

**THE
BLAINE
MUNICIPAL
CODE**

Prepared by the



Municipal Technical Advisory Service

In cooperation with the Tennessee Municipal League

February 2021

CITY OF BLAINE, TENNESSEE

MAYOR

Marvin Braden

VICE MAYOR

Darrell Williams

ALDERMEN

Gabe Black
Tyler Braden
James Copeland
Earl Dunn
Michael Fennell
Patsy McElhaney

RECORDER

Elizabeth White

CITY ATTORNEY

Shelly Wilson

PREFACE

The Blaine Municipal Code contains the codification and revision of the ordinances of the City of Blaine, 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 § 2-106.

By utilizing the table of contents, code index 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 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 the codes team: Kelley Myers and Nancy Gibson is gratefully acknowledged.

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

6-2-101. Publication. 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. [Acts 1991, ch. 154, § 1.]

6-2-102. Consideration and passage. An ordinance shall be considered and adopted on two (2) separate days; any other form of board action shall be considered and adopted in 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. [Acts 1991, ch. 154, § 1; Acts 1998, ch. 621, § 1.]

TABLE OF CONTENTS

	<u>PAGE</u>	
<u>INTRODUCTION</u>		
OFFICIALS OF THE CITY OR TOWN AT TIME OF CODIFICATION	ii	
PREFACE	iii	
ORDINANCE ADOPTION PROCEDURES PRESCRIBED BY THE CITY OR TOWN CHARTER	v	
<u>CHARTER</u>		
CHARTER TABLE OF CONTENTS	C-1	
TEXT OF CHARTER	C-4	
<u>CODE OF ORDINANCES</u>		
CODE-ADOPTING ORDINANCE	ORD-1	
TITLE 1. GENERAL ADMINISTRATION	1-1	
<u>CHAPTER</u>		
1. BOARD OF MAYOR AND ALDERMEN		1-1
2. CODE OF ETHICS		1-3
TITLE 2. BOARDS AND COMMISSIONS, ETC.	2-1	
RESERVED FOR FUTURE USE		
TITLE 3. MUNICIPAL COURT	3-1	
<u>CHAPTER</u>		
1. CITY JUDGE		3-1
2. COURT ADMINISTRATION		3-2
3. SUMMONSES AND SUBPOENAS		3-4
4. BONDS AND APPEALS		3-5
5. SEARCH AND SEIZURE		3-6
TITLE 4. MUNICIPAL PERSONNEL	4-1	
RESERVED FOR FUTURE USE		

	<u>PAGE</u>
TITLE 5. MUNICIPAL FINANCE AND TAXATION	5-1
CHAPTER	
1. DEBT POLICY	5-1
TITLE 6. LAW ENFORCEMENT	6-1
CHAPTER	
1. POLICE DEPARTMENT	6-1
TITLE 7. FIRE PROTECTION AND FIREWORKS	7-1
CHAPTER	
1. FIREWORKS	7-1
TITLE 8. ALCOHOLIC BEVERAGES	8-1
CHAPTER	
1. GENERAL	8-1
2. SALES OF BEER AND LIGHT ALCOHOLIC CONTENT BEVERAGES	8-9
3. SALE FOR CONSUMPTION ON-PREMISES: WINE, BEER, HIGH ALCOHOL CONTENT BEER, AND INTOXICATING LIQUOR	8-23
4. WINE SALES IN RETAIL FOOD STORES	8-23
TITLE 9. BUSINESS, PEDDLERS, SOLICITORS, ETC.	9-1
CHAPTER	
1. PEDDLERS, SOLICITORS, ETC.	9-1
2. ADULT-ORIENTED BUSINESSES	9-4
TITLE 10. ANIMAL CONTROL	10-1
RESERVED FOR FUTURE USE	
TITLE 11. MUNICIPAL OFFENSES	11-1
CHAPTER	
1. ALCOHOL	11-1
2. OFFENSES AGAINST THE PEACE AND QUIET ..	11-3
3. TRESPASSING AND INTERFERENCE WITH TRAFFIC	11-6

	<u>PAGE</u>
4. LITTERING	11-8
5. MISCELLANEOUS	11-10
TITLE 12. BUILDING, UTILITY, ETC. CODES	12-1
CHAPTER	
1. BUILDING CODE	12-1
2. PROPERTY MAINTENANCE CODE	12-3
TITLE 13. PROPERTY MAINTENANCE REGULATIONS	13-1
CHAPTER	
1. MISCELLANEOUS	13-1
2. SLUM CLEARANCE	13-5
3. JUNKYARDS	13-10
4. JUNKED MOTOR VEHICLES	13-11
TITLE 14. ZONING AND LAND USE CONTROL	14-1
CHAPTER	
1. MUNICIPAL PLANNING COMMISSION	14-1
2. ZONING ORDINANCE	14-2
3. SIGNS	14-3
4. FLOOD DAMAGE PREVENTION	14-4
TITLE 15. MOTOR VEHICLES, TRAFFIC AND PARKING	15-1
CHAPTER	
1. MISCELLANEOUS	15-1
2. TRUCK REGULATIONS	15-3
3. SPEED LIMITS	15-4
TITLE 16. STREETS AND SIDEWALKS, ETC.	16-1
CHAPTER	
1. MISCELLANEOUS	16-1
TITLE 17. REFUSE AND TRASH DISPOSAL	17-1
RESERVED FOR FUTURE USE	

	<u>PAGE</u>
TITLE 18. WATER AND SEWERS	18-1
CHAPTER	
1. SEWER USE	18-1
2. SEWER RATES, FEES AND CHARGES	18-22
TITLE 19. ELECTRICITY AND GAS	19-1
RESERVED FOR FUTURE USE	
TITLE 20. MISCELLANEOUS	20-1
CHAPTER	
1. UTILITIES POLICY	20-1
CERTIFICATE OF AUTHENTICITY	CERT-1