

**CITY OF FAIRVIEW**  
**BOARD OF COMMISSIONERS**

**JUNE 20, 2019**

**7:00 P.M.**

**AGENDA**

1. **Roll Call**
2. **Call to Order**
3. **Prayer and Pledge**
4. **Approval of Agenda and Executive Session Announcements**
5. **Public Hearing(s)**
6. **Citizen Comments** (Limited to the first 5 citizens to sign in and a limit of 3 minutes each)
7. **Public Announcements, Awards and Recognitions**
8. **Staff Comments and Monthly Reports**
  - A. **City Manager**
  - B. **City Attorney**
9. **Consent Agenda** (Any Item May be Removed for Individual Consideration)
  - A. **Minutes from the June 6, 2019 Board of Commissioners Meeting**
  - B. **Minutes from the June 6, 2019 Board of Commissioners Work Session**
  - C. **Second and Final Reading of Ordinance 2019-12, An Ordinance of the City of Fairview, Tennessee, to Amend the Zoning Ordinance as it Pertains to Article VII "Supplemental Design Provisions", Section 7-101 "Development Standards for Multi-Family Dwellings", Subsection 1 "Purpose".**
  - D. **Second and Final Reading of Ordinance 2019-13, An Ordinance of the City of Fairview, Tennessee, to Amend the Zoning Ordinance as it Pertains to Article VII "Supplemental Design Provisions", Section 7-101 "Development Standards for Multi-Family Dwellings", Subsection 5H "Mail Delivery".**
  - E. **Second and Final Reading of Ordinance 2019-14, An Ordinance of the City of Fairview, Tennessee, to Amend the Zoning Ordinance as it Pertains to Article VIII "Commercial District Regulations", Sections 8-104 "CG – Commercial General" and 8-107 "CMU – Commercial Mixed Use" Subsection 2 "Uses Permitted with Supplemental Provisions".**
  - F. **Second and Final Reading of Ordinance 2019-15, An Ordinance of the City of Fairview, Tennessee, to Amend the Zoning Ordinance as it Pertains to Article VI "Residential District Regulations", Section 6-105 "Purpose and Intent of RS-40 – Single Family Residential Districts", Subsection 5 "Bulk Regulations".**
10. **Old Business**
  - A. **Ordinance 2018-26, An Ordinance to Amend the City of Fairview Zoning Ordinance by Changing the Official Zoning Map for Tax Map 043, Parcel 23.00, Consisting of 111 Acres, Located on Cox Pike, From a RS-40 (Low-Density Residential) Zoning District to a R-20 PUD (Medium-Density Residential Planned Unit Development) Zoning District (141 Proposed Lots)**
11. **New Business**
  - A. **Appoint and/or Reappoint Members to the Planning Commission**
  - B. **Appoint Member to the Board of Zoning Appeals**
  - C. **Ordinance 2019-16, An Ordinance to Amend the City of Fairview Municipal Code, Title 5, Section 8, Entitled "Hotel/Motel Tax"**
12. **Communications from the Mayor and Commissioners**
  - A. **Commissioner**
  - B. **Commissioner**
  - C. **Commissioner**
  - D. **Vice Mayor**
  - E. **Mayor**
13. **Adjournment**

9C

ORDINANCE NO. 2019-12

**AN ORDINANCE OF THE CITY OF FAIRVIEW, TENNESSEE, TO AMEND THE ZONING ORDINANCE AS IT PERTAINS TO ARTICLE VII "SUPPLEMENTAL DESIGN PROVISIONS", SECTION 7-101 "DEVELOPMENT STANDARDS FOR MULTI-FAMILY DWELLINGS", SUBSECTION 1 "PURPOSE".**

**WHEREAS**, the City of Fairview Planning Commission has resolved to recommend to the City of Fairview Board of Commissioners to amend current provisions of the zoning ordinance as they pertain to commercial districts in order to best serve the citizens of Fairview, and

**WHEREAS**, the Fairview, Tennessee Zoning Articles, Article VII "Supplemental Design Provisions", Section 7-101 "Development Standards for Multi-Family Dwellings", Subsection 1 "Purpose", currently reads is as follows:

1. Purpose

The special provisions set forth herein are intended to provide design criteria for multi-family dwellings when located within two (2) or more buildings on a zone lot or portion of a zone lot. These provisions shall not apply to developments of multi-family dwellings where such dwellings are individually owned as in the case of condominium or cooperative ownership. All developments involving condominium or cooperative ownership shall be reviewed and approved under the provisions for Planned Overlay Districts (See Article 10).

**BE IT ORDAINED BY THE CITY OF FAIRVIEW, TENNESSEE, AS FOLLOWS,**

The Fairview, Tennessee Zoning Articles, Article VII "Supplemental Design Provisions", Section 7-101 "Development Standards for Multi-Family Dwellings", Subsection 1 "Purpose", are hereby amended to read as follows:

1. Purpose

The special provisions set forth herein are intended to provide design criteria for multi-family dwellings when located within two (2) or more buildings on a zone lot or portion of a zone lot.

The remaining sections of this Article and Section remain unchanged by this Resolution.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CITY RECORDER

APPROVED AS TO FORM:

\_\_\_\_\_  
CITY ATTORNEY

Passed First Reading June 16, 2019

Passed Second Reading \_\_\_\_\_

90

ORDINANCE NO. 2019-13

**AN ORDINANCE OF THE CITY OF FAIRVIEW, TENNESSEE, TO AMEND THE ZONING ORDINANCE AS IT PERTAINS TO ARTICLE VII "SUPPLEMENTAL DESIGN PROVISIONS", SECTION 7-101 "DEVELOPMENT STANDARDS FOR MULTI-FAMILY DWELLINGS", SUBSECTION 5H "MAIL DELIVERY".**

**WHEREAS**, the City of Fairview Planning Commission has resolved to recommend to the City of Fairview Board of Commissioners the current provisions of the zoning ordinance as they pertain to the Supplemental Design Provisions be amended in order to best serve the citizens of Fairview, and

**WHEREAS**, the Fairview, Tennessee Zoning Articles, Article VII "Supplemental Design Provisions", Section 7-101 "Development Standards for Multi-Family Dwellings", Subsection 5H "Mail Delivery", currently reads as follows:

A. Mail Delivery

All multi-family complexes shall develop a plan for mail delivery which meets the criteria developed by the local post office. This plan shall be presented with the master development plan.

