

**THE
WOODLAND MILLS
MUNICIPAL
CODE**

Prepared by the

**MUNICIPAL TECHNICAL ADVISORY SERVICE
INSTITUTE FOR PUBLIC SERVICE
THE UNIVERSITY OF TENNESSEE**

in cooperation with the

TENNESSEE MUNICIPAL LEAGUE

March 2005

CITY OF WOODLAND MILLS, TENNESSEE

MAYOR

Wade Carrington

ALDERMEN

Mark Hayes

Waymon Reagan

RECORDER

Tammy Speed

PREFACE

The Woodland Mills Municipal Code contains the codification and revision of the ordinances of the City of Woodland Mills, Tennessee. By referring to the historical citation appearing at the end of each section, the user can determine the origin of each particular section. The absence of a historical citation means that the section was added by the codifier. The word "modified" in the historical citation indicates significant modification of the original ordinance.

The code is arranged into titles, chapters, and sections. Related matter is kept together, so far as possible, within the same title. Each section number is complete within itself, containing the title number, the chapter number, and the section of the chapter of which it is a part. Specifically, the first digit, followed by a hyphen, identifies the title number. The second digit identifies the chapter number, and the last two digits identify the section number. For example, title 2, chapter 1, section 6, is designated as section 2-106.

By utilizing the table of contents and the analysis preceding each title and chapter of the code, together with the cross references and explanations included as footnotes, the user should locate all the provisions in the code relating to any question that might arise. However, the user should note that most of the administrative ordinances (e.g. Annual Budget, Zoning Map Amendments, Tax Assessments, etc...) do not appear in the code. Likewise, ordinances that have been passed since the last update of the code do not appear here. Therefore, the user should refer to the city's ordinance book or the city recorder for a comprehensive and up to date review of the city's ordinances.

Following this preface is an outline of the ordinance adoption procedures, if any, prescribed by the city's charter.

The code has been arranged and prepared in loose-leaf form to facilitate keeping it up to date. MTAS will provide updating service under the following conditions:

- (1) That all ordinances relating to subjects treated in the code or which should be added to the code are adopted as amending, adding, or deleting specific chapters or sections of the code (see section 7 of the adopting ordinance).
- (2) That one copy of every ordinance adopted by the city is kept in a separate ordinance book and forwarded to MTAS annually.

(3) That the city agrees to pay the annual update fee as provided in the MTAS codification service charges policy in effect at the time of the update.

When the foregoing conditions are met MTAS will reproduce replacement pages for the code to reflect the amendments and additions made by such ordinances. This service will be performed at least annually and more often if justified by the volume of amendments. Replacement pages will be supplied with detailed instructions for utilizing them so as again to make the code complete and up to date.

The able assistance of Linda Dean, the MTAS Administrative Specialist is gratefully acknowledged.

Steve Lobertini
Codification Consultant

**ORDINANCE ADOPTION PROCEDURES PRESCRIBED BY THE
CITY CHARTER**

1. An ordinance shall be considered and adopted on two (2) separate days; any other form of board action shall be considered and adopted on one (1) day. Any form of board action shall be passed by a majority of the members present, if there is a quorum. A quorum is a majority of the members to which the board is entitled. All ayes and nays on all votes on all forms of board action shall be recorded. (6-2-102)

2. Each ordinance, or the caption of each ordinance, shall be published after its final passage in a newspaper of general circulation in the municipality. No ordinance shall take effect until the ordinance or its caption is published. (6-2-101)

TITLE 1**GENERAL ADMINISTRATION****CHAPTER**

1. BOARD OF MAYOR AND ALDERMEN.
2. RECORDER.
3. TREASURER.

CHAPTER 1**BOARD OF MAYOR AND ALDERMEN¹****SECTION**

- 1-101. Time and place of regular meetings.
- 1-102. Elections.

1-101. Time and place of regular meetings. The regular meetings of the board of mayor and aldermen shall be at a time and place as determined from time to time by passage of a resolution. (Ord. #7, April 1968, modified)

¹Charter references

For charter provisions related to the board of mayor and aldermen, see Tennessee Code Annotated, title 6, chapter 3. For specific charter provisions related to the board of mayor and aldermen, see the following sections:

City Administrator: § 6-4-101.

