



State of Tennessee

PUBLIC CHAPTER NO. 214

SENATE BILL NO. 390

By Bowling, Dickerson

Substituted for: House Bill No. 400

By Alexander, Cameron Sexton, Sargent, Powell

AN ACT to amend Tennessee Code Annotated, Section 57-4-102, relative to premier type tourist resorts.

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

SECTION 1. Tennessee Code Annotated, Section 57-4-102(26), is amended by adding the following language as a new subdivision:

- () A commercially operated facility possessing each of the following characteristics:
 - (i) The facility operates a full service hotel;
 - (ii) The facility operates a restaurant with not less than thirty-two (32) seats in the dining room, eight (8) seats in the bar, and twenty-eight (28) outdoor seats located under a wrap-around porch;
 - (iii) The facility operates a nine-hole golf course and a golf lodge;
 - (iv) The facility serves as a wedding and events venue; and
 - (v) The facility is located within one (1) mile of Highway 41A and within two (2) miles of Lake O'Donnell in a county with a population of not less than forty-one thousand (41,000) and not more than forty-one thousand one hundred (41,100), according to the 2010 federal census or any subsequent federal census;

SECTION 2. Tennessee Code Annotated, Section 57-4-102(26), is further amended by adding the following as a new subdivision:

- () A commercially operated facility possessing all of the following characteristics:
 - (i) Has a restaurant open at least six (6) days a week with seating at tables for at least one hundred (100) persons and with additional seasonal seating on a patio for at least eighty (80) persons;
 - (ii) Is licensed to sell beer;
 - (iii) Is located in a structure of not less than two thousand five hundred square feet (2,500 sq. ft.);
 - (iv) Is located on Peavine Road; and
 - (v) Is located in any county having a population of not less than fifty-six thousand (56,000) nor more than fifty-six thousand one hundred (56,100), according to the 2010 federal census or any subsequent federal census;

SECTION 3. Tennessee Code Annotated, Section 57-4-102(26), is amended by adding the following as a new subdivision:

- () (i) A commercially operated facility having all of the following characteristics:

(a) The facility has approximately sixty-one thousand square feet (61,000 sq. ft.) of interior space;

(b) The facility is located not more than six thousand feet (6,000') southwest of a federal interstate highway and not more than two hundred feet (200') west of a federal highway;

(c) The property that the facility is located on is not less than five hundred seventy-five feet (575') and not more than six hundred fifteen feet (615') above sea level;

(d) The facility was originally constructed in 2017;

(e) The facility has one (1) permanent structure containing five (5) stories and includes at least one (1) commercial kitchen, an atrium with a glass ceiling having a height of at least thirty feet (30') with live trees, and a rooftop deck with table service;

(f) The facility is located in or adjacent to a commercial real estate development containing approximately one hundred (100) specialty stores and eateries, and a movie theater;

(g) The facility is located within one hundred feet (100') of a commercial bank that is a member of the federal deposit insurance corporation;

(h) The facility is approximately one thousand eight hundred twenty feet (1,820') to the northeast of Sugartree Creek;

(i) The facility is approximately four hundred seventy feet (470') to the northwest of the main building of a public high school that was originally constructed before 1939;

(j) The facility is approximately one thousand four hundred fifty feet (1,450') to the southwest of a public library that was originally constructed before 2000;

(k) The facility is located within a county with a metropolitan form of government having a population of not less than six hundred thousand (600,000), according to the 2010 federal census or any subsequent federal census; and

(l) The facility must not discriminate against any patron on the basis of age, gender, race, religion, or national origin.

(ii) The premises of any facility licensed under this subdivision (26)() means any or all of the property that constitutes the facility. A licensee shall designate the premises to be licensed by the commission by filing a drawing of the premises, which may be amended by the licensee filing a new drawing;

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.

SENATE BILL NO. 390

PASSED: April 17, 2017



RANDY McNALLY
SPEAKER OF THE SENATE



BETH HARWELL, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 28th day of April 2017



BILL HASLAM, GOVERNOR