**BE IT ORDAINED BY THE CITY OF FAIRVIEW, TENNESSEE, AS FOLLOWS,**

The Fairview, Tennessee Zoning Articles, Article VII "Supplemental Design Provisions", Section 7-101 "Development Standards for Multi-Family Dwellings", Subsection 1 "Purpose", are amended to read as follows:

A. Mail Delivery

Centralized mail delivery facilities shall be provided for all multi-family complexes. Each centralized mail location shall be built to USPS specifications with a concrete or asphalt pad and covered roof over and extending three (3) feet on all sides of the Cluster Box Unit. Adequate lighting shall be provided at each unit. Two (2) dedicated parking spaces shall be provided with easy access to each centralized mail unit. The number of required parking spaces shall increase at a rate of one (1) required space per 20 dwelling units served. The aesthetic and protective nature of the centralized mail delivery facility shall be considered an integral element of the overall site design and shall be reviewed as part of the design review process.

The remaining sections of this Article and Section remain unchanged by this Ordinance.



\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CITY RECORDER

APPROVED AS TO FORM:

\_\_\_\_\_  
CITY ATTORNEY

Passed First Reading June 16, 2019

Passed Second Reading \_\_\_\_\_

9E

ORDINANCE NO. 2019-14

AN ORDINANCE OF THE CITY OF FAIRVIEW, TENNESSEE, TO AMEND THE ZONING ORDINANCE AS IT PERTAINS TO ARTICLE VIII "COMMERCIAL DISTRICT REGULATIONS", SECTIONS 8-104 "CG – COMMERCIAL GENERAL" AND 8-107 "CMU – COMMERCIAL MIXED USE" SUBSECTIONS 2 "USES PERMITTED WITH SUPPLEMENTAL PROVISIONS".

**WHEREAS**, the City of Fairview Planning Commission has passed a Resolution requesting City of Fairview Board of Commissioners to amend the current provisions of the city's zoning ordinance as they pertain to the Commercial District Regulations in order to best serve the citizens of Fairview, and

**WHEREAS**, the Fairview, Tennessee Zoning Articles, Article VIII "Commercial District Regulations", Sections 8-104 "Purpose and Intents of CG- Commercial General" and 8-107 "Purpose and Intents of CMU- Commercial Mixed Use", Subsections 2 "Uses Permitted with Supplemental Provisions", currently read is as follows:

1. Uses Permitted with Supplemental Provisions (SUP)
  - A. Residential Activities
    - i. Multi-Family Dwelling (See Section 8-112 for Supplemental Regulations)

**BE IT ORDAINED BY THE CITY OF FAIRVIEW, TENNESSEE, AS FOLLOWS,**

That the Fairview, Tennessee Zoning Articles, Article VII "Supplemental Design Provisions", Section 7-101 "Development Standards for Multi-Family Dwellings", Subsection 1 "Purpose". Is hereby amended to remove all wording and provisions for Residential Activities in all "CG – Commercial General" and "CMU – Commercial Mixed Use" Zoning Districts.

The remaining sections of this Article and Section remain unchanged by this Ordinance.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CITY RECORDER

APPROVED AS TO FORM:

CITY ATTORNEY

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Passed First Reading

June 6, 2019

Passed Second Reading

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9F

ORDINANCE NO. 2019-15

AN ORDINANCE OF THE CITY OF FAIRVIEW, TENNESSEE, TO AMEND THE ZONING ORDINANCE AS IT PERTAINS TO ARTICLE VI "RESIDENTIAL DISTRICT REGULATIONS", SECTIONS 6-105 "PURPOSE AND INTENT OF RS-40 – SINGLE FAMILY RESIDENTIAL DISTRICTS", SUBSECTION 5 "BULK REGULATIONS".

**WHEREAS**, the City of Fairview Planning Commission has resolved to recommend to the City of Fairview Board of Commissioners that the current provisions of the zoning ordinance as they pertain to the Commercial District Regulations be amended in order to best serve the citizens of Fairview, and

**WHEREAS**, The Fairview, Tennessee Zoning Articles, Article VI "Residential District Regulations", Sections 6-105 "Purpose and Intent Of RS-40 – Single Family Residential Districts", Subsection 5 "Bulk Regulations", currently reads is as follows:

- A. Minimum Zone Lot Requirements
  - i. Area – 40,000 Square Feet
  - ii. Width – 150 Feet (In Feet Measured At The Building Line)

**BE IT ORDAINED BY THE CITY OF FAIRVIEW, TENNESSEE, AS FOLLOWS:**

The Fairview, Tennessee Zoning Articles, Article VI "Residential District Regulations", Sections 6-105 "Purpose and Intent Of RS-40 – Single Family Residential Districts", Subsection 5 "Bulk Regulations" are hereby amended to read as follows:

- A. Minimum Zone Lot Requirements
  - i. Area – 40,000 Square Feet
  - ii. Width – 125 Feet (In Feet Measured At The Building Line)

The remaining sections of this Article and Section remain unchanged by this Ordinance.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CITY RECORDER



APPROVED AS TO FORM:

\_\_\_\_\_  
CITY ATTORNEY

Passed First Reading

June 6, 2019

Passed Second Reading

\_\_\_\_\_



**ORDINANCE #2018-26**

AN ORDINANCE TO AMEND THE CITY OF FAIRVIEW ZONING ORDINANCE BY CHANGING THE OFFICIAL ZONING MAP FOR TAX MAP 043, PARCEL 23.00, CONSISTING OF 111 ACRES, LOCATED ON COX PIKE, FROM A RS-40 (LOW-DENSITY RESIDENTIAL) ZONING DISTRICT TO A R-20 PUD (MEDIUM-DENSITY RESIDENTIAL PLANNED UNIT DEVELOPMENT) ZONING DISTRICT (141 PROPOSED LOTS).