Compensation: § 6-3-109.

Duties of Mayor: § 6-3-106.

Election of the board: § 6-3-101.

Oath: § 6-3-105.

Ordinance procedure

Publication: § 6-2-101.

Readings: § 6-2-102.

Residence requirements: § 6-3-103.

Vacancies in office: § 6-3-107.

Vice Mayor: 6-3-107

1-102. Elections. (1) There shall be two¹ aldermanic seats, elected at-large, on the Woodland Mills Board of Mayor and Aldermen.

(2) **Municipal elections to be held in November.** Beginning in 2008, and in all even-numbered years thereafter, elections for the positions of mayor and aldermen shall be held on the first Tuesday after the first Monday in November.

(3) **Transitional election.** (a) In compliance with § 6-3-101(c)(3) of the Woodland Mills City Charter, the two aldermanic seats up for election in March of 2004 shall be for terms of four (4) years. Beginning with the municipal election in 2008, one aldermanic seat shall be elected for a four (4) year term and the other aldermanic seat shall be elected for a two (2) year term of office. Thereafter, all aldermen shall be elected for a four (4) year term of office.

(b) In compliance with § 6-3-104 of the Woodland Mills City Charter, the mayor and aldermen elected to four (4) year terms in March 2004, election shall have their terms extended until the general election held in November 2008. Thereafter, municipal elections shall be held on the first Tuesday after the first Monday in November in even numbered years.

(4) **Terms of office.** The terms of office shall begin at noon local time on the first Monday in the month following the date of said election. The mayor and aldermen shall in office serve until their successors are elected and qualified. (Ord. #1-04, Feb. 2004, as amended by Ord. #2-04, Feb. 2004)

¹Ord. #1-04, Feb. 2004 reduced the number of aldermen from four (4) to two (2).

CHAPTER 2**CITY RECORDER**¹**SECTION**

1-201. To be bonded.

1-202. To keep minutes and perform general administrative duties.

1-203. Term of office.

1-201. To be bonded. The city recorder shall be bonded in the amount of two thousand five hundred dollars (\$2,500.00), with surety acceptable to the governing body of the city, before assuming the duties of his office. (Ord. #2, April 1968)

1-202. To keep minutes and perform general administrative duties. It shall be the duty of the city recorder to keep minutes of all meetings of the board of mayor and aldermen, to preserve in a separate book all original ordinances, to have the custody of and responsibility for preserving all corporate bonds, records, and papers in such place as the municipality shall provide; to perform such administrative duties as may be assigned to the office by ordinance and custom. (Ord. #2, April 1968)

1-203. Term of office. The city recorder shall hold office for a term of one year, from and after the first term. The first term shall begin the first (1st) day of April 1968 and end the thirtieth (30th) day of June 1969. (Ord. #2, April 1968)

¹Charter references

City recorder: § 6-4-201 et seq.

Recorder as treasurer: § 6-4-401(c).

CHAPTER 3

TREASURER¹

SECTION

1-301. Office of treasurer created.

1-302. General duties.

1-303. Office of city recorder and treasurer may be held by same person.

1-301. Office of treasurer created. There is hereby created the office of the Treasurer of the City of Woodland Mills. (Ord. #2, April 1968)

1-302. General duties. The treasurer shall have the safekeeping of the funds of the city and pay the same out on lawful warrants; at each regular meeting of the board of mayor and aldermen shall be the duty to render a statement of the condition of the city's finances, as shown by his books, said statement to contain a statement of the balance of funds on hand. (Ord. #2, April 1968)

1-303. Office of city recorder and treasurer may be held by same person. The same person may simultaneously hold the two offices of city recorder and treasurer, and the term of office for the respective offices shall be the same. (Ord. #2, April 1968)

¹Municipal code reference
Official depository: § 5-101.
Treasurer to deposit funds: § 5-102.

TITLE 2

BOARDS AND COMMISSIONS, ETC.

[RESERVED FOR FUTURE USE]

TITLE 3

MUNICIPAL COURT¹

[RESERVED FOR FUTURE USE]

¹Municipal code reference
Marshal to assist city court: § 6-102.

