

**TITLE 20****MISCELLANEOUS<sup>1</sup>****CHAPTER**

1. HELICOPTER LANDING REGULATIONS.
2. PUBLIC RECORD PROCEDURES.
3. TREE ADVISORY BOARD.
4. SPECIAL EVENTS.

**CHAPTER 1****HELICOPTER LANDING REGULATIONS****SECTION**

- 20-101. Definitions.
- 20-102. Effect on zoning ordinance
- 20-103. Landing in unauthorized places.
- 20-104. Designation of heliports or helistops.

**20-101. Definitions.** The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

(1) "Helicopter." Any rotorcraft which depends principally for its support and motion in the air upon the lift generated by one (1) or more powerdriven rotors rotating on a substantially vertical axis.

(2) "Heliport." An area of land, water or structural surface which is designed, used or intended to be used for landing and take-off of helicopters, and any appurtenant areas, including buildings and other facilities such as refueling, parking, maintenance and repair facilities. The term "heliport" applies to all such facilities whether public or private.

(3) "Helistop." A minimum facility without the logistical support provided at a heliport at which helicopters land and take off, including the touchdown area. Helistops may be at ground level or elevated on a structure. The term "helistop" applies to all such minimum facilities whether public or private. (as added by Ord. #13-797, April 2013)

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<sup>1</sup>Title 20 Chapter 1 "Burglary and Robbery Alarm Regulations" and Chapter 2 "Disposal of Personal Property" as adopted with the Goodlettsville Municipal Code, June 23, 2011, were repealed by Ords. #13-795 and 13-796, March 14, 2013.

**20-102. Effect on zoning ordinance.** No provisions of this chapter shall be construed to alter or amend any provisions of the city's zoning ordinance, and no use prohibited by the terms of said ordinance shall be deemed permitted by the provisions of this chapter. (as added by Ord. #13-797, April 2013)

**20-103. Landing in unauthorized places.** No person, except in an emergency, or persons involved in the conduct of official business for any law enforcement agency, emergency medical, fire agency, emergency management agency or military unit of any branch of the armed forces of the United States of America or the Tennessee National Guard, shall land a helicopter at any place within the city other than at landing facilities duly licensed or approved as required by appropriate statute or regulation by the state and the federal aviation agencies; provided, however, the city manager or their designee may approve temporary landing sites for special purposes so long as said landing sites are considered safe by the city and the helicopter operator and that said temporary landing sites are approved in writing. (as added by Ord. #13-797, April 2013)

**20-104. Designation of heliports or helistops.** All heliports or helistops shall comply, where applicable, with the Heliport Design Guide Advisory Circular published by the federal aviation administration, as well as any rules and regulations promulgated by the state Department of Transportation with respect to minimum standards for heliports or helistops. If a heliport or helistop shall be located on a building or other structure, it shall further comply with the building code of the city. (as added by Ord. #13-797, April 2013)

## CHAPTER 2

### PUBLIC RECORD PROCEDURES

#### SECTION

20-201. Definitions.

20-202. Requesting access to public records.

20-203. Responding to public records requests.

20-204. Inspection of records.

20-205. Copies of records.

20-206. Fees and charges and procedures for billing and payment.

**20-201. Definitions.** (1) Records custodian. The office, official or employee lawfully responsible for the direct custody and care of a public record. (See Tennessee Code Annotated § 10-7-503(a)(1)(C).) The records custodian is not necessarily the original preparer of the record.

(2) Public records. All documents, papers, letters, maps, books, photographs, microfilms, electronic data processing files and output, films, sound recordings, or other material, regardless of physical form or characteristics, made or received pursuant to law or ordinance or in connection with the transaction of official business by any governmental agency. (See Tennessee Code Annotated, § 10-7-503(a)(1)(A)).

(3) Public records request coordinator. The individual, or individuals, designated in § 20-203(1)(c) of this policy who has, or have, the responsibility to ensure public record requests are routed to the appropriate records custodian and are fulfilled in accordance with the TPRA. (See Tennessee Code Annotated, § 10-7-503(a)(1)(B).) The public records request coordinator may also be a records custodian.

(4) Requestor. A person seeking access to a public record, whether it is for inspection or duplication. (as added by Ord. #13-804, Oct. 2013, and replaced by Ord. #17-887, Feb. 2017)

**20-202. Requesting access to public records.** (1) Public record requests shall be made to the Public Records Request Coordinator ("PRRC") or his/her designee or via on line submission in order to ensure public record requests are routed to the appropriate records custodian and fulfilled in a timely manner.

