

KATHY RAY, MAYOR
KIM FOSTER, CITY MANAGER
JAMES SMITH, CITY ATTORNEY
BOARD OF COMMISSIONERS MEETING
CITY OF PARIS, TENNESSEE
March 6, 2025
5:00 P.M.

CITY COMMISSION

March 6, 2025



VICKEY ROBERTS, VICE MAYOR
JACKIE JONES, COMMISSIONER
SAM THARPE, COMMISSIONER
JOHN ETHERIDGE, COMMISSIONER

The Board of Commissioners of the City of Paris, Tennessee held a Public Hearing at 5:00 p.m. on Thursday, March 6, 2025, in the Paris City Hall Courtroom. Mayor Kathy Ray opened the Public Hearing for comments from Citizens.

Public Hearing

1. Rezoning Request for property at 53 Myatt Road

Discussion: No comments from citizens.

2. Rezoning Request for property at the corner of HWY 218/HWY 79 S

Discussion: No comments from citizens.

3. Ordinance (No. 1317) to Amend Title 2 Chapter 2 regarding Beer Control Board in the Paris Municipal Code

Discussion: No comments from citizens. The Public Hearing was duly closed.

The Board of Commissioners of the City of Paris, Tennessee held a Regular Meeting at 5:02 p.m. on Thursday, March 6, 2025, in the Paris City Hall Courtroom.

The meeting was called to order by Mayor Kathy Ray with the following roll call:

Present: Commissioner Kathy Ray
Commissioner Vickey Roberts
Commissioner John Etheridge
Commissioner Jackie Jones
Commissioner Sam Tharpe

Also Present: City Manager Kim Foster
City Attorney James Smith
Community Development Director, Jessica Crouch
Community Engagement Coordinator, Abby Pierce
Risk and Compliance Coordinator, Bailey Thompson
Administrative Assistant to Building, Codes, Stormwater, Rebecca Renkel

Absent: None

Media: Ken Walker, Paris Post Intelligencer
Shannon McFarlin, WENK/WTPR

Commissioner Jackie Jones led the meeting with the Pledge of Allegiance followed by a prayer led by Commissioner Sam Tharpe.

APPROVAL OF MINUTES: Regular Meeting – February 6, 2025

DISCUSSION: None

ACTION: The minutes stand approved as read.

VOTE: None

COMMENTS FROM CITIZENS: None

COMMENTS FROM THE COMMISSION: None

SERVICE RESOLUTIONS AND PROCLAMATIONS: Recognition of Jessica Crouch as our newly appointed Community Development Director.

OLD BUSINESS
AGENDA ITEM NO.1
Rezoning Request for property at 53 Myatt Road

Jessica Crouch, Community Development Coordinator, explained that this item was previously presented to the Planning Commission, which referred it back for approval of the rezoning from Planned Business (P-B) to Residential. The request includes not only 53 Myatt Road but also the four surrounding properties. All required notifications have been sent, and no objections have been received. The property owner of 53 Myatt Road submitted the rezoning request as they are in the process of selling the property. Given this request, staff recommended rezoning the remainder of the road within the city limits. The rezoning was approved on first reading and forwarded to the Planning Commission for review. At their February meeting, the Planning Commission recommended approval of the rezoning request, including the additional parcels, in accordance with staff's recommendation.



ORDINANCE NO. 1314

AN ORDINANCE to Amend Title 11, Chapter 104 of the Paris Municipal Code

SECTION 1. BE IT ORDAINED by the Board of Commissioners of the City of Paris, Tennessee, that the Paris Municipal Code be amended as follows:

Title 11, Chapter 104, Section B, identifying, "The Official Zoning Map of Paris, Tennessee," as adopted, is amended as follows:

That the following described property at 53 Myatt Road be rezoned from P-B to R-2-L as shown on the attached Exhibit "A":

- Known as the following:
- Tax Assessor's Map 094A, Group A, Parcel 007.00
 - Tax Assessor's Map 094A, Group A, Parcel 006.00
 - Tax Assessor's Map 094A, Group A, Parcel 005.00
 - Tax Assessor's Map 094, Parcel 008.00
- (See Attached Exhibit "A")

SECTION 2. All ordinances and parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 3. This ordinance shall take effect on and after passage of final adoption.

Passed and adopted February 6, 2025.

Passed and adopted _____.

Mayor _____

Finance Director _____

Discussion: None

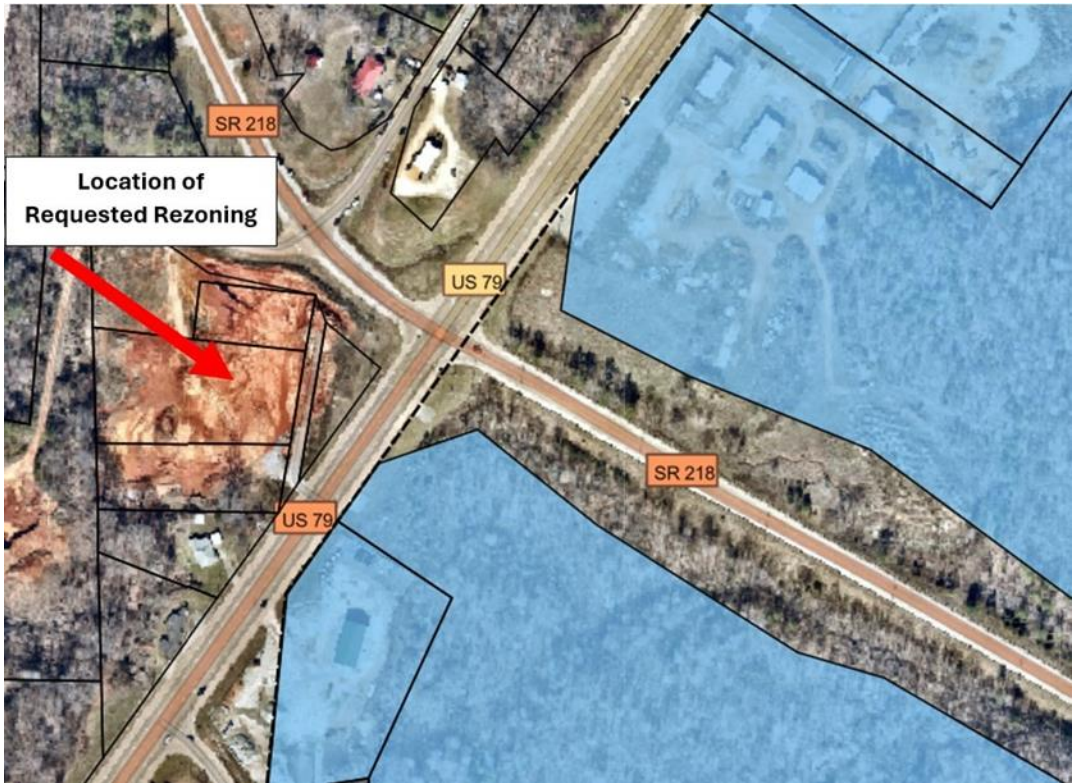
Action: Commissioner Vickey Roberts made a motion, seconded by Commissioner Jackie Jones to rezone the property at 53 Myatt Road to Residential.

Vote: Unanimous

OLD BUSINESS
AGENDA ITEM NO.2
Rezoning Request for property at the corner of HWY 218/HWY 79 S

Community Development Director Jessica Crouch explained that Circle K submitted a rezoning request for property that was recently annexed into the City of Paris at the corner of HWY 218 and HWY 79 S. Crouch explained that Per City of Paris Municipal Code 11-103.B., any annexed area was initially classified under the most restrictive residential zoning district until the City Commission adopted a zoning designation. The Planning Commission was required to recommend appropriate zoning within three months of referral.

Circle K requested the property be rezoned from R-1 (Residential) to B-1 (Highway Commercial), as the property was annexed into the city at their request and was not intended for residential use. The rezoning request was approved on first reading and forwarded to the Planning Commission for review. At their February meeting, the Planning Commission recommended approval of the request. All required notifications were sent, and no objections were received. The request was then referred back from the Planning Commission for final approval.



ORDINANCE NO. 1315

AN ORDINANCE to Amend Title 11, Chapter 104 of the Paris Municipal Code

SECTION 1. BE IT ORDAINED by the Board of Commissioners of the City of Paris, Tennessee, that the Paris Municipal Code be amended as follows:

Title 11, Chapter 104, Section B, identifying, "The Official Zoning Map of Paris, Tennessee," as adopted, is amended as follows:

That the following described property at the corner of HWY 218/HWY 79 S be rezoned from R-1 to B-1 as shown on the attached Exhibit “A”:

Known as the following:
Tax Assessor’s Map 117, Parcel 044.00
Tax Assessor’s Map 117, Parcel 045.00
Tax Assessor’s Map 117, Parcel 046.00
Tax Assessor’s Map 117, Parcel 047.00
Tax Assessor’s Map 117, Parcel 049.00
Tax Assessor’s Map 117, Parcel 049.01
(See Attached Exhibit “A”)

SECTION 2. All ordinances and parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 3. This ordinance shall take effect on and after passage of final adoption.

Passed and adopted February 6, 2025.

Passed and adopted _____.

Mayor

Finance Director

Discussion: None
Action: Commissioner John Etheridge made a motion, seconded by Commissioner Sam Tharpe to rezone the property at the corner of HWY 218 and HWY 79 S to B-1 (Highway Commercial).
Vote: Unanimous

OLD BUSINESS
AGENDA ITEM NO.3
Ordinance (No. 1316) to Amend Title 1 Chapter 6 Public Records regarding
Requesting Access to Public Records in the Paris Municipal Code

City Manager Kim Foster explained that this was the second reading of the ordinance, which was solely to correct the name and email address of the Finance Director for public records requests. The following ordinance, presented for consideration, reflects changes in verbiage in the City of Paris Municipal Code as a simple housekeeping measure.

ORDINANCE NO. 1316

AN ORDINANCE to Amend Title 1, Chapter 6 (1-603. C., 1-603. D., 1-604. A. 3. b.) of the Paris Municipal Code

SECTION 1. BE IT ORDAINED by the Board of Commissioners of the City of Paris, Tennessee, Title 1, Chapter 6 of the Paris Municipal Code shall be amended as follows:

A. That Title 1 Chapter 6 of the Paris Municipal Code be amended by deleting Title 1 Chapter 6 (1-603. C. and 1-603. D) in its entirety. (Ord. #1316, 03/03/2025).

- A. Requests for inspection may be made orally or in writing on Form A at The City of Paris, City Hall, 100 N. Caldwell Street, Paris, TN 38242 or by phone at 731-641-1402 or by email to tpillow@cityofparistn.gov.
- B. Requests for copies, or requests for inspection and copies, shall be made in writing on Form A in person or by mail at the City of Paris City Hall, 100 N. Caldwell Street, Paris, TN 38242. or by email to tpillow@cityofparistn.gov.