TITLE 4

MUNICIPAL PERSONNEL¹

[RESERVED FOR FUTURE USE]

¹See Resolution #19, Feb. 2000, "A Resolution to Establish a Personnel Policy for the City of Woodland Mills, Tennessee," in the city recorder's office.

TITLE 5**MUNICIPAL FINANCE AND TAXATION¹****CHAPTER****1. MISCELLANEOUS.****CHAPTER 1****MISCELLANEOUS****SECTION**

5-101. Official depository for city funds.

5-102. Treasurer to deposit funds.

5-103. Fiscal year.

5-101. Official depository for city funds. The Farmers Bank of Woodland Mills, Tennessee, is hereby designated as the official depository for all funds and monies which shall accrue to the City of Woodland Mills, Tennessee. (Ord. #6, April 1968)

5-102. Treasurer to deposit funds. The city treasurer, in the absence of specific orders to the contrary pursuant to an official action of the board of mayor and aldermen of the city with reference to any particular receipts, shall deposit any and all monies which shall accrue to the city to the credit of the city in one or more of the funds which the city shall maintain in this official depository. (Ord. #6, April 1968)

5-103. Fiscal year. The fiscal year for the City of Woodland Mills shall begin on July 1 and end on June 30. (Ord. #5, April 1968)

¹Charter references

For specific charter provisions on depositories of municipal funds, see Tennessee Code Annotated, § 6-4-402.

TITLE 6

LAW ENFORCEMENT

CHAPTER

1. TOWN MARSHAL.

CHAPTER 1

TOWN MARSHAL

SECTION

6-101. Office created.

6-102. Duties.

6-103. Compensation.

6-104. At will status.

6-101. Office created. There is hereby created the office of the town marshal. (Ord. #3, April 1968)

6-102. Duties. It shall be the duty of the town marshal to preserve order within the municipality; to assist the city court during the trial of cases; to serve all process issuing from the city court; to make arrests when authorized by law, and bring arrested persons promptly before the city court for trial. (Ord. #3, April 1968)

6-103. Compensation. The town marshal shall be paid a salary of fifty dollars (\$50.00) per month for his services in enforcing the laws of the city, and performing his various duties as town marshal. (Ord. #14, March 1969)

6-104. At will status. The town marshal shall serve during the will and pleasure of the City of Woodland Mills as determined by its board of mayor and aldermen. (Ord. #3, April 1968)

TITLE 7

FIRE PROTECTION AND FIREWORKS

[RESERVED FOR FUTURE USE]

TITLE 8

ALCOHOLIC BEVERAGES¹

CHAPTER

1. BEER.

CHAPTER 1

BEER²

SECTION

8-101. Beer board established.

8-102. Permit required.

8-103. Penalty.

8-101. Beer board established. There is hereby established a beer board, which shall be composed of the mayor and aldermen, the mayor to be chairman, which shall serve without compensation. If either declines to serve on the board, or if a vacancy occurs, the remaining two members may appoint the third member, who may be any resident. (Ord. #11, Sept. 1968)

8-102. Permit required. (1) The beer board is empowered to regulate the selling, storing for sale, distributing for sale, or manufacture of beer within this municipality. Beer is defined to be malt liquor of not more than five percent (5%) by weight of alcohol.

(2) The board is empowered to, and shall issue permits for the sale of beer, after making suitable rules therefor, only to persons of good moral character, and are citizens of the United States of America.

(3) No person shall engage in the sale, storage for sale, manufacture, or distribution for sale, by himself or another, within the corporate limits of this city, without first obtaining a permit therefor, of beer, and paying the required fee therefor.

(4) With respect to the granting of permits for the sale of beer at retail, the following schedule shall apply:

¹State law reference

Tennessee Code Annotated, title 57.

²State law reference

For a leading case on a municipality's authority to regulate beer, see the Tennessee Supreme Court decision in Watkins v. Naifeh, 635 S.W.2d 104 (1982).

POPULATION	MAXIMUM NUMBER OF PERMITS ALLOWED
1 to 1,500	1
1,500 to 3,000	2

(Ord. #11, Sept. 1968, as amended by Ord. #11A, Feb. 1993)

8-103. Penalty. Violation of this section shall be punishable by the fine of not more than fifty dollars (\$50.00). (Ord. #11, Sept. 1968)

TITLE 9

BUSINESS, PEDDLERS, SOLICITORS, ETC.

