THE

HENDERSON

MUNICIPAL

CODE

Prepared by the

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

in cooperation with the

TENNESSEE MUNICIPAL LEAGUE

CITY OF HENDERSON, TENNESSEE

MAYOR

Robert (Bobby) King

ALDERMEN

Mark A. Barber Donna R. Butler Buel Maness Michael Phelps Jason Rhodes Keith W. Smith

RECORDER

Jim E. Garland

CITY ATTORNEY

Jerry Spore

PREFACE

The Henderson Municipal Code contains the codification and revision of the ordinances of the City of Henderson, 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.

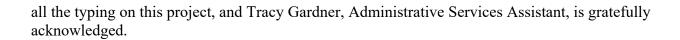
Following this preface is an outline of the ordinance adoption procedures, if any, prescribed by the city's charter.

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 8 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 Bobbie J. Sams, the MTAS Word Processing Specialist who did



Steve Lobertini Legal Consultant

ORDINANCE ADOPTION PROCEDURES PRESCRIBED BY THE CITY CHARTER

SECTION 9. Be it further enacted, That it shall be the duty of the Mayor to carefully examine all resolutions, ordinances and any other writings passed by the Board. Should any such resolution, ordinance or writing not meet with his approval, the same shall be returned at the next regular meeting of the Board with the objections thereto in writing. No action so vetoed shall go into effect unless the same be again passed by a majority of the entire Board. No ordinance shall become law unless the same shall have passed two readings by majority vote and been signed by the Mayor unless returned by veto at the next regular meeting. Both readings may be made at the same meeting by unanimous vote of the Board with no members absent or by readings at two regular consecutive meetings or at a special called meeting prior to the second consecutive regular meeting.

The Mayor may make temporary appointments to fill temporary vacancies, subject to the approval of the Board at its next regular meeting; he shall likewise have the power to make special deputation to increase temporarily the police force when in his judgment the good of the City requires it.

A special called meeting may be called by the Mayor, or by any three Aldermen, and he or they shall state to the Board in writing the purpose of such meeting, which, together with the action of the Board, shall be spread on the minutes of the regular minute book. The Mayor shall take care that all ordinances are duly enforced and observed, and perform other duties such as may by ordinance of the Board be required of him. [As replaced by Priv. Acts 2001, ch. 46, § 12]

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