

RESOLUTION IMPOSING TEMPORARY
STAY ON ISSUANCE OF CERTAIN ALCOHOLIC
BEVERAGE LICENSES WITHIN CERTAIN PORTIONS
OF THE THIRD ALDERMANIC DISTRICT

WHEREAS, the Alcoholic Beverage Ordinance of 2017 declares that, *inter alia*, the sale of alcoholic beverages is considered to be a privilege within the City of Savannah; and

WHEREAS, the Alcoholic Beverage Ordinance of 2017, as amended, was enacted for the purpose of establishing reasonable and ascertainable standards for the regulation and control of alcoholic beverages in a manner to promote the health, safety and general welfare of the community while giving effect to zoning and land use plans, preserving the residential areas with reasonable consideration for their character and with the general intent of promoting desirable living conditions and sustaining the stability of neighborhoods and property values; and

WHEREAS, the Mayor and Aldermen have the discretion to set forth ascertainable standards in the local licensing ordinance upon which all decisions pertaining to these licenses shall be based, in accordance with O.C.G.A. § 3-3-2(a)(2); and

WHEREAS, the Mayor and Aldermen of the City of Savannah have been presented with evidence of a proliferation of establishments possessing a license to sell or dispense alcoholic beverages within the Third Aldermanic District, which presents a condition at variance with the purpose and intent of the Alcoholic Beverage Ordinance of 2017; and

WHEREAS, the Mayor and Aldermen wish for the City Manager to direct staff to research and propose revisions to the Code of Ordinances to address the issues associated with the continued issuance of licenses to sell alcoholic beverages, specifically package stores and convenience stores, within the Third Aldermanic District; and

WHEREAS, the Mayor and Aldermen of the City of Savannah wish to temporarily pause the processing of new applications submitted by package stores and convenience stores for licenses to sell or dispense alcoholic beverages to allow staff adequate time to research and propose amendments to the Code of Ordinances for the area situated within these boundaries:

DISTRICT 3 [Portion A]

Commencing from a point [X: 999819.389245 Y: 754627.076871] located at the approximate intersection of the centerlines of Pennsylvania Avenue & East President Street, thence proceeding in a SW direction along the centerline of Pennsylvania Avenue, for an approximate distance of 153.407 ft. to a point [X: 999776.365011 Y: 754479.826342], said point being located on the intersection of the centerlines of Pennsylvania Avenue & the Southern boundary of the Rail Road right-of-way line, said point also being located on the City of Savannah's current municipal boundary [as of October 2014], said point also being, THE POINT OF BEGINNING, thence proceeding in a Southerly direction along the City of Savannah's current municipal boundary to a point [X: 1001051.84112 Y: 745955.265533], a point located at the intersection of the centerlines of Bonaventure Road & Downing Avenue, thence continuing in a Southerly direction along the City of

Savannah's current municipal boundary to a point [X: 997073.549778 Y: 735378.933416], a point located at the intersection of the centerlines of LaRoche Avenue & DeRenne Avenue, thence proceeding in a NW direction along the centerline of DeRenne Avenue, for an approximate distance of 2,723.456 ft. to a point, said point being located on the intersection of the centerlines of DeRenne Avenue & Skidaway Road, thence proceeding in a SW direction along the centerline of Skidaway Road, for an approximate distance of 7,301.910 ft. to a point, said point being located on the intersection of the centerlines of Skidaway Road & Eisenhower Drive, thence proceeding in a NW direction along the centerline of Eisenhower Drive for an approximate distance of 4,280.893 ft. to a point, said point being located on the intersection of the centerlines of Eisenhower Drive & Agonic Road, thence proceeding in a NW direction along the centerline of Agonic Road for an approximate distance of 1,767.849 ft. to a point [X: 989684.008262 Y: 732233.770052], thence continuing in a NW direction [N 1-27-55 W] along Agonic Road for an approximate distance of 642.602 ft. to a point [X: 989667.5762 Y: 732876.161924], a point located on the approximate centerline of Agonic Road, thence proceeding along a line in a NE direction [N 58-17-24 E] for an approximate distance of 1,666.3222 ft. to a point [X: 991085.150317 Y: 733752.011967], said point being located along the approximate centerline of the existing Casey Canal, thence proceeding in a NW direction along the approximate centerline of Casey Canal for an approximate distance of 1,450.113 ft. to a point [X: 990687.925627 Y: 735141.202001], thence proceeding in a NW direction along the centerline of Bacon Park Drive, for an approximate distance of 3,050.986 ft. to a point, said point being located on the intersection of the centerlines of Bacon Park Drive & Waters Avenue, said point being located at the intersection of the centerlines of Waters Avenue & 51st Street,