CHAPTER

1. CABLE TELEVISION.

CHAPTER 1

CABLE TELEVISION

SECTION

9-101. To be furnished under franchise.

9-101. To be furnished under franchise. Cable television service shall be furnished to the City of Woodland Mills and its inhabitants under franchise as the board of commissioners shall grant. The rights, powers, duties and obligations of the City of Woodland Mills and its inhabitants and the grantee of the franchise shall be clearly stated in the franchise agreement which shall be binding upon the parties concerned.¹

¹For complete details relating to the cable television franchise agreement see Ord. #21 dated Oct. 2000 in the office of the city recorder.

TITLE 10**ANIMAL CONTROL****CHAPTER****1. DOGS.****CHAPTER 1****DOGS****SECTION**

10-101. Running at large prohibited.

10-102. Seizure and disposition of dogs.

10-103. Destruction of vicious or infected dogs running at large.

10-104. Violation and penalty.

10-101. Running at large prohibited. It shall be unlawful for any person to knowingly permit any dog owned by him or under his control to run at large within the corporate limits of the City of Woodland Mills, Tennessee. Any person knowingly permitting a dog to run at large in Woodland Mills, including the owner of the dog, may be prosecuted even if the dog is picked up and disposed of under the provisions of this chapter, whether or not the disposition includes returning the animal to its owner. (Ord. #4-06, Aug. 2004)

10-102. Seizure and disposition of dogs. Any dog found running at large may be seized by any law enforcement officer or other properly designated officer or official of the city and placed in a pound provided or designated by the board of mayor and aldermen. If the dog is wearing a tag, the owner shall be notified in person, by telephone, or by a postcard addressed to the last-known mailing address to appear within five (5) days of its seizure and redeem his dog by paying a reasonable pound fee, or the dog will be sold or humanely destroyed. If the dog is not wearing a tag, it shall be sold or humanely destroyed unless claimed by the owner within two (2) days of its seizure. No dog shall be released from the pound unless and until such dog has been vaccinated and has a tag evidencing such vaccination placed on its collar. (Ord. #4-06, Aug. 2004)

10-103. Destruction of vicious or infected dogs running at large. When, because of its viciousness or apparent infection with rabies, a dog found running at large cannot be safely impounded it may be summarily destroyed by a law enforcement officer or other properly designated official of the city. (Ord. #4-06, Aug. 2004)

10-104. Violation and penalty. Any violation of any section of this chapter shall subject the offender to a penalty of up to fifty dollars (\$50.00) for each offense. (Ord. #4-06, Aug. 2004)

TITLE 11

MUNICIPAL OFFENSES

CHAPTER

1. MISDEMEANORS OF THE STATE ADOPTED.
2. FIREARMS.

CHAPTER 1

MISDEMEANORS OF THE STATE ADOPTED

SECTION

11-101. Misdemeanors of the state adopted.

11-101. Misdemeanors of the state adopted. All offenses against the State of Tennessee which are committed within the corporate limits and which are defined by the state law or are recognized by the common law to be misdemeanors are hereby designated and declared to be offenses against this municipality also. Any violation of any such law within the corporate limits is also a violation of this section. (Ord. #12, Sept. 1968)

CHAPTER 2

FIREARMS

SECTION

11-201. Firearms prohibited.

11-202. Penalty.

11-201. Firearms prohibited. (1) It shall be unlawful for any person to discharge a firearm within the corporate limits of the City of Woodland Mills.

(2) For the purpose of this chapter a firearm is defined as "any instrument used in the propulsion of shot, shell, or bullets and includes BB guns and pellet guns." (Ord. #15, March 1988)

11-202. Penalty. Violation of this chapter shall constitute a misdemeanor and shall be punishable as provided by law. (Ord. #15, March 1988)

TITLE 12

BUILDING, UTILITY, ETC. CODES

[RESERVED FOR FUTURE USE]

TITLE 13**PROPERTY MAINTENANCE REGULATIONS****CHAPTER****1. MISCELLANEOUS.****CHAPTER 1****MISCELLANEOUS****SECTION**

13-101. Definitions.