**WHEREAS**, a request has been made by Tony Cavender to rezone property located within the City of Fairview; and

**WHEREAS**, the City of Fairview Planning Commission, on November 20, 2018, made a favorable recommendation to the Board of Commissioners that this request be approved.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY OF FAIRVIEW BOARD OF COMMISSIONERS THAT:**

**SECTION 1.** That the Zoning Ordinance be and is hereby amended by making certain changes to the Official Zoning Map for the City of Fairview, by changing the property identified as Tax Map 043, Parcel 23.00 from a RS-40 (Low-Density Residential) Zoning District to a R-20 PUD (Medium-Density Residential Planned Unit Development) Zoning District. This property consists of approximately 111 acres and is proposed to have 141 lots. Tony Cavender has submitted an application for the rezoning of this parcel, which is attached to and made a part of this ordinance as though copied herein.

**SECTION 2. BE IT FURTHER ORDAINED**, that the Codes and Planning Department is hereby authorized and directed, upon approval of this Ordinance, to cause the change to be made on the Official Zoning Map, as set out in Section 1 of this Ordinance, and to make notation thereon of reference to the date of passage and approval of this Ordinance.

**SECTION 3. BE IT FURTHER ORDAINED**, that this Ordinance take effect immediately after its passage and such change be published in a newspaper of general circulation, the welfare of the City of Fairview requiring it.

First Reading: January 3, 2019

Public Hearing Held: February 7, 2019

Second Reading: \_\_\_\_\_

Approved by the Board of Commissioners:

\_\_\_\_\_  
John Blade, Mayor

ATTEST:

\_\_\_\_\_  
Brandy Johnson, City Recorder

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney

Published in the Fairview Observer on January 22, 2019

*Richland Estates*

*Residential Planned*

*When Development*

SFC, Inc.  
500 Middle TN Blvd  
Memphis, TN 37129  
Contact Jamie Reed ELL RLSA

Richland Estates, LLC  
P.O. Box 764  
Fairview, TN 37062  
Contact Tony Casander



# Richard Curtis

## Introduction

1

## Existing Conditions

Right-of-Way, Utilities, Topography & Physical Features

## Proposed Development

Master Plan

Proposed Site

Proposed Plans

Proposed Plans

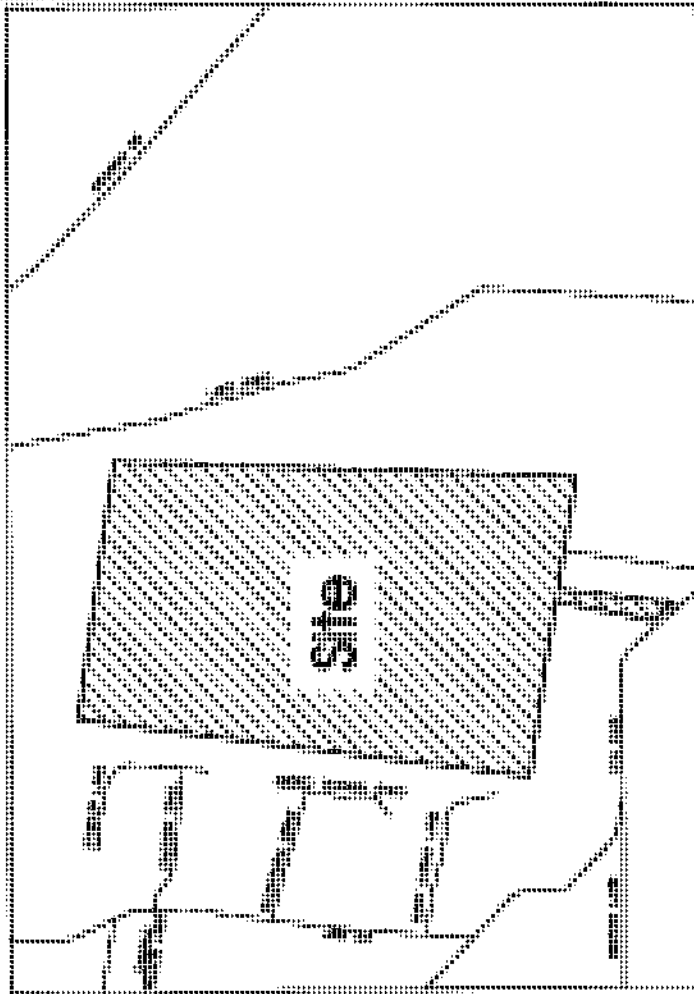
## Amenities

Amenities

# *Richard Estates*

## INTRODUCTION

Richard Estates, LLC is requesting property tax relief to RFD for the 2014 tax year. The subject property is located in the unincorporated area of the County of Lake. The subject property is located at the west end of Lake Road.



Aerial Aerial Map  
1/1/2014

The subject property is located at the west end of Lake Road. The subject property is located at the west end of Lake Road. The subject property is located at the west end of Lake Road.

Respectfully,  
Richard Estates, LLC

Richard Estates, LLC  
12345 Main Street  
Anytown, CA 90210  
Tel: (555) 555-5555

Richard Estates, LLC is a limited liability company.

*McMillan Homes*

**EXISTING CONDITIONS**

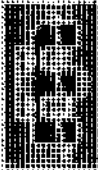
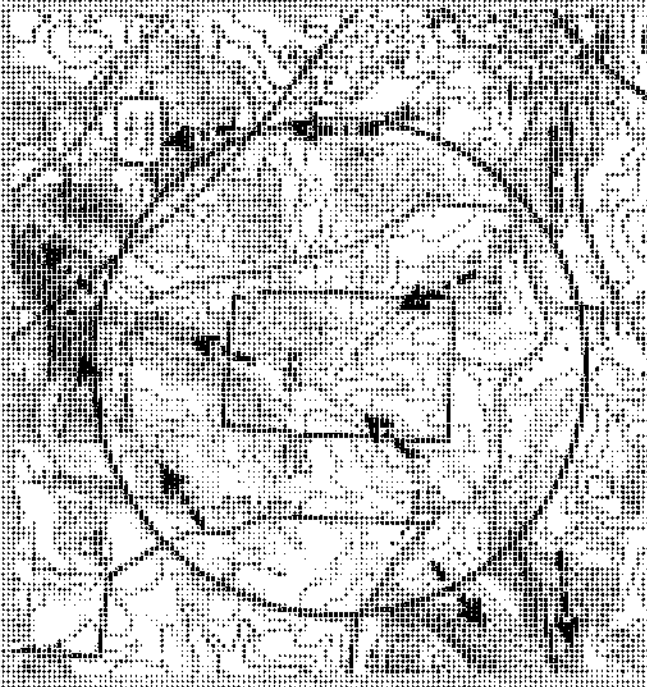
McMillan Homes, Inc. is not responsible for any existing conditions or physical features

of the property that may be present at the time of sale. The seller is responsible for any existing conditions or physical features of the property that may be present at the time of sale.

