

First Reading: _____
Second Reading: _____

ORDINANCE NO. _____

AN ORDINANCE TO AMEND PART II, CHATTANOOGA CITY CODE, CHAPTER 35, ARTICLE VII, DIVISION 2, SECTION 35-252, RELATIVE TO PEDAL CARRIAGE OR PEDICABS.

SECTION 1. BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That Part II, Chattanooga City Code, Chapter 35, Article VII, Division 2, Section 35-252, is amended by adding the following new subsection (h):

Sec. 35-252. Restrictions on the operation of pedal carriage or pedicabs.

- (h) No alcoholic beverages with an alcoholic content of more than five (5) percent by weight shall be consumed by a pedal carriage passenger nor may alcoholic beverages with an alcoholic content of more than five (5) percent by weight be transported on a pedal carriage. Alcoholic beverages with an alcoholic content of not more than five (5) percent by weight lawfully purchased for consumption may be consumed by a pedal carriage passenger under the following conditions:
- (1) No glassware of any kind shall be allowed on a pedal carriage or pedicab including but not limited to bottles, receptacles or drinking glasses.
 - (2) Alcoholic beverages may only be consumed from plastic or foam cups.
 - (3) No music or amplified sound shall be played, nor yelling or conversation be conducted, in such a manner that the sound of which carries to points of habitation or adjacent properties and is audible above the level of conversational speech at a distance of fifty (50) feet or more from the point of origin of the sound.
 - (4) It is the responsibility of the pedal carriage or pedicab driver to properly dispose of all trash.
 - (5) Alcoholic beverages may be consumed only when the pedal carriage passenger is in or on a pedicab.
 - (6) The pedal carriage operator and driver may not allow consumption of alcoholic beverages by underage persons.

(7) A pedal carriage or pedicab driver shall not operate a pedal carriage or pedicab while under the influence of alcoholic beverages nor shall the driver consume alcoholic beverages while operating the pedal carriage.

SECTION 2. BE IT FURTHER ORDAINED, That this Ordinance shall take effect two (2) weeks from and after its passage.

Passed on second and final reading:_____

CHAIRPERSON

APPROVED:____ DISAPPROVED:____

MAYOR

KOF/KJR/mms