

RESOLUTION 2018-05

RESOLUTION CALLING FOR A REFERENDUM TO ALLOW CITIZENS OF SMYRNA, GEORGIA TO VOTE ON WHETHER SMYRNA IS 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. AND AUTHORIZING SUBSEQUENT SALES

WHEREAS, Smyrna, Georgia (“Smyrna”) is body corporate and politic pursuant to Georgia law; and

WHEREAS, the General Assembly of the State of Georgia has enacted legislation, codified at O.C.G.A. § 3-3-7 (j.1)(1) and signed into law on May 8, 2018, authorizing Municipalities 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., if such sales are approved in a referendum by the electors of Smyrna in an election called and conducted in the manner set forth in the legislation; and

WHEREAS, the Mayor and Council of Smyrna, in compliance with law, wish to provide an opportunity for the citizens of Smyrna to vote their desires with respect to the time such sales of distilled spirits or alcoholic beverages for beverage purposes by the drink can be purchased on Sundays; and

WHEREAS, the voters shall determine if Smyrna shall be authorized to permit and regulate Sunday sales for an additional hour and a half during the time period of 11:00 A.M. until 12:30 P.M.

NOW, THEREFORE, BE IT RESOLVED, that Smyrna shall conduct a referendum as authorized by O.C.G.A § 3-3-7 (j.1)(1) to determine whether the voters desire Smyrna 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., said referendum to be called in accordance with Title 21 Chapter 2 of the Official code of Georgia and all other applicable laws, and that the elections superintendent shall issue the call and conduct the election on November 6, 2018, in the manner so authorized.

The ballots to be used in the election shall have written or printed thereon the following words:

- () Yes Shall the governing authority of Smyrna, Georgia 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.?
- () No

The election shall be held on November 6, 2018, and the polls will be open from 7:00 A.M. to 7:00 P.M.. Those qualified to vote in the election shall be determined in accordance with the Constitutions and statutes of the United States and the State of Georgia.

BE IT FURTHER RESOLVED, provided more than one-half of the votes cast on the question are for approval, Smyrna 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 effective November 18, 2018.

This the _____ day of July, 2018

Mayor: _____
A. Max Bacon, Mayor

ATTEST:

By: _____
Terri Graham, City Clerk

Approved as to Form:

City Attorney:

Scott A. Cochran, City Attorney