



## Board of Mayor and Aldermen

6400 Stage Road  
Bartlett, TN 38134

**ADOPTED**

### **ORDINANCE (ID # 3457)**

Meeting: 01/09/24 06:00 PM

Department: Planning and Economic Development

Category: Amendment

Prepared By: Melissa Hale

Initiator: Kim Taylor

Sponsors:

DOC ID: 3457 A

**Ordinance 23-09, an ordinance to amend the City of Bartlett Zoning Ordinance, by amending Article 1, Section 2, Definitions, to add Hookah Lounge and Other Smoking Lounges; and to amend Article V, Chart 1, Uses Permitted, to add Hookah Lounges and Other Smoking Lounges in the C-H Highway Business Zoning District with a Special Use Permit.**

**Ordinance 23-09, an ordinance to amend the City of Bartlett Zoning Ordinance, by amending Article I, Section 2, Definitions, to add Hookah Lounge and Other Smoking Lounges; and to amend Article V, Chart I, Uses Permitted, to add Hookah Lounges and Other Smoking Lounges in the C-H Highway Business Zoning District with a Special Use Permit.**

**WHEREAS**, the Board of Mayor and Aldermen realize that hookah lounges and other smoking lounges throughout the United States have grown in popularity, supporting the use of smoking of tobacco products, cannabis, and other substances, and

**WHEREAS**, the effects of such businesses across the United States have contributed to noise, loitering, and, in some cases, a decrease in property values and an increase in crime within the vicinity of said lounges, and

**WHEREAS**, the effects of such businesses across the United States have, in some cases, diminished the protection of children and non-smokers from exposure to smoking and tobacco-related and other substance pollution; and

**WHEREAS**, regulating public hookah smoking and other public smoking protects community health. Current science shows that hookah smoking carries the same or similar health risks as cigarette smoking and may, in fact, be even more damaging. Hookah smoke contains significant amounts of nicotine, tar, heavy metals, and carcinogens. The smoke may also contain charcoal or cinder elements that release chemicals, such as carbon monoxide and metals, when burned; and

**WHEREAS**, the purpose of this Article is to regulate the location and operation of retail purveyors of hookah sales and other smoking products in order to maintain the character, diversity and vitality of the City of Bartlett's business districts and commercial areas and the quality of life for its residents and visitors. This is considered part of a strategy to preserve and enhance the economic health of the City's Business Districts and promote their continued positive development; and

**WHEREAS**, due to their demand and popularity hookah lounges and other smoking lounges, cafés, parlors and bars may be allowed in the City with a Special Use Permit within the “C-H” Highway Business Zoning District,

**WHEREAS**, the City of Bartlett Planning Commission reviewed the proposed amendment during its regular meeting held on December 4, 2023, and made a recommendation to the Board of Mayor and Aldermen that the proposed amendment be approved; and

**WHEREAS**, a public hearing before the Board of Mayor and Aldermen was held on January 9, 2024, pursuant to notice thereof published in a newspaper of general circulation on December 21, 2023.

**NOW, THEREFORE, BE IT ORDAINED** by the Board of Mayor and Aldermen of the City of Bartlett, Tennessee, that:

**Section 1.** That Article I, Section 2, shall be amended to add the following definitions:

Ancillary Use shall mean a use that is supportive of and subordinate to any primary use.

Primary Use shall mean a use that is not an ancillary use.

Hookah lounge, parlor and/or bar and other smoking lounges shall mean any facility or location whose business operation, whether as its primary use or as an ancillary use, is denoted by the smoking of tobacco or other substances through one or more pipes (commonly known as a hookah, water pipe, shisha or narghile) designed with a tube passing through an urn of water that cools the smoke as it is drawn through it, including but not limited to establishments known variously as hookah bars, hookah lounges or hookah cafes and other types of smoking lounges using various smoking products. This definition also includes Electronic/Vapor Substance Inhalation Lounges where customers can smoke or inhale vapor from electronic/vapor substance inhalation products, commonly known as “electronic cigarettes”, “e-cigarettes”, “e-cigars”, “e-cigarellos”, “e-pipes”, “e-hookahs”, electronic nicotine delivery systems”, other similar devices, and other smoking products.

**Section 2.** That Article V, Chart I, of the Bartlett Zoning Ordinance, “Uses Permitted in the Zoning District,” shall be amended as follows:

#### Chart 1. Uses Permitted in Zoning Districts

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(Amended by Ord. #02-04, 4/9/02; Ord. #02-10, 8/13/02; Ord. #02-16, 12/10/02, Ord. #06-12, 9/12/06, Ord. #07-14, 9/11/07, Ord. #10-02, 5/11/10, Ord. #10-04, 6/8/10, Ord. #10-05, 7/27/10, Ord. #12-01, March

2012, Ord. #18-04, 7/10/18, and Ord. #19-04, Oct. 2019 *Ch 7\_12-08-20*)

## Legend:

X - Uses Permitted by Right

P - Requires Site Plan approval by the Planning Commission

P\* - Requires Outline Plan approval by the Planning Commission and the Board of Mayor and Aldermen

S - Uses recommended for approval with Special Use Permit approval by the Planning Commission and Board of Mayor and Aldermen:

S\*Special Use Permit with the addition of a Master Plan of Development concept and Outline Plan of Conditions.

T\*Use recommended for approval with Short-Term Rental Permit, Type 1, issued by the Bartlett Code Enforcement Office;" and "T\*\* Use recommended for approval with Short-Term Rental Permit, Type 2, issued by the Bartlett Code Enforcement Office upon proof that the dwelling unit was used as a Short-Term Rental Unit and that all taxes, including room, occupancy and sales tax, due on renting the dwelling unit pursuant to Title 67, Chapter 6, Part 5 of the Tennessee Code Annotated were paid for filing periods that cover at least six (6) months within the twelve-month period immediately preceding July 10, 2018.

| PERMITTED USES                                                         | ZONING DISTRICTS |     |       |       |       |       |         |     |     |       |       |     |     |     |     |      |     |     |     |
|------------------------------------------------------------------------|------------------|-----|-------|-------|-------|-------|---------|-----|-----|-------|-------|-----|-----|-----|-----|------|-----|-----|-----|
|                                                                        | A-O              | R-E | RS-18 | RS-15 | RS-12 | RS-10 | R-T H E | R-D | R-M | O-R-1 | O-R-2 | O-C | C-L | C-G | C-H | SC-1 | I-O | I-P | F W |
| <b>DWELLINGS</b>                                                       |                  |     |       |       |       |       |         |     |     |       |       |     |     |     |     |      |     |     |     |
| Single Family Detached                                                 | X                | X   | X     | X     | X     | X     | P       | X   |     | P     | P     |     |     |     |     |      |     |     |     |
| Single Family Attached                                                 |                  |     |       |       |       |       | P       | P   |     |       |       |     |     |     |     |      |     |     |     |
| Two Family                                                             |                  |     |       |       |       |       |         | X   |     |       |       |     |     |     |     |      |     |     |     |
| Town House                                                             |                  |     |       |       |       |       | P       |     | P   |       |       |     |     |     |     |      |     |     |     |
| Multiple Family                                                        |                  |     |       |       |       |       |         |     | P   |       |       |     |     |     |     |      |     |     |     |
| Guest unit (Specific criteria for approval in Article VI, Section 28.) | X                | X   | X     | X     | X     | X     |         |     |     |       |       |     |     |     |     |      |     |     |     |
| Planned Unit Residential                                               |                  | S   | S     | S     | S     | S     | S       | S   | S   |       |       |     |     |     |     |      |     |     |     |
| Planned Residential Development in Bartlett Station                    | S                | S   | S     | S     | S     | S     | S       | S   | S   | S     | S     | S   | S   | S   | S   | S    | S   | S   | S   |
| Bed and Breakfast                                                      | S                | S   | S     | S     | S     | S     | S       | S   | S   |       |       |     |     |     |     |      |     |     |     |
| Short-Term Rental ("STR") Type 1                                       |                  | T*  | T*    | T*    | T*    | T*    | T*      | T*  | T*  |       |       |     |     |     |     |      |     |     |     |
| Short-Term Rental ("STR") Type 2                                       | T*               | T*  | T*    | T*    | T**   | T*    | T*      | T*  | T*  | T*    | T*    |     |     |     |     |      |     |     |     |
| <b>INSTITUTIONS</b>                                                    |                  |     |       |       |       |       |         |     |     |       |       |     |     |     |     |      |     |     |     |
| Airport/Heliport                                                       | S                |     |       |       |       |       |         |     |     |       |       |     |     |     | S   |      | S   | S   |     |
| Assisted-Care Living Facility                                          | S                | S   | S     | S     | S     | S     | S       | S   | S   |       |       |     |     | S   | S   | S    |     |     |     |
| Cemetery                                                               | S                |     |       |       |       |       |         |     |     |       |       |     |     |     | S   |      |     |     |     |

