

ORDINANCE NO.2023-07

AN ORDINANCE AMENDING THE CITY OF LAFOLLETTE CODE WITH RESPECT TO ALCOHOLIC BEVERAGES

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMAN OF THE CITY OF LAFOLLETTE, TENNESSEE, as follows:

That Title 8 “Alcoholic Beverages”, Chapter 2 “Beer”, Section 8-212 “Sale within 500’ of church etc. prohibited” shall be amended by deleting the existing section in its entirety and replacing the same as follows:

8-212. Sale, etc. within 500' of church etc. prohibited. No permit for the sale, storage for resale, distribution or manufacture of beer of alcoholic content of not more than eight percent (8%)¹ by weight or other beverage of a like alcoholic content shall be issued to an applicant whose location is less than five hundred feet (500') from a church, public school, public park or regulated public playground. In determining the distance from a church, public school or public park/playground, the distance shall be measured from the center of the nearest permanent/primary entrance of the church, public school building being used for religious or educational purpose or public park or playground, following the usual and customary path of pedestrian travel, to the center of the main entrance of the potential permittee.

A. **Conflict with Other Ordinances.** In case of conflict between this ordinance or any part thereof, and the whole or part of any existing or future ordinance of the City of LaFollette, the most restrictive shall in all cases apply.

B. **Validity.** If any section, clause, provision, or portion of this Ordinance shall be held to be in doubt or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, provision, or portion of this Ordinance which is not of itself invalid or unconstitutional.

C. **Remaining Sections.** This amendment only applies to Section 8-212 of said code section and all remaining terms and sections not specifically amended herein shall remain in full force and effect.

D. **Effective Date.** This ordinance shall become effective upon passage and publication, the public welfare requiring it.

Passed 1st reading, April 4, _____, 2023.

Passed 2nd reading, April 4, _____, 2023.

Passed 3rd reading, MAY 2, _____, 2023.



MAYOR



RECORDER

Councilperson, Mr. Farmer, moved the adoption of the foregoing Ordinance on first reading, second by Councilperson Mr. Kitts, upon roll call the vote on said motion was as follows:

AYE:

Mr. Farmer
Mr. Kitts
Mr. Queener
Mrs. Solomon

NAY: