

**CITY OF ETOWAH, TENNESSEE  
COMMISSION MEETING**

**Record of Minutes of** Special Called **Meeting Date** December 10, 2012 **Sheet No.** \_\_\_\_\_

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A special called meeting of the Etowah City Commission was held on Monday, December 10, 2012 at 5:30 p.m. in the Council Chambers of City Hall, 723 Ohio Avenue, Etowah, Tennessee. Members present were Mayor Jim Bull, Commissioner Burke Garwood, Commissioner Dennis Morgan, and Commissioner Jim Swayne. Also present were Finance Director April Preston, and Recording Secretary Jamie Davis. Absent was Vice Mayor Matt Goodin.

Mayor Jim Bull called the meeting to order at 5:30 p.m.

**NEW BUSINESS**

- a. Second reading of Ordinance No. 734 by Mayor Jim Bull.

**ORDINANCE NO. 734**

**AN ORDINANCE TO AMEND TITLE 8 OF THE ETOWAH MUNICIPAL CODE  
BY AMENDING THE HOURS OF SALE FOR BEER**

Commissioner Dennis Morgan said we passed on the first reading to say sales start at 8 am, I think beer sales should start at 8 am. City Manager Matthew Gravley said it would be an extreme hardship on businesses to change it from the 6 am because of the cycle of 3<sup>rd</sup> shift employees getting off work at that time. Commissioner Burke Garwood said it has 6 am for many years.

*A motion was made by Commissioner Burke Garwood and seconded by Mayor Jim Bull to approve the Ordinance and allow sales to start at 6 am Monday thru Saturday and at noon on Sunday. The vote was a 2-2 tie with Commissioner Burke Garwood and Mayor Jim Bull for yea and Commissioner Dennis Morgan and Commissioner Jim Swayne voting nay.*

Commissioner Burke Garwood said that we will have a revote at the Monday, December 17<sup>th</sup> meeting.

- b. Second Reading of Ordinance No. 735 by Mayor Jim Bull.

**ORDINANCE NO. 735**

**AN ORDINANCE OF THE CITY OF ETOWAH, TENNESSEE REPEALING THE PROHIBITION OF  
INTOXICATING LIQUOR SALES ON PREMISE AND ADOPTING A PRIVILEGE TAX ON RETAIL  
SALE OF ALCOHOLIC BEVERAGES FOR CONSUMPTION ON THE PREMISE.**

*A motion was made by Commissioner Burke Garwood and seconded by Mayor Jim Bull to approve. The motion passed with a 3-1 vote with Commissioner Jim Swayne voting nay.*

c. First Reading of Ordinance No. 736 by Mayor Jim Bull.

**ORDINANCE NO. 736**

**AN ORDINANCE TO AMEND TITLE 8 OF THE ETOWAH MUNICIPAL CODE  
BY ESTABLISHING PACKAGE LIQUOR REGULATIONS**

Commissioner Burke Garwood said that Section 2 needs to be corrected to say Section 8-116 instead of Section 8-115.

Commissioner Burke Garwood said he thinks 4500 people before we get a third store is too much and still causing a monopoly. We haven't had 4500 since the late 1920s or early 1930s. I think we should lower it from one store per 1500 people to one store per 1334 people, that way we can add another store if we reach 4000 residents.

*A motion was made by Commissioner Burke Garwood and seconded by Commissioner Jim Swayne to approve changing the retail license to one for each 1334 residents. The motion passed unanimously by a commission vote.*

Commissioner Jim Swayne suggested we take another look at Section 8 -110 and where we dropped it from 500 feet to 300 feet. I think we should make it property line to property line instead of door to door because most church entrances face the West.

*A motion was made by Commissioner Jim Swayne and seconded by Commissioner Dennis Morgan to change Section 8-110 to approve changing the distance from a package store to a church to 300 feet from property line to property line instead of 300 feet from door to door. The motion passed with a 3-1 vote with Commissioner Burke Garwood voting nay.*

*A motion was made by Commissioner Burke Garwood and seconded by Mayor Jim Bull to approve Ordinance No. 736 with the approved amendments. The motion passed unanimously by a commission vote.*

**ADJOURNMENT**

*A motion was made by Commissioner Jim Swayne seconded by Commissioner Burke Garwood to adjourn the meeting. The motion passed unanimously by a commission vote.*

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Jim Bull, Mayor

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April Preston, City Recorder

Respectfully submitted by:

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Jamie L. Davis, Recording Secretary