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| PERMITTED USES | ZONING DISTRICTS |     |       |       |       |       |         |     |     |       |       |     |     |     |     |      |     |     |     |
|----------------|------------------|-----|-------|-------|-------|-------|---------|-----|-----|-------|-------|-----|-----|-----|-----|------|-----|-----|-----|
|                | A-O              | R-E | RS-18 | RS-15 | RS-12 | RS-10 | R-T H E | R-D | R-M | O-R-1 | O-R-2 | O-C | C-L | C-G | C-H | SC-1 | I-O | I-P | F W |
|                |                  |     |       |       |       |       |         |     |     |       |       |     |     |     |     |      |     |     |     |

|                                                                             |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |
|-----------------------------------------------------------------------------|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Child Care Home, Family (5-7 Children)                                      |   | S | S | S | S | S | S | S | S |   |   |   |   | P | P |   | P | P |   |
| Child Care Home, Group (8-12 Children)                                      |   | S | S | S | S | S | S | S | S |   |   |   |   | P | P |   | P | P |   |
| Children's Home                                                             | S | S | S | S | S | S | S | S | S |   |   |   |   |   |   |   |   |   |   |
| Church                                                                      | S | S | S | S | S | S |   | S |   |   |   |   |   | P | P | P | P | S |   |
| Home for the Aged                                                           | S | S | S | S | S | S | S | S | S |   |   |   |   | S | S | S |   |   |   |
| Hospital                                                                    |   |   |   |   |   |   |   |   |   |   |   |   |   | P | P |   |   |   |   |
| Lodge, Club, Country Club                                                   | S | S | S | S | S | S |   |   |   |   |   |   |   | P | P |   |   |   |   |
| Museum                                                                      |   | S | S | S | S |   |   | S |   | P | P | P |   | P | P |   | P | P |   |
| Nursing Home                                                                | S | S | S | S | S | S | S | S | S |   |   |   |   | P | P |   |   |   |   |
| Parks/Recreation                                                            | P | P | P | P | P | P | P | P | P | P | P | P | P | P | P | P | P | P | P |
| Public Building                                                             | P | P | P | P | P | P | P | P | P | P | P | P | P | P | P | P | P | P | P |
| Riding Academy                                                              | S |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |
| School                                                                      | P | P | P | P | P | P | P | P | P | P | P | P | P | P | P | P | P | P | P |
| <b>COMMERCIAL</b>                                                           |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |
| Amusements, Commercial Indoor                                               |   |   |   |   |   |   |   |   |   |   |   |   |   | P | P | P |   |   |   |
| Amusements, Commercial Outdoor                                              |   |   |   |   |   |   |   |   |   |   |   |   |   |   | S |   |   |   |   |
| Animal Grooming Service                                                     |   |   |   |   |   |   |   |   |   |   |   | P |   | P | P | S | P |   |   |
| Automobile Gas Station                                                      |   |   |   |   |   |   |   |   |   |   |   |   | S | S | P | P |   |   |   |
| Automobile Oil Change and Lubrication Shop                                  |   |   |   |   |   |   |   |   |   |   |   |   |   |   | P |   |   |   |   |
| Automobile Paint or Body Shop                                               |   |   |   |   |   |   |   |   |   |   |   |   |   |   | S |   | S |   |   |
| Automobile Rental                                                           |   |   |   |   |   |   |   |   |   |   |   |   |   |   | S |   |   |   |   |
| Automobile Rental Satellite                                                 |   |   |   |   |   |   |   |   |   |   |   |   |   | S | S |   |   |   |   |
| Automobile Repair, General [See also "Repair, Equipment and Large Vehicle"] |   |   |   |   |   |   |   |   |   |   |   |   |   | S | S |   | S |   |   |
| Automobile Upholstery, Interior, and Glass Repair; Van Conversion Service   |   |   |   |   |   |   |   |   |   |   |   |   |   | S | S |   | S |   |   |
| Bail Bonding                                                                |   |   |   |   |   |   |   |   |   |   |   |   |   |   | S |   |   |   |   |
| Bakery, Retail                                                              |   |   |   |   |   |   |   |   |   |   |   |   | P | P | P | P | P |   |   |
| Bank See "Finance"                                                          |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |
| Barber or Beauty Shop                                                       |   |   |   |   |   |   |   |   |   |   |   | P | P | P | P | P | P |   |   |
| Boat Rental or Sale                                                         |   |   |   |   |   |   |   |   |   |   |   |   |   |   | S |   |   |   |   |
| Boat Storage or Repair                                                      |   |   |   |   |   |   |   |   |   |   |   |   |   |   | S |   | S |   |   |

