2. Ordinance No. 2017-03-05's repeal of Section 38-120(c) eliminated an inconsistency in the City's Code between the former prohibition on the sale of obscene devices and the City's zoning and licensing ordinances that license and regulate stores which sell them. Those zoning and licensing regulations serve the City's secondary effects interests relative to the sale of such devices.

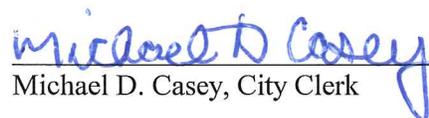
RESOLVED this 6th day of June, 2017.

Approved:



Russell K. Paul, Mayor

Attest:


Michael D. Casey, City Clerk

(Seal)