B. That Title 1 Chapter 6 of the Paris Municipal Code be amended by enacting Title 1 Chapter 6 (1603. C. and 1-603. D) as follows:

- C. Requests for inspection may be made orally or in writing on Form A at The City of Paris, City Hall, 100 N. Caldwell Street, Paris, TN 38242 or by phone at 731-641-1402 or by email to thopper@cityofparistn.gov.
- D. Requests for copies, or requests for inspection and copies, shall be made in writing on Form A in person or by mail at the City of Paris City Hall, 100 N. Caldwell Street, Paris, TN 38242. or by email to thopper@cityofparistn.gov.

(Ord. #1316, 03/03/2025).

I. That Title 1 Chapter 6 of the Paris Municipal Code be amended by deleting Title 1 Chapter 6 (1604. A. 3. b.) in its entirety. (Ord. #1316, 03/03/2025).

- a. Contact information: The City of Paris, City Hall, 100 N. Caldwell Street, Paris, TN 38242 or by phone at 731/642-1402 or by email to tpillow@cityofparistn.gov.

II. That Title 1 Chapter 6 of the Paris Municipal Code be amended by enacting Title 1 Chapter 6 (1604. A. 3. b.) as follows:

- a. Contact information: The City of Paris, City Hall, 100 N. Caldwell Street, Paris, TN 38242 or by phone at 731-642-1402 or by email to thopper@cityofparistn.gov.

(Ord. #1316, 03/03/2025).

SECTION 2. All ordinances and parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 3. This ordinance shall take effect on and after passage of final adoption.

Passed and adopted February 6, 2025.

Passed and adopted March 6, 2025.

Mayor

Finance Director

Discussion: None
Action: Commissioner Sam Tharpe made a motion, seconded by Commissioner Jackie Jones to amend Title 1 Chapter 6 in the Paris Municipal Code.
Vote: Unanimous

OLD BUSINESS
AGENDA ITEM NO.4
Ordinance (No. 1317) to Amend Title 2 Chapter 2 regarding Beer Control Board in the Paris Municipal Code

City Attorney James Smith explained that the following ordinance includes changes to Title 2, Chapter 2 – Beer, of the City of Paris Municipal Code. Originally passed on first reading, it has been revised to address concerns raised at the February meeting.

City Attorney James Smith explained that the city was unable to make it mandatory for all vendors to be licensed under the Responsible Vendor Program due to the high turnover rates in convenience stores. Instead, the ordinance specifies that if a vendor or permit holder is not certified under the program, their beer permit will be subject to a mandatory 30-day suspension.

Smith noted that fines have been removed from the current version of the ordinance, which places greater pressure on businesses to ensure that all their clerks are certified. The revised ordinance makes it clear that if vendors do not comply, they will face the penalty of losing the ability to sell beer for a mandatory minimum of 30 days.

Community Development Director Jessica Crouch introduced Darrah Crawford, Director of the Henry County Prevention Coalition, who has agreed to take on the program and assist with implementation. Crouch explained that after the last meeting, staff reached out to Crawford to involve the Prevention Coalition. Crawford has already contacted the state and will complete certification to conduct training for all beer permit holders in the City of Paris.

Crouch outlined the planned process, stating that Crawford will visit businesses annually to provide training. Businesses will be required to report their employees' certifications to her to ensure compliance. Crawford will then submit quarterly reports to the city, detailing who has been certified and noting any violations. If a violation occurs, staff will work with Crawford to assess penalties based on whether the business has completed the certification program.

Crouch further noted that the penalties are now clearly defined, removing any gray areas. If the ordinance is approved, a letter will be sent to all beer permit holders, giving them six months to comply with the new requirements. The letter will also include Crawford's contact information for businesses to begin the certification process with the state.

ORDINANCE NO. 1301

AN ORDINANCE to Delete Title 2 Chapter 2 (2-201 through 2-217) and Enact Title 2 Chapter 2 (2-201 through 2-224) of the Paris Municipal Code.

SECTION 1. BE IT ORDAINED by the Board of Commissioners of the City of Paris, Tennessee, Title 2, Chapter 2 of the Paris Municipal Code shall be amended as follows:

E. That Title 2 Chapter 2 of the Paris Municipal Code be amended by deleting Title 2 Chapter 2 in its entirety. (Ord. #1301, 03/06/2025).

CHAPTER 2
BEER

- SECTION
- 2-201. Creation, Organization, etc. of Alcoholic Beverage Control Board.
 - 2-202. Rules and Regulations of the Board.
 - 2-203. Permit Required.
 - 2-204. Enforcement of Chapter.
 - 2-205. Applications for Beer Permits.
 - 2-206. Restrictions on Licenses.
 - 2-207. Investigation and Examination of Applicants.
 - 2-208. Term of Permit; Classification; Permit to be Posted.
 - 2-209. Records of Permits.
 - 2-210. Nightclubs.
 - 2-211. Private Clubs.
 - 2-212. Prohibited Acts, Acts Required.
 - 2-213. Procedures for Revocation.
 - 2-214. Penalties; Revocation and Suspension Period.
 - 2-215. Judicial Review of the Alcoholic Beverage Control Board Action.
 - 2-216. Violations - Misdemeanors - Penalties.
 - 2-217. Temporary Permits.

2-201. Creation, Organization, etc. of Alcoholic Beverage Control Board.

There is hereby created a board of five (5) members, to be known as the Alcoholic Beverage Control Board of the City of Paris, Tennessee. All five (5) members of such board shall be residents of the City of Paris. Board members shall be appointed by the Mayor for a term of three years, subject to the approval of the City Commission. Any vacancy on the Board shall be filled in like manner for the balance of the unexpired term. Such board shall be appointed, subject to the right of the Mayor with the approval of the City Commission, the above mentioned terms notwithstanding (Ord. #559, 6/4/81, Ord. #886, 12/07/95, Ord. #1225, 3/1/18).

Regular meetings of the Alcoholic Beverage Control Board shall be held on the third Thursday of each month at 12:00 p.m. at the City Hall (Ord. #559, 6/4/81, Ord. #1225, 3/1/18, Ord. #1299, 10/5/2023).

The Alcoholic Beverage Control Board shall organize by the election of a chairman, vice-chairman, and secretary. Minutes shall be kept of the meetings in permanent form and a record shall be kept of the action of the board with respect to every application for a permit. The concurring vote of at least three (3) members of the board shall be necessary to the approving, revocation, or suspension of any permit. Minute books of the board shall be a public record, and shall become a part of the records of the Finance Director of the City of Paris, Tennessee (Ord. #559, 6/4/81, Ord. #809, 09/03/92, Ord. #886, 12/07/95, Ord. #1225, 3/1/18).

2-202. Rules and Regulations of the Board.

The Alcoholic Beverage Control Board is authorized and empowered to adopt such reasonable rules and regulations as a majority thereof may deem necessary and proper for the operation and supervision of the business of the Alcoholic Beverage Control Board. Provided, however, that such rules and regulations must be submitted to the Board of Commissioners of the City of Paris, Tennessee, for approval before they have any force and effect (Ord. #559, 6/4/81, Ord. #886, 12/07/95, Ord. #973, 9/05/00).

2-203. Permit Required.

A. It shall be unlawful for a business to : manufacture, distribute, sell, offer to sell, or give away, at wholesale or retail, any alcoholic beverage of an alcoholic content of not more than eight (8%) percent by weight, without having a permit under the provisions of this chapter, or in violation of the terms of this chapter. (Ord. #1202, 3/2/2017)

B. It shall further be unlawful to sell, offer for sale, give away, or allow to be brought on the business premises, any beer or other alcoholic beverage, as defined in 2-201 (1) of the Paris Municipal Code, when a parking fee, admission fee, cover charge, dues payment, or other type of charge is made to the public or a private group for admission to any event, function, or other entertainment, educational, or business offering, whether by a profit or a nonprofit individual, group, organization, or corporation, unless such activity is held at a location that has a permit issued pursuant to this chapter, or unless a temporary permit is issued pursuant to the provisions of 2-217 of this chapter.

C. There shall be only one permit issued for each location regulated by the terms of this chapter. The permit granted under this chapter shall be issued only to:

1. Where the applicant is a sole proprietorship only to the owner of the business, or to an on-premises manager.
2. Where the applicant is a partnership, only to a managing partner or to an on-premises manager.
3. Where applicant is a corporation only to the on-premises manager of the corporate location (Ord. #973, 9/05/00.)

1-205. Enforcement of Chapter.

The Alcoholic Beverage Control Board and the City Manager of the City of Paris, shall have full power to enforce the provisions of this chapter and to investigate reported violations thereof, and for this purpose is authorized to utilize the full facilities of the Police Department, and such other inspection agencies of the City as may be deemed proper for the full and proper enforcement of this chapter (Ord. #559, 6/4/81).

2-205. Applications for Beer Permits.

All applications shall be made on a form prescribed by the Alcoholic Beverage Control Board in conformity with the requirements of this section, and shall be filed with the Board at least ten (10) days before approval for issuance. (Ord. #559, 6/4/81, Ord. #674, 1/7/88; Ord. #1028, 02/05/2004).

All applications for permits shall be made in writing and signed by the applicant, or the duly authorized agent of a club or corporation, verified by oath or affidavit, and shall contain the following statements and information:

1. The name, age, and address of the applicant in the case of an individual; in the case of a partnership, the persons entitled to share in the profits thereof; and in the case of a corporation, the objects for which it is organized, the names and addresses of the officers and directors, and if an interest of five percent (5%) or more of the stock of such corporation is owned by one person, the name and address of such person.

Any such applicant shall also be required to list all prior residence addresses for the twenty (20) years previous to the application.

2. The character of the business of the applicant and in the case of a corporation, the date when its charter was issued.
3. The location and description of the premises or place of business that is to be operated under said permit.
4. A statement whether the applicant has made application for a similar or other permit on premises other than described in this application, and the disposition of such application.
5. A statement that the applicant has never been convicted of a felony and is not qualified to receive a license by reason of any matter to thing contained in this chapter, the laws of the State of Tennessee, or any other state, or the ordinances of the City of Paris.
6. Whether a previous or similar license by any state or subdivision thereof has been revoked or suspended, and the reasons therefore. For the purposes of this application, the applicant also shall waive the applicant's right to privacy for the purposes of allowing the City of Paris to verify all statements made in the application (Ord. #1028, 02/05/2004).

2-206. Restrictions on Licenses. No permit shall be issued to:

1. An applicant who has not obtained a State Sales Tax Identification Number. Provided, however, that the Alcoholic Beverage Control Board may issue a permit to an applicant who is making application for a State Sales Tax Identification Number. If a State Sales Tax Identification Number is not applied for and obtained within ten (10) days of the effective date of such permit the Alcoholic Beverage Control Board shall revoke the applicant's permit (Ord. #765, 09/05/91, Ord. # 886, 12/07/95).

2. A person who has been convicted of any violation of the laws provided by the State of Tennessee, or any other state, prohibiting the possession, sale, manufacture, or transportation of intoxicating beverages, or any felony, within the past ten (10) years (Ord. #559, 6/4/81; Ord. #580, 3/3/83; Ord. #674, 1/7/88).