(2) Requests for inspection only cannot be required to be made in writing. The PRRC should request a mailing address or email address from the requester for providing any written communication required under the TPRA.

(3) Requests for inspection may be made orally at Goodlettsville City Hall at 105 S. Main Street, Goodlettsville, TN 37072. Requests for inspection

may also be made in writing using the attached Form 1.<sup>1</sup> This form may be mailed to 105 S. Main Street, Goodlettsville, TN 37072 or emailed to abaker@goodlettsville.gov.

(4) Requests for copies, or requests for inspection and copies, shall be made in writing using the attached Form 1 at Goodlettsville City Hall 105 S. Main Street, Goodlettsville, TN 37072 or by emailing the form to abaker@goodlettsville.gov.

(5) Proof of Tennessee citizenship by presentation of a valid Tennessee driver's license (or alternative acceptable form of ID) is required as a condition to inspect or receive copies of public records.

(6) Public notices, meeting agendas, resolutions and ordinances to be considered, and minutes for policy setting boards are available at www.goodlettsville.gov. Inspection and/or copies of these records may be requested by following points (3) and (4). (as added by Ord. #17-887, Feb. 2017)

**20-203. Responding to public records requests.** (1) Public record request coordinator. (a) The PRRC shall review public record requests and make an initial determination of the following:

(i) If the requestor provided evidence of Tennessee citizenship;

(ii) If the records requested are described with sufficient specificity to identify them; and

(iii) If the governmental entity is the custodian of the records.

(b) The PRRC shall acknowledge the receipt of the request and take any of the following appropriate action(s):

(i) Advise the requestor of this policy and the elections made regarding:

(A) Proof of Tennessee citizenship;

(B) Form(s) required for copies;

(C) Fees, if applicable; and

(D) Aggregation of multiple and frequent requests.

(ii) If appropriate, deny the request in writing, providing the appropriate ground such as one (1) of the following:

(A) The requestor is not, or has not presented evidence of being, a Tennessee citizen.

(B) The request lacks specificity.

(C) An exemption makes the record not subject to disclosure under the TPRA.

(D) The Governmental Entity is not the custodian of the requested records.

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<sup>1</sup>Form 1 is available in the office of the recorder.

(E) The records do not exist.

(iii) If appropriate, contact the requestor to see if the request can be narrowed.

(iv) Forward the records request to the appropriate records custodian in the City of Goodlettsville.

(v) If requested records are in the custody of a different governmental entity, and the PRRC knows the correct governmental entity, advise the requestor of the correct governmental entity and PRRC for that entity if known.

(c) The designated Public Records Request Coordinators (PRRC) shall be the following:

- (i) Allison Baker, City Recorder (Primary)  
105 South Main Street  
Goodlettsville, TN 37072  
Office: 615-851-2234 Fax: 615-851-2212  
abaker@goodlettsville.gov
- (ii) Racheal Hoover, Chief Clerk  
105 South Main Street  
Goodlettsville, TN 37072  
Office: 615-851-2209 Fax: 615-851-2212  
rhoover@goodlettsville.gov

(2) Records custodian. (a) Upon receiving a public records request, a records custodian shall promptly make requested public records available in accordance with Tennessee Code Annotated, § 10-7-503. If the records custodian is uncertain that an applicable exemption applies, the custodian may consult with the PRRC, counsel, or the OORC.

(b) If not practicable to promptly provide requested records because additional time is necessary to determine whether the requested records exist; to search for, retrieve, or otherwise gain access to records; to determine whether the records are open; to redact records; or for other similar reasons, then a records custodian shall, within seven (7) business days from the records custodian's receipt of request, send the requestor a completed public records request response form which is attached as Form 2,<sup>1</sup> based on the form developed by the OORC.

(c) If a records custodian denies a public records request, he or she shall deny the request in writing as provided in § 20-203(1)(b)(ii) using the public records request response form.

(d) If a records custodian reasonably determines production of records should be segmented because the records request is for a large volume of records, or additional time is necessary to prepare the records for access, the records custodian shall use the public records request

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<sup>1</sup>Form 2 is available in the office of the recorder.

response form to notify the requestor that production of the records will be in segments and that a records production schedule will be provided as expeditiously as practicable. If appropriate, the records custodian should contact the requestor to see if the request can be narrowed.