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| PERMITTED USES                                               | ZONING DISTRICTS |     |       |       |       |       |         |     |     |       |       |     |     |     |     |      |     |     |     |
|--------------------------------------------------------------|------------------|-----|-------|-------|-------|-------|---------|-----|-----|-------|-------|-----|-----|-----|-----|------|-----|-----|-----|
|                                                              | A-O              | R-E | RS-18 | RS-15 | RS-12 | RS-10 | R-T H E | R-D | R-M | O-R-1 | O-R-2 | O-C | C-L | C-G | C-H | SC-1 | I-O | I-P | F W |
| Catering Establishment less than 3,800 sq. ft. in floor area |                  |     |       |       |       |       |         |     |     |       |       |     |     | P   | P   | P    | P   |     |     |
| Child Care Center (13+)                                      |                  |     |       |       |       |       |         |     |     |       |       | P   | P   | P   | P   | P    | P   | P   |     |
| Child Drop-In Center                                         |                  |     |       |       |       |       |         |     |     |       |       |     |     | S   | S   | S    |     |     |     |

|                                                                                                   |   |  |  |  |  |  |  |  |   |   |   |   |   |   |   |   |   |   |  |
|---------------------------------------------------------------------------------------------------|---|--|--|--|--|--|--|--|---|---|---|---|---|---|---|---|---|---|--|
| Coin-Operated Laundry                                                                             |   |  |  |  |  |  |  |  |   |   |   |   |   | S | P |   |   |   |  |
| Communications Tower                                                                              |   |  |  |  |  |  |  |  |   |   |   |   |   |   | S |   | S | S |  |
| Contractor's Business                                                                             |   |  |  |  |  |  |  |  |   |   |   |   |   |   | P |   | P | P |  |
| Convenience Store                                                                                 |   |  |  |  |  |  |  |  |   |   |   |   | S | S | P | P |   |   |  |
| Crematorium                                                                                       |   |  |  |  |  |  |  |  |   |   |   |   |   |   |   |   | S |   |  |
| Department or Discount Store                                                                      |   |  |  |  |  |  |  |  |   |   |   |   |   | P | P | P |   |   |  |
| Drive-In Theater                                                                                  |   |  |  |  |  |  |  |  |   |   |   |   |   |   | P |   |   |   |  |
| Drug Store                                                                                        |   |  |  |  |  |  |  |  |   |   |   |   | P | P | P | P |   |   |  |
| Dry Cleaning & Laundry                                                                            |   |  |  |  |  |  |  |  |   |   |   |   | P | P | P | P |   |   |  |
| Finance - Commercial Bank, Credit Union, or Savings Institution                                   |   |  |  |  |  |  |  |  |   |   | P | P | P | P | P | P | P |   |  |
| Finance - Consumer Lending Establishment                                                          |   |  |  |  |  |  |  |  |   |   |   |   |   |   | S |   |   |   |  |