3. An applicant whose license under this chapter has been revoked or suspended for cause, including an applicant whose previous place of business was conducted by a manager or agent, even if the proposed manager or agent possesses sufficient qualifications to be issued a permit under this chapter. Provided, however, that the Board may, in its discretion, issue a license to such applicant for a probationary period to be determined by the Board if, in the Board's sole discretion, circumstances warrant the granting of said application (Ord. #559, 6/4/81; Ord. #653, 11/11/86; Ord. #886, 12/07/95).

4. An applicant, who at the time of the application for renewal of any license issued hereunder, would not be eligible for such license upon a first application (Ord. #559, 6/4/81).

5. A partnership, unless all the member of such partnership shall be qualified to obtain a license. A corporation, if officer, managerial director thereof, or any stockholder or stockholders owning in the aggregate of more than five (5%) percent of the stock of such corporation, would not be eligible to receive a permit hereunder for any reason (Ord. #559, 6/4/81; Ord. #674, 1/7/88).

6. An applicant whose place of business is conducted by manager or agent, unless said manager or agent possesses the same qualifications required of the applicant (Ord. #559, 6/4/81; Ord. #653, 11/11/86; Ord. #674, 1/7/88).

7. Any employee of the city, city manager, city recorder, city attorney, or city judge, and no such official or employee shall be interested in any way, either directly or indirectly, in the manufacture, sale or distribution of alcoholic beverages as defined in this chapter. Provided, however, that any member of any board, either elected or appointed, may hold office and shall be allowed to obtain a Class A permit under the qualifications provided in Section 2-208 of this chapter, if said person would be eligible to receive a permit under all other terms and conditions of any other section of this chapter (Ord. #627, 8/1/85).

8. An applicant whose place of business does not meet the requirements of any other section of this chapter (Ord. #559, 6/4/81; Ord. #886, 12/07/95).

9. An applicant whose place of business is one hundred fifty (150) feet or less from a church, school, public playground, or park. This distance is to be measured in a straight line from the closest point from building to building, or in the case of a public playground or park, from the closest point of the applicant's building to the closest point in the nearest property line of the public playground or park. Provided, however, the provisions of this section shall not apply to any licensed premises deriving fifty five percent (55%), or more, of its gross revenue from non-alcohol related sales. For the purposes of this section, non-alcohol related sales shall be defined as the sale of food or non-alcoholic beverages. Non-alcohol related sales shall not include any admission fee, parking fee, cover charge, or other charge that must be paid for entry on or to the premises, or any fee or charge for any sales of commodities other than food or non-alcoholic beverages.

Provided further, however, that any business established prior to the effective date of this Ordinance may be continued. When a business not conforming with the provisions of this section is discontinued or abandoned for a period of one hundred eighty (180) consecutive days, then no application for a business not in conformance with the provisions of this section shall thereafter be approved (Ord. # 559, 6/4/81; Ord. # 674, 1/7/88; Ord. # 749, 04/04/90; Ord. # 1224, 3/1/18).

10. An applicant who has not reached the age of 21 years of age at the time the application is submitted to the Board. Provided, however, that any applicant who holds a permit under this chapter prior to the effective date of this ordinance shall continue as a permit holder.

11. The Alcoholic Beverage Control Board may approve the issuance of a permit to an applicant for an initial permit or any renewal, but the city manager or his designee shall not issue the permit to the applicant until the applicant has properly applied for and obtained a city business license pursuant to 6-301 of the Paris Municipal Code and the Business Tax Act, as codified in T.C.A. 67-4-701, et seq. Further, if a permit holder does not file any report required by the above statutes or ordinances, or if the permit holder is delinquent in payment of any sums due the City of Paris or the State of Tennessee, as required by said statutes or ordinances, the city manager or the city manager's designee shall suspend the permit until the next regular meeting of the Alcoholic Beverage Control Board, where, at that time, the Alcoholic Beverage Control Board shall determine if a violation of this chapter has occurred pursuant to the provisions of 2-214 of the Paris Municipal Code. (Ord. #1039,02/03/05.)

2-207. Investigation and Examination of Applicants; Application Fee; Privilege Tax.

a. The Alcoholic Beverage Control Board and the City Manager shall have the right to examine, or cause to be examined, any applicant for a permit or for a renewal thereof, to determine the validity of the statements made in any application, and to examine or cause to be examined the books and records of any such applicant. Any applicant making any false statement of any material fact in his application shall forfeit any permit received and shall not be eligible to receive another permit for a period of ten (10) years thereafter. An application fee of two hundred fifty dollars (\$250) for use in offsetting the expense of investigating the applicant shall be charged pursuant to Tennessee Code Annotated, Section 57-5-104 on any original application for a permit, provided, however, that such fee shall not be charged for renewal of any existing permit, an application for a new location from an applicant already a permit holder under this chapter, or by an applicant who is a manager of an establishment under this chapter that is currently holding a permit under this chapter. Regardless of whether or not an application is approved or denied, any portion of the fee collected in excess of that actually used in the investigation shall be the property of the City of Paris and deposited in the General Fund (Ord. #559, 6/4/81; Ord. #597, 9/1/83, Ord. #834, 7/07/93).

b. There is hereby imposed on the business of selling, distributing, storing or manufacturing beer in the city of Paris a privilege tax of one hundred dollars (\$100.00) to be remitted on January 1, 1994, and each successive January 1 to the finance director of the city of Paris. The finance director shall mail written notice to each permit holder of the payment date of the annual tax at least thirty (30) days prior to January 1 of each year. Notice shall be mailed to the address specified by the permit holder on its permit application. If a permit holder does not pay the tax by January 31 or within thirty (30) days after written notice of the tax was mailed, whichever is later, then the finance director shall notify the permit holder by certified mail that the tax payment is past due. If a permit holder does not pay the tax within ten (10) days after receiving notice of its delinquency by certified mail, then the permit shall be void and the finance director shall notify the Alcoholic Beverage Control Board of this action. At the time a new permit is issued to any permit holder, the permit holder shall be required to pay the privilege tax on a prorated basis for each month or portion thereof remaining until the next tax payment date. Termination of business by a permit holder, or suspension or revocation of any permit, shall not entitle the permit holder to any refund of any portion of the privilege tax. The city of Paris may utilized these tax funds for any public purpose (Ord. #834, 07/07/93).

2-208. Term of Permit; Classification; Permit to be Posted.

A. Each permit issued hereunder shall remain in force and effect until terminated by the provisions of this Ordinance, or until suspended or revoked by the Alcoholic Beverage Control Board. There shall be two (2) classes of permits issued by the Board, as follows: (Ord. #1031, 06/28/04).

(Class A): An "off sale" permit to any applicant engaged in the sale of alcoholic beverages where they are not to be consumed by the purchaser upon or near the premises of such seller (Ord. #559, 6/4/81).

(Class B): An "on-sale" permit to any applicant engaged in the sale of alcoholic beverages where they are consumed by the purchaser or his guest upon the premises of the seller (Ord. #559, 6/4/81).

The permit issued by the Board shall be conspicuously posted on the premises where the business authorized by the permit is conducted (Ord. #559, 6/4/81).

B. Surrender of permit upon termination of business. Any permittee who ceases the active operation of a business location offering for sale alcoholic beverages under the provisions of this chapter for a period of greater than thirty (30) days shall be deemed to have surrendered the permit issued under the provisions of this chapter. In addition, when the business permitted under this chapter shall cease operation, a permittee shall be required to surrender said permit to the city business office within fifteen (15) days of termination of the business, provided, however, that notwithstanding the failure to return a permit, such permit shall expire on termination of the business and any permit not so surrendered shall prohibit the permittee from securing a new permit at a later date without permission of the Alcoholic Beverage Control Board. The Alcoholic Beverage Control Board shall further have the power to revoke and remove from the records of the City of Paris any permits not so surrendered, permits of any businesses who have ceased operation under the provisions of this section, or permits of businesses who have failed to meet the transfer requirements of Section 2-212 (7). The Alcoholic Beverage Control Board shall further be notified at their monthly meetings of any change in the status of any permits by the City Police Department and the City Business Office (Ord. #653, 11/11/86, Ord. #834, 07/07/93).

If an applicant shall reapply for issuance of a new permit previously revoked as stated above, the applicant shall be required to reapply as provided in 2-205 and pay the application fee provided in 2-207 (Ord. #886, 12/07/95).

1-210. Records of Permits.

The City Manager shall keep a complete record of all such permits issued and shall furnish the Chief of Police with a copy thereof; upon revocation or suspension of any permit the City Manager shall immediately give written notice thereof to the Chief of Police (Ord. #559, 6/4/81; Ord. #653, 11/11/86; Ord. #674, 1/7/88).

2-210. Nightclubs.

In addition to the provisions of this Chapter, the following provision shall apply where applicable:

(a) A nightclub shall be defined as an establishment holding a permit under this chapter where beer is provided or consumed, as defined in 2-203 of this chapter, and patrons come to view an act, be entertained by an act or show, and/or participate in such entertainment. Such act or show may be live or pre-recorded and may be by audio or visual means with a dance floor or stage on the premises (Ord. #973, 9/5/00.) (b) In order to qualify as a nightclub under the provisions of this section, such premises must have a minimum seating capacity of 100 occupants and must meet all Code requirements of the City of Paris in effect for this type of use.

(d) All provisions of Title 2, Chapter 2, shall be applicable to nightclubs with the exception of 2-212 (1) and 2-212 (9). Provided, however, that a patron or customer of a nightclub as defined in this section may bring on to said premises alcoholic beverages as defined in 2-101 (1) for consumption by said person on the premises of the permit holder, if the provisions of 2-212 (9), Sub-sections b, c, and d, are complied with (Ord. #674, 1/7/88, Ord. #886, 12/07/95, Ord. # 974, 1/02/01).

(d) Notwithstanding the provisions of this section, the provisions of 2-212 (5) shall be applicable to night clubs and any night clubs allowing conduct prohibited by 2-212 (5) shall further be prohibited from allowing the conduct described in 2-210 (c) (Ord. #886, 12/07/95).

1-212. Private Clubs.

All provisions of Title 2, Chapter 2, shall be applicable to private clubs with the exception of the following sections: 2-212 (1) and 2-212 (3). For the purposes of this section, the term "private club" shall be as is defined in T. C. A. 57-4-201 (a) (Ord. #674, 1/7/88, Ord. #852, 6/02/94, Ord. #886, 12/07/95).

2-212. Prohibited Acts, Acts Required.

The following conduct shall be regulated by the Alcoholic Beverage Control Board:

1. In premises upon which the sale of beverages for consumption on the premises is permitted, no screen, blind, curtain, partition, article, or thing shall be permitted in the windows or upon the doors of such premises, nor inside said premises, which shall prevent a clear view into the interior of such premises from the street, road or sidewalk at all times. The Board shall have the right to require the filing of plans, drawings, and photographs showing the clearance of the view as above required. Provided, however, that any business established prior to the effective date of this ordinance may be continued. When a business not conforming with the provision to this section is discontinued or abandoned for a period of one hundred eighty (180) consecutive days, then no application for a business not in conformance with the provisions of this section shall thereafter be approved (Ord. #559, 6/4/81, Ord. #886, 12/07/95).