13-102. Noxious weeds prohibited.

13-103. Grass not to exceed eight inches.

13-104. Flower and vegetable gardens and landscaping; exception.

13-105. Duty to maintain property free of litter and nuisances.

13-106. Abatement.

13-107. Third party liability.

13-101. Definitions. For the purpose of interpreting this chapter, the following definitions shall apply:

(1) "Junk" shall mean discarded, broken or disabled materials including, but not limited to furniture, appliances, tools, machinery, or other items which are not in functioning condition.

(2) "Litter" shall mean discarded waste materials, including but not limited to paper wrappings, packaging materials, discarded or used bottles and discarded or used cans.

(3) "Noxious weeds" shall include, but is not limited to the following:

(a) Thistles;

(b) Milkweed;

(c) Ragweed;

(d) Goldenrod;

(e) Poison ivy;

(f) Poison oak;

(g) Poison sumac;

(h) All other noxious weeds as designated by the State of Tennessee.

(4) "Owner" shall mean any person owning property, as shown on the real property records for Obion County or the last assessment role for taxes, and shall also mean any lessee, tenant, or other person having control or possession of the property.

(5) "Property" shall mean land and any buildings or structures located thereon.

(6) "Trash" means waste food products and other household solid wastes or garbage. (Ord. #26, July 2001)

13-102. Noxious weeds prohibited. It shall be unlawful for any property owner in Woodland Mills, Tennessee to permit the growth of noxious weeds on their property in excess of eight (8) inches in height after having received a written notice from the mayor to cut the noxious weeds, which notice shall be delivered either in person or by certified mail. (Ord. #26, July 2001)

13-103. Grass not to exceed eight inches. It shall be unlawful for any property owner in Woodland Mills, Tennessee to permit the growth of grass on their property in excess of eight (8) inches in height after having received a written notice to cut the grass from the mayor, which notice shall be delivered either in person or by certified mail. (Ord. #26, July 2001)

13-104. Flower and vegetable gardens and landscaping; exception. Nothing in this chapter shall be construed to prohibit the cultivation of those plants commonly maintained in a flower or vegetable garden, nor shall this chapter be construed to prohibit the maintenance of landscaping plants which exceed eight (8) inches in height. (Ord. #26, July 2001)

13-105. Duty to maintain property free of litter and nuisances. No person owning, leasing, renting, occupying, being in possession or having charge of any property in the City of Woodland Mills, Tennessee, including vacant lots, shall maintain or allow to be maintained on such property, except as may be permitted by any other city ordinance, any of the following conditions visible from any public street or alley:

(1) Junk, trash, litter, boxes, discarded lumber, salvage materials, or other similar materials in any front yard, side yard, rear yard or vacant lot.

(2) Attractive nuisances dangerous to children, including but not limited to abandoned, broken or neglected equipment, machinery, refrigerators and freezers, excavations, wells, or shafts.

(3) Broken or discarded furniture, household equipment and furnishings in any front yard, side yard, rear yard or vacant lot.

(4) Vehicle parts or other articles of personal property which are discarded or left in a state of partial construction or repair in any front yard, side yard, rear yard or vacant lot. (Ord. #26, July 2001)

13-106. Abatement. If the person who receives such notice fails to cut the grass or noxious weeds within ten (10) days of receipt of the notice, the mayor may authorize any city employee or private contractor to enter upon the property and do the necessary cutting and removal of the grass or weed clippings. All expenses incurred in connection with such work shall be paid by

the property owner, and the city shall have a lien against the property for such expenses. Such liens shall be enforced in the manner prescribed by Tennessee law. (Ord. #26, July 2001)

13-107. Third party liability. It is expressly the purpose of this chapter to provide for and promote the health, safety, and welfare of the general public, and not to create or otherwise establish or designate any particular class or group of persons who will or should be specifically protected or benefitted by the terms of this chapter. It is the specific intent of this chapter to place the obligation of complying with its requirements upon the property owner or owners and no provisions nor term used in this chapter is intended to impose any duty whatsoever upon the City of Woodland Mills, Tennessee or any of its officers or employees, for whom the implementation or enforcement of this chapter shall be discretionary and not mandatory. (Ord. #26, July 2001)

TITLE 14**ZONING AND LAND USE CONTROL****CHAPTER**

1. MUNICIPAL PLANNING COMMISSION.
2. ZONING ORDINANCE.
3. MOBILE HOMES AND MOBILE HOME COURTS.

CHAPTER 1**MUNICIPAL PLANNING COMMISSION****SECTION**

- 14-101. Creation and membership.
14-102. Organization, powers, duties, etc.

