

1ST READING 10-7-08
2ND READING 10-14-08
INDEX NO. _____

ORDINANCE NO. 12170

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 5, SECTION 5-75(b), REGARDING EXCEPTIONS TO THE DISTANCE RESTRICTIONS FOR THE SALE OF BEER OR OTHER BEVERAGES OF LIKE ALCOHOLIC CONTENT TO THE AREA OF WARNER PARK OCCUPIED BY THE CHATTANOOGA ZOO AND TO REMOVE EASTGATE PLAZA FROM THE EXCEPTIONS LISTED IN SECTION 5-75(b).

WHEREAS, the area of Warner Park occupied by the Chattanooga Zoo is located within commercial districts within the City of Chattanooga; and

WHEREAS, during the course of any given year there are a number of events that are sought to be held in the Chattanooga Zoo where beer and other beverages of like alcoholic content are sought to be sold; and

WHEREAS, the sale of beer or other beverages of like alcoholic content within five hundred (500) feet of the aforementioned public park will not cause congestion of traffic, interfere with schools, churches, or other places of public assembly, or otherwise interfere with the public health, safety, and morals; and

WHEREAS, Eastgate Plaza should be removed from the exempted areas as no park space exists in this area at this time;

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That:

SECTION 1. Chattanooga City Code, Part II, Chapter 5, Section 5-75(b), be amended by inserting and replacing the following language at the end of the first sentence immediately following the phrase "within the area zoned C-3 Central Business District or C-7, North Shore Commercial Zone":

“or to any proposed permit location within five hundred (500) feet of Coolidge Park, Ross’s Landing Park and Plaza, Miller Park and Plaza, Sanctuary Skate Park at Finley Stadium, East Brainerd Park, the Walnut Street Bridge, or the area of Warner Park occupied by the Chattanooga Zoo”

SECTION 2. BE IT FURTHER ORDAINED, That this Ordinance shall take effect two weeks from and after its passage.

PASSED on Second and Final Reading

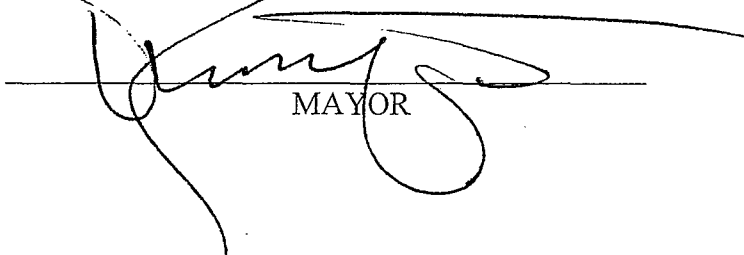
October 14, 2008.



Vice CHAIRPERSON

APPROVED: DISAPPROVED: _____

DATE: 10-29, 2008.



MAYOR

CRF/kac