2. No applicant shall employ any persons in the storage, sale or manufacture of any of said beverages except citizens of the United States or any person who has been convicted of any violation of the laws against possession, sale, manufacture, and transportation of intoxicating liquor, or any felony, within the last ten (10) years (Ord. #559, 6/4/81, Ord. #580, 3/3/83, Ord. #886, 12/07/95).

3. No alcoholic beverages shall be sold, offered for sale, given away, or consumed between 3:00 a.m. and 8:00 a.m., provided, however, that no alcoholic beverages shall be sold, offered, for sale, given away, or consumed between 3:00 a.m. and 10:00 a.m. on Sundays. No such beverage shall be consumed, open for consumption, or on or about any premises licensed hereunder, in either bottle, glass, or other container, after 3:00 a.m., and no premises licensed hereunder shall allow persons on said premises in any manner whatsoever after 3:00 a.m. Provided, however that: (Ord. #974, 1/02/01; Ord # 1243, 7/11/2019).

(iii) Any licensed premises under this chapter deriving fifty percent (50%) of its gross revenue from non-alcoholic related revenue may allow persons on said premises during the hours when sale or consumption of alcoholic beverages is prohibited for the purpose of conducting other business, but in no event shall any alcoholic beverages be brought on to the premises, given away, sold, offered for sale, consumed or open for consumption during the prohibited time specified in § 3 above. For the purposes of this section, non-alcohol related revenue shall not include an admission fee, parking fee, cover charge, or other charge that must be paid for entry on to the premises, or any fee or charge for any sales of commodities other than for food or non-alcoholic beverages. (Ord. #973, 9/5/00, Ord. #974, 1/02/01).

(iii) during the time when licensed premises as defined in this section, are open for business, all entryways to the premises shall remain unlocked and open to the public and no licensed premises shall allow persons on said premises in any manner whatsoever after said premises are closed or not open to the public (Ord. #559, 6/4/81, Ord. #565, 12/3/81, Ord. #886, 12/7/95).

(iii) any licensed premises as defined in (i) above not in compliance with (i) above shall immediately be required to comply with the closing requirements of the general provisions of this section until such time as the licensed premises is in compliance with the requirements of (i) above (Ord. #559, 6/4/81; Ord. #565, 12/3/81, Ord. #886, 12/07/95; Ord. #973, 9/5/00).

4. It shall be unlawful for the holder of any permit issued under this section to sell, deliver or give alcoholic beverages to any intoxicated person (Ord. #559, 6/4/81).

5. It shall be unlawful:

(vi) To permit any gambling on any premises issued a permit under this chapter.

(vi) To permit any owner, licensee, agent of licensee, guest of licensee, employee, independent contractor of licensee, patron, or guest to remove any clothing, garments, or other costume, either as a live performance, or incidental to any hereinabove described person's use of the licensed premises. Such prohibition does not include the removal of headwear or footwear; or the incidental removal of a tie, suitcoat, sportcoat, jacket, sweater, or similar outer garment by a patron, guest, or invitee of the licensed premises.

(vi) To allow any entertainment on licensed premises by any person specified in section (ii) above, which shall contain the performance of acts or simulated acts of sexual intercourse, masturbation, sodomy, bestiality, oral copulation, flagellation, or any sexual acts which are prohibited by law, including the actual or simulated touching, caressing, or fondling of the breasts, buttocks, anus, or genitals, or the actual or simulated displaying of the pubic hair, anus, vulva, or genitals; or the nipples of a female.

(vi) To permit any person specified in (ii) above from appearing with his or her genitals or pubic region less than completely covered by an opaque substance or material, appear with his or her buttocks less than completely covered by an opaque substance or material; or any female to appear with either or both of her breasts less than completely covered by an opaque substance or material below the upper most or highest part of the areola.

(vi) For any person specified in (ii) above to permit or allow the showing of films, still pictures, electronic reproductions, or other visual reproductions depicting any entertainment, acts, scenes, drawings, or any other devices portraying, depicting, or in any wise showing any of the prohibited activities described above in (ii) through (iv).

(vi) Any licensee in violation of the provisions of this section shall have its license revoked or suspended as provided by the provisions of this chapter and shall be guilty of a misdemeanor and be punished in accordance with the provisions of the Paris Municipal Code (Ord. #559, 6/4/81, Ord. #821, 3/4/93).

6. A permit shall be valid only for the owner to whom the permit is issued and cannot be transferred to another owner. If the owner is a corporation, a change of ownership shall occur when control of at least fifty percent (50%) of the stock of the corporation is transferred to a new owner. A permit shall expire on termination of the business, change in ownership, or change of the business's name. Provided that for those permit holders whose business is run by a manager and the business' manager holds a permit, and in the event of change of management the business shall be allowed to continue for a period of thirty (30) days from said change of management, during which time the new manager shall be allowed to apply for a permit without interruption of the business conducted by the permittee (Ord. #687, 8/4/88, Ord. #834, 07/07/93, Ord. #886, 12/07/95).

7. A permit issued hereunder shall permit the sale of alcoholic beverages in the premises described in the permit application and any relocation of the business shall cause the permit to expire. Provided, however, that a permit shall be valid for all decks, patios, and other outdoor serving areas that are contiguous to the premises in which the permitted locations is operated by the permittee. Such location may be changed only upon application to the Board and such request for change shall be reviewed as in the manner of a new permit application. No change of location shall be permitted unless the proposed new location is in compliance with the provisions and regulations of this chapter (Ord. #559, 6/4/81, Ord. #834, 07/07/93, Ord. #974, 1/02/01).

8. Minors:

- (c) It shall be unlawful to sell, give or deliver alcoholic beverages to any person under the age of twenty-one (21) years. It shall be unlawful for any owner, manager, or his/her agent or employee to suffer or permit any minor to be or to remain in any room or compartment adjoining or adjacent to or situated in the room or place where such "on sale" premises is located, providing that this sentence shall not apply to any minor on any licensed premises which derives more than fifty percent (50%) of its gross revenue from the sale of non-alcoholic related revenue items as is defined in 2-212 3. (i) (Ord. #559, 6/4/81; Ord. #612, 8/1/84; Ord. #653, 11/11/86, Ord. #674, 1/7/88, Ord. #886, 12/07/95, Ord. #973, 9/05/00).
- (c) It shall be unlawful for any permittee or agent thereof, to permit any person under the age of eighteen (18) years to engage in the sale, drawing, pouring or mixing of any alcoholic beverage in any permitted premises, provided, however, that any permittee holding a Class A permit shall be allowed to employ persons age seventeen (17) years and older for the sale of items regulated by this chapter under the same terms and conditions as employees eighteen (18) years or older (Ord. #559, 6/4/81, Ord. #580, 3/3/83, Ord. #886, 12/07/95).
- (c) It shall be unlawful for any person under the age of twenty-one (21) years of age to purchase or obtain any alcoholic beverage where such beverage is sold. It shall be unlawful for any parent or guardian to permit any person under the age of twenty-one (21) years of which he/she may be parent or guardian to violate any provision of this section. It shall be unlawful for any person to misrepresent his/her age for the purpose of purchasing or obtaining alcoholic beverages from any premises where a permit has been issued and alcoholic beverages are sold (Ord. #559, 6/4/81; Ord. #612, 8/1/84; Ord. #674, 1/7/88).

9. The possession and consumption of alcoholic beverages containing an alcoholic content of five percent (5%) by weight or greater as defined in 2-101 (1) of the Paris Municipal Code shall be prohibited on the premises covered by the provisions of this chapter except in the following circumstances:

- (e) A patron or customer of a business holding a Class B permit may bring on to said premises alcoholic beverages as defined in 2-101 (1) for the consumption by said person on the premises of the permit holder if the licensed premises derives fifty percent (50%) of its gross revenue from non-alcoholic related revenue. For the purpose of this section, non-alcoholic related revenue shall not include an admission fee, parking fee, cover charge, or any other such fee that must be paid for entry on to the premises, or fee or charge for any sales of commodities other than for food or non-alcoholic beverages; and,
- (e) Said alcoholic beverage is retained in the possession of the patron or customer at all times while said patron or customer is on the premises and is removed by the patron or customer when the premises are vacated; and,
- (e) Said alcoholic beverage is packaged and transported in such a container that it is not readily observable by other patrons or employees to be alcoholic beverages; and,
- (e) The owner, operator, or manager of the premises upon which the alcoholic beverage is proposed to be consumed gives permission for said possession and consumption; and,
- (e) The premises under this chapter holds an inspection certificate from the Department of Environmental Health. The licensed premises shall be required to meet any and all regulations contained in the other sections of this chapter relating to legal hours and days of sale, prohibited acts and acts required, regulation and control of minors and employees, the same if said beverage contained an alcoholic content of five percent (5%) by weight or less (Ord. #973, 9/5/00).

This section shall not apply to any permitted location where the permittee also holds a liquor by the drink permit issued by the Tennessee Alcoholic Beverage Commission. (Ord. #974, 1/2/01).

1-214. Procedures for Revocation.

The Alcoholic Beverage Control Board shall have the power to revoke any permits, upon notice to the permittee or the owner and manager if the manager is the permit holder and hearing thereon, for any violation of any provision of this chapter. Notice of a hearing shall be sent by the City Manager to permittee at least seven (7) days prior to the hearing, stating the particular violations of this chapter upon which the hearing will be held. The Board shall examine or cause to be examined, any witnesses, books, records, and may take such testimony as proof as is required and shall have the power to compel the presence of witnesses by the issuance of subpoenas for the purpose of obtaining all information required for such hearing. The permittee shall be entitled to representation by counsel and the Board shall keep a full and complete transcript of the proceeding before the Board. The Board shall make public the date and time of such hearing. At the hearing the permit holder or any other interested person may have the right to present evidence as to the facts of said violation and any other fact which may aid the Board in determining whether this ordinance has been violated and the purposes of the permit have been abused.

At the hearing, if the Board determines that a witness or other information necessary for the just determination of the issue before the board is not present, the Board may recess the hearing, to a date and time certain not to exceed thirty (30) days, to compel the attendance of witnesses or production of information required for such hearing. If the Board determines that the terms and conditions of the permit have been violated, the Board shall then proceed to enact such penalties as may be required under 2-214 of this chapter (Ord. #710, 6/01/89, Ord. #886, 12/07/95).

2-214. Penalties; Revocation and Suspension Period.

A. If it is determined by the Alcoholic Beverage Control Board that a violation of this chapter has occurred under the procedures provided for in 2-213, then the Board shall revoke any permit previously granted, for a period of not less than one (1) year.

If, however, it should appear to the Board that such violation should not result in an outright revocation, but that the permittee should have his/her/its permit suspended, then the Board is specifically authorized to suspend such permit for a period of time that the Board deems appropriate.