| Finance - Financial Lending Establishment, Miscellaneous                                          |   |  |  |  |  |  |  |  | P | P | P | P | P | P | P | P |   |   |  |
| Finance - Securities, Commodity Contracts, and Other Financial Investments and Related Activities |   |  |  |  |  |  |  |  | P | P | P | P | P | P | P | P |   |   |  |
| Flower or Plant Store (indoor)                                                                    |   |  |  |  |  |  |  |  |   |   | P | P | P | P | P | P |   |   |  |
| Food Market                                                                                       |   |  |  |  |  |  |  |  |   |   |   |   | P | P | P | P |   |   |  |
| Funeral Home                                                                                      |   |  |  |  |  |  |  |  |   |   |   |   |   | S | S |   |   |   |  |
| Garage for Auto Repair: See "Automobile Repair, General"                                          |   |  |  |  |  |  |  |  |   |   |   |   |   |   |   |   |   |   |  |
| Greenhouse or Nursery-- Commercial                                                                | S |  |  |  |  |  |  |  |   |   |   |   |   | S | P |   |   |   |  |
| Hookah Lounge, Bar, Parlor, Café and other Smoking Lounges                                        |   |  |  |  |  |  |  |  |   |   |   |   |   |   | S |   |   |   |  |
| Hotel or Motel                                                                                    |   |  |  |  |  |  |  |  |   |   |   |   |   | P | P |   |   |   |  |
| Laboratory                                                                                        |   |  |  |  |  |  |  |  |   |   |   |   |   |   | P |   | P | P |  |
| Lumber Yard                                                                                       |   |  |  |  |  |  |  |  |   |   |   |   |   |   | S |   | P |   |  |
| Manufactured (Mobile) Home Dealer                                                                 |   |  |  |  |  |  |  |  |   |   |   |   |   |   | S |   |   |   |  |

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| PERMITTED USES            | ZONING DISTRICTS |     |       |       |       |       |       |     |     |       |       |     |     |     |     |      |     |     |     |
|---------------------------|------------------|-----|-------|-------|-------|-------|-------|-----|-----|-------|-------|-----|-----|-----|-----|------|-----|-----|-----|
|                           | A-O              | R-E | RS-18 | RS-15 | RS-12 | RS-10 | R-THE | R-D | R-M | O-R-1 | O-R-2 | O-C | C-L | C-G | C-H | SC-1 | I-O | I-P | F-W |
| Motor Vehicle Sales, New  |                  |     |       |       |       |       |       |     |     |       |       |     |     |     | S   |      |     |     |     |
| Motor Vehicle Sales, Used |                  |     |       |       |       |       |       |     |     |       |       |     |     |     | S   |      |     |     |     |
| Music or Dancing Academy  |                  |     |       |       |       |       |       |     |     |       |       |     |     | P   | P   | P    |     |     |     |
| Offices                   |                  |     |       |       |       |       |       |     |     | P     | P     | P   | P   | P   | P   | P    | P   | P   |     |
| Pawn Shop                 |                  |     |       |       |       |       |       |     |     |       |       |     |     |     | S   |      |     |     |     |
| Pharmacy                  |                  |     |       |       |       |       |       |     |     |       |       | P   | P   | P   | P   | P    |     |     |     |

