

TITLE 13

PROPERTY MAINTENANCE REGULATIONS¹

CHAPTER

1. MISCELLANEOUS.
2. JUNKYARDS.

CHAPTER 1

MISCELLANEOUS

SECTION

- 13-101. Health officer.
- 13-102. Smoke, soot, cinders, etc.
- 13-103. Weeds and unlawful accumulations of trash, etc.
- 13-104. Dead animals.
- 13-105. Health and sanitation nuisances.

13-101. Health officer. The "health officer" shall be such city, county, or state officer as the city manager shall appoint or designate to administer and enforce health and sanitation regulations within the city. (1979 Code, § 8-101)

13-102. Smoke, soot, cinders, etc. It shall be unlawful for any person to permit or cause the escape of such quantities of dense smoke, soot, cinders, noxious acids, fumes, dust, or gases as to be detrimental to or to endanger the health, comfort, and safety of the public or so as to cause or have a tendency to cause injury or damage to property or business. (1979 Code, § 8-104)

13-103. Weeds and unlawful accumulations of trash, etc. It shall be unlawful for any owner of lots or tracts of land in the City of Pigeon Forge to allow weeds, brush, grass, or undergrowth to grow, stand, pile up, accumulate, or remain on premises in such manner as to constitute a fire hazard or a menace to the public health.

It shall be unlawful to allow cans, trash, junk, scraps, and other such matter to accumulate or remain on lands in such manner as to become or be a harborage or breeding grounds for mosquitoes, flies, rats, mice, or insects.

The chief of the volunteer fire department shall have authority to declare any such condition a hazard or menace. He shall certify to the city commission

¹Municipal code references

Animal control: title 10.

Littering streets, etc.: § 16-107.

that such condition does exist and shall identify the lot, lots, or tract of land in question.

The city commission may, after receiving said certification by the fire chief, send a notice to the owner of the property that the condition must be corrected within ten (10) days. The notice shall be mailed to the last known address of the owner as shown in the realty tax record of the city, or, if no other address of the owner is shown on the tax record, a letter shall be mailed to said owner at "General Delivery," Pigeon Forge, Tennessee, or the city commission may give notice by having a printed notice posted on the premises.

In the event the condition has not been corrected on or before ten (10) days after notification, the city commission shall be empowered to have the street superintendent effect correction of the condition that is in violation of this chapter. The superintendent shall submit to the city recorder an estimate of the cost.

The city recorder shall add the cost estimate submitted by the street superintendent plus a fee of ten dollars (\$10.00) to the realty tax of the land owner and this cost and fee, in like manner as the realty tax, shall become and be a lien upon the property, collectible in the same manner and due at the same time as the realty tax for the year in which said cost and fee was assessed. (1979 Code, § 8-105)

13-104. Dead animals. Any person owning or having possession of any dead animal not intended for use as food shall promptly bury the same or notify the health officer and dispose of such animal in such manner as the health officer shall direct. (1979 Code, § 8-106)

13-105. Health and sanitation nuisances. It shall be unlawful for any person to permit any premises owned, occupied, or controlled by him to become or remain in a filthy condition, or permit the use or occupation of same in such a manner as to create noxious or offensive smells and odors in connection therewith, or to allow the accumulation or creation of unwholesome and offensive matter or the breeding of flies, rodents, or other vermin on the premises to the menace of the public health or the annoyance of people residing within the vicinity. (1979 Code, § 8-107)

CHAPTER 2**JUNKYARDS****SECTION**

13-201. Junkyards.

13-201. Junkyards.¹ All junkyards within the corporate limits shall be operated and maintained subject to the following regulations:

(1) All junk stored or kept in such yards shall be so kept that it will not catch and hold water in which mosquitoes may breed and so that it will not constitute a place or places in which rats, mice, or other vermin may be harbored, reared, or propagated.

(2) All such junkyards shall be enclosed within close fitting plank or metal solid fences touching the ground on the bottom and being not less than six (6) feet in height, such fence to be built so that it will be impossible for stray cats and/or stray dogs to have access to such junkyards.

(3) Such yards shall be so maintained as to be in a sanitary condition and so as not to be a menace to the public health or safety. (1979 Code, § 8-108)

¹State law reference

The provisions of this section were taken substantially from the Bristol ordinance upheld by the Tennessee Court of Appeals as being a reasonable and valid exercise of the police power in the case of Hagaman v. Slaughter, 49 Tenn. App. 338, 354 S.W.2d 818 (1961).