

ORDINANCE - _____

AN ORDINANCE AMENDING PART B OF THE UNIFIED DEVELOPMENT CODE OF THE CITY OF MT. JULIET, TENNESSEE, KNOWN AS THE ZONING REGULATIONS (ORDINANCE 2001-29), ADOPTED OCTOBER 8, 2001, AS AMENDED, BY AMENDING SECTION 3.103.3.7.A, COMMERCIAL ACTIVITIES, ENTERTAINMENT AND AMUSEMENT SERVICES, TO REMOVE THE SEATING CAPACITY RESTRICTION ON ENTERTAINMENT AND AMUSEMENT SERVICES.

WHEREAS, the City of Mt. Juliet desires to remove the seating capacity restriction on Entertainment and Amusement Services;

WHEREAS, the City's Zoning Ordinance currently restricts the seating capacity on Entertainment and Amusement Services;

WHEREAS, the Planning Commission considered this request during their meeting of September 19, 2024, and positively recommended, to the Board of Commissioners with a vote of 7-0-0 and;

WHEREAS, the Board of Commissioners desires to amend Sections 3.103.3.7.A, Commercial Activities, Entertainment and Amusement Services, of the Unified Development Code of the City of Mt. Juliet, Tennessee, known as the zoning regulations (ordinance 2001-29), adopted October 8, 2001, as amended, to remove the seating capacity restriction on Entertainment and Amusement Services.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of the City of Mt. Juliet, Wilson County, Tennessee, while in regular session on _____, 2024, that Section 3.103.3.7.A Commercial Activities Entertainment and Amusement Services, of the Unified Development Code of the City of Mt. Juliet, Tennessee, known as the zoning regulations (ordinance 2001-29), adopted October 8, 2001, as amended, be amended to remove the restriction on seating capacity on Entertainment and Amusement Services as shown in exhibit A below.

EXHIBIT A

7. *Activity type—Entertainment and amusement services-limited.*
 - a. *Intent and limitations.* This grouping is intended to include establishments engaged in providing amusement or entertainment to groups of assembled spectators and/or participants for payment of a fee or admission charge.
 - b. *Use listing.*
 - Art galleries, commercial
 - Bowling alleys and billiard parlors
 - Coin operated amusement arcades
 - Dance studios and schools

Exhibition halls and commercial auditoriums
Fitness centers and reducing salons
Gardens (botanical and zoological)
Karate schools
Motion picture theaters
Recording and television production studios
Theaters, legitimate
Theatrical producers, bands, orchestras and entertainers
Video game arcades

BE IT FURTHER ORDAINED 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. 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.

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

PASSED:

James Maness, Mayor

FIRST READING: _____

SECOND READING: _____

ATTEST:

Sheila S. Lockett, MMC
City Recorder

Kenny Martin, City Manager

APPROVED AS TO FORM:

Samantha A. Burnett
City Attorney