*[Handwritten Signature]*

**AGREEMENT TO BUYER**

Buyer will be provided by the seller, subject to the availability of the same, a copy of the title insurance policy and the title insurance commitment. The seller will not be responsible for any existing conditions or physical features of the property that may be present at the time of sale.





# Master Plan

# Richland Estates

**Richland Estates**  
P.U.D. Zoning

PRELIMINARY MASTER DEVELOPMENT PLAN

DATE: 07/15/2011

PROJECT NO: 11000000000000000000

SCALE: AS SHOWN

PROJECT LOCATION: 11000000000000000000

PROJECT OWNER: 11000000000000000000

PROJECT ENGINEER: 11000000000000000000

PROJECT ARCHITECT: 11000000000000000000

PROJECT LANDSCAPE ARCHITECT: 11000000000000000000

PROJECT CIVIL ENGINEER: 11000000000000000000

PROJECT ELECTRICAL ENGINEER: 11000000000000000000

PROJECT MECHANICAL ENGINEER: 11000000000000000000

PROJECT CHEMICAL ENGINEER: 11000000000000000000

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PROJECT BIOMEDICAL ENGINEER: 11000000000000000000

**LEGEND**

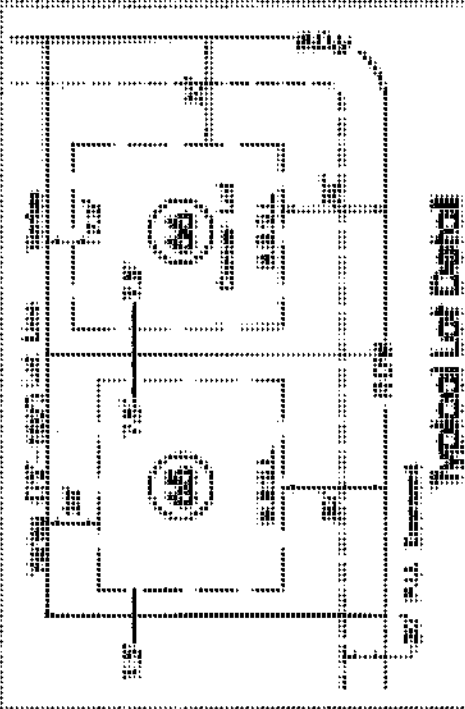
1	RESIDENTIAL SINGLE-FAMILY
2	RESIDENTIAL MEDIUM-DENSITY
3	RESIDENTIAL HIGH-DENSITY
4	COMMERCIAL GENERAL
5	COMMERCIAL OFFICE
6	COMMERCIAL RETAIL
7	INDUSTRIAL LIGHT MANUFACTURING
8	INDUSTRIAL MEDIUM-DENSITY
9	INDUSTRIAL HEAVY
10	UTILITY
11	RECREATION
12	CONSERVATION
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409	SURVEYOR
410	TRANSPORTATION
411	WATER RESOURCES
412	WIND
413	POLYMER
414	FOOD SCIENCE
415	BIOMEDICAL
416	CHEMICAL
417	ELECTRICAL
418	MECHANICAL
419	CIVIL
420	ENVIRONMENTAL
421	GEOLOGICAL
422	METEOROLOGICAL
423	AERONAUTICAL
424	MARINE
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426	SAFETY
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507	ELECTRICAL
508	MECHANICAL
509	CIVIL
510	ENVIRONMENTAL
511	GEOLOGICAL



# Midland Estates

## PROPOSED SITE

Midland Estates is a residential development located in the City of Midland, Texas. The site is situated on a 10-acre tract of land, bounded by the City of Midland to the north and east, and the City of Odessa to the south and west. The site is currently zoned R-1 (Single-Family Residential) and is proposed to be re-zoned to R-2 (Medium-Density Residential). The proposed development consists of 100 single-family detached homes, each with a lot area of approximately 0.15 acres. The homes will be arranged in a grid pattern with streets and sidewalks. The site is located in an area with a high concentration of single-family detached homes and is well-served by public utilities and transportation facilities.



Typical Lot Layout

PROPOSED SITE PLAN

1. LOT AREA: 0.15 ACRES

2. HOUSE SIZE: 1,500 SQ. FT.

3. DRIVEWAY: 10 FT.

4. SIDEWALK: 5 FT.

5. STREET WIDTH: 30 FT.

6. LOT SPACING: 10 FT.

7. DRIVEWAY SPACING: 10 FT.

8. SIDEWALK SPACING: 5 FT.

9. HOUSE SPACING: 10 FT.

10. DRIVEWAY SPACING: 10 FT.

11. SIDEWALK SPACING: 5 FT.

12. HOUSE SPACING: 10 FT.

13. DRIVEWAY SPACING: 10 FT.

14. SIDEWALK SPACING: 5 FT.

15. HOUSE SPACING: 10 FT.

16. DRIVEWAY SPACING: 10 FT.

17. SIDEWALK SPACING: 5 FT.

18. HOUSE SPACING: 10 FT.

19. DRIVEWAY SPACING: 10 FT.

20. SIDEWALK SPACING: 5 FT.

21. HOUSE SPACING: 10 FT.

22. DRIVEWAY SPACING: 10 FT.

23. SIDEWALK SPACING: 5 FT.

24. HOUSE SPACING: 10 FT.

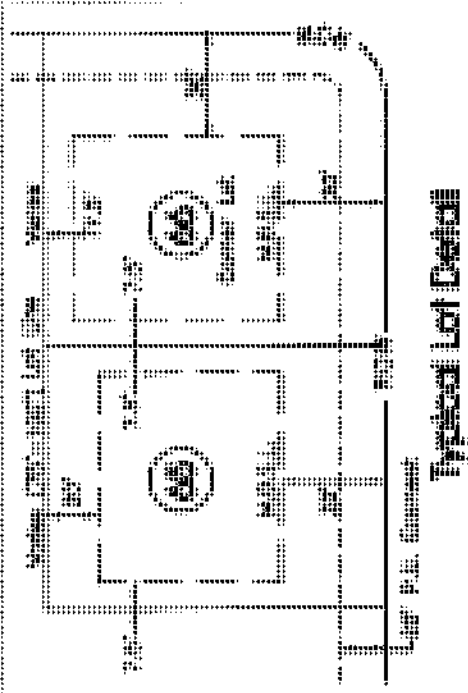
25. DRIVEWAY SPACING: 10 FT.

