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May 23, 2008

John R. Monroe, Esq.
9640 Coleman Road
Roswell, Georgia 30075

Re: City of Decatur ordinance prohibiting firearms in city parks

Dear Mr. Monroe:

I serve as the City Attorney for the City of Decatur, and I have been asked to respond to your letter addressed to Ms. Peggy Merriss, City Manager of Decatur, dated May 1, 2008.

It is my understanding that the ordinance in question, City Code §74-2, was adopted by the Decatur City Commission many years ago. It is also my understanding that, in light of O.C.G.A. §16-11-173(b)(1), the City of Decatur is not currently enforcing City Code §74-2, and has no intent to enforce that provision so long as the state statute preempts local control over this subject.

I trust this information addresses the concerns raised in your letter. If, however, you have any questions or require any further information from the City of Decatur, please direct your communications to me.

Sincerely yours,



Bryan A. Downs

BAD/jhh

cc: Ms. Peggy Merriss, City Manager
Chief Mike Booker, Police Chief