

STATE OF TENNESSEE
PUBLIC CHAPTER NO. 49
SENATE BILL NO. 874

By Ketron

Substituted for: House Bill No. 1391

By Tindell

AN ACT to amend Tennessee Code Annotated, Section 57-4-102, relative to consumption of alcoholic beverages in certain premier type tourist resorts in any county having a population of not less than thirty-three thousand five hundred twenty-five (33,525) nor more than thirty-three thousand six hundred (33,600) according to the 2000 federal census or any subsequent federal census.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 57-4-102(24), is amended by adding the following as a new subdivision thereto:

(SS) A commercially operated recreational facility on at least ninety (90) acres of land which borders the Cherokee National Forest which offers lodging, recreation and restaurant packages to patrons containing all of the following characteristics:

(i) A rustic lodge with at least five (5) private overnight rooms which all possess a king-sized bed, mini-refrigerator, coffee maker, microwave, television, sitting area, and private full bathroom; all of which have views of the mountains, and which are all situated in a lodge with a shared great room and hot tub;

(ii) At least ten (10) cabins for overnight stays which sleep multiple persons, some of which are company-owned and some of which are privately-owned but rented by the company, and include the following amenities: television, outdoor hot tub on private deck, heat and air conditioning, gas grill, cookware, fireplace, linens and towels, and large and small appliances including washer/dryer and all common kitchen appliances;

(iii) Riding stables with at least twenty-two (22) stalls for both horses owned by the resort and for overnight lease for/by guests, on-site guided trail rides provided by the owners, a horse arena with a bathroom, mountain biking, hiking, fishing including an on-site stocked pond, and swimming in the guest swimming pool;

(iv) A dining restaurant which possesses a kitchen and is currently permitted to serve beer, which is attached to a larger multi-purpose hall

which hosts banquets, dining, dancing, music, live bands and other types of entertainment, all of which are connected to two (2) bars and at least one (1) private room, and includes dining upstairs and downstairs, and multiple outdoor seating decks, all of which possess a combined seating of at least two hundred (200) persons, which serves at least nine (9) meals on a weekly basis, with the exceptions of closures for private groups which include the year-round hosting of reunions, weddings, and corporate workshops; and seasonal closures, vacations, general maintenance and remodeling by the owners;

(v) A building which contains an administrative office and a general store complete with all sorts of merchandise for use on and off of the premises of the resort, a building which contains a tack store which sells all sorts of horse-related merchandise, and a building which contains a game room;

(vi) An outdoor pavilion of which possesses a grill and in which other outdoor cooking devices may be used, and which is used to serve meals outdoors in combination with foods prepared in the kitchen;

(vii) A gazebo used for outdoor weddings;

(viii) When used in this subdivision, the "facility" shall include any location within the property designated by the licensee;

(ix) Does not discriminate against any patron on the basis of age, gender, race, religion or national origin; and

(x) The facility is located within a county having a population of not less than thirty-three thousand five hundred twenty-five (33,525) nor more than thirty-three thousand six hundred (33,600), according to the 2000 federal census or any subsequent federal census.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: March 30, 2009



RON RAMSEY
SPEAKER OF THE SENATE



KENT WILLIAMS, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 9th day of April 2009



PHIL BREDESEN, GOVERNOR