

ORDINANCE # 10-191

AN ORDINANCE TO AMEND THE MUNICIPAL ZONING ORDINANCE OF THE TOWN OF UNICOI, TENNESSEE FOR THE PUPOSE OF AMENDING ARTICLE III, SECTION 343, GASOLINE SERVICE STATION AND ADDING SECTION 382, TRUCK STOP

WHEREAS, Sections 13-7-201 through 13-7-211 of the Tennessee Code Annotated provides the Town of Unicoi, Tennessee with the powers and authority to enact local municipal zoning codes and;

WHEREAS, said sections provide a process for the amendment of local municipal zoning codes and;

WHEREAS, the Town of Unicoi, Tennessee Mayor and Board of Aldermen feels it to be in the best interest and to the best general welfare of the citizens of the Town of Unicoi, Tennessee to amend the local municipal zoning codes;

NOW THEREFORE BE IT ORDAINED, by the Mayor and Board of Aldermen of the Town of Unicoi, Tennessee that Article III, Section 343, Gasoline Service Station of the Town of Unicoi Municipal Zoning Ordinance is hereby amended to read as follows:

343. Gasoline Service Station: Buildings and premises where gasoline, oil, grease, batteries, tires and automobile accessories may be supplied and dispensed at retail. However, uses permissible at a gasoline service station do not include major mechanical and body work, straightening of body parts, painting, welding, storage of automobiles not in operating conditions, or other work involving noise, glare, fumes, smoke, or other characteristics to an extent greater than normally found in service stations. A gasoline service station is not a repair garage or a body shop. A gasoline service station is not a truck stop and no over the road trucks shall be allowed to stop and stand at a gasoline station overnight or for any other period in which the operator of the truck takes mandatory down time or sleeps to enable the driver to return to service.

NOW THEREFORE BE IT ORDAINED, by the Mayor and Board of Aldermen of the Town of Unicoi, Tennessee that Article III, Section 382 be added to the Town of Unicoi Municipal Zoning Ordinance and read as follows:

382. Truck Stop: An establishment engaged primarily in the fueling, servicing, repair, or parking of tractor trucks or similar heavy commercial vehicles, including the sale of accessories and equipment for such vehicles. A truck stop may also include overnight accommodations, showers, or restaurant facilities primarily for the use of truck crews. Over the road trucks shall be allowed to stop and stand overnight for any other

period in which the operator of the truck takes mandatory down time or sleeps to enable the driver to return to service. A truck stop is not a gasoline service station.

This Ordinance was approved by the Planning Commission on April 12, 2010.

Voting by the Board, as follows, First Reading on April 19, 2010:

	<u>Aye</u>	<u>No</u>
Alderman Ken Kisiel	<u>X</u>	___
Alderman Mark Ramsey	<u>X</u>	___
Alderman Dwight Bennett	<u>X</u>	___
Vice-Mayor Doug Hopson	<u>X</u>	___
Mayor Johnny Lynch	<u>X</u>	___

Voting by the Board, as follows, on May 17, 2010:
Second Reading and Public Hearing:

	<u>Aye</u>	<u>No</u>
Alderman Ken Kisiel	<u>X</u>	___
Alderman Mark Ramsey	<u>X</u>	___
Alderman Dwight Bennett	<u>X</u>	___
Vice-Mayor Doug Hopson	<u>X</u>	___
Mayor Johnny Lynch	<u>X</u>	___


Johnny Lynch, Mayor

ATTEST:


Larry B. Rea, City Recorder