

**THE
GADSDEN
MUNICIPAL
CODE**

Prepared by the



Municipal Technical Advisory Service

In cooperation with the Tennessee Municipal League

February 2014

TOWN OF GADSDEN, TENNESSEE

MAYOR

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ALDERMEN

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PREFACE

The Gadsden Municipal Code contains the codification and revision of the ordinances of the Town of Gadsden, 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 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 the codes team: Kelley Myers, Linda Winstead, Sandy Selvedge and Nancy Gibson, is gratefully acknowledged.

Legal Consultants

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

That the Board of Mayor and Aldermen shall, in passing of all ordinances, observe the following:

Said ordinance shall be submitted and passed on two separate reading at regular or specially called meeting of the Board, the second reading to be not less than twenty-four (24) hours and not more than two (2) weeks from and after its first reading or introduction; and on each of said readings the ordinance or ordinances so submitted shall receive the affirmative vote of the majority of the Board and be signed by the Mayor before the same shall become effective; and the Mayor shall sign all ordinances which have received the affirmative vote of a majority of the Board, within twenty-four (24) hours from the time of the passage of the ordinance, and in the case of the inability of the Mayor to sign such said ordinances it shall become the duty of the Aldermen to designate someone to sign for him. When an ordinance is introduced it shall be the duty of the Recorder to note on said ordinance the name of the person introducing the same, the date of its first passage and the date of its final passage, and the date approved by the Mayor. Said ordinance shall be divided into appropriate sections, shall be in brief but intelligible form, and shall after passage, be recorded in a well-bound book, or printed upon durable paper, and a printed copy if ordered by the Board, and certified to by the Recorder shall be received in evidence of the provisions of such ordinance. (Gadsden Charter, sec. 7)