

ORDINANCE 2017-02

AN ORDINANCE BY THE GOVERNING AUTHORITY FOR THE CITY OF STONE MOUNTAIN, GEORGIA TO AMEND CHAPTER 12; LICENSES AND BUSINESS REGULATIONS, ARTICLE III. OUTDOOR CAFES AND DISPLAY OF MERCHANISE; TO REPEAL ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND FOR OTHER PURPOSES.

PART I

The Council of the City of Stone Mountain hereby ordains that Section 108 of Chapter 12, LICENSES AND BUSINESS REGULATIONS, ARTICLE III. Outdoor Cafés and Display of Merchandise of *The Code of the City of Stone Mountain, Georgia* be amended as follows:

1. Add new Section 12-108(20) Prohibited conduct.

“The consumption of alcohol or open container of alcoholic beverage on any public street, highway, alley, sidewalk, park or picnic area, or designated and approved outdoor café area except for conditions provided within Section 3-5(c) of the Code of Ordinances.”

PART II

All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

PART III

If any section, clause, sentence or phrase of this ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this ordinance.

PART IV

This ordinance shall become effective on March 7, 2017.

This ordinance was proposed by Council Member Johnson with a motion to adopt. Thereafter, the motion was seconded by Council Member Colene. 6 Council Members voted in favor of the motion and 0 Council Members voted against the motion.

Patricia Wheeler
Mayor Patricia Wheeler

Kate Settle
Kate Settle, City Clerk

Approved as to form: [Signature]
City Attorney Joe Fowler

First read: February 24, 2017 Second read: March 7, 2017