(e) If a records custodian discovers records responsive to a records request were omitted, the records custodian should contact the requestor concerning the omission as produce the records as quickly as practicable.

(3) Redaction. (a) If a record contains confidential information or information that is not open for public inspection, the records custodian shall prepare a redacted copy prior to providing access. If questions arise concerning redaction, the records custodian should coordinate with counsel or other appropriate parties regarding review and redaction of records. The records custodian and the PRRC may also consult with the OORC.

(b) Whenever a redacted record is provided, a records custodian should provide the requestor with the basis for redaction. The basis given for redaction shall be general in nature and not disclose confidential information. (as added by Ord. #17-887, Feb. 2017, and amended by Ord. #20-969, May 2020 *Ch5\_02-10-22*)

**20-204. Inspection of records.** (1) There shall be no charge for inspection of open public records.

(2) The location for inspection of records within the offices of the City of Goodlettsville should be determined by either the PRRC or the records custodian.

(3) Under reasonable circumstances, the PRRC or a records custodian may require an appointment for inspection or may require inspection of records at an alternate location. (as added by Ord. #17-887, Feb. 2017)

**20-205. Copies of records.** (1) A records custodian shall promptly respond to a public record request for copies in the most economic and efficient manner practicable.

(2) Copies will be available for pickup at a location specified by the records custodian.

(3) Upon payment for postage, copies will be delivered to the requestor's home address by the United States Postal Service.

(4) A requestor will not be allowed to make copies of records with personal equipment. (as added by Ord. #17-887, Feb. 2017)

**20-206. Fees and charges and procedures for billing and payment.**

(1) Fees and charges for copies of public records should not be used to hinder access to public records.

(2) Records custodians shall provide requestors with an itemized estimate of the charges prior to producing copies of records and may require pre-payment of such charges before producing requested records.

(3) When fees for copies and labor do not exceed three dollars (\$3.00), the fees may be waived.

(4) Fees and charges for copies are as follows:

(a) Fifteen cents (\$0.15) per page for letter- and legal-size black and white copies.

(b) Fifty cents (\$0.50) per page for letter- and legal-size color copies.

(c) Fifteen cents (\$0.15) per copy for accident reports (fifty cent (\$0.50) maximum).

(d) Maps, plats, electronic data, audio discs, video discs, and all other materials shall be duplicated at actual costs to the city.

(e) Labor when time exceeds one (1) hour.

(5) Payment is to be made in cash, check, or by credit card payable to the City of Goodlettsville.

(6) Payment in advance will be required when costs are estimated to exceed fifty dollars (\$50.00).

(7) Aggregation of frequent and multiple requests. The City of Goodlettsville will aggregate record requests in accordance with the frequent and multiple request policy promulgated by the OORC when more than four (4) requests are received within a calendar month (either from a single individual or a group of individuals deemed working in concert).

(a) The PRRC is responsible for making the determination that a group of individuals are working in concert. The PRRC or the records custodian must inform the individuals that they have been deemed to be working in concert and that they have the right to appeal the decision to the OORC.

(b) Routinely released and readily accessible records excluded from aggregation include, but are not limited to: minutes from policy setting boards, resolutions and ordinances, and meeting agendas. (as added by Ord. #17-887, Feb. 2017)

## CHAPTER 3

### TREE ADVISORY BOARD

#### SECTION

- 20-301. Board created, membership, terms, appointments, and vacancies.  
20-302. Powers and duties of the board.  
20-303. – 20-317. Deleted.

**20-301. Board created, membership, terms, appointments, and vacancies.** There is hereby created the City of Goodlettsville Tree Advisory Board, hereinafter called "the board." The board shall be composed of five (5) members, one (1) member of the parks and recreation board, four (4) citizens who are residents of the City of Goodlettsville and appointed by the mayor. The term of office for the five (5) shall be staggered three (3) years or until their successors are appointed. The mayor shall fill vacancies in such board for the unexpired term. Board members should be representative of cross-sections of the community who possess a true interest in the trees, urban forestry and beautification. (as added by Ord. #15-835, May 2015, and replaced by Ord. #20-981, Jan. 2021 *Ch5\_02-10-22*)

**20-302. Powers and duties of the board.** (1) It shall be the responsibility of the board to develop and recommend a written plan for the planting, maintenance, and removal of trees and other woody growth on all public parks, city-owned areas, and city parkways. This plan will be presented as part of the department of recreation and park development's annual report to the board of commissioners, and upon their approval shall constitute the official comprehensive city tree plan for the City of Goodlettsville. The board, when requested by board of commissioners and or the city manager, shall consider, investigate, make findings, report and recommend upon any special matter of question coming within the scope of its work.

