

ORDINANCE NO. 2015-303

**AN ORDINANCE TO EXPRESSLY CHANGE THE DISTANCE REQUIREMENTS
WITH RESPECT TO THE SALE OF BEER NEAR A RECREATIONAL PARK AND A
PLACE OF PUBLIC GATHERING AS SET FORTH IN SECTION 8-209 OF
THE TOWN OF WALDEN, TENNESSEE'S MUNICIPAL CODE**

WHEREAS, Section 8-209 of the Town of Walden, Tennessee Code (the "Code") provides certain requirements relating to the location of a premises that stores, sells or manufactures beer in relation to a place of public gathering, a recreational park, a place of worship, a school (an academic learning center whether public or private, from a level of nursery through twelfth grade), or day care center; and

WHEREAS, in connection with the promotion of commerce, the Board of Mayor and Aldermen ("Board") desire to decrease the distance requirement as it relates to the sale of beer in relation to a recreational park.

NOW, THEREFORE, BE IT ORDAINED by the Board as follows:

Section 1. Sale of Beer in the Vicinity of a Recreational Park. Section 8-209 of the Code shall be deleted in its entirety and replaced with the following:

8-209. Interference with public health, safety, and morals prohibited. No permit authorizing the sale of beer will be issued when such business would cause congestion of traffic or would interfere with schools, churches, or other places of public gathering, or would otherwise interfere with the public health, safety, morals and welfare. In consideration of the foregoing, no premises proposed for the sale beer, may be located within twenty-five (25) feet of a recreational park or two hundred (200) feet of a place of public gathering, or three hundred (300) feet of a place of worship, school (an academic learning center whether public or private, from the level of nursery through twelfth grade), or day care center. No premises proposed for the manufacture and/or storage of beer, may be located within three hundred (300) feet of a place of public gathering, a recreational park, place of worship, school (an academic learning center whether public or private, from the level of nursery through twelfth grade), or day care center (each of which is a "protected use"). Such measurement shall be made from building to building and shall be made on a straight line (the shortest distance between two buildings -- the measurement is to be taken from the closest exterior point of the building which will contain the use in which the permit is required to the closest exterior point of the building or other structures constituting the "protected use" or any part thereof.)

Section 2. Effective Date. This ordinance shall take effect upon its publication, the public welfare requiring it.



Fern Lockhart, Recorder

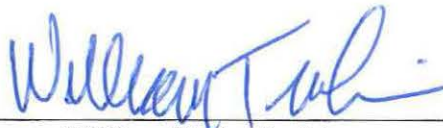
First Reading

4/14/15

Yeas 3

Nays 0

Absent 0



William Trohanis, Mayor

Second Reading

5/12/15

Yeas 3

Nays 0

Absent 0