

STATE OF GEORGIA  
COUNTY OF FULTON

**A RESOLUTION AUTHORIZING A REFERENDUM TO ALLOW PACKAGE SALES ON SUNDAYS BY RETAILERS OF PACKAGE MALT BEVERAGES, WINE AND DISTILLED SPIRITS**

**WHEREAS**, package sales of malt beverages, wine and distilled spirits by retailers are currently lawful within the City of Sandy Springs, Georgia (“City”); and

**WHEREAS**, sales of malt beverages, wine and distilled spirits are currently subject to regulation on Mondays through Saturdays in the City by the governing authority of the City (“City Council”); and

**WHEREAS**, O.C.G.A. § 3-3-7(q) authorizes the governing authority of a municipality to allow package sales by retailers of malt beverages, wine and distilled spirits on Sundays between the hours of 12:30 P.M. and 11:30 P.M., if such sales are approved by referendum.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council that the City Clerk is hereby authorized and directed to certify and transmit this Resolution to the Elections Superintendent to issue the call for a referendum for the purpose of submitting to the voters of the City the question of authorizing Sunday package sales by retailers of malt beverages, wine and distilled spirits between the hours of 12:30 P.M. and 11:30 P.M.

**BE IT FURTHER RESOLVED** that, upon receipt of this Resolution, the Elections Superintendent shall issue the call and shall conduct the election on the 8th day of November, 2011 in the manner prescribed by O.C.G.A. § 21-2-540.

**BE IT FURTHER RESOLVED** that, the conducting of a referendum for the City by the Elections Superintendent shall be contingent upon a referendum going forward concurrently on November 8, 2011, on behalf of the School Board of Fulton County for an E-Splost referendum.

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

**BE IT FURTHER RESOLVED** that the Elections Superintendent shall cause the date and purpose of the election to be published once a week for four (4) weeks immediately preceding the date of the election in the official organ of Fulton County.

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

- YES      Shall the governing authority of (name of county or municipality) be authorized to permit and regulate package sales by retailers of both malt beverages and wine on Sundays between the hours of 12:30 P.M. and 11:30 P.M.?
- NO

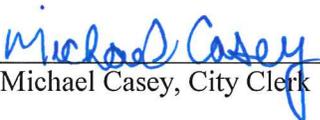
**BE IT FURTHER RESOLVED** that upon passage of the Sunday package sales referendum, the City Council shall be authorized to permit and regulate package sales by retailers of malt beverages, wine and distilled spirits between the hours of 12:30 P.M. and 11:30 P.M., to be effective the first Sunday after the results of the referendum are certified by the Election Superintendent that the majority number of votes for passage and approval of the referendum was positive.

**RESOLVED** this the 16<sup>th</sup> day of August, 2011.

Approved:

  
\_\_\_\_\_  
Eva Galambos, Mayor

Attest:

  
\_\_\_\_\_  
Michael Casey, City Clerk

(Seal)