(2) The board may appoint an advisory committee whom may offer specific expertise to trees, forestry, etc. Members of an advisory committee will not be required to be residence of the city.

(3) The Goodlettsville Parks and Recreation Department shall serve as the city liaison with the tree advisory board.

(4) **Duties of officers.** (a) Chairman. The chairman shall preside at all meetings of the board and shall call special meetings of the board. The chairman shall vote on all matters coming before the board.

(b) Vice chairman. The vice-chairman shall preside over any meeting in which the chairman is not present.

(c) Secretary. The director of parks and recreation or their designee shall act as secretary of the board. The secretary is responsible for preparing the agenda and minutes of all meetings.

(5) Appointment of chairman. The chairman and vice chairman shall be appointed annually by a majority vote of the board at its first meeting of the new calendar year.

(6) Board meetings. (a) The board will meet regular basis. The board shall set the day and time.

(b) All regular and special called meetings of the board shall be open to the public.

(c) The director of parks and recreation, director of public works, director of planning and community development and the city horticulturist and any other appropriate staff will be present at all meetings of the board.

(d) Minutes of the board meetings will be available for review during regular business hours at Goodlettsville City Hall.

(7) Minutes. All proceedings of the board shall be in typed form and filed in a permanent book of record and open to the public for inspection at all reasonable and proper times.

(8) Quorum. A majority of the duly appointed board members shall constitute a quorum.

(9) Voting. The ayes and nays will be taken upon the passage of all board matters. All votes will be entered upon the minutes of the meeting. The act of a majority of members, at which a quorum is present, will be the official act of the board. (as added by Ord. #15-835, May 2015, and replaced by Ord. #20-981, Jan. 2021 *Ch5\_02-10-22*)

**20-303--20-317. Deleted.** (as added by Ord. #15-835, May 2015, and deleted by Ord. #20-981, Jan. 2021 *Ch5\_02-10-22*)

## CHAPTER 4

### HOTELS/MOTELS OPERATIONAL REGULATIONS

#### SECTION

- 20-401. Purpose and definitions.
- 20-402. Provisions applicable to hotels and motels.
- 20-403. Responsibilities, access, and registration requirements.
- 20-404. Vehicles, parking, and registration.
- 20-405. Room requirements, equipment and services.
- 20-406. Common area requirements and parking illumination.
- 20-407. Smoking.
- 20-408. Video surveillance systems.
- 20-409. Violations and penalties.
- 20-410. Responsibility for enforcement.
- 20-411. Unlawful operation declared a nuisance.

**20-401. Purpose and definitions.** (1) Purpose. The purpose of this chapter is to ensure the continued availability of transient lodging within the City of Goodlettsville, proper maintenance of hotels and motels and to protect the health, safety and welfare of hotel and motel inhabitants. The requirements of this chapter apply to those who occupy, visit, patronize, frequent, operate, keep, conduct, or own a hotel or motel within the City of Goodlettsville regardless of the date of the hotel or motel construction. This chapter is essential to the public's interest, safety, health, and welfare, and this chapter shall be liberally construed to effectuate its purposes.

(2) Definitions. (1) "Hotel" or "motel" shall mean any structure consisting of one (1) or more buildings, with more than five (5) dwelling units with provisions for transient living, sanitation, and sleeping, that is specifically constructed, kept, used, maintained, advertised, and held out to the public to be a place where temporary lodging of thirty (30) days or less is offered for pay to persons.

(2) "Vehicle" is any car, truck, trailer, motorcycle, or other machinery used for transporting people or goods and is normally required to be registered with the state in order to be legally operated or towed on a public roadway.

(3) "Guest" shall mean a person who is not a patron who is present on the premises of a hotel or motel with the express permission of

(a) A guest or patron of the hotel or motel, and

(b) The owner, operator, keeper or proprietor of the hotel or motel.

