

**ORDINANCE NO. 24/25-09**

**AN ORDINANCE TO AMEND TITLE 8 OF THE TOWN OF DANDRIDGE,  
TENNESSEE MUNICIPAL CODE BY ADDING CHAPTER 4, “RETAIL PACKAGE  
STORES”**

**WHEREAS**, voters in the November 2024 Dandridge Municipal Election voted to allow retail package stores inside the corporate limits of the Town; and,

**WHEREAS**, the Dandridge Board of Mayor and Aldermen wishes to, in a timely manner, oblige the will of the voters in establishing regulations for retail package stores in the corporate limits of the Town; and,

**NOW, THEREFORE, BE IT ORDAINED** by the Town of Dandridge, Tennessee, Board of Mayor and Aldermen that Title 8 of the Dandridge Municipal Code be amended by adding a new Chapter 4, “Retail Package Stores” as follows, providing for the establishment of retail package liquor stores within the Town.

**CHAPTER 4**

**RETAIL PACKAGE STORES**

**SECTION**

- 8-401. Alcoholic beverages subject to regulation.
- 8-402. Application for certificate.
- 8-403. Applicant to agree to comply with laws.
- 8-404. Applicant to appear before the Board of Mayor and Alderman; duty to give information.
- 8-405. Action on application.
- 8-406. Residency requirement.
- 8-407. Applicants for certificate who have a criminal record.
- 8-408. Only one establishment to be operated by retailer.
- 8-409. Where establishments may be located.
- 8-410. Retail stores to be on ground floor; entrances.
- 8-411. Limitation on number of retailers.
- 8-412. Radios, amusement devices, and seating facilities prohibited in retail package establishments.
- 8-413. Inspection fee.
- 8-414. Violations.

**8-401. Alcoholic beverages subject to regulation.** It shall be unlawful to engage in the business of selling, storing, transporting, distributing, or to purchase or possess alcoholic

beverages within the corporate limits of this Town except as provided by Tennessee Code Annotated, title 57. (as added by Ord.#2015-02, Feb. 2015)

**8-402. Application for certificate.** Before any certificate, as required by Tennessee Code Annotated, 57-3-208 (certificate of compliance) or a renewal as required by 57-3-213 shall be signed by the mayor, or by any councilman, an application in writing shall be filed with the town recorder on a form to be provided by the town, giving the following information:

- (1) Name, age and address of the applicant.
- (2) Number of years residence in the State of Tennessee.
- (3) Occupation or business and length of time engaged in such occupation or business.
- (4) Whether or not the applicant has been convicted of a violation of any state or federal law or of the violation of this code or any town ordinance, and the details of any such conviction.
- (5) If employed, the name and address of the employer.
- (6) If in business, the kind of business and location thereof.
- (7) The location of the proposed store for the sale of alcoholic beverages.
- (8) The name and address of the owner of the store.
- (9) If the applicant is a partnership, the name, age, and address of each partner, and their occupation, business or employer. If the applicant is a corporation, the name, age, and address of the stockholders and their degrees of ownership of stock in the corporation.
- (10) The information in the application shall be verified by the oath of the applicant. If the applicant is a partnership or a corporation, the applications shall be verified by the oath of each partner, or by the president of the corporation.
- (11) An application fee of two hundred fifty dollars (\$250.00), payable to the Town of Dandridge, shall accompany each application for a certificate of compliance.

**8-403. Applicant to agree to comply with laws.** The applicant for a certificate of compliance shall agree in writing to comply with the state and federal laws and ordinance of the town and rules and regulations of the alcoholic beverage commission of the state for sale of alcoholic beverages.

**8-404. Applicant to appear before Board of Mayor and Alderman; duty to give information.** An applicant for a certificate of compliance may be required to appear in person before the town council for such reasonable examination as may be desired by the council.

**8-405. Action on application.** Every application for a certificate of compliance shall be referred to the Chief of Police for investigation and to the town attorney for review, each of whom shall submit their findings to the Board of Mayor and Alderman within thirty (30) days of the date each application was filed.