*Wentland Estates*

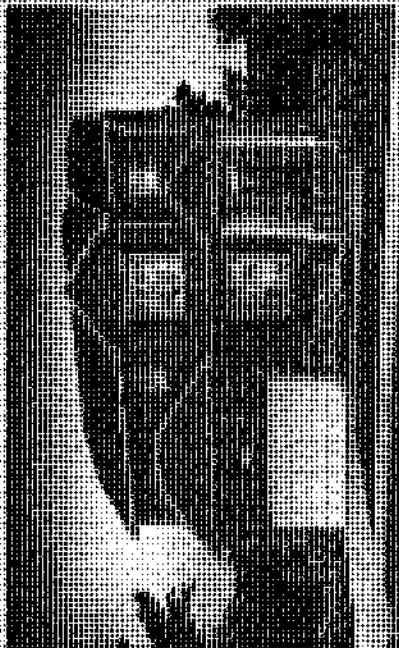
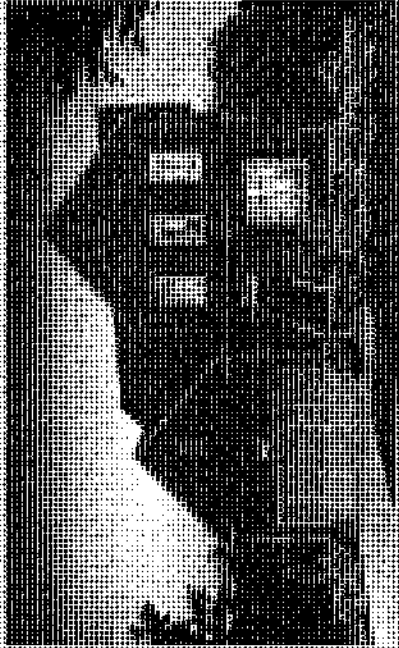
## PROPOSED HOMES

EXHIBITING MODEL HOMES  
WILL BE OPEN FROM 11:00 A.M. TO 5:00 P.M.  
DAILY FROM 10/10/01

- \* All homes will have 2 car garages
- \* All homes will have 2 car garages
- \* All homes will have 2 car garages
- \* All homes will have 2 car garages
- \* All homes will have 2 car garages
- \* All homes will have 2 car garages
- \* All homes will have 2 car garages
- \* All homes will have 2 car garages



The construction and dimensions of the homes will vary across the development due to the different lot sizes. The homes will be built on the lots shown in the plan. The homes will be built on the lots shown in the plan.



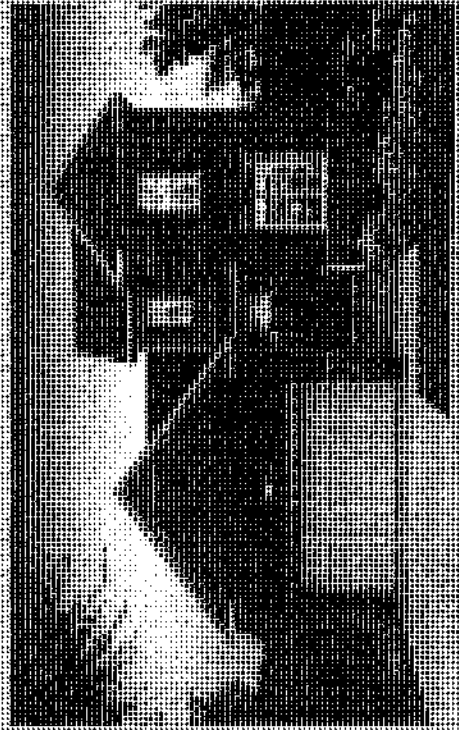
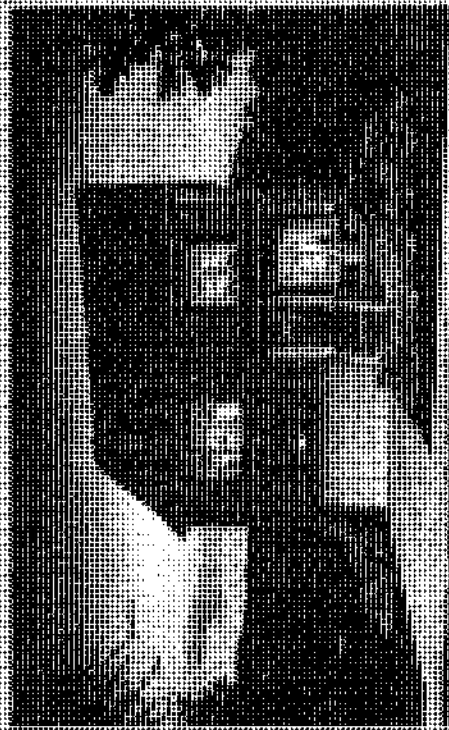
RESIDENTIAL DEVELOPMENTS

# Richland Estates

## PROPOSED HOMES

1500 DULLES STREET  
LOS ANGELES, CA 90045  
(310) 441-1111

- All homes will range from 1,800 sq. ft. to 2,200 sq. ft.
- All homes will have 2 car garages.
- The homes can be built on a lot by lot.
- All homes will be constructed of brick masonry exterior with stone or granite floors, white oak or maple floors.
- All homes will be finished with granite, marble or tile.
- Heating & cooling will comply with the standards for energy saving (13% reduction in heating & cooling).
- All homes will have at least 10 bedrooms.