|                                                                |  |  |  |  |  |  |  |  |   |   |   |   |   |   |    |    |    |    |    |  |
|----------------------------------------------------------------|--|--|--|--|--|--|--|--|---|---|---|---|---|---|----|----|----|----|----|--|
| Photo-Finishing Pick-up Station                                |  |  |  |  |  |  |  |  |   |   |   |   |   | P | P  | P  | P  |    |    |  |
| Planned Commercial or Industrial Development                   |  |  |  |  |  |  |  |  |   |   |   |   |   |   | P* | P* | P* | P* | P* |  |
| Plumbing Shop                                                  |  |  |  |  |  |  |  |  |   |   |   |   |   |   |    |    |    | P  |    |  |
| Processing and Manufacture Incidental to Retail Establishments |  |  |  |  |  |  |  |  |   |   |   |   |   | S | P  |    |    |    |    |  |
| Radio or TV Studio                                             |  |  |  |  |  |  |  |  |   |   |   |   |   |   | P  |    |    | P  |    |  |
| Repair, Equipment and Large Vehicles                           |  |  |  |  |  |  |  |  |   |   |   |   |   |   |    |    |    | S  |    |  |
| Repair, General                                                |  |  |  |  |  |  |  |  |   |   |   |   |   |   | P  | P  |    |    |    |  |
| Restaurant (Sit Down Dining)                                   |  |  |  |  |  |  |  |  |   |   | S | P | P | P | P  |    |    |    |    |  |
| Restaurant (Drive through Service)                             |  |  |  |  |  |  |  |  |   |   |   | P | P | P | P  |    |    |    |    |  |
| Retail Secondhand Store                                        |  |  |  |  |  |  |  |  |   |   |   |   |   | S | S  |    |    |    |    |  |
| Retail Shop                                                    |  |  |  |  |  |  |  |  |   |   |   | P | P | P | P  |    |    |    |    |  |
| Retail Sales Incidental to Office Uses                         |  |  |  |  |  |  |  |  | P | P |   |   |   |   |    |    |    |    |    |  |
| Services, Business                                             |  |  |  |  |  |  |  |  | P | P | P | P | P | P | P  | P  | P  |    |    |  |
| Services, Personal                                             |  |  |  |  |  |  |  |  | P | P | P | P | P | P | P  | P  | P  |    |    |  |
| Sexually Oriented Business                                     |  |  |  |  |  |  |  |  |   |   |   |   |   |   | S  |    |    |    |    |  |
| Sheet Metal Shop                                               |  |  |  |  |  |  |  |  |   |   |   |   |   |   |    |    |    | P  |    |  |
| Storage, Climate Controlled                                    |  |  |  |  |  |  |  |  |   |   |   |   |   |   | P  | S  |    |    |    |  |
| Tattoo or Body-Piercing Establishment                          |  |  |  |  |  |  |  |  |   |   |   |   |   |   | S  |    |    |    |    |  |
| Tavern, Cocktail Lounge, Night Club, Bar                       |  |  |  |  |  |  |  |  |   |   |   |   |   | S | S  |    |    |    |    |  |
| Truck or Trailer Rental                                        |  |  |  |  |  |  |  |  |   |   |   |   |   |   | S  |    |    |    |    |  |
| Vehicle Wash                                                   |  |  |  |  |  |  |  |  |   |   |   |   |   | S | P  |    |    | P  |    |  |
| Vehicle Wash, Industrial                                       |  |  |  |  |  |  |  |  |   |   |   |   |   |   |    |    |    | S  |    |  |
| Veterinary Clinic                                              |  |  |  |  |  |  |  |  |   |   |   | P |   | P | P  | S  | P  | P  |    |  |
| Warehouse                                                      |  |  |  |  |  |  |  |  |   |   |   |   |   |   |    |    |    | P  | P  |  |

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| PERMITTED USES                                               | ZONING DISTRICTS |     |       |       |       |       |        |     |     |       |       |     |     |     |     |       |     |     |    |
|--------------------------------------------------------------|------------------|-----|-------|-------|-------|-------|--------|-----|-----|-------|-------|-----|-----|-----|-----|-------|-----|-----|----|
|                                                              | A-O              | R-E | RS-18 | RS-15 | RS-12 | RS-10 | R-TH E | R-D | R-M | O-R-1 | O-R-2 | 0-C | C-L | C-G | C-H | S-C-1 | I-O | I-P | FW |
| Warehouse, Mini Storage                                      |                  |     |       |       |       |       |        |     |     |       |       |     |     |     | S   |       | P   |     |    |
| Warehouse, Display                                           |                  |     |       |       |       |       |        |     |     |       |       |     |     |     | P   |       | P   | P   |    |
| Wholesale & Distribution                                     |                  |     |       |       |       |       |        |     |     |       |       |     |     |     |     |       | P   | P   |    |
| INDUSTRIAL                                                   |                  |     |       |       |       |       |        |     |     |       |       |     |     |     |     |       |     |     |    |
| Manufacture, Storage or Distribution of:                     |                  |     |       |       |       |       |        |     |     |       |       |     |     |     |     |       |     |     |    |
| Chemical, Cosmetics, Drugs, Paint, & Related Products        |                  |     |       |       |       |       |        |     |     |       |       |     |     |     |     |       |     | P   |    |
| Electrical or Electronic Equipment, Appliances & Instruments |                  |     |       |       |       |       |        |     |     |       |       |     |     |     |     |       | P   | P   |    |
| Fabricated Metal Products & Machinery                        |                  |     |       |       |       |       |        |     |     |       |       |     |     |     |     |       | P   | P   |    |