Further, any revocation or suspension shall preclude the issuance of a permit to any other person or persons, partnerships, or corporations, as is more specifically provided in 2-205 (Ord. #559, 6/4/81, Ord. #674, 1/7/88, Ord. #886, 12/07/95, Ord. #974, 1/2/01).

B. No permit or license shall be revoked on the grounds the holder of any permit or any person working for the holder of such permits, sells alcoholic beverages to a person over the age of eighteen (18) if such person exhibits an identification, false or otherwise, indicating their age to be twenty-one (21) or over, if the appearance as to maturity is such that the holder of the permit or his employee might reasonably presume said person to be of such age and is unknown to such person making the sale. Said permit may be suspended for a period not to exceed ten (10) days. However, this shall not be construed in any way to relieve the said person from liability for making such an illegal purchase as provided for in 2-208 (Ord. #674, 1/7/88, Ord. #886, 12/07/95).

C. The Alcoholic Beverage Control Board, may, at its sole discretion, at the time it imposes a revocation of suspension as provided in A. or B. hereinabove, offer the permit holder the alternative of paying a civil penalty not to exceed fifteen hundred dollars (\$1,500.00) for each offense of making or permitting to be made any sales to a minor or a civil penalty not to exceed one thousand dollars (\$1,000.00) for any other offense. Provided, however, that in no instance shall the civil penalty for any offense be less than a minimum civil penalty of \$500.00. If a civil penalty is offered as an alternative to revocation or suspension, the permittee shall have seven (7) days within which to pay the civil penalty before the revocation or suspension shall be imposed. If the civil penalty is paid within that time, the revocation or suspension shall be deemed withdrawn. The permittee's payment of a civil penalty shall not affect the ability to seek review of the civil penalty pursuant to the provisions of 2-215 (Ord. #834, 07/07/93, Ord. #886, 12/07/95).

1-217. Judicial Review of Alcoholic Beverage Control Board Action.

The action of the Alcoholic Beverage Control Board in connection with the issuance, revocation or suspension of a permit, may be reviewed by the statutory writ of certiorari, and writ of certiorari to be addressed to the Circuit or Chancery court of Henry County, Tennessee. Immediately upon the grant of the writ of certiorari, the Alcoholic Beverage Control Board shall cause to be made, certified and forwarded to said court, a complete transcript of the proceedings before the Board (Ord. #559, 6/4/81, Ord. #674, 1/7/88, Ord. #886, 12/07/95). Said provisions of this section shall be the sole and exclusive remedy and method of review of any action or order that may have been issued by the Alcoholic Beverage Control Board, including the refusal or failure to grant any license or permit (Ord. #559, 6/4/81).

2-217. Violations - Misdemeanors - Penalties.

Any violation of any section of this chapter upon conviction shall be punished by a fine of not less than nor more than fifty dollars (\$50.00). Each individual violation and each occasion shall constitute a separate misdemeanor (Ord. #559, 6/4/81, Ord. #612, 8/1/84, Ord. #674, 1/7/88).

3-217. Temporary Permits.

Temporary permits may be issued by the Board to charitable or religious non-profit organizations which meet the qualifications as defined in IRS §501(c)(3-8) so that no part of the earnings go to the benefit of any private shareholder or individual, under the terms and conditions as follows: (Ord. #1280, 5/5/2022).

(d) Applications for a temporary permit shall be made on a form approved by the Board and must be received by the business office of the City of Paris at least seven (7) days before the regular Alcoholic Beverage Control Board Meeting. There shall be no application fee charged by the Board, provided, however, that the privilege tax of one hundred dollars (\$100.00) shall be paid to the finance director for each temporary permit issued (Ord. #834, 07/07/93; Ord. #1261, 11/05/20).

(d) A temporary permit shall be valid, at the discretion of the Board, for a maximum period of 84 hours. Provided, however, that no temporary permits shall be issued for the period from 6:00 a.m. to 2:00 p.m. on the day of the Grand Parade during the World's Biggest Fish Fry celebration. (Ord. # 1280, 5/5/2022).

(d) The premises for which a temporary permit may be issued shall be limited to property owned or rented by the applicant. Provided, however, no temporary permit shall be issued for property or premises owned or controlled by any governmental entity unless the affected governmental entity gives written permission for the issuance of such permit. (Ord. 1261, 11/05/20).

(d) In substitution of the provisions of 2-212 of this chapter, the following conduct shall be regulated by the Alcoholic Beverage Control Board for those holders of temporary permits:

1. It shall be unlawful to sell, give, or deliver alcoholic beverages to any person under the age of twenty-one (21) years.
2. No alcoholic beverage shall be sold, offered for sale, or given away except between the hours of 6:00 a.m. and 12:00 midnight on Monday through Saturday.
3. It shall be unlawful for the holder of any permit issued under this section to sell, deliver, or give away alcoholic beverages to any intoxicated person.
4. It shall be unlawful for any permittee or any agent thereof, to permit any person under the age of eighteen (18) years to engage in the sale, drawing, pouring, or mixing of any alcoholic beverage on any permitted premises.
5. A patron or customer of a permittee under this section may bring on to said premises alcoholic beverages as defined in 2-101 (1) for consumption by said person on the premises of the permit holder if said alcoholic beverage is retained in the possession of the patron or customer at all times, is removed by the patron or customer when the premises are vacated, if the alcoholic beverage is packaged and transported in such a container that is not readily observable by other patrons or employees to be alcoholic beverages, and the permit holder gives permission for the said possession and consumption.
6. All alcoholic beverages under the provisions of this section shall be dispensed by the permit holder in non-breakable opaque containers. 7. No alcoholic beverages dispensed by the permit holder under the provisions of this section may be removed by patrons or customers when they leave said premises. The permit holder shall post signs on the permitted premises at all points at which alcoholic beverages are sold and at all exits to the premises which inform patrons or customers of this provision of this section.

(e) The provisions of 2-213, 2-214, 2-215 and 2-216 are hereby specifically incorporated by reference as fully as if included herein (Ord. #674, 1/7/88, Ord. #886, 12/07/95).

F. That Title 2 Chapter 2 of the Paris Municipal Code be amended by enacting Title 2 Chapter 2 as follows:

CHAPTER 2
BEER

Section

- 2-201. Beer Control Board – Created; Membership; Terms
- 2-202. Meetings of Beer Control Board; Quorum; Action
- 2-203. Record of Beer Control Board Proceedings
- 2-204. “Beer” Defined
- 2-205. Sale, Transport, Distribution Regulated
- 2-206. Enforcement of Chapter
- 2-207. Limitations Upon Issuance of Beer Permits
- 2-208. Applications for Beer Permit
- 2-209. Application Fee
- 2-210. Privilege Tax
- 2-211. Classes of Permits
- 2-212. Wholesalers, Distributors, Manufacturers—Restrictions as to Places of Business
- 2-213. Permits for Hotels, Clubs, Lodges
- 2-214. Records of Permits
- 2-215. Term of Permits
- 2-216. Procedures for Revocation and Suspension of Permits
- 2-217. Civil Penalties
- 2-218. Effect of Beer Control Board Action
- 2-219. Beer Permit to be Displayed
- 2-220 Beer Permits Not Transferable
- 2-221 Hours of Sale, Consumption on Licensed Premises
- 2-222 Minors and Persons Under Nineteen; Certain Acts Prohibited; Penalty
- 2-223 Use or Sale of Alcoholic Beverages in City Parks; Ejection
- 2-222. Criminal Violations

2-201. Beer Control Board – Created; Membership; Terms

Created; Membership; Organization. There is hereby created a board of seven (7) members, to be known as the Beer Control Board of the City of Paris, Tennessee. All seven (7) members of such board shall be residents of the City of Paris. The Beer Control Board shall organize by the election of a chairman, vice-chairman, and secretary.

Terms of Members. Board members shall be appointed by the Mayor for a term of three (3) years, subject to the approval of the City Commission. Any vacancy on the Board shall be filled in like manner for the balance of the unexpired term. Such Board shall be appointed, subject to the right of the Mayor with the approval of the City Commission, the above mentioned terms notwithstanding.

2-202. Meetings of Beer Control Board; Quorum; Action

Regular meetings of the Beer Control Board shall be held on the third Thursday of each month at 12:00 p.m. at the City Hall. Attendance by at least four (4) members of the Board shall constitute a quorum. The concurring vote of a majority of members present at a meeting of the Board shall be necessary for any action by the Board.

2-203. Record of Beer Control Board Proceedings

Minutes shall be kept of the meetings in permanent form and a record shall be kept of the action of the Board with respect to every application for a permit. Minute books of the Board shall be a public record and shall become a part of the records of the Finance Director of the City of Paris.

2-204. “Beer” Defined

The term “Beer” means products made from the normal alcoholic fermentation of malt or other cereal grains, sugar, or fruit ingredients used to make cider, and having an alcoholic content of not more than eight percent (8%) alcohol by weight and that do not contain distilled spirits or wine as defined in T.C.A. § 57-3-101; provided, that at least fifty-one percent (51%) of the overall alcoholic content by weight in the finished product is obtained by the fermentation of malt, other cereal grains, sugar, or fruit ingredients used to make cider, and no more than forty-nine percent (49%) of the overall alcoholic content by weight in the finished product is obtained by the addition of flavorings or other non-beverage ingredients containing alcohol. **2-205. Sale, Transport, Distribution Regulated**

A. It is unlawful to operate any business located within the city limits of the City of Paris engaged in the sale, distribution, manufacture, or storage of Beer without a permit issued by the City of Paris.

B. It shall further be unlawful to sell, offer for sale, give away, or allow to be brought on the business premises, any Beer when a parking fee, admission fee, cover charge, dues payment, or other type of charge is made to the public or a private group for admission to any event, function, or other entertainment, educational, or business offering, whether by a profit or a nonprofit individual, group, organization, or corporation, unless such activity is held at a location that has a permit issued pursuant to this chapter, or unless a temporary-special event permit is issued pursuant to this chapter.

2-206. Enforcement of Chapter

The Beer Control Board and the City Manager of the City of Paris shall have full power to enforce the provisions of this chapter and to investigate reported violations thereof, and for this purpose is authorized to utilize the full facilities of the City of Paris Police Department, and such other inspection agencies of the City as may be deemed proper for the full and proper enforcement of this chapter.

2-207. Limitations Upon Issuance of Beer Permits A.

No permit shall be issued to sell Beer:

- 3) In violation of any provisions of state law.
- 3) In violation of the zoning ordinance of the city.
- 3) Where such sales will cause congestion of traffic or interference with schools, churches, or other places of public gathering, or otherwise interfere with public health, safety, and morals, and the judgment of the Beer Control Board on such matters shall be final.

A. There shall be only one permit issued for each location regulated by the terms of this chapter. The permit granted under this chapter shall be issued only to:

- a. The owner or an on-premises manager when the application is a sole proprietorship.
- b. A partner or an on-premises manager when the applicant is a partnership.
- c. An on-premises manager when the applicant is a limited liability company or corporation.

In the event the applicant to whom a permit has been issued discontinues association with the business or other entity associated with the application or is no longer the on-premises manager of the business or other entity associated with the application, the permit must be transferred to another individual qualified to hold a permit as required by this ordinance.