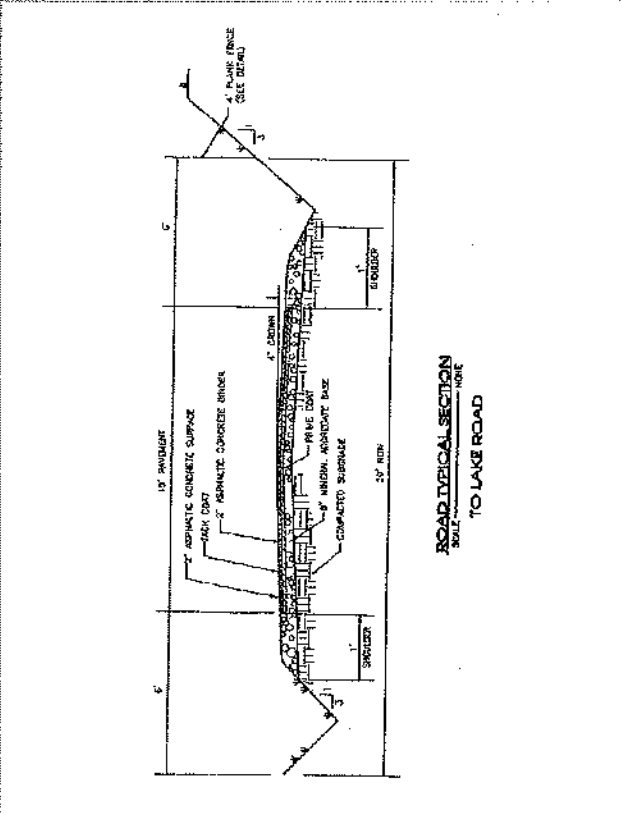
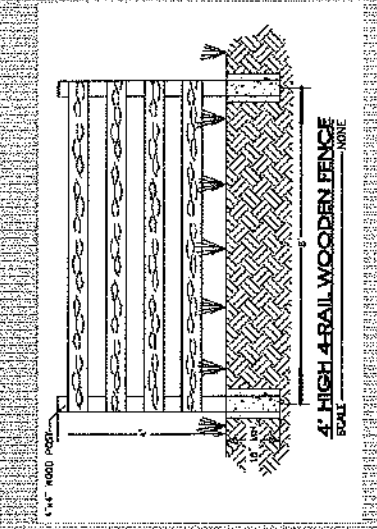
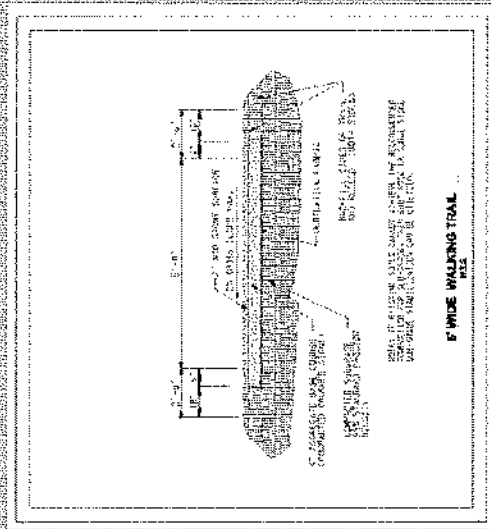
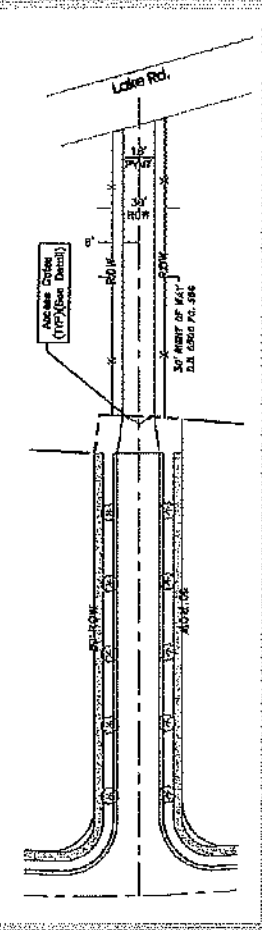
PROPOSED AT THE RICHLAND ESTATES





*Richland Estates*

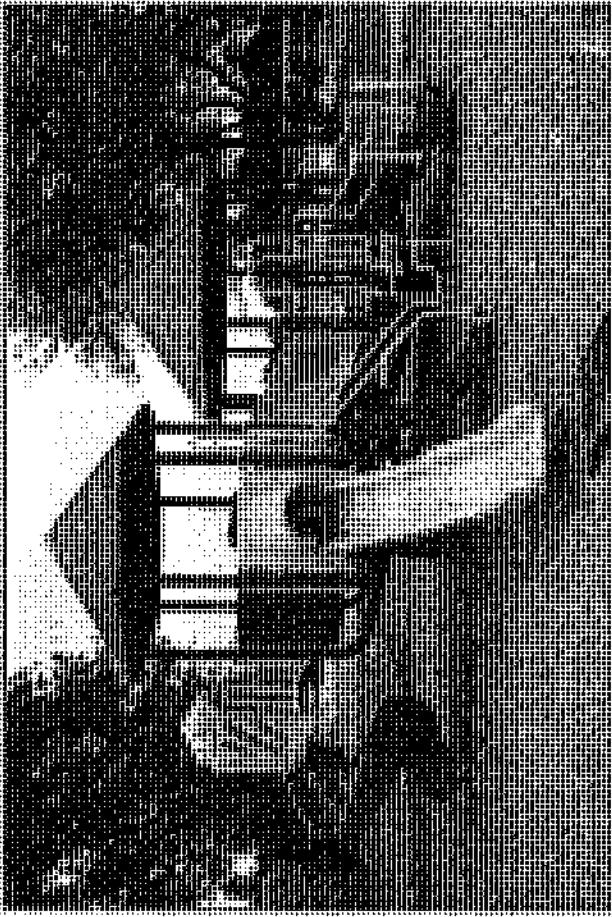
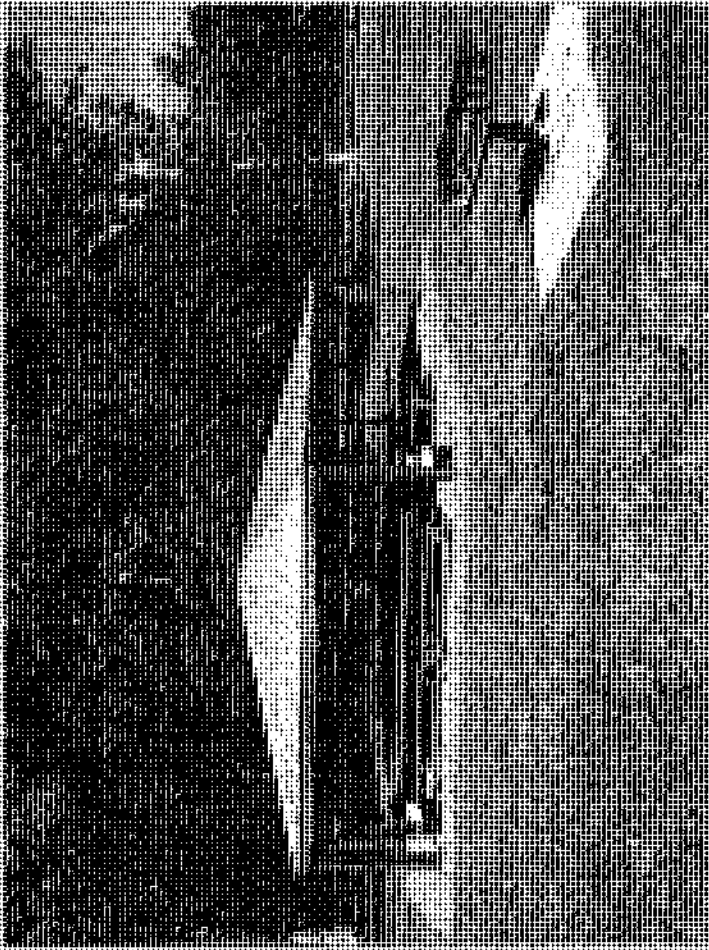
**INGRESS/EGRESS**



