

AN ORDINANCE  
ENTITLED

21-104

**AN ORDINANCE AMENDING SEC. 6-109 SO AS TO ADOPT A NEW PROCEDURE FOR DENIAL OF ALCOHOL LICENSE APPLICATION AS WELL AS DENIAL OF TRANSFER OF ALCOHOL LICENSE; REPEALING PRIOR ORDINANCES IN CONFLICT AND FOR OTHER PURPOSES.**

WHEREAS, it is in the best interests of the City of Albany to so amend Sec. 6-109 of the City Code so as to adopt a new procedure for denial of alcohol license applications as well as denial of transfers of alcohol license,

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:

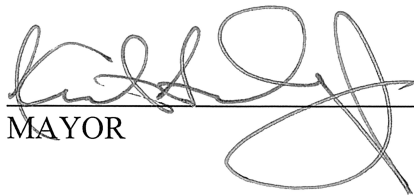
SECTION 1. Sec. 6-109 of the City Code as it presently exists is hereby deleted and in its place is adopted:

If an application for alcohol license or request for transfer of alcohol license is denied, the City Attorney shall provide to applicant, within five (5) business days of the denial, a concise, written statement outlining the reason(s) for the denial. The applicant may appeal such denial by written notice to the City Attorney within ten (10) days of mailing the notice. Such a timely request will result in the setting of a hearing before the Mayor and Board of Commissioners within thirty (30) days of the request.

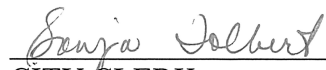
The appeal hearing provided for in this section need not be a regular or official meeting of the Mayor and Commissioners but may be at such time and place as set forth in written notice to the applicant. The City Attorney will provide such written notice to the applicant at least ten (10) days prior to the appeal hearing. Four members of the Board of City Commissioners shall constitute a quorum for conducting the hearing.

At such hearing, the Commission shall hear evidence offered by the applicant as well as anyone opposing the issuance of the license. The applicant may be represented by counsel, may offer testimony, may call witnesses and/or offer documentary evidence and may question any opposing witnesses. At the close of the evidence, the Commission shall either uphold its denial or shall approve the issuance of a license.

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

  
MAYOR

ATTEST:

  
CITY CLERK  
Adopted: *February 23, 2021*

Introduced by: *Matt Fuller*

