

ORDINANCE -2025

AN ORDINANCE TO AMEND THE CITY OF MT. JULIET CODE OF ORDINANCES, CHAPTER 12 - FIRE PREVENTION AND PROTECTION / EMERGENCY SERVICES / FIREWORKS, ARTICLES I, V, AND VI

WHEREAS, the Board of Commissioners of the City of Mt. Juliet desires to amend and add to the City of Mt. Juliet Code of Ordinances, Chapter 12, Articles I, V, and VI; and

WHEREAS, the amendments and additions to Chapter 12 will help ensure safety as it relates to meeting places, commercial buildings, burning, and fireworks; and

WHEREAS, Chapter 12 of the Code of Ordinances is desired to be amended and added to as follows:

ARTICLE	SECTION	SECTION TITLE	ACTION
Article I	Section 12-1	Monitored fire alarms required	Amended
Article I	Section 12-2	Monitored fire alarms required in new commercial construction and when existing commercial structures are renovated	Amended
Article I	Section 12-3	Non-combustible material buffer required	Added
Article V	Section 12-89	Commercial burning	Added
Article V	Section 12-90	Bon fires	Added
Article VI	Section 12-102	Permits, regulations; fees	Amended
Article VI	Section 12-105	Sale of fireworks	Amended
Article VI	Section 12-106	Unlawful sale and use of fireworks	Amended
Article VI	Section 12-110	Firework display or shows	Amended

;and

WHEREAS, the specific amendments and additions desired to be made to Chapter 12 of the Code of Ordinances are exhibited in redline form in the attached.

NOW, THEREFORE, BE IT ORDAINED by the City of Mt. Juliet Board of Commissioners, the City of Mt. Juliet Code of Ordinances is amended and added to as follows:

Section 1. Article I, Section 12-1, Monitored fire alarms required, is amended to read in its entirety as follows:

All clubhouses/common buildings, that contain meeting/gathering space or kitchen areas, being built in subdivisions and communities inside the City of Mt. Juliet are required to install a monitored fire alarm for the safety of the property and residents. The system hardware will consist of a minimum of one to two pull stations, one to four strategically placed smoke detectors, one to three horn/strobe appliances, and a strobe light alert in each restroom.

Section 2. Article I, Section 12-2, Monitored fire alarms required in new commercial construction and when existing commercial structures are renovated, is amended to read in its entirety as follows:

All commercial structures located inside the City of Mt. Juliet shall be required to have a monitored fire alarm system. All existing commercial structures when renovated will be required to have a monitored fire alarm system. These requirements are in addition to the other fire prevention/protection currently being required.

Section 3. Article I, Section 12-3, Non-combustible material buffer required, is titled and added to read in its entirety as follows:

All commercial structures located inside the City of Mt. Juliet shall be required to maintain a three-foot buffer of non-combustible material around the entire structure. This buffer shall consist of decorative landscape rock, concrete, or other materials as permitted by Mt. Juliet Planning and Zoning. Organic mulch, rubber mulch, plastics, or any other type of combustible material are prohibited within three feet of the structure.

Section 4. Article V, Section 12-89, Commercial burning, is titled and added to read in its entirety as follows:

Commercial burning may be permitted for the purposes of site clearance of natural materials and materials must meet the requirements of Sec. 12-84. A permit must be obtained prior to initiating a commercial burn. A permit is valid for only the particular site and is valid for the entire term of land clearance so long as conditions do not change. The following requirements must be met:

- (a) Site inspection by the Mt. Juliet Fire Marshal or his/her designee;
- (b) Burn pit may be required; and
- (c) Air Curtain Destructor or Pit Blower units may be required.

Section 5. Article V, Section 12-90, Bon fires, is titled and added to read in its entirety as follows:

Bon fires are not permitted within the city limits of Mt. Juliet unless said fire fully meets the requirements of Sec. 12-84 and Sec. 12-85.