B. An applicant must possess a State Sales Tax Identification Number; however, the Beer Control Board may issue a permit to an application who is making application for a State Sales Tax Identification Number provided if such State Sales Tax Identification is not obtained within ten (10) days of issuance of a permit pursuant to this ordinance, the Beer Control Board shall revoke the applicant’s permit.

C. Any holder of a permit issued pursuant to the previously enacted ordinance applicable to Beer and for whom this ordinance now prohibits holding such permit, must make application to the City of Paris for the permit to be transferred to a person qualified to hold such permit. If such application is made within six (6) months of the date this ordinance becomes effective the application fee set forth in Section 2-209 shall be waived. Thereafter, the transfer of such permit will be considered as all such transfers of permits under this chapter are considered and will be subject to the application fee set forth in Section 2-209.

2-208. Applications for Beer Permit

All applications shall be made on such form as the Beer Control Board shall prescribe and/or furnish, and pursuant to T.C.A. § 57-5-104, shall be accompanied by a nonrefundable application fee. Each applicant must be a person of good moral character and certify that he has read and is familiar with the provisions of this chapter.

An application must be submitted no later than fourteen (14) days prior to the Beer Control Board meeting for the Board to consider issuance of a Beer Permit.

For the purposes of this application, the applicant also shall waive the applicant's right to privacy for the purpose of allowing the City of Paris to verify all statements made in the application.

2-209. Application Fee

Pursuant to T.C.A. § 57-5-104, a fee of two hundred fifty dollars (\$250.00) shall be charged for each application for a permit under this Chapter. This fee is for use in offsetting the expense of investigating the applicant. Regardless of whether or not an application is approved or denied, any portion of the fee collected in excess of that actually used in the investigation shall be the property of the City of Paris and deposited in the General Fund. **2-210. Privilege Tax**

There is hereby imposed on the business of selling, distributing, storing or manufacturing beer in the city of Paris a privilege tax of one hundred dollars (\$100.00) to be remitted on January 1 to the City of Paris, Tennessee. The City of Paris shall mail written notice to each permit holder of the payment date of the annual tax at least thirty (30) days prior to January 1 of each year. Notice shall be mailed to the address specified by the permit holder on its permit application. If a permit holder does not pay the tax by January 31 or within thirty (30) days after written notice of the tax was mailed, whichever is later, then the City of Paris shall notify the permit holder by certified mail that the tax payment is past due. If a permit holder does not pay the tax within ten (10) days after receiving notice of its delinquency by certified mail, then the permit shall be void and the City of Paris shall notify the Beer Control Board of this action. At the time a new permit is issued to any permit holder, the permit holder shall be required to pay the privilege tax on a prorated basis for each month or portion thereof remaining until the next tax payment date. Termination of business by a permit holder, or suspension or revocation of any permit, shall not entitle the permit holder to any refund of any portion of the privilege tax. The City of Paris may utilize these tax funds for any public purpose.

2-211. Classes of Permits

- A. There shall be four (4) classes of permits issued by the Board, as follows:
1. *Off Premises (Class A):* An "off premises" permit applies to seller engaged in the sale of Beer which is not to be consumed by a purchaser upon or near the premises of such seller.
 2. *On Premises (Class B):* An "on premises" permit applies to a seller engaged in the sale of Beer which is consumed by the purchaser or his guest upon the premises of the seller.
 3. *Dual Purpose - Manufacturer (Class C):* A "dual purpose - manufacturer" permit applies to a manufacturer of Beer engaged in both the sale of Beer which is consumed by the purchaser or his guest upon the premises of the manufacturer and engaged in the sale of Beer which is not to be consumed by a purchaser upon or near the premises of such seller. A "dual purpose" permit shall only be issued in circumstances in which the seller is a manufacturer of Beer.
 4. *Temporary - Special Event (Class D):* A "temporary - special event" permit applies only to applicants who are nonprofit organizations seeking to offer Beer for on premises consumption upon the premises where a special event is to be held and shall only be effective for a period of three (3) consecutive calendar days.
 - a. A Temporary - Special Event permit shall only be issued pursuant to the following:
 - i. The applicant is a charitable or religious non-profit organization which meets the qualifications as defined in IRS § 501(c)(3-8) so that no part of the earnings go to the benefit of any private shareholder or individual.
 - ii. The premises for which a Temporary - Special Event permit may be issued shall be limited to property owned or rented by the applicant. With regard to a permit associated with any event to be held or located in the City of Paris Downtown Area, the definition of "premises" shall be interpreted to mean and include any closed and blocked-off or barricaded streets within and/or contiguous to the City of Paris Downtown Area.
 - iii. No Temporary - Special Event permit shall be issued for property or premises owned or controlled by any governmental entity unless the affected governmental entity gives written consent for an applicant to apply for the issuance of such Temporary – Special Event permit at that property or premises.
 - iv. No Temporary – Special Event permit shall be issued for the period from 6:00 a.m. to 2:00 p.m. on the day of the Grand Parade during the World's Biggest Fish Fry celebration.
 - a. "Beer trucks," "Beer trailers," or "Beer tent" vendors, owners, sellers, and distributors, that are temporarily located within any closed and blocked-off or barricaded street contiguous to the Downtown Area during an event held therein and for which a "Temporary - Special Event Permit" has been issued shall not be subject to any permit revocation, suspension, or any civil penalty, due to lawful consumers possessing, consuming, or carrying open containers of Beer from the "Beer trucks," Beer trailers" or "Beer tents," into and onto closed and blocked-off or barricaded streets within and/or contiguous to the City of Paris Downtown Area.
 - b. Any application for a "Temporary-Special Event" permit at which "Beer trucks," "Beer trailers," or "Beer tent" vendors temporarily located within any closed and blocked-off or barricaded street contiguous to the Downtown Area shall specify, along with all other information required on an application for a Beer Permit, the street name on which the "Beer truck", "Beer trailer", or "Beer tent" shall temporarily be located and whether the permit is for a "Beer truck", "Beer trailer" or "Beer tent".
 - c. Nonprofit organizations may receive no more than six (6) Temporary - Special Event permits during a calendar year.

2-212. Wholesalers, Distributors, Manufacturers—Restrictions as to Places of Business

No wholesaler of beer shall maintain more than one place of business. However, the Beer Control Board in its discretion may issue a special permit to any distributor to allow the distributor to store Beer in a warehouse or building separate from the building from which the business is conducted. In addition, distributors are authorized to store draft Beer for refrigeration purposes only in one additional icehouse or refrigeration plant under the following conditions:

- (2) For the purpose of this chapter, any employee of the icehouse or refrigeration plant who may be in any manner connected with the sale or distribution of Beer stored therein shall be deemed to be an employee of the wholesaler or distributor when Beer is stored, and any violation of this chapter by the employee shall be deemed to be a violation by the wholesaler or distributor.
- (2) Except sales from trucks from duly authorized salesmen, or as otherwise provided herein, no beer shall be transferred from, sold in, stored in, brought to rest in, sold from, possessed in, receipted for at, manufactured, wholesaled, or distributed from any other place, building, or location, except from the building, place, or location set out and called for in the wholesaler's, distributor's, or manufacturer's beer permit, or the icehouse or refrigeration plant or both. No beer shall be transferred to a retailer or any other purchaser except from the location called for in the wholesaler's, distributor's, or manufacturer's beer permit, or the icehouse or refrigeration plant or both by any wholesaler, distributor, or manufacturer or their salesmen or authorized representatives.

2-213. Permits for Hotels, Clubs, Lodges

It shall be lawful for the Beer Control Board to issue an "On Premises" (Class B) permit for the sale of beer by hotels, motels, clubs, or lodges, subject to the limitations and restrictions contained the Tennessee Code Annotated and the City of Paris Municipal Code.

2-214. Records of Permits

The City Manager shall keep a complete record of all such permits issued and shall furnish the Chief of Police with a copy thereof; upon revocation or suspension of any permit the City Manager shall immediately give written notice thereof to the Chief of Police.

2-215. Term of Permits

Any permittee who ceases the active operation of a business location offering for sale beer under the provisions of this chapter for a period of greater than thirty (30) days shall be deemed to have surrendered the permit issued under the provisions of this chapter. In addition, when the business permitted under this chapter shall cease operation, a permittee shall be required to surrender said permit to the city business office within fifteen (15) days of termination of the business, provided, however, that notwithstanding the failure to return a permit, such permit shall expire on termination of the business and any permit not so surrendered shall prohibit the permittee from securing a new permit at a later date without permission of the Beer Control Board. The Beer Control Board shall further have the power to revoke and remove from the records of the City of Paris any permits not so surrendered, permits of any businesses who have ceased operation under the provisions of this section. The Beer Control Board shall further be notified at their monthly meetings of any change in the status of any permits by the City Police Department and the City Business Office.

If an applicant shall reapply for issuance of a new permit previously revoked as stated above, the applicant shall be required to reapply as provided in 2-208 and pay the application fee provided in 2-209.

2-216. Procedures for Revocation and Suspension of Permits

1. *All permits are subject to suspension, revocation.* All permits issued by the Beer Control Board under the provisions of this chapter shall be subject to suspension or revocation by the Board for the violation of any of the provisions of Tennessee law or any of the provisions of this chapter.
2. *Authority of board.* The Board created by this chapter is vested with full and complete power to investigate charges against any permit holder and to cite any permit holder to appear and show cause why his permit should not be revoked for the violation of the provisions of the Paris Municipal Code or the provisions of the Tennessee Code Annotated, section 5-5-101, et seq.
3. *Complaints.* Complaints filed against any permit holder for the purpose of suspending or revoking beer permits shall be made in writing and filed with the board.
4. *Notice to appear, contents, service.* When the Board has reason to believe that any permit holder has violated any of the provisions of this Chapter or any of the provisions of Tennessee Code Annotated, section 5-5-101, et seq. , the Board is authorized, in its discretion, to notify the permittee of the violations and to cite the permittee by written notice to appear and show cause why his permit should not be suspended or revoked for the violations. The notice to appear and show cause shall state the alleged violations charged and shall be served upon the permittee either by registered letter or by a member of the Paris Police Department. The notice shall be served upon the permittee at least seven (7) days before the date of the hearing.
5. *Hearing.* At the hearing, the board shall publicly hear the evidence both in support of the charges and on behalf of the permittee. After the hearing, if the charges are sustained by the evidence, the Board shall, in its discretion, impose civil penalties as provided in section 2-217 of this Chapter.

2-217 Civil Penalties

After a hearing and upon a finding of a violation of this chapter of the Paris Municipal Code, or a violation of the law of the State of Tennessee, the Beer Control Board shall impose a suspension or revocation of a permit issued pursuant to this chapter. A permanent revocation of a beer permit may only be imposed if the permit holder has at least two (2) violations within a twelve-month period, and such revocation only applies to that permit holder, or agents of the permit holder, at the location of the violation.

