

AN ORDINANCE NO. 24- 110

ENTITLED

AN ORDINANCE AMENDING SEC. 6-3 OF THE CITY CODE SO AS TO AMEND ITS PROXIMITY RULES FOR SCHOOL AND COLLEGE PROPERTY TO MIRROR THE STATE CODE; REPEALING PRIOR ORDINANCES IN CONFLICT AND FOR OTHER PURPOSES.

WHEREAS, it is in the best interests of the City of Albany to amend Sec. 6-3 so as to mirror the State Code,

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of the City of Albany, Georgia, and it is hereby ordained by authority of same:

SECTION 1. Sec. 6-3(b) of the City Code as it presently exists is amended as follows:

- b) *Schools and colleges.* No distilled spirits shall be offered for sale or sold in any form within 200 yards of any school or college, and no malt beverages or wines shall be offered for sale or sold in any form within 100 yards of a school or college, such distance under this subsection shall be measured by the most direct route of travel on the ground from the nearest point on the property line of such school or college to the nearest principal entrance of the premises on which such wines or distilled spirits or malt beverages are offered for sale or sold. This subsection shall not apply at any location for which a license has been issued prior to July 1, 1981, nor to the renewal of such license. This subsection shall not apply at any location for which a new license is applied for if the sale of wine and beer was lawful at such location at any time during the 12 months immediately preceding such immediately preceding such application. For purposes of measuring "direct route of travel" measure along a paved or otherwise improved surface appropriate for public vehicular, bicycle or pedestrian traffic as follows:
- (1) From the main public entrance of the structure from which the alcoholic beverage is sold or offered for sale go in a straight line to the nearest public route of travel;
 - (2) Thence go in a straight line along said public route of travel by the nearest route;
 - (3) Thence go to the nearest point on the property line of the school or college campus;
 - (4) No minor or principal arterial street, as identified by the Functional Classification Map in the 2030 DARTS (Dougherty Area Regional Transportation Study), a copy of which is on file in the office of planning and development services, shall be crossed except at the nearest city-, county- or state-approved pedestrian cross-walk or at the nearest intersection.

SECTION 2. All Ordinances, or parts of Ordinances, in conflict herewith are repealed.


MAYOR

ATTEST:


CITY CLERK

Adopted: May 28, 2024



Introduced by: Chal Worthington