

IN THE CRIMINAL COURT OF HAMILTON COUNTY, TENNESSEE

STATE OF TENNESSEE, EX. REL.,
COTY WAMP, DISTRICT ATTORNEY
GENERAL

Petitioner,

DIVISION III

vs.

NO(s). 314758

THE LODGE OF CHATTANOOGA,
LLC, d/b/a BUDGETEL INN AND
SUITES, 1410 MACK SMITH ROAD,
EAST RIDGE, TENNESSEE

Respondents.

AGREED ORDER MODIFYING INJUNCTION

This matter came before the Court on May 18, 2023, at 1:30 p.m. for a status conference. The parties announced that Respondent had completed renovations in building #1 and had obtained both the East Ridge Fire Marshall approval and the Health Department approval. It was also agreed that Respondent needed to perform a final walkthrough with the East Ridge Building Code personnel and obtain a certificate of completion as to the renovations and requested code compliance punch list.

The parties further agree that, following the hearing on May 18th, East Ridge Building Code personnel did a final walkthrough and confirmed that all code issues were resolved, resulting in clearance for building #1 to reopen. Accordingly, is

ORDERED that:

- 1) Since the parties agree that on 5/23/23 Budgetel obtained confirmation from East Ridge Building Codes Enforcement that all necessary renovations for building #1 are complete and up to code, Budgetel may reopen building #1 for customers.

- 2) Budgetel shall maintain video cameras in all common areas of Budgetel property and shall also save/maintain all video footage for thirty (30) days. Budgetel employees must provide any and all saved video footage requested by any law enforcement officer working in his/her professional capacity.
- 3) Budgetel shall retain private security for Budgetel property, on a 24-hour, 7-day a week basis. This basis may be modified in the future, depending the effectiveness of other crime reduction measures.
- 4) Budgetel shall not rent rooms nor allow on the premises any known sex offenders.
- 5) Budgetel shall impose a 9 p.m. to 7 a.m. curfew on non-residents loitering in common areas of Budgetel property.
- 6) Budgetel will be allowed to accept cash payments from occupants. However, Budgetel staff shall note on the registration all occupants who pay in cash, provide a receipt to individual occupants of the amount paid by that individual occupant, and maintain on premises a copy of all cash payments made by said occupants for inspection by law enforcement.
- 7) Budgetel shall abide by all local, state, and federal statutes and codes pertaining to operation of the business and shall make all business records available, upon reasonable request, to the Court, the State of Tennessee, the City of East Ridge, and any law enforcement officer working in his/her official capacity.
- 8) Budgetel shall require all adult Budgetel residents to provide photographic identification. Budgetel shall make and retain copies of these photographic identifications, which shall be provided upon request to any law enforcement officer working in his/her official capacity.

- 9) In the event Budgetel residents stay over the 120 day limit, Budgetel will be fined \$500 per extra day, per resident that unlawfully remains on Budgetel property.
- 10) Budgetel, as a hotel/motel, shall comply with the Tennessee Non-Smokers Protections Act, specifically enacted as T.C.A. 39-17-1803.
- 11) Subject to the amendments in this Agreed Order Modifying Injunction, the Temporary Injunction issued by this Court on November 16, 2022 shall remain in full force and effect on the property, specifically the buildings that have not been approved for occupancy, of 1410 Mack Smith Road, East Ridge, Hamilton County Tennessee, which remain subject to further action by the Court or the State of Tennessee.
- 12) The parties shall return to the Division III courtroom on Thursday, June 22, 2023, at 1:30 p.m. to provide a status update – if necessary.

So ORDERED this 26th day of May, 2023.


BOYD PATTERSON, Judge