Notwithstanding the foregoing, if a permit holder is a vendor certified as a responsible vendor pursuant to the Tennessee Responsible Vendor Act of 2006, T.C.A. § 57-5-6-1, et seq., and, if and only if, both the permit holder and the clerk making the sale of beer have complied with the requirements of T.C.A § 57-5-606, as a responsible vendor, the Beer Control Board may not suspend or revoke the permit issued to the permit holder but may impose on the permit holder a civil penalty not to exceed one thousand dollars (\$1,000.00) for each offense of making or permitting to made any sales to minors or for other offenses. Such civil penalty shall be paid within seven (7) days of the order by the Board imposing such civil penalty.

In the event of a violation in which the Beer Control Board finds the permit holder and/or the clerk making the sale of beer have not complied with the requirements of T.C.A § 57-5-606, as a responsible vendor, the Beer Control Board shall suspend the permit for a period not less than thirty (30) days, or revoke the permit.

2-218 Effect of Beer Control Board Action

The action of the Board in all such hearings shall be final, subject only to review by the court as provided by Tennessee Code Annotated, section 5-5-101, et seq.

2-219. Beer Permit to Be Displayed

The permit required by this chapter shall be posted in a conspicuous place on the premises of the permit holder.

2-220. Beer Permits Not Transferable

Permits issued under the provisions of this chapter are not transferable, either as to location or to successor by purchase or otherwise, of the business for which the permit was issued, and in either case a new permit is required in the manner provided herein.

2-221. Hours of Sale, Consumption on Licensed Premises

A. It shall be unlawful, and it is hereby declared to be a violation of this Code for any person to sell or distribute beer within the City of Paris between the hours of 3:00 a.m. and 6:00 a.m. daily, and between the hours of 3:00 a.m. and 12:00 p.m. on Sundays. No beer shall be consumed or opened for consumption on or about the premises of a permittee in either bottle, glass, or other container after 3:00 a.m., and no premises licensed hereunder shall allow persons on said premises in any manner whatsoever after 3:00 a.m.

2-222. Minors and Persons Under Nineteen; Certain Acts Prohibited; Penalty

(1) *Purchase, possession.* It shall be unlawful for any person under twenty-one (21) years of age to purchase or attempt to purchase beer and it shall be unlawful for any such person to possess any beer upon the premises of an on-premises permittee. (2) *Falsifying age.* It shall be unlawful for any person under twenty-one (21) years of age to present or offer to permittee, his agent, or employee any written evidence of his age which is false, fraudulent, or not actually his own for the purpose of purchasing or attempting to purchase or otherwise procuring or attempting to procure beer.

(3) *Penalty.* Any person who acts in violation of any one or more of the provisions of this section shall be charged with a violation of this ordinance. A person eighteen (18) years of age or older shall be tried by the Paris Municipal Court. Any person seventeen (17) years of age or less, shall be taken before the county juvenile court judge for appropriate disposition.

2-223. Use or Sale of Alcoholic Beverages in City Parks; Ejection

It shall be unlawful for any person, organization, association or entity to possess, use, consume, sell, distribute or otherwise provide any alcoholic beverage while upon, on, or inside the boundary of any city park or recreational center or facility, except may otherwise be provided in this chapter. Any person, organization, association or entity in violation of this chapter, or other state laws of general application, or local ordinances, may be required to leave the premises by any employee of the city department of parks and recreation, or by any city employed security officer, and ejected and removed from the premises by any city law enforcement officer. It shall be unlawful, a trespass, and a violation of this section, for any person, organization, association or entity to refuse to leave the premises upon request by any employee of the city department of parks and recreation, or by any city employed security officer, or city law enforcement officer. **2-224. Criminal Violations**
Any violation of any section of this chapter upon conviction is a misdemeanor punishable by a fine of not less than nor more than fifty dollars (\$50.00). Each individual violation and each occasion shall constitute a separate misdemeanor.

(Ord. #1301, 03/06/2025).

SECTION 2. All Ordinances and parts of Ordinance in conflict with the provisions of this ordinance are hereby repealed.

SECTION 3. This Ordinance shall take effect on and after the final passage and adoption.

Passed and adopted February 6, 2025.

Passed and adopted March 6, 2025.

Mayor

Finance Director

Discussion: Commissioner Vickey Roberts inquired about the checks and balances in place to ensure compliance and prevent illegal sales of beer.

Jessica Crouch explained that the Prevention Coalition and the Paris Police Department would be responsible for overseeing compliance. City Attorney James Smith noted that enforcement presents a challenge, particularly due to employee turnover, especially with clerks. He explained that, through the partnership with the Prevention Coalition, the city aims to annually capture any clerks who have not received training. However, in the interim, it will be the responsibility of businesses to contact the Prevention Coalition to arrange training for any new clerks. Should a business fail to ensure its clerks are trained, they would face the penalty of a 30-day permit suspension in the event of a violation, with no option for fines.

Smith further clarified that the city would be more selective when issuing beer permits, ensuring that the permit holder is an on-premises manager. Some permits have previously been issued to regional managers, but the ordinance now includes a six-month window for businesses to identify on-premises managers and apply for permits without a fee, facilitating a smoother transition.

Additionally, Smith addressed the expansion of the Beer Control Board's membership from five to seven and the issue of quorum. After further research, it was determined that Tennessee law requires the quorum for municipal boards to be based on a majority of members present at the meeting. As a result, the quorum requirement has been adjusted to four to align with state law and provide a more sensible approach.

Commissioner John Etheridge notes that often when those found in violation of the laws were given a choice by the beer board between paying a fine or license suspension, they often chose the fine. This indicates that the suspension is a harsher punishment.

Commissioner Jackie Jones asked if it is always the manager who is responsible for training employees. City Attorney James Smith explained that it varies from business to business, but the Responsible Vendor Program will offer consistency across businesses, as current training varies widely. Larger businesses often have robust programs, while smaller ones may provide minimal training. The program ensures standardized training for all, benefiting smaller businesses that lack such resources.

City Manager Kim Foster explained that while participation in the Responsible Vendor Program is not mandatory, the penalties for non-compliance are significant. Businesses can choose to continue with their own training programs, but they risk facing penalties if an employee violates regulations. The program, however, offers broader coverage, as it ensures compliance with rules across different states. Foster clarified that the city will not audit businesses to ensure all employees are trained, but a letter will be sent to inform businesses of the penalties for non-compliance, creating a strong incentive for them to participate in the program.

Prevention Coalition Director Darrah Crawford explained that many businesses have been willing to pay penalties instead of losing sales, even when selling to underage customers. The Coalition has added staff, and Crawford will begin training, with additional employees trained after July. Businesses can opt for in-person or online training, and must contact the Coalition to report certification status. All certifications will be tracked and reported to City Hall.

Crawford also noted that compliance checks are ongoing with the police department. While some stores have targeted buyers after identifying them on surveillance footage, many businesses now use scanners to verify age before completing a sale.

Commissioner Sam Tharpe thanked Darrah Crawford and the Prevention Coalition for their partnership and support in this initiative. Commissioner Vickey Roberts expressed her gratitude to staff for considering the commission's original concerns and making the explained changes. **Action:** Commissioner Sam Tharpe made a motion, seconded by Commissioner John Etheridge to amend Title 2 Chapter 2 regarding Beer Control Board in the Paris Municipal Code.

Vote: Unanimous

NEW BUSINESS
AGENDA ITEM NO.1
Financial Update
Narrative to the January 2025 Operating Statement

City Manager Kim Foster gave an overview of the financial update in place of Finance Director Tammie Hopper, who was at a conference. City Manager Kim Foster explained that the retail sales revenue appears low due to a reporting correction made in December 2024. A major retailer's delayed deposits had inflated last year's numbers, making the current year's figures seem lower by comparison. However, when adjusted, sales show a slight 0.16% increase over the previous year. Commissioner Vickey Roberts asked for an update on our hotel tax and Kim Foster clarified that it is trending as expected and we can add the specifics to next month's financial report.

CITY OF PARIS, TENNESSEE								
RETAIL SALES TAX REVENUE								
								%
			FY2021	FY2022	FY2023	FY2024	FY2025	Incr(Decr)
JULY			\$898,979	\$951,793	\$1,046,570	\$1,054,946	\$1,094,220	3.72%
AUGUST			\$843,541	\$895,516	\$931,433	\$943,347	\$1,021,159	8.25%

SEPTEMBER			\$888,921	\$965,256	\$1,067,740	\$947,948	\$934,065		-1.46%
OCTOBER			\$873,733	\$974,047	\$1,036,880	\$1,049,601	\$1,098,267		4.64%
NOVEMBER			\$874,641	\$988,199	\$1,059,818	\$1,088,505	\$1,092,808		0.40%
DECEMBER			\$1,097,412	\$1,210,615	\$1,218,473	\$1,554,254	\$1,256,621		-19.15%
JANUARY			\$844,826	\$839,389	\$915,685	\$984,017			
FEBRUARY			\$719,938	\$859,647	\$936,706	\$980,140			
MARCH			\$1,101,592	\$1,102,651	\$1,106,574	\$1,270,965			
APRIL			\$1,040,359	\$1,060,677	\$1,069,082	\$1,061,509			
MAY			\$1,005,346	\$1,105,515	\$1,122,824	\$1,133,990			
JUNE			\$1,013,926	\$1,125,455	\$1,177,018	\$1,130,424			
TOTAL			\$11,203,215	\$12,078,759	\$12,688,803	\$13,199,647	\$6,497,139		
Previous YTD %									
Increase/Decrease			12.16%	7.82%	5.05%	4.03%	-2.13%		

Monthly Operating Statement January 2025

REVENUES		<u>Annual Budget</u>	<u>Current Month</u>	<u>Yr to Date</u>	<u>Percent Realized</u>
Property Taxes		1,907,000	549,796	952,817	49.96%
Local Option Sales Tax		6,712,000	538,350	3,700,708	55.14%
Wholesale Liquor / Beer		950,000	90,302	542,370	57.09%
Business Tax		500,000	15,668	60,562	12.11%

Fees & Licenses		333,750	18,867	211,799	63.46%
In Lieu Payments		847,700	89,020	535,299	63.15%
Grants		4,467,910	11,355	527,722	11.81%
State Shared taxes		1,947,500	145,351	922,369	47.36%
All Other		2,002,287	165,668	1,618,089	80.81%
Total General Fund Revenue		19,668,147	1,624,377	9,071,734	46.12%
Solid Waste Collection - BPU		1,260,000	117,522	880,599	69.89%
Solid Waste Disposal - Transfer		525,000	69,372	386,614	73.64%
Other Revenue		30,300	9	1,615	5.33%
Total Sanitation		1,815,300	186,903	1,268,828	69.90%
Gate Receipts - Brush & Debris		180,000	11,898	101,229	56.24%
County Share Operating Exp		35,000	30,281	30,281	86.52%
Gate Receipts - Tires		8,000	909	3,703	46.29%
Other Revenue		41,550	0	1,856	4.47%
Total Landfill		264,550	43,088	137,069	51.81%
Total Drug Fund		58,050	1,112	28,610	49.28%
TOTAL REVENUES		21,806,047	1,855,479	10,506,240	48.18%