14-101. Creation and membership. Pursuant to Tennessee Code Annotated, § 13-4-101, there is hereby created a municipal planning commission, hereinafter referred to as the planning commission. The planning commission shall consist of five (5) members; two (2) of these shall be the mayor and another member of the board of mayor and alderman, selected by the board of mayor and alderman; the other three (3) members shall be appointed by the mayor. All members of the planning commission shall serve as such without compensation. Except for the initial appointments, the terms of the three (3) members appointed by the mayor shall be for three (3) years each. The three (3) members first appointed shall be appointed for terms of one (1), two (2), and three (3) years respectively so that the term of one member expires each year. The terms of the mayor and the member appointed by the board of mayor and aldermen shall run concurrently with their terms of office. Any vacancy in an appointive membership shall be filled for the unexpired term by the mayor, who shall also have the authority to remove any appointive member at his or her will and pleasure. Any vacancy in the board member appointment shall be filled by the board of mayor and aldermen. (Ord. #20, September 2000)

14-102. Organization, powers, duties, etc. The planning commission shall be organized and shall carry out its powers, functions, and duties in accordance with all applicable provisions of Tennessee Code Annotated, title 13. (Ord. #20, September 2000)

CHAPTER 2

ZONING ORDINANCE

SECTION

14-201. Land use to be governed by zoning ordinance.

14-201. Land use to be governed by zoning ordinance. Land use within the City of Woodland Mills shall be governed by an ordinance titled "Zoning Ordinance, Woodland Mills, Tennessee," and any amendments thereto.¹

¹The Woodland Mills Zoning Ordinance, and any amendments thereto, are published as separate documents and are of record in the office of the city recorder.

Amendments to the zoning map are of record in the office of the city recorder.

CHAPTER 3

MOBILE HOMES AND MOBILE HOME COURTS

SECTION

14-301. Mobile homes prohibited within corporate limits.

14-302. Rental of mobile homes prohibited.

14-303. Penalty.

14-301. Mobile homes prohibited within corporate limits. It shall be unlawful for any person to own a mobile home or house trailer within the corporate limits of the City of Woodland Mills, Tennessee, for the purpose of human habitation. (Ord. #13, March 1984)

14-302. Rental of mobile homes prohibited. It shall be unlawful for any person to offer for rent or rent a house trailer or mobile home for the purpose of human habitation within the corporate limits of the City of Woodland Mills, Tennessee, or to maintain a trailer court, or to rent parking space for house trailers or mobile homes within the corporate limits of the City of Woodland Mills, Tennessee, where said mobile homes or house trailers may be kept or parked for human habitation or places of living or sleeping; providing this chapter shall not be retroactive so as to apply to any existing court or rental. (Ord. #13, March 1984)

14-303. Penalty. Each day during which the violation of this chapter is continued shall constitute a separate offense. The penalty for violation of this chapter shall be a fine payable to the City of Woodland Mills, Tennessee, of not more than fifty dollars (\$50.00) nor less than twenty-five dollars (\$25.00). (Ord. #13, March 1984)

TITLE 15

MOTOR VEHICLES, TRAFFIC AND PARKING

CHAPTER

1. MISCELLANEOUS.

CHAPTER 1

MISCELLANEOUS¹

SECTION

15-101. Speed limits.

15-102. "Rules of the Road"

15-103. Penalty.