|                                                                                       |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |  |
|---------------------------------------------------------------------------------------|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|--|
| Food & Beverage Products<br>Except Live Animal<br>Processing                          |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   | P | P |  |
| Jewelry, Silverware,<br>Musical Instruments,<br>Toys, Sporting Goods, Art<br>Supplies |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   | P | P |  |
| Petroleum, Products and<br>Distribution                                               |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   | P |   |  |
| Printing & Publishing                                                                 |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   | P | P |  |
| Stone, Clay, Glass and<br>Concrete Products                                           |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   | P |   |  |
| Textile & Apparel<br>Products                                                         |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   | P | P |  |
| Truck or Motor Freight<br>Facility                                                    |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   | S |   |  |
| Utility Substation                                                                    | P | P | P | P | P | P | P | P | P | P | P | P | P | P | P | P | P | P | P |  |
| Utility Production or<br>Treatment Station                                            | P |   |   |   |   |   |   |   |   |   |   |   |   |   |   | P |   | P | P |  |
| <b>OTHER USES</b>                                                                     |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |  |
| Agricultural Production:<br>Grain, Fruit, Vegetables,<br>Field Crops and Nursery      | X |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |  |
| Landfill Operations                                                                   | S |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   | S |   |  |
| Livestock, Horse, Dairy,<br>Poultry, Egg Production                                   | X |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |  |
| Post Office Facility                                                                  |   |   |   |   |   |   |   |   |   |   |   |   |   |   | P | P | P | P | P |  |
| Commercial Satellite TV<br>Dish                                                       |   |   |   |   |   |   |   |   |   |   |   |   | X | X | X | X | X | X | X |  |
| Telephone Service Center                                                              |   |   |   |   |   |   |   |   |   |   |   |   |   |   | P | P | P | P | P |  |
| Wireless Communication<br>Facility                                                    | S | S | S | S | S | S | S | S | S |   |   | S |   | S | S |   | S | S | S |  |

### **Section 3. Severability**

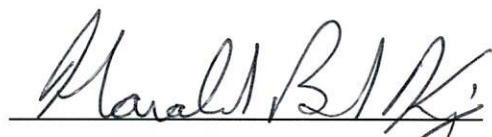
Should any provision of this Ordinance be rendered unconstitutional or null and void by a Court of Law, legislative act or otherwise, all other provisions of this Ordinance shall remain in full force and effect.

**Section 4. Effective Date:** BE IT FURTHER ORDAINED that this ordinance shall take effect upon its passage on the third and final reading, the public welfare requiring it.

FIRST READING: December 12, 2023

SECOND READING: December 19, 2023

THIRD READING: January 9, 2024



Harold Brad King, Register to the  
Board of Mayor and Aldermen



David Parsons, Mayor

ATTEST: 

Penny Medlock  
City Clerk

|                  |                                                   |
|------------------|---------------------------------------------------|
| <b>RESULT:</b>   | <b>APPROVED ON THIRD AND FINAL RE [UNANIMOUS]</b> |
| <b>MOVER:</b>    | David Reaves, Alderman                            |
| <b>SECONDER:</b> | Brad King, Alderman                               |
| <b>AYES:</b>     | King, Griffin, Reaves, Williams, Young, Quinn     |