

RESOLUTION IMPOSING TEMPORARY
STAY ON ISSUANCE OF CERTAIN ALCOHOLIC
BEVERAGE LICENSES WITHIN CERTAIN PORTIONS
OF THE FIFTH 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 certain portions of the Fifth 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 restaurants, within the Fifth Aldermanic District; and

WHEREAS, the Mayor and Aldermen of the City of Savannah wish to temporarily pause the processing of new applications submitted by restaurant owners/operators 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:

Bounded on the north by the centerlines of Victory Drive and Ogeechee Road (U.S. Highway 80); on the west and south by the centerline of Interstate 516 (Lynes Parkway); on the east by the centerline of Bull Street to Victory Drive (U.S. Highway 80).

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 restaurant for a period of 90 days for the area hereinabove described in the Fifth Aldermanic District.

This resolution shall not apply to any person owning or occupying real property intending to operate a restaurant 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