

**RESOLUTION TO CALL FOR A REFERENDUM OF THE  
QUALIFIED VOTERS IN COUNTY AREAS OF MONTGOMERY  
COUNTY, TENNESSEE, AND IN ACCORDANCE  
WITH T.C.A. § SECTION 57-4-103, PERMITTING AND  
LEGALIZING THE SALE OF  
LIQUOR BY THE DRINK WITHIN THE COUNTY AREAS OF  
MONTGOMERY COUNTY, TENNESSEE**

**WHEREAS**, the Montgomery County Board of Commissioners continually observes revenue sources such as Liquor-by-the- Drink; and

**WHEREAS**, Liquor-by-the-Drink revenues can be an incentive and catalyst for new business opportunities and can provide significant investment in economic development in county areas; and

**WHEREAS**, currently, certain restaurant establishments in municipalities are permitted to seek approval for Liquor-by-the- Drink, while those same type establishments are not permitted in the unincorporated areas of Montgomery County, placing these restaurant establishments at a competitive disadvantage; and

**WHEREAS**, T.C.A. § 57-4-103(a)(1) provides that a county legislative body, by adoption of a resolution by a two-thirds (2/3) vote, may direct the Election Commission to submit a question by referendum to the qualified voters as to whether sale of alcoholic beverages for consumption on the premises shall be permitted in county areas of Montgomery County; and

**WHEREAS**, T.C.A. § 57-4-103(a)(2) provides that referenda can be scheduled to be held with the next regular general election and can be placed on the ballot by two-thirds (2/3) majority vote by this Montgomery County Board of Commissioners; and

**WHEREAS**, should a referendum on the question be successful, then sale of Liquor-by-the-Drink beverages for consumption may be permitted on the premises that have received proper licensing from the Tennessee Alcoholic Beverage Commission to the extent permissible under Title 57 of Tennessee Code Annotated; and

**WHEREAS**, the Montgomery County Board of Commissioners finds it to be in the interest of its citizens to call for a referendum on the question of whether sale of Liquor-by-the-Drink beverages for consumption shall be permitted on the premises in county areas of Montgomery County.

**NOW THEREFORE, BE IT RESOLVED** by a two-thirds (2/3) vote of the Montgomery County Board of Commissioners meeting in Regular Session on this 14th day of March 2022 that the Montgomery County Election Commission shall be notified to place on the November 8, 2022 State and Federal General Election ballot the question of permitting and legalizing the sale of Liquor-by-the-Drink for consumption on the premises within the county areas of Montgomery County. A certified copy of this Resolution shall be filed by the Montgomery County Clerk with the Montgomery County Election Commission pursuant to T.C.A § 57-4-103.

**AND BE IT FURTHER RESOLVED** that T.C.A. § 57-4-103(b) provides: At any such election, the only question submitted to the voters of unincorporated areas of Montgomery County shall be in the following form, thus established by the Montgomery County Election Commission:

**For legal sale of alcoholic beverages for consumption on the premises in Montgomery County.**

**Against legal sale of alcoholic beverages for consumption on the premises in Montgomery County.**

This resolution shall take effect from and after its passage. All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

**Duly passed and approved this 14th day of March 2022.**