(4) "Visitor" shall mean a person who is not a patron or guest who is on the premises of a hotel or motel at the invitation of a patron or guest, but without the express permission of the owner, operator, keeper or proprietor of

the hotel or motel. (as added by Ord. #17-911, Jan. 2018, and replaced by Ord. #19-934, April 2019 *Ch4\_1-23-20*)

**20-402. Provisions applicable to hotels and motels.** (1) No hotel or motel located within the city shall allow any person to occupy such hotel or motel for more than thirty (30) days in succession nor more than sixty (60) days during a one hundred eighty (180) day period. No guest residing for more than fifteen (15) days in succession shall move from one (1) room to another without a two (2) day vacancy in between.

(2) Notwithstanding subsection (2) of this section, a stay in excess of the thirty (30) days in succession in a one hundred eighty-day period may occur in the following situations:

(a) Where there is a written contract or document between a hotel and a business, corporation, firm or governmental agency to house employees or individuals on valid work orders for up to ninety (90) days in succession in a one hundred eighty (180) day period;

(b) Where there is a written contract between a hotel and a governmental, charitable or insurance agency to house families in crisis who are receiving temporary housing assistance from said governmental, charitable or insurance agency for up to ninety (90) days in succession in a one hundred eighty (180) day period; or

(c) Where the city manager or his or her designee authorizes in writing, a stay for an additional period of up to ninety (90) days to prevent patrons and their guests from becoming homeless. In the event that appropriate alternative housing can still not be obtained within ninety (90) days, this ninety (90) day period may be extended in writing by the city manager; and

(d) The written contract, document, and authorization noted above shall be kept on file with any hotel operator and must be available for inspection; and

(e) No patron or guest residing for more than thirty (30) days in succession shall move from one (1) room to another without a two (2) day vacancy in between.

(3) Notwithstanding subsection (1), (2) or (3) of this section, an owner, operator, keeper or proprietor of a hotel or motel may allow up to two bona-fide employees to reside on premises for any hotel or motel with up to one hundred fifty (150) rooms, and may allow up to three (3) bonafide employees to reside on premises for any hotel or motel over one hundred fifty (150) rooms.

(4) No owner, operator, keeper or proprietor of a hotel or motel shall provide lodging at an hourly rate. (as added by Ord. #17-911, Jan. 2018, and replaced by Ord. #19-934, April 2019 *Ch4\_1-23-20*)

**20-403. Responsibilities, access, and registration requirements.**

(1) Every owner, operator, keeper or proprietor of any hotel or motel shall, without delay, report violations of law to the City of Goodlettsville Police Department that were either witnessed or made known to them by an employee, patron, guest, visitor or other person on the premises.

(2) Every owner, operator, keeper or proprietor of any hotel or motel shall, at all times during which the premises accommodates patrons, guests, or visitors maintain on duty a responsible front desk clerk capable of assisting, communicating, and cooperating with the police or other law enforcement officials in maintaining the public health, welfare, and safety.

(3) All information required to be procured and kept pursuant to this chapter shall be provided to any federal, state, or local sworn law enforcement officer having the lawful power to arrest or cite, upon demand of the officer and a representation by said officer that a reasonable suspicion exists that such information is relevant to a then-pending inquiry or investigation. Nothing in this requirement shall be construed as giving any such officer any greater right or license to enter a room or invade privacy than the officer shall otherwise possess as a matter of law, probable cause, constitutional law, statutory right, or warrant.

(4) Every owner, operator, keeper or proprietor of any hotel or motel, shall keep a record of all rental agreements between the hotel or motel and all patrons and their guests. For the purposes of this section, the term "record" shall mean the hotel or motel's electronic guest registration system which stores guest identifying information. In the event the hotel or motel does not have an electronic guest registration system, the hotel or motel shall record the guest, patron and their guest's information in a paper record or reservation book. The following information, at a minimum, must be recorded at the time of registration and maintained for a period of no less than one hundred eighty (180) days after the rental agreement's termination:

(a) The full name, phone number, and home address of each patron and guest;

(b) The total number of occupants (patrons and guests) registered in each room;

(c) The room number assigned to each patron and guest;

(d) The day, month, year and time of arrival of each patron and guest;

(e) The day, month, year each patron and each guest is scheduled to depart;

(f) The rate charged and amount collected for rental of the room;

(g) The method of payment for each room; and

(h) The make, model, color, license plate number, and license plate state of the patron and guest's vehicle if the vehicle will be parked on the premises.

