

RESOLUTION NO. 1994-48

TO ADOPT THE ADULT-ORIENTED ESTABLISHMENT REGISTRATION ACT OF 1987

WHEREAS, Weakley County has begun to experience the operation of adult-oriented businesses for the first time in its history; and

WHEREAS, Weakley County should regulate such businesses for the benefit of the public to the greatest extent allowed by law; and

WHEREAS, the General Assembly provided counties with authority under the Adult-Oriented Establishment Registration Act of 1987 to require registration of adult-oriented businesses by adoption of a resolution passed by a two-thirds (2/3) vote of the county legislative body;

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Weakley County, Tennessee, meeting in regular session on this 18th of July, 1994, as follows:

SECTION 1. The provisions of the Adult-Oriented Establishment Registration Act of 1987, codified in Tennessee Code Annotated, Title 7, Chapter 51, Part 11 is hereby adopted for Weakley County, Tennessee pursuant to T.C.A. §7-51-1120.

SECTION 2. An adult-oriented establishment board shall be established according to T.C.A. §7-51-1103. The adult-oriented establishment board shall consist of five(5) members appointed by the county executive. The terms of the members shall be four(4) years. The first meeting of the board shall take place at a time and place designated by the county executive. The board shall select a chair from among its members and thereafter the chair of the board shall provide notice of board meeting to members, interested persons and to the public. The board shall meet as often as required to carry out its duties under the law.

SECTION 3. In the event any portion of the act herein adopted is declared unconstitutional, void or otherwise inoperative by a court of competent jurisdiction, it is the intent of this Board of County Commissioners to continue to operate under such portions of the act as the courts may allow, severing the unconstitutional, void or inoperative provisions and enforcing the remainder of the act.

SECTION 4. This resolution shall become effective upon passage by a two-thirds (2/3) vote of the membership of the Board of County Commissioners of Weakley County, Tennessee.

PURSUANT TO THE RULES OF THE WEAKLEY COUNTY LEGISLATIVE BODY, THIS RESOLUTION IS SPONSORED BY THE FOLLOWING COMMISSIONERS:

Mac Buckley

Roger D. Van Cleave

Motion was made by Commissioner Jerry Carpenter that the foregoing and hereto attached resolution be approved. Seconded by Commissioner Roger VanCleave. Upon being put to a roll call vote, motion carried.

Adopted by two-thirds (2/3) vote this 18th day of July, 1994.

APPROVED:

Kerry S. Killebrew
Kerry S. Killebrew
County Executive

7-25-94
Date

ATTEST:

Faye Butts
Faye Butts
County Clerk

Date