

1 **STATE OF GEORGIA**  
2 **COUNTY OF FULTON**  
3 **CITY OF SOUTH FULTON**

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5 **A RESOLUTION ESTABLISHING A MORATORIUM ON SPECIAL USE EVENT**  
6 **PERMITS AND FOR OTHER LAWFUL PURPOSES**  
7

8 **(Sponsored by Councilwoman Rowell)**  
9

10 **WHEREAS**, the City of South Fulton ("City") is a municipal corporation duly  
11 organized and existing under the laws of the State of Georgia;  
12

13 **WHEREAS**, the duly elected governing authority of the City is the Mayor and  
14 Council thereof ("City Council");

15 **WHEREAS**, the City and governments across the world are responding in an  
16 emergency capacity to an outbreak of respiratory disease caused by a novel coronavirus  
17 ("COVID-19");  
18

19 **WHEREAS**, on September 30, 2020, Governor Kemp signed an executive order  
20 (Executive Order 09.30.20.01) extending Georgia's Public Health State of Emergency  
21 due to COVID-19; and  
22

23 **WHEREAS**, as of the effective date of this Resolution, Georgia remains under a  
24 Public Health State of Emergency from COVID-19, with the number of new cases and  
25 related deaths increasing daily throughout Fulton County and Georgia;  
26

27 **WHEREAS**, the COVID-19 pandemic has placed tremendous hardship and  
28 burden upon governments and persons across the country, including the City, City  
29 operations and City employees and public safety personnel;  
30

31 **WHEREAS**, due to the current state of emergency and administrative burdens  
32 resulting from the COVID-19 pandemic, it remains unsafe for gatherings to occur in  
33 accordance with City issued special event permits;

34 **WHEREAS**, the City Council desires through this Resolution to place a temporary  
35 moratorium on the City's acceptance and granting of new applications for special event  
36 permits for the duration of Georgia's COVID-19 related Public Health State of Emergency;  
37 and

38 **WHEREAS**, this Resolution is in the best interests of the health, safety and general  
39 welfare of the City and State of Georgia.

40           **THE COUNCIL OF THE CITY OF SOUTH FULTON, GEORGIA, HEREBY**  
41 **RESOLVES** as follows:

42           **Section 1. Moratorium.** The City Council hereby places a temporary moratorium  
43 on the City's acceptance, processing and granting of applications for special event  
44 permits, from the effective date of this Resolution through the duration of the COVID-19  
45 related Public Health State of Emergency declared by the Georgia Governor. City staff  
46 shall not accept, process and/or grant any application for a special event permit for the  
47 effective duration of this Resolution. Any persons and/or entity with a pending and/or  
48 approved special event application during the effective period of this moratorium shall be  
49 entitled to a refund.

50  
51 \*\*\*\*\*

52           **Section 2.** It is hereby declared to be the intention of the City Council that: (a) All  
53 sections, paragraphs, sentences, clauses and phrases of this Resolution are or were,  
54 upon their enactment, believed by the City Council to be fully valid, enforceable and  
55 constitutional.

56 (b) To the greatest extent allowed by law, each and every section, paragraph, sentence,  
57 clause or phrase of this Resolution is severable from every other section, paragraph,  
58 sentence, clause or phrase of this Resolution. No section, paragraph, sentence, clause  
59 or phrase of this Resolution is mutually dependent upon any other section, paragraph,  
60 sentence, clause or phrase of this Resolution.

61 (c) In the event that any phrase, clause, sentence, paragraph or section of this Resolution  
62 shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise  
63 unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is  
64 the express intent of the City Council that such invalidity, unconstitutionality or  
65 unenforceability shall, to the greatest extent allowed by law, not render invalid,  
66 unconstitutional or otherwise unenforceable any of the remaining phrases, clauses,  
67 sentences, paragraphs or sections of the Resolution.

68           **Section 3.** The City Attorney and City Clerk are authorized to make non-substantive  
69 editing and renumbering revisions to this Resolution for proofing, codification, and  
70 supplementation purposes. The final version of all resolutions shall be filed with the City  
71 Clerk.

72           **Section 4.** This moratorium shall not apply to official City events.

73           **Section 5.** The effective date of this Resolution shall be the date of adoption, unless  
74 provided otherwise by the City Charter or state and/or federal law.

The foregoing RESOLUTION No. 2020-\_\_\_\_\_, adopted on \_\_\_\_\_  
was offered by Councilmember \_\_\_\_\_, who moved its approval. The motion  
was seconded by Councilmember \_\_\_\_\_, and being put to a vote, the result  
was as follows:

|                                 | AYE   | NAY   |
|---------------------------------|-------|-------|
| William "Bill" Edwards, Mayor   | _____ | _____ |
| Carmalitha Gumbs, Mayor Pro Tem | _____ | _____ |
| Catherine Foster Rowell         | _____ | _____ |
| Helen Zenobia Willis            | _____ | _____ |
| Gertrude Naeema Gilyard         | _____ | _____ |
| Corey Reeves                    | _____ | _____ |
| khalid kamau                    | _____ | _____ |
| Mark Baker                      | _____ | _____ |

THIS RESOLUTION adopted this \_\_\_\_\_ day of \_\_\_\_\_ 2020. **CITY OF  
SOUTH FULTON, GEORGIA**

\_\_\_\_\_  
WILLIAM "BILL" EDWARDS, MAYOR

ATTEST:

\_\_\_\_\_  
CORY E. ADAMS, INTERIM CITY CLERK

APPROVED AS TO FORM:

\_\_\_\_\_  
EMILIA C. WALKER, CITY ATTORNEY