(5) Every owner, operator, keeper or proprietor of any hotel or motel shall require each patron to provide proper identification prior to renting a room. Proper identification is defined as a current and valid government issued photo identification card such as a driver's license, military identification card, state identification card, or passport. A record of the provided identification shall be kept on file for the duration of the occupancy and for one hundred eighty (180) days thereafter. Unless the guest has registered by means of an electronic process.

(6) No person shall procure or provide lodging in any hotel or motel any services therefrom, through misrepresentation or production of false identification, or identification which misrepresents the identity of the person procuring or sharing in such lodging or service. (as added by Ord. #17-911, Jan. 2018, and replaced by Ord. #19-934, April 2019 *Ch4\_1-23-20*)

**20-404. Vehicles, parking, and registration.** (1) All patrons and guests who wish to park a vehicle on hotel premises must register said vehicle with the hotel operator upon initial registration, during any future re-registration, or at any time after registration when they begin parking a vehicle on hotel premises. Hotel operators must record the vehicle's information in accordance with § 20-403(5), unless registering by means electronic registration.

(2) Every owner, operator, keeper or proprietor of a hotel and motel must provide patrons and guests registering a vehicle with a standardized placard that must at all times be hung from the vehicle's rear view mirror, placed on the vehicle's front dash, or affixed to the vehicle in a way that can be easily seen. At a minimum, the placard will contain the following information: hotel and motel name, vehicle registration number and state, and date of check-out. Any hotel or motel with gated and controlled access parking accessible only to employees and registered guests are exempt.

(3) All vehicles must be parked in designated parking spaces. This section does not apply to oversized vehicles or trailers. Every owner, operator, keeper or proprietor of a hotel and motel must provide patrons and guests who have registered oversized vehicles or trailers a separate designated parking area for their vehicles.

(4) All handicap parking must be in compliance with state and local laws.

(5) All vehicles parked on any hotel's premises must be in good working order.

(6) Vehicle maintenance in hotel parking lots is prohibited. (as added by Ord. #17-911, Jan. 2018, and replaced by Ord. #19-934, April 2019 *Ch4\_1-23-20*)

**20-405. Room requirements, equipment and services.** (1) Every operator, owner, keeper, or proprietor of any hotel or motel shall keep and

maintain in each and every rental unit, a telephone equipped to place a direct call to 911.

(2) No operator, owner, keeper or proprietor of any hotel or motel shall rent or provide a room for any number of persons greater than the sleeping accommodations provided within the particular rental unit or temporary sleeping accommodations provided by the hotel or motel.

(3) No operator, owner, keeper, or proprietor, patron, visitor or guest of any hotel or motel, shall be allowed to congregate within any room or single rental unit a number of persons which is greater than two (2) times the number of persons for whom sleeping accommodations are provided within the single room or rental unit.

(4) Daily maid service shall be included within the standard room rate of any hotel or motel. Hotels or motels must keep written documentation of the dates and times each room was cleaned and visually inspected. A hotel or motel patron may not be permitted to deny maid service for more than two (2) consecutive days.

(5) No occupational tax certificate shall be issued for conduct of business from a guest room of a hotel or motel and no home occupation shall be conducted from such room.

(6) Each guest room of a hotel or motel shall meet all fire code requirements and have at a minimum working smoke alarms. The City of Goodlettsville Codes Department and/or Fire Marshal's office will perform no less than annually inspections of each hotel and motel and each guest room. (as added by Ord. #17-911, Jan. 2018, and replaced by Ord. #19-934, April 2019 *Ch4\_1-23-20*)

**20-406. Common area requirements and parking illumination.**

(1) Exterior doors (other than lobby doors) shall be locked between the hours of 9:00 P.M. and 6:00 A.M.

(2) The open parking area and all areas surrounding any building or proposed building being a hotel or motel shall have an average maintained foot-candle intensity of at least one (1) footcandle with a minimum allowable intensity of three-tenths (3/10) of a foot-candle. The covered parking area of any hotel or motel shall have an average maintained foot-candle intensity of five-tenths (5/10) of a foot-candle.

