

RESOLUTION NO. _____, 2021
(Package Sale of Distilled Spirits, November 2021 Election – LMW)

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF ROCKMART TO CALL THE QUESTION “SHALL LICENSES FOR THE PACKAGE SALE OF DISTILLED SPIRITS IN THE CITY LIMITS OF ROCKMART BE PERMITTED OR PROHIBITED” ON THE BALLOT OF THE GENERAL ELECTION ON NOVEMBER 2ND, 2021

WHEREAS, the City wishes to attract new businesses to locate within the city limits of Rockmart;

WHEREAS, recently, the law in Georgia was changed as a result of Senate Bill 145, amending Article III of Chapter IV of Title III of the Official Code of Georgia, authorizing a municipality by resolution to present the question to voters of the municipality as to whether they are in favor of package sales of distilled spirits within a municipality;

WHEREAS, the City Council recognizes the sale of beers, wines, malt beverages, and other alcoholic drinks by the glass is already permitted in Rockmart;

WHEREAS, the City Council wishes to place the question “Shall licenses for the package sale of distilled spirits in the City limits of Rockmart be permitted or prohibited” on the ballot of the municipal general election on November 2nd, 2021;

WHEREAS, the City Council believes by attracting new businesses the City will generate additional revenue, in the form of license fees, sales and excise taxes, and, perhaps, other fees if the package sales of distilled spirits is approved;

WHEREAS, the City desires to control and regulate locations within the city limits of Rockmart that are suitable for package sales of distilled spirits, beer, and wine;

WHEREAS, several surrounding municipalities have issued licenses for the package sale of distilled spirits and potential revenues of the City of Rockmart are being lost as a result of residents in and around the community purchasing by the package distilled spirits in adjacent areas;

WHEREAS, the City Council believes licensing the package sale of distilled spirits will help the city of Rockmart safely regulate the sale and consumption of distilled spirits within Rockmart;

WHEREAS, the City Council will amend Chapter 3, Article IV of the Rockmart Code of Ordinances with a majority approval of qualified voters;

NOW THEREFORE, be it resolved by the City Council of the City of Rockmart as follows:

1.

Since the Georgia Legislature has enacted a new provision authorizing the citizens of Rockmart to vote in the issuance of licenses permitting the sale of distilled spirits by the package, it is hereby resolved that this question shall be submitted to the voters of the City of Rockmart at the time of the holding of the general election on November 2, 2021. The ballot question to be presented to the voters will be as follows:

“Will the issuance of licenses for the package sale of distilled spirits be permitted in the City of Rockmart? _____ YES _____ NO.”

The City Clerk shall forward a certified copy of this Resolution to the Elections Superintendent of Polk County, Georgia. The Clerk shall request that the Elections Superintendent place on the ballot for the general election on November 2, 2021.

2.

This Resolution shall not be amended, supplemented, or returned after the Clerk's presentation of it to the Election Superintendent of Polk County, Georgia. The Clerk shall cooperate with the Election Superintendent to be certain that the Resolution is in proper form and that the Election Superintendent causes a Notice, similar to that attached hereto as Exhibit "A" and made a part hereof, to be published in the Polk County Standard Journal, the official publication for general circulation in Rockmart, Georgia, that this ballot question shall be a part of the decision of qualified voters within the corporate limits of the City of Rockmart on November 2, 2021. This notice shall be published once a week for two weeks immediately preceding the date of the general election of November 2, 2021.

3.

In the event this Resolution is adopted, **prior to** the issuance of any license for the sale of distilled spirits, the City Council of the City of Rockmart shall prepare appropriate amendments, including reasonable regulatory requirements, regarding the sale of distilled spirits; similar in nature to those regulations already in effect regarding the sale of wine, malt beverages, and alcoholic beverages by the drink in the City.

4.

The Clerk shall perform all other duties and responsibilities required of the Clerk to implement the provisions of this Resolution.

Adopted and approved by the Mayor and Council of the City of Rockmart at a meeting
duly called and held on this the _____ day of _____, 2021. Council Members
_____ voting "Aye" and _____ voting "No."

BY: _____
SHERMAN ROSS, MAYOR

ATTEST: _____
SECRETARY

(Seal)

EXHIBIT "A"

**NOTICE OF A VOTE ON THE QUESTION OF PERMITTING
LICENSES FOR PACKAGE SALE OF DISTILLED SPIRITS**

Notice is hereby given that on November 2, 2021 at the time of a general election in the City of Rockmart, there shall be a question as a part of the ballot which reads as follows:

“Will the issuance of licenses for the package sale of distilled spirits be permitted in the City of Rockmart? _____ YES _____ NO.”

All qualified voters in the City of Rockmart shall be authorized to vote upon this question at the normal polling location within the City.

ELECTION SUPERINTENDENT
POLK COUNTY, GEORGIA

PLEASE PUBLISH THE WEEK OF OCTOBER 18 AND OCTOBER 25