The Board of Mayor and Alderman may issue a certificate of compliance to any applicant, which shall be signed by the mayor or by a majority of the Board of

Mayor and Alderman. Applications will be accepted beginning at 9:00 A.M. on Monday, February 3, 2025, and will be acted on administratively in the order in which they are received.

**8-406. Residency requirement.** The applicant for a certificate of compliance shall have been a bona fide resident of the State of Tennessee for not less than one (1) year at the time their application is filed. If the applicant is a partnership or a corporation, each of the partners or stakeholders must have been a bona fide resident of the State of Tennessee for not less than one (1) year at the time the application is filed. This section shall not apply to any applicant who has been continuously licensed pursuant to Tennessee Code Annotated 57-3-204 for seven (7) consecutive years.

**8-407. Applicants for certificate who have criminal record.** No certificate of compliance for the manufacture or sale at wholesale or retail of alcoholic beverages, or for the manufacturer or vinting of wine, shall be issued to any person, (or if the applicant is a partnership, any partner, or if the applicant is a corporation, any stockholder), who, within ten (10) years preceding the application for such certificate of compliance, has been convicted of any felony or of any offense under the laws of the State or of the United States prohibiting the sale, possession, transportation, storage or otherwise handling of intoxicating liquors, or who has during such period been engaged in business, alone or with others, in violation of such laws.

**8-408. Only one establishment to be operated by retailer.** No retailer shall operate, directly or indirectly, more than one place of business for the sale of alcoholic beverages in the Town. The word “indirectly,” as used in this section, shall include, and mean any kind of interest in another place of business by way of stock, ownership, loan, partner’s interest or otherwise.

**8-409. Where establishments may be located.**

- (1) It shall be unlawful for any person to operate or maintain any retail establishment for the sale, storage, or distribution of alcoholic beverages in the Town except at locations zoned for that purpose.
- (2) Retail package stores shall be restricted to B-3 zones, with the exception of any B-1, B-2, and B-4 zones that front a major arterial street. Retail licenses shall be restricted to establishments that are at least one thousand five hundred feet (1,500’) apart.
- (3) No retail package store shall be located within three hundred feet (300’) of any school, church property upon which the primary congregational assembly facility is located, or any public park.
- (4) No retail package store shall be located to the front or side of property where any house used as a residence is located.

**8-410. Retail stores to be on the ground floor; entrances.** No retail store shall be located anywhere on premises in the Town except on the ground floor thereof. Each such store shall have only one (1) main entrance; provided, that when a store is located on the corner of two (2) streets, such store may maintain a door opening on each such street; and provided further, that any sales room adjoining the lobby of a hotel may maintain an additional door into such lobby as long as the lobby is open to the public.

**8-411. Limitation on number of retailers.** There shall be no limit on the number of retail licenses for the sale of alcoholic beverages issued under this chapter.

**8-412. Radios, amusement devices, and other seating facilities prohibited in retail establishments.** No radios, pinball machines, slot machines, or other devices which tend to cause persons to congregate in such place shall be permitted in any retail establishment. No seating facilities shall be provided for persons other than employees.

**8-413. Inspection fee.** The Town of Dandridge hereby imposes an inspection fee in the maximum amount allowed by Tennessee Code Annotated, 57-3-501 on all licensed retailers of alcoholic beverages located within the corporate limits of the Town.

**8-414. Violations.** Any violation of this chapter shall constitute a civil offense and shall, upon conviction, be punishable by a penalty under the general penalty provision of this code. Upon conviction of any person under this chapter, it shall be mandatory for the Town Judge to immediately certify the conviction, whether on appeal or not, to the Tennessee Alcoholic Beverage Commission.

This **ORDINANCE** shall take effect 30 days from and after final passage, the public welfare requiring it.

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Mayor

ATTEST:

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Town Recorder

Passed 1<sup>st</sup> Reading: December 10, 2024

Passed 2<sup>nd</sup> Reading: January 14, 2024