(3) Graffiti and other markings or insignia vandalism is required to be removed within twenty-four (24) hours. (as added by Ord. #17-911, Jan. 2018, and replaced by Ord. #19-934, April 2019 *Ch4\_1-23-20*)

**20-407. Smoking.** (1) Smoking is prohibited in all hotel or motel spaces with the exception of designated smoking rooms. Designated smoking rooms in hotels rented by guests shall not comprise more than fifteen percent (15%) of the total number of rooms available for rent.

(2) Smoking is prohibited in exterior breezeways, stairwells, or within twenty-five feet (25') of any guest room. (as added by Ord. #17-911, Jan. 2018, and replaced by Ord. #19-934, April 2019 *Ch4\_1-23-20*)

**20-408. Video surveillance systems.** (1) For the purpose of this section, "Video Surveillance System" (VSS) means a continuous digital surveillance system including cameras, cabling, monitors, and Digital Video Recorders (DVR) which has been approved by the chief of police or his/her designee in accordance with this section.

(2) Every owner, operator, keeper or proprietor of any hotel or motel is required to install a VSS. All hotels and motels which have installed a VSS prior to the effective date of this chapter shall ensure said systems are in full compliance with this section and request an approval assessment from the chief of police or his/her designee within thirty (30) days of the effective date of this chapter.

(3) All VSS shall be maintained in proper working order at all times, be kept in continuous operation twenty-four (24) hours a day, seven (7) days a week, and meet the minimum technological standards established in this section. The hotel or motel shall retain the continuous digital images recorded by this system for no less than thirty (30) days.

(4) All VSS shall have no less than one (1) camera dedicated to each register or check-out stand, entrance/exit, interior hallway and lobby, and parking lots or areas designated for customer and/or employee parking use. The placement of cameras included in VSS required under this section must be approved by the police department. The chief of police or his/her designee will conduct an assessment of each site required to install a VSS prior to installation of said system, and upon approval will issue an approval notice which will be placed in plain view inside the common area of the hotel or motel. This approval notice will also inform customers and employees of the presence of the VSS. Existing VSS at any hotel or motel as of the effective date of this chapter will be evaluated to ensure full compliance with this section.

(5) The VSS shall be subject to regular inspection by the chief of police or his/her designee, who is authorized to inspect any such system at reasonable times to determine whether it conforms with this section. If the VSS does not conform, the hotel or motel in question shall take immediate steps to bring the system back into compliance. (as added by Ord. #17-911, Jan. 2018, and replaced by Ord. #19-934, April 2019 *Ch4\_1-23-20*)

**20-409. Violations and penalties.** (1) Any person or other entity violating the provisions of this article shall be punishable by a fine not to exceed fifty (\$50.00) per violation. Such persons shall be guilty of a separate offense for each and every day during which any violation of any provision of this article is committed, continued, or permitted by that person and shall be punished accordingly.

(2) The violation of the provisions of this article may be abated as a nuisance.

(3) The violation of all provisions of this article by any person may be enjoined by instituting appropriate proceedings for injunction in any court of competent jurisdiction. Such actions may be maintained notwithstanding that other adequate remedies at law exist. Such actions may be instituted in the name of the board of commissioners. (as added by Ord. #17-911, Jan. 2018, and replaced by Ord. #19-934, April 2019 ***Ch4\_1-23-20***)

**20-410. Responsibility for enforcement.** (1) The City of Goodlettsville Police Department and the City of Goodlettsville Codes Department shall have the responsibility for the enforcement of this section. Sworn officers of the City of Goodlettsville Police Department and civilian employees designated by the chief of police or the director of codes enforcement shall have the authority to inspect establishments governed under this section during the hours in which the premises are open for business.

(2) These inspections shall be made for the purpose of verifying compliance with the requirements of this section and state law. (as added by Ord. #19-934, April 2019 ***Ch4\_1-23-20***)

**20-411. Unlawful operation declared nuisance.** (1) Any hotel or motel operated, conducted or maintained contrary to the provisions of this article may be declared to be unlawful and a public nuisance. The city may, in addition, or in lieu of all other remedies, commence actions or proceedings for abatement, removal or enjoinder thereof, in the manner provided by state law and the City of Goodlettsville Code of Ordinances.

(2) No hotel or motel shall operate at any location nor on any premises which does not comply with all zoning, building code, fire safety code, and other ordinances and laws of the city and the state. (as added by Ord. #19-934, April 2019 ***Ch4\_1-23-20***)