

ORDINANCE 22-1042

**AN ORDINANCE TO AMEND A SECTION OF THE ZONING ORDINANCE
DEFINITION OF FAMILY TO BE CONSISTENT WITH TENNESSEE CODE
ANNOTATED**

WHEREAS, the City's Zoning Ordinance intent and purpose includes to promote and protect the public health, safety, and general welfare of the people; and,

WHEREAS, Tennessee Code Annotated § 13-24-101 defines single family residences in which persons with disabilities reside are to be classified as single-family residence; and,

WHEREAS, Tennessee Code Annotated § 13-24-102 purpose is to remove any zoning obstacles which prevent persons with a disability from living in normal residential surroundings; and,

WHEREAS, the Goodlettsville Planning Commission at the July 11, 2022 scheduled meeting voted to recommend its passage to the Board of Commissioners and discussed that the amendment is to revise; and

NOW, THEREFORE, BE IT ORDAINED AND IT IS HEREBY ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF GOODLETTSVILLE, TENNESSEE, AS FOLLOWS:

SECTION 1. That Ordinance No. 06-674 adopted on second and final reading on June 22, 2006, being the municipal zoning ordinance of Goodlettsville, Tennessee, be and the same is hereby amended Section 14-201 (3) Definitions amending section (gg) as shown in "EXHIBIT A"

SECTION 2. That the Commissioners of the City of Goodlettsville, Tennessee, hereby certify that this Ordinance has been submitted to the Planning Commission of the City of Goodlettsville for a recommendation, and a notice of hearing thereon has been ordered after at least fifteen (15) days notice of the time and place of said meeting has been published in a newspaper circulated in the City of Goodlettsville, Tennessee. This Ordinance shall take effect fifteen (15) day from the date of its final passage, the public welfare demanding it.

SECTION 3. If any section, clause, provision, or portion of this Ordinance is for any reason declared invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, provision, or portion, of this Ordinance which is not itself invalid or unconstitutional.

SECTION 4. In case of conflict between this Ordinance or any part thereof and the whole or part of any existing or future Ordinance of the City of Goodlettsville, the most restrictive shall in all cases apply.

MAYOR RUSTY TINNIN

CITY RECORDER

APPROVED AS TO LEGALITY AND FORM:

CITY ATTORNEY

Passed First Reading:_____

Passed Second Reading:_____

ORDINANCE 22-1042
“EXHIBIT A”

AMENDMENT 14-201 (3) (gg)

Existing Ordinance

~~gg) "Family." One (1) person, or two (2) or more persons occupying a single dwelling unit, provided that unless all members are related by blood or marriage, no such dwelling unit shall contain over five (5) persons, further provided that domestic servants and temporary nonpaying quests may be accommodated. Family shall not be construed to include a fraternity, sorority, club, or institutional group. Provided that family shall include eight (8) or fewer unrelated, mentally retarded, mentally handicapped, or physically handicapped persons plus two (2) additional persons acting as house parents or guardians who need not be related.~~

AMENDED ORDINANCE

gg) "Family." One (1) person, or two (2) or more persons occupying a single dwelling unit, provided that unless all members are related by blood or marriage, no such dwelling unit shall contain over five (5) persons, further provided that domestic servants and temporary nonpaying quests may be accommodated. Family shall not be construed to include a fraternity, sorority, club, or institutional group. Provided that family shall include eight (8) or fewer unrelated persons with disabilities and up to three (3) persons acting as support staff or guardians, who need not be related to each other or to any of the persons with disabilities residing in a single-family residence dwelling unit, pursuant to T.C.A. § 13-24-102. The family definition does not include residences where persons with disabilities reside that are operated on a commercial basis. As used in this definition, “disabilities” does not include persons who are mentally ill and, because of such mental illness, pose a substantial likelihood of serious harm as defined in T.C.A. § 33-6-501, or who have been convicted of serious criminal conduct related to such mental illness.