EXPENDITURES		<u>Annual Budget</u>	<u>Current Month</u>	<u>Yr to Date</u>	<u>Percent Realized</u>
Grants & Donations		189,000	79,400	156,800	82.96%
General Administration		603,008	55,815	384,835	63.82%
Economic Development		194,980	14,760	113,667	58.30%
Financial Administration		345,400	21,359	225,011	65.15%
City Hall Building		115,529	4,762	63,422	54.90%
Police Department		2,864,733	207,905	1,677,134	58.54%
Emergency Communications		739,201	67,076	498,805	67.48%
Fire Department		2,140,696	174,660	1,267,575	59.21%
Building Inspection		308,585	14,924	192,245	62.30%

Street Maintenance		1,979,901	182,464	1,181,557	59.68%
State Street Aid		1,851,000	3,100	1,682,770	90.91%
Storm Water Management		121,577	10,203	66,595	54.78%
Street Lighting		128,180	35,607	92,145	71.89%
City Garage		315,648	21,699	196,069	62.12%
Cemetery Maintenance		79,152	648	44,541	56.27%
Health & Animal Control		220,866	23,006	150,940	68.34%
Civic Center		787,085	56,180	404,489	51.39%
Parks & Recreation		1,352,224	85,083	766,475	56.68%
Library		207,862	34,644	138,575	66.67%
Community Development		5,427,210	61,848	1,076,778	19.84%
Debt Service		290,000	5,562	111,119	38.32%
General Fund Expenditures		20,261,837	1,160,704	10,491,549	51.78%
Sanitation Collection		1,219,977	87,738	709,974	58.20%
Contractual Services		830,000	83,568	492,166	59.30%
Total Sanitation		2,049,977	171,306	1,202,140	58.64%
Total Landfill		240,953	8,140	119,990	49.80%
Total Drug Fund		82,000	44	57,881	70.59%
TOTAL EXPENDITURES		22,634,767	1,340,194	11,871,560	52.45%

<u>REVENUES OVER / (UNDER) EXPENDITURES</u>	<u>Current Month</u>	<u>Yr to Date</u>
General Fund	463,673	(1,419,815)
Sanitation	15,597	66,687
Landfill	34,948	17,078
Drug Fund	1,068	(29,271)

NEW BUSINESS

AGENDA ITEM NO.2
Appointments to Boards

The County Board of Equalization has one appointment to board for the month of March. The County Board of Equalization consists of the following:

City Commission Appointment (2-year term / 1 individual)

County Board of Equalization				
<u>Appointment And Term</u>	<u>Current Member</u>	<u>Proposed Member</u>	<u>Term Expiration</u>	<u>New Expiration</u>
City Commission Appointment	Sabra Fuller	Sabra Fuller	April 1, 2025	April 1, 2027

Discussion: None
Action: Commissioner Sam Tharpe made a motion, seconded by Commissioner Vickey Roberts to appoint Sabra Fuller to the County Board of Equalization.
Vote: Unanimous

The Historic Zoning Board has one appointment to board for the month of March. The Historic Zoning Board consists of the following:

Mayor w/ Commission Approval (5-year term / 5 individuals)

Historic Zoning Board				
<u>Appointment And Term</u>	<u>Current Member</u>	<u>Proposed Member</u>	<u>Term Expiration</u>	<u>New Expiration</u>
Mayor with Commission Approval / 5 year term	Mark Atkins	Mark Atkins	April 1, 2025	April 1, 2030

Discussion: None
Action: Commissioner Jackie Jones made a motion, seconded by Commissioner Vickey Roberts to approve the reappointment of Mark Atkins to the Historic Zoning Board.
Vote: Unanimous

The Beer Board has two appointments to board for the month of March. The Beer Board consists of the following:

Mayor w/ Commission Approval (3-year term / 5 individuals)

Beer Board				
Appointment And Term	Current Member	Proposed Member	Term Expiration	New Expiration
Mayor with Commission Approval / 3 year term	New Member	Rachel Steedly	N/a	April 1, 2028
Mayor with Commission Approval / 3 year term	New Member	Mike Wilson	N/a	April 1, 2028

Discussion: City Manager Kim Foster clarified that this is reference to Tara Wilson's husband, Mike Wilson and not the Mike Wilson who works for the county.

Action: Commissioner Sam Tharpe made a motion, seconded by Commissioner Jackie Jones to approve the appointments of Rachel Steedly and Mike Wilson to the Beer Board.

Vote: Unanimous

NEW BUSINESS
AGENDA ITEM NO. 3
Zoning Amendment Changes – Site Plan Submittal

Community Development Director Jessica Crouch explained that the Planning Commission referred updates to the site plan submittal process to modernize and streamline reviews. Key changes include reducing the number of paper copies required from 11 to 3, adds the requirement of one digital copy of both the preliminary and final site plans, and extending the review timeline from 7 to 30 days to allow for a more thorough evaluation.

City Manager Kim Foster added that the increased timeline is necessary due to the growing number of submissions and the need to coordinate with utilities and other entities. She commended the staff for improving the process and ensuring thorough reviews to prevent costly mistakes, noting the significant increase in development inquiries.

ORDINANCE NO. 1318

AN ORDINANCE to Delete Title 11 Chapter 11-1102 and Enact Title 11 Chapter 11-1102 of the Paris Municipal Code.

SECTION 1. BE IT ORDAINED by the Board of Commissioners of the City of Paris, Tennessee, Title 11, Chapter 11 of the Paris Municipal Code shall be amended as follows:

G. That Title 11 Chapter 11-1102 of the Paris Municipal Code be amended by deleting Title 11 Chapter 11-1102 in its entirety. (Ord. #____, _____).

11-1102. Site Plan Submission and Review.

A. The owner or developer shall submit eleven (11) copies of the proposed site plan to the city manager or city manager's designee seven (07) days prior to the regular meeting date of the Planning Commission. The Commission shall consider the site plan in light of the provisions of this section and approve or disapprove same as required, the plans shall then be returned to the owner or agent with the date of such approval or disapproval noted thereon over the signature of the Chairman or Secretary of the Planning Commission (Ord.# 984, 09/06/01, Ord. # 988, 11/01/01, Ord.# 1008, 03/06/03).

H. That Title 11 Chapter 11-1102 of the Paris Municipal Code be amended by enacting Title 11 Chapter 11-1102 as follows:

11-1102. Site Plan Submission and Review.

A. The owner or developer shall submit three (3) hard copies of the proposed site plan and one (1) digital copy of the preliminary and final site plan to the city manager or city manager's designee thirty (30) days prior to the regular meeting date of the Planning Commission. The Commission shall consider the site plan in light of the provisions of this section and approved or disapproved. The plans shall then be returned to the owner or agent with the date of such approval or disapproval noted thereon. When approval has been granted, the site plan shall be signed and dated by the Chairman or Secretary of the Planning Commission. In instances of disapproval, the

applicant shall be notified in writing as to the reason(s) the site plan was disapproved. (Ord.# 984, 09/06/01, Ord. # 988, 11/01/01, Ord.# 1008, 03/06/03), (Ord. #____, _____).

SECTION 2. All Ordinances and parts of Ordinance in conflict with the provisions of this ordinance are hereby repealed.

SECTION 3. This Ordinance shall take effect on and after the final passage and adoption.

Passed and adopted _ _ _

Passed and adopted _ _ _

Mayor

Finance Director

Discussion: Commissioner Sam Tharpe commented that these seem like necessary updates that will modernize our ordinance.
Action: Commissioner Sam Tharpe made a motion seconded by Commissioner Vickey Roberts to approve the proposed changes to the Zoning Amendment.
Vote: Unanimous

STATUS OF VARIOUS PROJECTS
March 2025

	PRIMARY STAFF	TARGET COMPLETION DATE(S)	
Back Alley Paris	Foster/Ray	June 2025	
2018 STBG Project for Signalization & Safety Upgrades at 3 Intersections Downtown	Foster/Morris/Crouch	Spring 2026	ROW process has been completed and the certification packet was submitted to TDOT 2/12/25. Stamped construction drawings and updated specifications have also been submitted to TDOT.
Rison St Bridge Replacement	Foster/Morris/Crouch	Summer 2026	This project is now on hold until next fall when we hope to receive funding. The bridge has been reopened to traffic. Working on Review Appraisal and additional paperwork in the meantime.
2020 Multimodal Access Grant for 4 Downtown Intersections	Foster/ Morris/Crouch	Spring 2026	ROW process has been completed and TLM is following up with TDOT on the certification package. Construction plans, specifications and construction estimate are all still under review at TDOT. TLM followed up with TDOT on these items on 2/27/25.
2022 Multimodal Access Grant for Tyson/M.W. Intersection Upgrades & Sidewalk	Foster/Morris/Crouch	Fall 2025	ROW process has been completed and the certification packet has been submitted to TDOT. Final utility coordination under review at TDOT. Permit certification submitted to TDOT. TLM resubmitted construction plans addressing TDOT review comments. TLM has begun work on specifications
2022 TA Grant for Sidewalk Project along Fairgrounds & Royal Oak	Foster	Winter of 2026	TLM in the process of finalizing the SDC form to be submitted to TDOT in March.
TDEC Water Infrastructure Improvement (WII) Grant	Foster	Spring 2026	Hydraulic modeling 75% complete. Work on city-wide drainage report continues. On the Brooks St. drainage improvement project work continues on finalizing construction plans and specifications. Received permits approval from the Army Corps of Engineers. TLM and City to coordinate a meeting with residents.
2024 CDBG – Boardwalk at Eiffel Tower Park	Foster/Lawrence	Summer 2026	Preliminary survey received and field verified by TLM. Markups returned to surveyor. NWTDD continues work on the environmental phase.

Municipal Facilities Project – Municipal building on N. Caldwell St.	Foster	Winter 2027	Working on drawing clean up, and reevaluating the elevations based on correct proportions. City Manger and TLM staff meeting on the 6th for updated design review. TLM will complete revisions based on Kim’s comments prior to starting DD’s.
Municipal Facilities Project – Fire Station on Tyson Ave.	Foster	Summer 2026	Site Plan was approved at Planning Commission on 2/13/2025. Stamped plans at USDA-RD for review. Once review comments are back, TLM will make any required revisions to the plans and specs prior to bidding.

City Manager Kim Foster conveyed a recent update to the Brooks Street Drainage Project. She noted that we have tentatively scheduled two community informational meetings for April 9th with one at 12pm and one at 5pm to inform the community of the project details.

Mayor Kathy Ray announced that there will be a ribbon cutting in around three weeks for the statue for the Back Alley Paris project.

Notes from the City Manager:

City Manager Kim Foster addressed the recent fatal pedestrian accident at Hospital Circle, stating that she has spoken with John Carruth, CEO of West TN Healthcare - Henry County Hospital, regarding potential traffic and safety improvements in the area. She noted that she, the Public Works Director, and the Police Chief have developed several improvement options and will meet with hospital executives on Monday to discuss their input.

The meeting duly adjourned at 5:36 p.m.

Mayor

Finance Director