thence proceeding in a SE direction along the centerline of 51st Street, for an approximate distance of 2,792.108 ft. to a point, said point being located at the intersection of the centerlines of 51st Street & Bee Road, thence proceeding in a NE direction along the centerline of Bee Road, for an approximate distance of 2,330.082 ft. to a point, said point being located at the intersection of the centerlines of Bee Road & Victory Drive, thence proceeding in a NW direction along the centerline of Victory Drive, for an approximate distance of 1,040.793 ft. to a point, said point being located at the intersection of the centerlines of Bee Road & Ash Street, thence proceeding in a NE direction along the centerline of Ash Street, for an approximate distance of 5,691.361 ft. to a point, said point being located at the intersection of the centerlines of Ash Street & Wheaton Street, thence proceeding in a NW direction along the centerline of Wheaton Street, for an approximate distance of 3,831.259 ft. to a point [X: 992130.434837 Y: 754343.846389], said point being located at the intersection of the centerlines of Wheaton Street & an existing rail road track, with a North/South orientation, thence proceeding in a NE direction along the centerline of the existing rail road track for an approximate distance of 3,070.009 ft. to a point [X: 994205.235851 Y: 755728.679664], said point being located on the intersection of the centerlines of the existing rail road line & the Southern boundary line of an Rail Road right-of-way, which is positioned with a East/West orientation, and said point also being located on the City of Savannah's current municipal boundary [as of October 2014], thence proceeding in a SE direction along said line, for an approximate distance of 5,711.830 ft. to a point [X: 999776.365011 Y: 754479.826342], said point being located on the

intersection of the centerlines of Pennsylvania Avenue & the Southern boundary of the Rail Road right-of-way line, said point also being located on the City of Savannah's current municipal boundary [as of October 2014], said point also being, THE POINT OF BEGINNING,

DISTRICT 3 [Portion B]

Beginning at a point [X: 1001858.90396 Y: 745716.61271] located at the approximate intersection of the centerlines of Bonaventure Road & Greenwich Road, said point also being, THE POINT OF BEGINNING, thence proceeding in a NE direction along the centerline of Greenwich Road, but more particularly, following the current municipal boundary [as of October 2014], for the City of Savannah, thence continuing along the current municipal boundary for the City of Savannah, until it's return back to a point [X: 1001858.90396 Y: 745716.61271], said point being, THE POINT OF BEGINNING.

NOW, THEREFORE, be it resolved by the Mayor and Aldermen of the City of Savannah that the City does hereby adopt a resolution which imposes a stay on the issuance of licenses to sell or dispense alcoholic beverages submitted by any person owning or occupying real property intending to operate a package store and convenience stores for a period of 90 days for the area hereinabove described as the Third Aldermanic District.

This resolution shall not apply to any person owning or occupying real property intending to operate a package store or convenience stores that has applied for a license to sell or dispense alcohol prior to the date of passage of this resolution.

This resolution shall expire 90 days from the date of its adoption.

ADOPTED and APPROVED this _____ day of _____, 2020.

Van R. Johnson II
Mayor

Mark Massey
Clerk of Council