

(4) The property upon which the business is operating is located in a zoning district approved for such use.

(5) The applicant shall execute an authorization enabling the city to receive from each and every wholesale supplier to the permittee, the dollar value and amounts of beer sold by the wholesaler or distributor to the permittee, at such time or times as the city may request such information. This authorization shall be in full force and effect during the entire time of the permit.

(6) The applicant shall not make a false statement in his application for any beer permit. Such a statement shall be cause for immediate revocation of the permit. (2000 Code, § 8-208, as replaced by Ord. #15-847, Sept. 2016)

8-209. Minimum distance from dwellings, etc. (1) No beer permit shall be issued to an applicant whose location is less than one hundred feet (100') from a building containing one to four (1 - 4) residential dwelling units (dwelling), a church, a park, a playground, a school, a State of Tennessee licensed day care center (day care center) or a nursery with the exception that there shall be no distance requirement between a permit location and any church, school, day care center or nursery that is established on or after January 1, 2011 that is located within a Core Commercial (CC), Commercial General (CG), Commercial Service (CS), Commercial Service Limited (CSL), Office Professional (OP) or Commercial Core Overlay (CCO) zoning district. The date on which a church, school, day care center or nursery is established will be the date of the certificate of occupancy for new construction or the date of the approved life safety inspection for existing structures.

(2) In determining the distance from a park or playground, the distance shall be measured in a straight line from the nearest point of the property boundary of the park or playground in a straight line to the center of the nearest main entrance of the applicant's facility. The distance from a dwelling, church, school, day care center and nursery shall be measured in a straight line from the nearest point of the structure of any dwelling, church, school, day care center, nursery or church to the center of the nearest main entrance of the applicant's facility. The applicant may be required to provide the documentation that the distances have been measured and certified by a professional engineer or registered surveyor and recorded on a drawing prepared by the engineer or surveyor and made available to the board at the expense of the applicant.

(3) The distance from a dwelling and the means and method of measuring such distance provided for herein shall not apply to locations holding permits prior to the adoption of the provisions of this chapter, nor to the renewal of such permits, but shall apply to permits issued after the adoption of the provisions thereof. The distance shall also not apply to an applicant for an on-premises permit whose location is a part of a planned unit development as defined by the Goodlettsville Zoning Ordinance and approved as a part of a master plan which includes residential and community facility activities

developed as a planned community. The provisions regarding the distance requirement to licensed day care centers and nurseries shall not apply to permittees holding a permit issued prior to the approval date of the provisions of this chapter and in violation of such provisions; provided renewal of such permits shall only be granted to those permittees as defined in this chapter holding valid permits on the effective date of the provisions of this chapter and to transferees or such permittees, who were operating under valid permits prior to the location of such licensed day care center or nursery within two hundred fifty feet (250') thereof.

(4) Nothing in this section shall be interpreted to allow the city to revoke, suspend, or deny a permit to a business selling, distributing, or manufacturing beer on the basis of its proximity to a church, school, or other place of public gathering if valid permit has been issued to the business prior to January 1, 1993. However, if beer is not sold at such a business for six (6) continuous months the protection provided herein ceases to apply. (2000 Code, § 8-209, as amended by Ord. #10-750, Oct. 2010, and replaced by Ord. #15-847, Sept. 2016)

8-210. Requirements to maintain any permit issued under this section. The following requirements shall be met at all times to maintain a permit issued by the city beer board.

(1) A permit holder shall not:

(a) Operate a disorderly place.

(b) Permit boisterous or disorderly conduct on the premises.

(c) Sell or allow to be sold on the premises of the permittee, beer to any person using food stamps issued pursuant to state or federal law for the purchase of such beer.

(2) Hours and days of operations. It shall be unlawful to offer for sale or sell beer within the corporate limits of the city between the hours of 3:00 A.M. and 10:00 A.M. on Sunday and between the hours of 3:00 A.M. and 6:00 A.M. Monday through Saturday.

(3) Sales to minors or intoxicated persons. It shall be unlawful to sell or offer to sell beer to a person under the age of twenty-one (21) years or to a person who is visibly intoxicated.

(4) Sexually-oriented establishments prohibited. Alcoholic beverages shall not be sold or consumed on the premises of any sexually-oriented business as defined in the Goodlettsville Zoning Ordinance, or on the premises of any "adult-oriented establishment" as defined in Tennessee Code Annotated, § 7-51-1102 (6).

(5) Condition of premises generally. No retailer's permit shall be granted to any person whose premises are not neat, clean and in good repair, both inside and outside. The premises shall at all times be free from litter, weeds, trash and other forms of debris. Any tires, old appliances, motor vehicle