15-101. Speed limits. It shall be unlawful to operate an automobile, truck, or motor vehicle within the city limits at a speed in excess of posted speed limits. (Ord. #10, June 1968)

15-102. "Rules of the Road". It shall be unlawful to operate any motor vehicle within the corporate limits in such a manner as to violate any of the "Rules of the Road" as defined by Tennessee Code Annotated, title 55, chapter 8, relating to obedience of traffic officers; obedience to traffic control devices and signals; driving upon the right hand of the road; passing to the right of an oncoming vehicle and to the left of a vehicle going in the same direction, etc.² (Ord. #10, June 1968)

15-103. Penalty. Each violation of this chapter shall be punishable by a fine of not more than twenty-five dollars (\$25.00). (Ord. #10, June 1968)

¹State law references

Under Tennessee Code Annotated, § 55-10-307, the following offenses are exclusively state offenses and must be tried in a state court or a court having state jurisdiction: driving while intoxicated or drugged, as prohibited by Tennessee Code Annotated, § 55-10-401; failing to stop after a traffic accident, as prohibited by Tennessee Code Annotated, § 55-10-101, et seq.; driving while license is suspended or revoked, as prohibited by Tennessee Code Annotated, § 55-50-504; and drag racing, as prohibited by Tennessee Code Annotated, § 55-10-501.

²State law reference

Tennessee Code Annotated, § 55-10-307.

TITLE 16

STREETS AND SIDEWALKS, ETC¹

[RESERVED FOR FUTURE USE]

¹Municipal code reference

Related motor vehicle and traffic regulations: title 15.

TITLE 17

REFUSE AND TRASH DISPOSAL¹

[RESERVED FOR FUTURE USE]

¹Municipal code reference
Property maintenance regulations: title 13.

TITLE 18

WATER AND SEWERS

CHAPTER

1. SEWERS.

SEWERS

SECTION

18-101. Sanitary sewer main connection charges.

18-101. Sanitary sewer main connection charges. The tap-on fee for each connection to the municipal sanitary sewer system shall be three hundred dollars (\$300.00), which includes the initial connection inspection fee. (Ord. #5-05, March 2005)

TITLE 19

ELECTRICITY AND GAS

CHAPTER

1. GAS.

CHAPTER 1

GAS

SECTION

19-101. To be furnished under franchise.

19-101. To be furnished under franchise. Gas service shall be furnished for the municipality and its inhabitants under such franchise as the governing body shall grant. The rights, powers, duties, and obligations of the municipality, its inhabitants, and the grantee of the franchise shall be clearly stated in the written franchise agreement which shall be binding on all parties concerned.¹

¹The agreements are of record in the office of the city recorder.

TITLE 20

MISCELLANEOUS

[RESERVED FOR FUTURE USE]

APPENDIX

[RESERVED FOR FUTURE USE]

ORD-1

ORDINANCE NO. 1-05

AN ORDINANCE ADOPTING AND ENACTING A CODIFICATION AND REVISION OF THE ORDINANCES OF THE CITY OF WOODLAND MILLS TENNESSEE.

WHEREAS some of the ordinances of the City of Woodland Mills are obsolete, and

WHEREAS some of the other ordinances of the city are inconsistent with each other or are otherwise inadequate, and

WHEREAS the Board of Mayor and Aldermen of the City of Woodland Mills, Tennessee, has caused its ordinances of a general, continuing, and permanent application or of a penal nature to be codified and revised and the same are embodied in a code of ordinances known as the "Woodland Mills Municipal Code," now, therefore:

BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF WOODLAND MILLS, TENNESSEE, THAT:

Section 1. Ordinances codified. The ordinances of the city of a general, continuing, and permanent application or of a penal nature, as codified and revised in the following "titles," namely "titles" 1 to 20, both inclusive, are ordained and adopted as the "Woodland Mills Municipal Code," hereinafter referred to as the "municipal code."

Section 2. Ordinances repealed. All ordinances of a general, continuing, and permanent application or of a penal nature not contained in the municipal code are hereby repealed from and after the effective date of said code, except as hereinafter provided in Section 3 below.

