

ORDINANCE NO. 2009-2

AN ORDINANCE TO AMEND SIGNAL MOUNTAIN TOWN CODE SECTION 8-106, REGARDING THE LOCATION OF ANY LIQUOR STORE AND/OR ESTABLISHMENT SELLING ALCOHOLIC BEVERAGES WITH MORE THAN FIVE (5%) PERCENT ALCOHOL CONTENT WITHIN THE TOWN AND PROVIDING FOR THE COLLECTION OF INSPECTION FEES AND CERTIFICATES FOR ALCOHOL SALES WITHIN THE TOWN.

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SECTION 1: BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE, That the current Section 8-106, entitled "Location of Wholesale and Retail Stores Restricted" shall be deleted in its entirety and the following language substituted in lieu thereof:

**Sec. 8-106. Location of Any Liquor Store and/or Establishment Selling Alcoholic Beverages with More than Five (5%) Alcohol Content.**

- (1) No liquor store and/or establishment selling alcoholic beverages with more than five (5%) percent alcohol content shall be located anywhere on premises in the Town except on the ground floor thereof. Each such store shall have only one main entrance; however, a liquor store located on the corner of two (2) streets may have a door opening on each street.
- (2) The location of any liquor store shall be located within a Highway Commercial Zone and/or Planned Commerce Center, as defined by the Signal Mountain Zoning Ordinance.
- (3) No liquor store and/or establishment selling alcoholic beverages with more than five (5%) percent alcohol content and allowing consumption **on** the premises shall be located within five hundred (500') feet as measured from any doorway entrance of the establishment regularly used for public ingress and egress to the nearest doorway entrance of any school, church, or other place of

public gathering, specifically including day care centers, as defined in the Signal Mountain Zoning Ordinance.

(4) No liquor store and/or establishment selling alcoholic beverages with more than five (5%) percent alcohol content and only allowing consumption **off** the premises shall be located within two hundred (200') feet for stores allowing consumption off the premises, as measured from any doorway entrance of the establishment regularly used for public ingress and egress to the nearest doorway entrance of any school, church, or other place of public gathering, specifically including day care centers, as defined in the Signal Mountain Zoning Ordinance.

(5) No liquor store and/or establishment selling alcoholic beverages with more than five (5%) percent alcohol content shall be permitted to operate within the Town of Signal Mountain until a Certificate is obtained from the Town Council, as required by T.C.A. § 57-3-208 and the Town receives an inspection fee authorized by T.C.A. § 57-3-501, to the maximum amount allowed by the State of Tennessee for the time of operation.

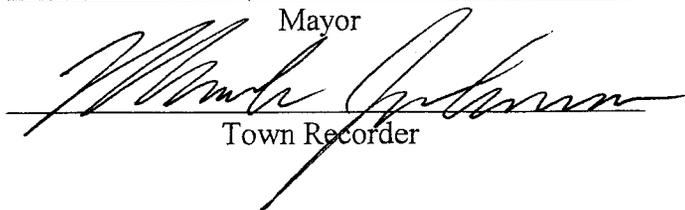
SECTION 2. BE IT FURTHER ORDAINED, That this Ordinance shall become effective immediately from and after its passage as provided by law.

Passed First Reading January 12, 2009.

Passed Second Reading January 27, 2009.



Mayor



Town Recorder