Section 6. Article VI, Section 12-102(d) and (e), Permits, regulations; fees, is amended to read as follows:¹

(d) The city shall charge a fee of \$1.00 per square foot, minimum of \$1,500.00 for the issuance of each semiannual permit provided for in this section. No single tent shall exceed 4,000 square feet and must adhere to all setback requirements as noted within the ordinance.

(e) Application for a permit to sell fireworks in the city shall be submitted to the fire marshal within the following timeframe:

- (1) Fourth of July: April 1 to May 31
- (2) New Year's Eve: October 1 to November 30

Section 7. Article VI, Section 12-105, Sale of fireworks, is amended to read in its entirety as follows:

¹ The language contained in subsections (d) and (e) is not added or changed. The original subsection (d) is removed, which resulted in the renumbering of Section 12-102(d) and (e).

Fireworks and related legal accessories may be sold within the city during the dates and timeframes listed in subsection 12-102(c). All signs must comply with article 11, sign regulations, of the city zoning ordinance.

At the point of sales, a display shall be visible, and a handout shall be provided to each person purchasing fireworks stating the provisions of Sec. 12-106(c) through (f). An approved template for the display and handout shall be obtained from the City at the time of permitting.

Section 8. Article VI, Section 12-106(e) and (f), Unlawful sale and use of fireworks, is amended to read as follows:

(e) It shall be unlawful to discharge or use fireworks except for the following dates and times:

(1) Fourth of July: On the dates provided in the chart below from 5:00 p.m. to 10:00 p.m.

If July 4 th occurs on:	The permissible fireworks discharge or use days are:		
Sunday	Friday July 2	Saturday July 3	Sunday July 4
Monday	Saturday July 2	Sunday July 3	Monday July 4
Tuesday	Saturday July 1	Monday July 3	Tuesday July 4
Wednesday	Saturday June 30	Tuesday July 3	Wednesday July 4
Thursday	Thursday July 4	Friday July 5	Saturday July 6
Friday	Thursday July 3	Friday July 4	Saturday July 5
Saturday	Thursday July 2	Friday July 3	Saturday July 4

(2) New Year's Eve: December 29th and 30th from 5:00 p.m. to 10:00 p.m. and December 31st from 5:00 p.m. to 1:00 a.m. on January 1st.

(3) Fireworks displays and shows are permitted pursuant to Sec. 12-110.

(f) It shall be unlawful to discharge or use fireworks during a burn ban declared by the fire marshal or his/her designee. If one of the listed days for discharging fireworks is determined to be unlawful due to a burn ban, a makeup day for discharging fireworks may be determined and advertised by the fire department.

Section 9. Article VI, Section 12-110, Firework display and shows, is amended to read in its entirety as follows:

Any organized firework display being promoted by or for a neighborhood, homeowners association, organization, group, or individual, that will be utilizing residential grade fireworks, will need to notify the fire marshal's office with the Mt. Juliet Fire Department a minimum of two weeks in advance. The organizer will need to provide the fire marshal with a site plan showing the location of the discharge area, the fallout zone and the designated area for spectators.

For displays or shows utilizing commercial grade fireworks, the organizer will need to utilize a certified fireworks operator who must make application for a permit through the Tennessee State Fire Marshal's Office.

BE IT FURTHER ORDAINED

Section 10. In case of conflict between this ordinance or any part hereof, and the whole part of any existing ordinance of the City, the conflicting ordinance is repealed to the extent of the conflict but no further.

Section 11. If any section, clause, or provision or portion of this ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, or provision or portion of this ordinance.

Section 12. This ordinance shall take effect on the earliest date allowed by law.

PASSED:

FIRST READING:

SECOND READING:

James Maness, Mayor

Kenny Martin, City Manager

ATTEST:

Sheila S. Lockett, MMC
City Recorder

APPROVED AS TO FORM:

Samantha A. Burnett
City Attorney