Section 3. Ordinances saved from repeal. The repeal provided for in Section 2 of this ordinance shall not affect: Any offense or act committed or done, or any penalty or forfeiture incurred, or any contract or right established or accruing before the effective date of the municipal code; any ordinance or resolution promising or requiring the payment of money by or to the city or authorizing the issuance of any bonds or other evidence of said city's indebtedness; any appropriation ordinance or ordinance providing for the levy of taxes or any budget ordinance; any contract or obligation assumed by or in favor of said city; any ordinance establishing a social security system or providing coverage under that system; any administrative ordinances or resolutions not in conflict or inconsistent with the provisions of such code; the

ORD-2

portion of any ordinance not in conflict with such code which regulates speed, direction of travel, passing, stopping, yielding, standing, or parking on any specifically named public street or way; any right or franchise granted by the city; any ordinance dedicating, naming, establishing, locating, relocating, opening, paving, widening, vacating, etc., any street or public way; any ordinance establishing and prescribing the grade of any street; any ordinance providing for local improvements and special assessments therefor; any ordinance dedicating or accepting any plat or subdivision; any prosecution, suit, or other proceeding pending or any judgment rendered on or prior to the effective date of said code; any zoning ordinance or amendment thereto or amendment to the zoning map; nor shall such repeal affect any ordinance annexing territory to the city.

Section 4. Continuation of existing provisions. Insofar as the provisions of the municipal code are the same as those of ordinances existing and in force on its effective date, said provisions shall be considered to be continuations thereof and not as new enactments.

Section 5. Penalty clause. Unless otherwise specified in a title, chapter or section of the municipal code, including the codes and ordinances adopted by reference, whenever in the municipal code any act is prohibited or is made or declared to be a civil offense, or whenever in the municipal code the doing of any act is required or the failure to do any act is declared to be a civil offense, the violation of any such provision of the municipal code shall be punished by a civil penalty of not more than fifty dollars (\$50.00) and costs for each separate violation; provided, however, that the imposition of a civil penalty under the provisions of this municipal code shall not prevent the revocation of any permit or license or the taking of other punitive or remedial action where called for or permitted under the provisions of the municipal code or other applicable law. In any place in the municipal code the term "it shall be a misdemeanor" or "it shall be an offense" or "it shall be unlawful" or similar terms appears in the context of a penalty provision of this municipal code, it shall mean "it shall be a civil offense." Anytime the word "fine" or similar term appears in the context of a penalty provision of this municipal code, it shall mean "a civil penalty."¹

Each day any violation of the municipal code continues shall constitute a separate civil offense.

¹State law reference

²For authority to allow deferred payment of fines, or payment by installments, see Tennessee Code Annotated, § 40-24-101 et seq.

ORD-3

Section 6. Severability clause. Each section, subsection, paragraph, sentence, and clause of the municipal code, including the codes and ordinances adopted by reference, is hereby declared to be separable and severable. The invalidity of any section, subsection, paragraph, sentence, or clause in the municipal code shall not affect the validity of any other portion of said code, and only any portion declared to be invalid by a court of competent jurisdiction shall be deleted therefrom.

Section 7. Reproduction and amendment of code. The municipal code shall be reproduced in loose-leaf form. The board of mayor and aldermen, by motion or resolution, shall fix, and change from time to time as considered necessary, the prices to be charged for copies of the municipal code and revisions thereto. After adoption of the municipal code, each ordinance affecting the code shall be adopted as amending, adding, or deleting, by numbers, specific chapters or sections of said code. Periodically thereafter all affected pages of the municipal code shall be revised to reflect such amended, added, or deleted material and shall be distributed to city officers and employees having copies of said code and to other persons who have requested and paid for current revisions. Notes shall be inserted at the end of amended or new sections, referring to the numbers of ordinances making the amendments or adding the new provisions, and such references shall be cumulative if a section is amended more than once in order that the current copy of the municipal code will contain references to all ordinances responsible for current provisions. One copy of the municipal code as originally adopted and one copy of each amending ordinance thereafter adopted shall be furnished to the Municipal Technical Advisory Service immediately upon final passage and adoption.

Section 8. Construction of conflicting provisions. Where any provision of the municipal code is in conflict with any other provision in said code, the provision which establishes the higher standard for the promotion and protection of the public health, safety, and welfare shall prevail.

Section 9. Code available for public use. A copy of the municipal code shall be kept available in the recorder's office for public use and inspection at all reasonable times.

Section 10. Date of effect. This ordinance shall take effect from and after its final passage, the public welfare requiring it, and the municipal code, including all the codes and ordinances therein adopted by reference, shall be effective on and after that date.

ORD-4

Passed 1st reading, March 15, 2005.

Passed 2nd reading, May 16, 2005.

Wade Carleton
Mayor

Jimmy Spud
Recorder