

RESOLUTION 04-2010

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF CARROLLTON,
STATE OF GEORGIA, TO AMEND CHAPTER 6 (“ALCOHOLIC BEVERAGES”),
ARTICLE VII (“CONSUMPTION ON THE PREMISES”) TO IMPOSE CERTAIN
REQUIREMENTS AND REGULATIONS ON ALCOHOLIC BEVERAGE
ESTABLISHMENTS PROVIDING SECURITY AT THEIR ESTABLISHMENTS

WHEREAS, Chapter 6 (“Alcoholic Beverages”), Article VII (“Consumption on the Premises”) of the Code of Ordinances, City of Carrollton, Georgia permits certain establishments and businesses to sell alcoholic beverages for consumption on the premises; and

WHEREAS, many of these establishments and businesses provide their own security; and

WHEREAS, the Chief of the Carrollton Police Department has reported an increase in altercations, fights, and other violent incidents involving security at these establishments and businesses; and

WHEREAS, the Chief of the Carrollton Police Department has recommended that the Mayor and City Council adopt certain requirements and regulations relating to such establishments and businesses that provide their own security; and

WHEREAS, the Mayor and City Council find it in the public interest to impose certain requirements and regulations relating to such establishments and businesses that provide their own security.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council of Carrollton do hereby amend Chapter 6 (“Alcoholic Beverages”), Article VII (“Consumption on the Premises”) by adding new Sections 6-170, 6-171, and 6-172 as follows:

Sec. 6-170. Definitions.

The following words, terms and phrases, when used in Sections 6-171 and 6-172 below, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Alcoholic Beverage Establishment means any business authorized for the sale or dispensing of alcoholic beverages by the drink or in broken packages for consumption on the licensed premises.

Security means any personnel privately employed for the task of monitoring and maintaining order and safety in any establishment or on any property.

Special Event means any planned and approved event that is temporary and often at a rented or reserved location or facility (examples: fairs, carnivals, motorcycle rides, car shows, publicly advertised parties, weddings, wedding receptions, etc.) in which alcoholic beverages are to be dispensed to patrons participating in the event.

Sec. 6-171. Maintenance of order at alcoholic beverage establishments and special events.

The owner and/or manager of any alcoholic beverage establishment and the organizer and/or manager of any special event shall be responsible for monitoring their establishment or special event – as well the parking lots and other outside areas around the establishment or special event – and for prohibiting disruptive, disorderly, and/or dangerous behavior, and for prohibiting patrons and other persons associated with the establishment or special event from standing, sitting, mingling, or assembling outside the licensed premises or the location or facility in a manner which causes or contributes to altercations, fights, other violent incidents, and/or illegal acts.

Sec. 6-172. Regulation of security at alcoholic beverage establishments and special events.

The owner and/or manager of any alcoholic beverage establishment and the organizer and/or manager of any special event, who chooses to employ security at his or her establishment or special event during hours of operation, shall meet and adhere to all of the following requirements:

(a) If the owner and/or manager of any alcoholic beverage establishment and the organizer and/or manager of any special event contracts with a private security business, any such private security business must be properly registered with and licensed by both the State of Georgia and the city and meet and adhere to all standards and requirements set forth in the Georgia Private Detective and Security Agencies Act, O.C.G.A. § 43-38-1, et seq.

(b) If the owner and/or manager of any alcoholic beverage establishment and the organizer and/or manager of any special event provides in-house security, said owner, organizer, and/or manager assumes full liability and responsibility for the security personnel, as they will be considered employees of the establishment or special event.

(c) If the owner and/or manager of any alcoholic beverage establishment and the organizer and/or manager of any special event has in-house security personnel armed with a firearm, either concealed or unconcealed, while on-duty at the establishment or special event, the owner, organizer, and/or manager is required to have the city police department complete a criminal background check on any such armed personnel.

(d) The owner and/or manager of any alcoholic beverage establishment and the organizer and/or manager of any special event shall maintain copies of any and all licenses and permits issued on behalf of their security personnel and shall make them available for review upon the request of any city police officer.

(e) The owner and/or manager of any alcoholic beverage establishment and the organizer and/or manager of any special event shall keep and maintain a record and log – which record and log shall be available for review upon the request of any city police officer – documenting the name, date, and time that each security personnel worked at their establishment or special event.

(f) All security personnel working at an alcoholic beverage establishment or special event shall be uniform in appearance with one another and in a way that distinguishes them from other non-security personnel or employees. Uniforms must meet the following requirements:

- (1) The uniform must clearly identify the employee as either “In-House Security” preceded by the establishment’s or special event’s name, or if outside security personnel are used, “Security” preceded by the private security company name.
- (2) The uniforms cannot resemble those worn by city police officers.
- (3) No black in color security shirts are permitted. Shirts must be either green, yellow, or white with either white or black lettering.

ADOPTED this 12th day of July, 2010.

MAYOR AND CITY COUNCIL OF CARROLLTON

Mayor, City of Carrollton

Clerk, City of Carrollton