

**THE
WAVERLY
MUNICIPAL
CODE**

Prepared by the

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

in cooperation with the

TENNESSEE MUNICIPAL LEAGUE

October 1994

Change 10, July 11, 2011

CITY OF WAVERLY, TENNESSEE

MAYOR

David M. Vaughn

VICE MAYOR

Michael D. Goodman

ALDERMEN

Daniel T. Collier
Philip M. Fowlkes
Thomasine Hill
Minnie Lou Warren
Robert Lee (Bob) Wheeler

RECORDER

Sarah A. Tinnell

CITY MANAGER

Buddy Frazier

CITY ATTORNEY

John Lee Williams

Preface

The Waverly Municipal Code contains the codification and revision of the ordinances of the City of Waverly, 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, who did all the typing on this project, and Mrs. Tracy Gardner, Administrative Services Assistant, is gratefully acknowledged.

Steve Lobertini
Codification Specialist

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

Section 14. Be it further enacted, That all Ordinances shall begin an enacting clause as follows: "Be it Ordained by the Board of Mayor and Aldermen of the City of Waverly," and shall at the end of each Act contain the provisions that "This Ordinance shall take effect from and after its passage, the welfare of the City requiring it," otherwise it shall not take effect until thirty days after its passage.

The Board of Mayor and Aldermen shall insure that all ordinances are available for public inspection at City Hall at any reasonable time.

Section 31. Be it further enacted, That it shall be the duty of the Mayor to preside at the Meetings of the Board; to carefully examine the bills and Ordinances passed, and should any of them, in whole or in part not meet with his approval, he shall return them to the next regular meeting of the Board of Mayor and Aldermen with his objections in writing, either to the whole or any part of such bills or Ordinances, and no bill nor Ordinance, in whole or in part, so vetoed by the Mayor shall go into effect unless same be passed by two-thirds vote of the whole number of the members of the Board of Mayor and Aldermen. The Mayor may veto part and approve part of any bill or Ordinance, and that part he approves shall go into effect at once, but the part vetoed shall not go into effect unless passed by two-thirds vote, as above provided. No bill or Ordinance shall become a law without first having been read and passed at two separate meetings by a majority of said Board of Aldermen, and not until said bill or Ordinance shall have been signed by the Mayor, or without his signature, as provided in this Act. The role of members shall be called and the vote of each member voting shall be recorded in the passage of all bills and ordinances on each reading. If the Mayor fails to return any bill or Ordinance at the next regular meeting after its passage, he shall be deemed to have approved same, and it shall become a law without further action. . . .