

STATE OF GEORGIA
COUNTY FULTON

A RESOLUTION TO AUTHORIZE THE CITY OF SANDY SPRINGS, GEORGIA, CONDITIONED ON APPROVAL IN A REFERENDUM, TO PERMIT AND REGULATE SUNDAY SALES OF DISTILLED SPIRITS OR ALCOHOLIC BEVERAGES FOR BEVERAGE PURPOSES BY THE DRINK FROM 11:00 A.M. TO 12:30 P.M.; TO AUTHORIZE THE SANDY SPRINGS ELECTION SUPERINTENDENT TO ISSUE THE CALL FOR SUCH REFERENDUM TO BE HELD ON NOVEMBER 6, 2018; AND FOR OTHER PURPOSES

WHEREAS, Sunday sales of malt beverages, wine and distilled spirits for consumption on the premises of certain licensees are currently lawful within the City of Sandy Springs, Georgia (“City”) between the hours of 12:30 P.M. and 12:00 Midnight; and

WHEREAS, O.C.G.A. § 3-3-7(j.1) authorizes the governing authority of a municipality to allow Sunday sales of malt beverages, wine and distilled spirits for consumption on the premises of qualified licensees for an additional hour and a half between the hours of 11:00 A.M. and 12:30 P.M., if such sales are approved by referendum; and

WHEREAS, the City now wishes to authorize by resolution and conditioned upon approval in a referendum the permitting and regulation of the sale of distilled spirits or alcoholic beverages for beverage purposes by the drink on Sundays from 11:00 A.M. to 12:30 P.M.

NOW THEREFORE, BE IT RESOLVED by the Mayor and City Council for the City of Sandy Springs, Georgia, that the City, conditioned on approval in a referendum, be authorized to permit and regulate the sale of distilled spirits and alcoholic beverages for consumption on the premises of any licensed establishment which derives at least 50 percent (50%) of its total annual gross sales from the sale of prepared meals or food in all of the combined retail outlets of the individual establishment where food is served and in any licensed establishment which derives at least 50 percent (50%) of its total annual gross income from the rental of rooms for overnight lodging on Sundays for an additional hour and a half during the time period of 11:00 A.M. until 12:30 P.M.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized and directed to certify and transmit this Resolution to the Election Superintendent to issue the call for a referendum for the purpose of submitting to the voters of the City the question of authorizing the City to permit and regulate Sunday sales of distilled spirits or alcoholic beverages for beverage purposes by the drink from 11:00 A.M. to 12:30 P.M.

BE IT FURTHER RESOLVED that, not less than ten (10) nor more than sixty (60) days after approval of this Resolution, the Election Superintendent shall issue the call not less than thirty (30) nor more than sixty (60) days before the date of the election, and shall conduct such election on the 6th day of November, 2018 in the manner prescribed by O.C.G.A. § 3-3-7 and § 21-2-540.

BE IT FURTHER RESOLVED that, the City Manager and City Attorney are authorized by Council to complete negotiations for the cost to be borne by the City in conducting the City referendum as authorized herein.

BE IT FURTHER RESOLVED that the Election Superintendent shall cause the date and purpose of the election to be published once a week for two (2) weeks immediately preceding the date of the referendum

in the official organ of Fulton County.

BE IT FURTHER RESOLVED that the Election Superintendent shall cause the following language to be written or printed on the ballot:

- () YES Shall the governing authority of Sandy Springs, Georgia be authorized to permit and regulate
- () NO Sunday sales of distilled spirits or alcoholic beverages for beverage purposes by the drink from 11:00 A.M. to 12:30 P.M.?

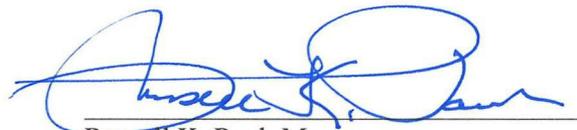
BE IT FURTHER RESOLVED that the Election Superintendent shall review the ballots cast and certify the results to the Georgia Secretary of State.

BE IT FURTHER RESOLVED that upon passage of the referendum contemplated herein and certification to the Georgia Secretary of State, the City Council shall be authorized to permit and regulate Sunday sales of distilled spirits or alcoholic beverages for beverage purposes by the drink from 11:00 A.M. to 12:30 P.M. within the municipal limits of the City on Sundays, to be effective the first Sunday after the results of the referendum are canvassed by the Election Superintendent, the Election Superintendent has declared that the majority number of votes for passage and approval of the referendum was positive, and the Election Superintendent has certified the results to the Georgia Secretary of State.

The Mayor and City Manager are hereby authorized to execute any documents in the furtherance of this Resolution, subject to approval by Legal and Finance.

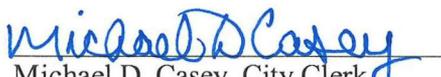
RESOLVED this the 17th day of July, 2018.

Approved:



Russell K. Paul, Mayor

Attest:



Michael D. Casey, City Clerk

(Seal)

