

**THE
ELKTON
MUNICIPAL
CODE**

Prepared by the

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

in cooperation with the

TENNESSEE MUNICIPAL LEAGUE

June 1996

Change 5, November 11, 2010

CITY OF ELKTON, TENNESSEE

MAYOR

Carolyn Thompson

VICE MAYOR

Frances Neal

ALDERMEN

Bill Cary
Doug Turner
Roosevelt Whitfield
Barry Wilburn

RECORDER/CLERK

Margie Brooks

PREFACE

The Elkton Municipal Code contains the codification and revision of the ordinances of the City of Elkton, 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 reimburse MTAS for the actual costs of reproducing replacement pages for the code (no charge is made for the consultant's work, and reproduction costs are usually nominal).

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 Sandy Selvage, the MTAS Sr. Word Processing Specialist, and Bobbie J. Sams, Word Processing Specialist who did all the typing on this project, and Tracy Gardner, Administrative Services Assistant, is gratefully acknowledged.

Steve Lobertini
Codification Specialist

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

ARTICLE XII

ORDINANCES

SECTION 1. FORM. All City ordinances shall begin by an enacting clause as follows: BE IT ENACTED BY THE BOARD OF MAYOR AND ALDERMEN OF ELKTON, and shall, at the end of this ordinance, contain the provision: This ordinance shall take effect from and after its passage, the public welfare requiring it, otherwise the same shall not take effect until twenty (20) days after its passage, unless another date is fixed thereon.

SECTION 2. PASSAGE. All ordinances shall be read in open session of the Board on two different days before being placed on third and final reading, provided, however, any ordinance may be introduced, read twice, once in full and once by title, and passed on third and final reading by unanimous vote of all members of the Board at any meeting. In the event an ordinance is so passed, it will contain the following provision in the body thereof, immediately following the public welfare clause: "This ordinance was passed unanimously on three readings, on this the _____ day of _____, 19 _____, the public good and welfare demanding that its passage not be postponed."

SECTION 3. AMENDMENTS. All amendments to existing ordinances shall be in the form of new ordinances and shall be adopted in the same manner.

SECTION 4. PUBLICATION. The Board may, by resolution, direct that any ordinance pending before the Board, or under consideration by it, be published in some newspaper circulated within the City before taking final action thereon, and may, in like manner, direct the publication of any ordinances after its passage on third and final reading.