Shown here is the typical street section for the typical 30 foot wide right-of-way to be used access Lake Road. A 4-rail fence will be provided for both sides of the 30 foot wide right-of-way

*Delaware Estates*

AMENITIES



Delaware Estates is a premier residential community located in the heart of the city. The community features a variety of amenities, including a swimming pool, tennis courts, and a clubhouse. The homes are designed with high-quality materials and finishes, and the community is surrounded by lush landscaping and mature trees. Delaware Estates is a truly exceptional living experience.

C1.0

Richard Estates  
P.U.D. Zoning  
Fairview, Tennessee

SEC-INC  
SITE ENGINEERING CONSULTANTS  
2410 W. WINDYBROOK DRIVE  
MEMPHIS, TENNESSEE 38119  
TEL: (901) 521-1100  
FAX: (901) 521-1101



Know what you dig.  
Call before you dig.

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MEMPHIS, TENNESSEE 38119  
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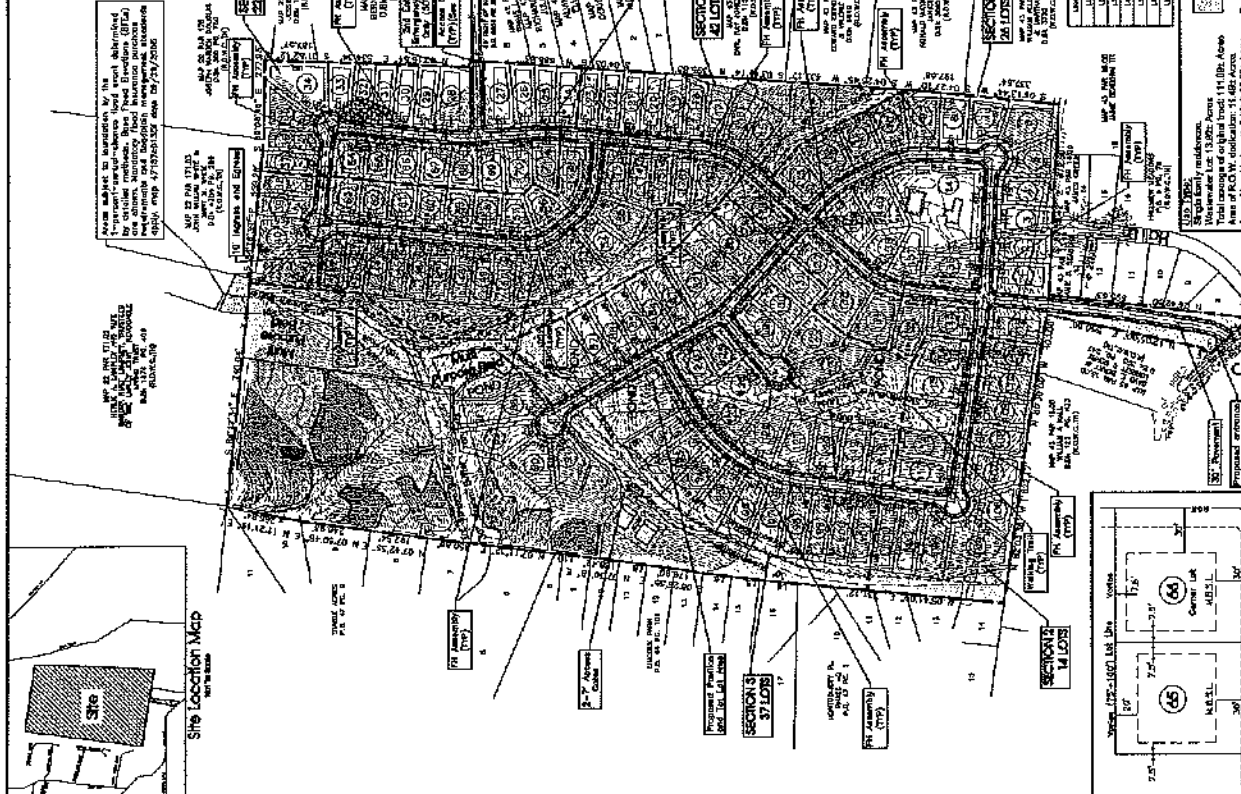
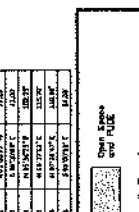
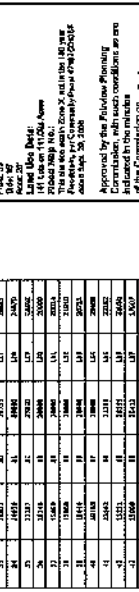
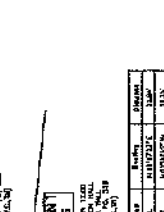
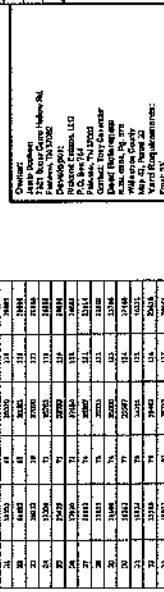
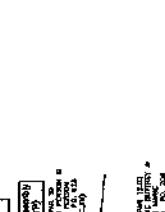
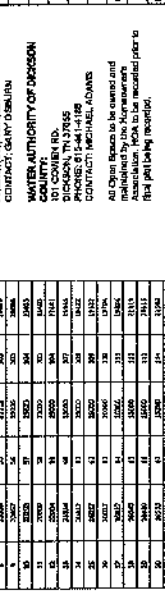
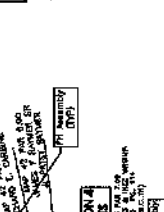
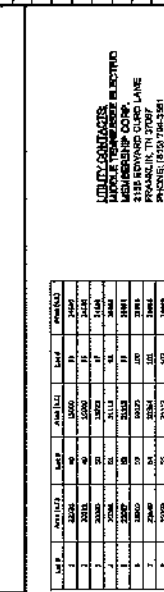
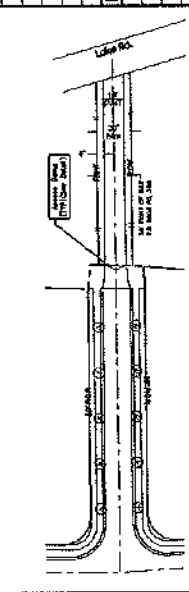
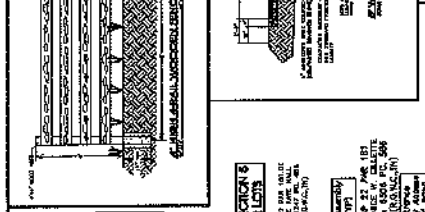
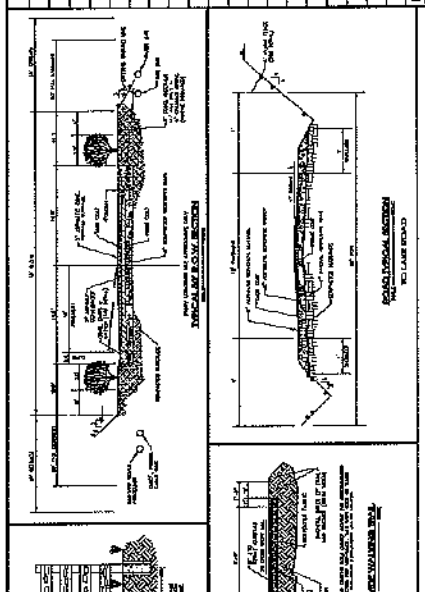


