

ORDINANCE 24-1100

AN ORDINANCE TO AMEND THE ZONING ORDINANCE TO DEFINE AND INCLUDE REGULATIONS FOR SPECIALTY SMOKE AND VAPE SHOPS AND SIMILAR MATERIALS

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, the City's Zoning Ordinance intent and purpose includes to fix reasonable standards to which buildings or structures shall conform; and,

WHEREAS, the City's Zoning Ordinance intent and purpose includes regulations to protect the character and maintain the stability of business, commercial areas within the city, and to promote the orderly and beneficial development of such areas; and,

WHEREAS, the Zoning Ordinance amendment is due to the potential negative health impacts of the materials sold in the specialty smoke and vape shops including tobacco, vaping, edibles, concentrates, cannabis, cannabidiol oil, kratom and similar materials and accessories to limit the number and location of the facilities; and,

WHEREAS, the Goodlettsville Planning Commission at the December 2, 2024 meeting voted to recommend the amendment passage to the Board of Commissioners 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. O6-674 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 including a new section 14-206 (8) and revisions to 14-202 (6)(o)(xliii) to define and include regulations for Specialty Smoke and Vape Shops and Similar Materials as defined 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 24-1100
“EXHIBIT A”

AMENDMENT#1

Amendment#1- Section 14-206 Commercial District Regulations (8)

(8) Specialty Smoke and Vape Shops and Similar Materials

Specialty shops as defined in this section include smoke, vaping, and head shops that stock and sell tobacco, vaping, edibles, concentrates, cannabis, cannabidiol oil, kratom and similar materials and accessories. Specialty shops are defined as any retail shop that includes more than twenty-five (25%) percent of the shop’s public customer sales floor area dedicated to the stock and sale of the defined product materials and accessories defined in this section. The remaining public customer sales floor area shall be stocked for the sale of other retail product materials not including the product materials defined in this section. One specialty shop as defined in this section will be permitted per each 5,000 population of the City of Goodlettsville, Tennessee. The population is determined by the latest completed United State Decennial Census. The specialty shops as defined in this section shall not be located within a minimum 2,640 feet of another specialty shop as defined in this section within the Goodlettsville City Limits to prevent the collective location of the specialty shops in one area or on one street of the City. The 2,640 feet minimum separation shall be measured in a straight line between the closest proximity of a specialty shop building corner or section or tenant space building corner to the closest proximity of another specialty shop building or section or tenant space building corner. The specialty shops shall also not be located within 500 feet of a public or private school, day care, public park property as measured in a straight line between the closest proximity of the specialty shop building corner or section or tenant space building corner to the closest proximity property corner of a property containing a public or private school, day care, public park.

AMENDMENT#2- Section 14-202. – Use Classification Commercial Activities (6)(o) (xliii)

(xliii) ~~Tobacco shops.~~ Specialty Smoke and Vape Shops and Similar Materials