Table with columns: LOT, AREA (ACRES), AREA (SQ. FT.), and COMMENTS. Lists lots 1 through 66 with their respective areas and notes.

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2410 W. WINDYBROOK DRIVE  
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ORDINANCE NO. 2019-16



**AN ORDINANCE TO AMEND TITLE 5, CHAPTER 8, SECTION 5-802 (1) AND (2) OF THE CITY OF FAIRVIEW MUNICIPAL CODE ENTITLED "PRIVILEGE TAX LEVIED: USE".**

**WHEREAS**, Title 5, Chapter 8, Sections 5-802 (1) and (2) of the City of Fairview Municipal Code read as follows:

(1) Pursuant to the provisions of Tennessee Code Annotated, 67-4-1401 through 67-4-1425 and 67-4-1425, as amended by Public Acts of 2003, Chapter No. 370, Senate Bill No. 1665, substituted for House Bill No 979, and passed on May 29, 2003, and signed by the governor on June 17, 2003, there is hereby levied a privilege of occupancy tax in any hotel of each transient, from and after the operative date of this chapter. The rate of the levy shall be two percent (2%) of the consideration charged by the operator. This privilege tax shall be collected pursuant to and subject to the provisions of these statutory provisions. The city manager shall be designated as the authorized collector to administer and enforce this chapter and these statutory provisions.

(2) The proceeds received from this tax shall be available for the city's general fund. Proceeds of this tax may not be used to provide a subsidy in any form to any hotel or motel.

And,

**WHEREAS**, the City of Fairview desires to amend these sections to ensure that regionally equitable revenues are collected from this privilege tax and that this revenue is put to the highest and best use.

**NOW THEREFORE BE IT ORDAINED BY THE CITY OF FAIRVIEW, TENNESSEE AS FOLLOWS:**

**BE IT ORDAINED**, that Title 5, Chapter 8, Sections 5-802 (1) and (2) of the City of Fairview Municipal Code are hereby amended to read as follows:

(1) Pursuant to the provisions of Tennessee Code Annotated, 67-4-1401 through 67-4-1425 and 67-4-1425, as amended by Public Acts of 2003, Chapter No. 370, Senate Bill No. 1665, substituted for House Bill No 979, and passed on May 29, 2003, and signed by the governor on June 17, 2003, there is hereby levied a privilege of occupancy tax in any hotel of each transient, from and after the operative date of this chapter. The rate of the levy shall be four percent (4%) of the consideration charged by the operator. This privilege tax shall be collected pursuant to and subject to the provisions of these statutory provisions. The city manager shall be designated as the authorized collector to administer and enforce this chapter and these statutory provisions.

(2) The proceeds received from this tax shall be deposited into and available to the city's general fund unless designated or directed otherwise by any subsequent City of Fairview municipal ordinance or resolution.



\_\_\_\_\_  
**MAYOR**

\_\_\_\_\_  
**CITY RECORDER**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
**CITY ATTORNEY**

**Passed First Reading** \_\_\_\_\_

**Passed Second Reading** \_\_\_\_\_