

**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

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Change 3
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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

all the typing on this project, and Tracy Gardner, Administrative Services Assistant, is gratefully acknowledged.

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]

TABLE OF CONTENTS

PAGE

INTRODUCTION

OFFICIALS OF THE CITY AT TIME OF CODIFICATION	ii
PREFACE	iii
ORDINANCE ADOPTION PROCEDURES PRESCRIBED BY THE CITY CHARTER	v

CHARTER

CHARTER TABLE OF CONTENTS	C-1
TEXT OF CHARTER	C-1

CODE OF ORDINANCES

CODE-ADOPTING ORDINANCE	ORD-1
TITLE 1. GENERAL ADMINISTRATION	1-1
CHAPTER	
1. BOARD OF MAYOR AND ALDERMEN	1-1
2. MAYOR	1-3
3. RECORDER	1-4
TITLE 2. BOARDS AND COMMISSIONS, ETC.	2-1
RESERVED FOR FUTURE USE	
TITLE 3. MUNICIPAL COURT	3-1
CHAPTER	
1. CITY JUDGE	3-1
2. COURT ADMINISTRATION	3-2
3. WARRANTS, SUMMONSES AND SUBPOENAS	3-4
4. BONDS AND APPEALS	3-5

	<u>PAGE</u>
TITLE 4. MUNICIPAL PERSONNEL	4-1
CHAPTER	
1. SOCIAL SECURITY	4-1
2. MISCELLANEOUS REGULATIONS-- CITY PERSONNEL	4-3
3. SUBSTANCE ABUSE PROGRAM	4-25
4. OCCUPATIONAL SAFETY AND HEALTH PROGRAM	4-30
5. TRAVEL REIMBURSEMENT REGULATIONS	4-33
6. CODE OF ETHICS	4-38
TITLE 5. MUNICIPAL FINANCE AND TAXATION	5-1
CHAPTER	
1. MISCELLANEOUS	5-1
2. REAL PROPERTY TAXES	5-2
3. PRIVILEGE TAXES	5-3
4. WHOLESALE BEER TAX	5-4
5. PURCHASING	5-5
TITLE 6. LAW ENFORCEMENT	6-1
CHAPTER	
1. POLICE AND ARREST	6-1
2. WORKHOUSE	6-3
TITLE 7. FIRE PROTECTION AND FIREWORKS	7-1
CHAPTER	
1. MISCELLANEOUS	7-1
2. FIRE CODE	7-4
3. FIRE DEPARTMENT	7-7
4. FIRE SERVICE OUTSIDE CITY LIMITS	7-9
5. FIREWORKS	7-11
TITLE 8. ALCOHOLIC BEVERAGES	8-1
CHAPTER	
1. PACKAGE LIQUOR STORES	8-1
2. BEER	8-6
3. BROWN-BAGGING	8-12

	<u>PAGE</u>
TITLE 9. BUSINESS, PEDDLERS, SOLICITORS, ETC.	9-1
CHAPTER	
1. MISCELLANEOUS	9-1
2. PEDDLERS, ETC.	9-3
3. CHARITABLE SOLICITORS	9-7
4. CABLE TELEVISION	9-8
5. SEXUALLY ORIENTED BUSINESSES	9-9
 TITLE 10. ANIMAL CONTROL	 10-1
CHAPTER	
1. IN GENERAL	10-1
2. DOGS	10-3
3. HONEY BEES	10-5
 TITLE 11. MUNICIPAL OFFENSES	 11-1
CHAPTER	
1. ALCOHOL	11-1
2. OFFENSES AGAINST THE PERSON.	11-3
3. OFFENSES AGAINST THE PEACE AND QUIET	11-4
4. INTERFERENCE WITH PUBLIC OPERATIONS AND PERSONNEL	11-7
5. FIREARMS, WEAPONS AND MISSILES	11-8
6. TRESPASSING, MALICIOUS MISCHIEF AND INTERFERENCE WITH TRAFFIC	11-9
7. MISCELLANEOUS	11-10
8. SKATEBOARDING, ROLLERSKATING PROHIBITED IN CERTAIN DESIGNATED AREAS	11-11
 TITLE 12. BUILDING, UTILITY, ETC. CODES	 12-1
CHAPTER	
1. GENERAL	12-1
2. TRADE LICENSES	12-2
3. BUILDING CODE	12-3
4. EXISTING BUILDING CODE	12-5
5. PLUMBING CODE	12-7
6. FUEL GAS CODE	12-9
7. MECHANICAL CODE	12-11
8. RESIDENTIAL CODE	12-13

PAGE

9.	ENERGY CONSERVATION CODE	12-16
10.	PROPERTY MAINTENANCE/HOUSING CODE ...	12-18
11.	ELECTRIC CODE	12-20
12.	RESERVED FOR FUTURE USE	12-18
13.	UNSAFE BUILDING CODE	12-22
14.	ACCESSIBILITY CODE	12-23
15.	DILAPIDATED DWELLING CODE	12-24
16.	FAIR HOUSING PLAN	12-29
17.	NOISE ABATEMENT CODE	12-32
18.	FLOODPLAIN MANAGEMENT CODE	12-33
19.	PROSCENIUM CURTAINS CODE	12-34
20.	AMUSEMENT DEVICE CODE	12-35

TITLE 13. PROPERTY MAINTENANCE REGULATIONS 13-1

CHAPTER

1.	MISCELLANEOUS	13-1
2.	JUNKYARDS	13-4
3.	ABANDONED OR NONOPERATING VEHICLES ..	13-5

TITLE 14. ZONING AND LAND USE CONTROL 14-1

CHAPTER

1.	MUNICIPAL PLANNING COMMISSION	14-1
2.	ZONING ORDINANCE	14-2

TITLE 15. MOTOR VEHICLES, TRAFFIC AND PARKING 15-1

CHAPTER

1.	MISCELLANEOUS	15-1
2.	EMERGENCY VEHICLES	15-9
3.	SPEED LIMITS	15-11
4.	TURNING MOVEMENTS	15-12
5.	STOPPING AND YIELDING	15-13
6.	PARKING	15-17
7.	ENFORCEMENT	15-19

TITLE 16. STREETS AND SIDEWALKS, ETC. 16-1

CHAPTER

1.	MISCELLANEOUS	16-1
2.	EXCAVATIONS	16-9

	<u>PAGE</u>
TITLE 17. REFUSE AND TRASH DISPOSAL	17-1
CHAPTER	
1. REFUSE	17-1
TITLE 18. WATER AND SEWERS	18-1
CHAPTER	
1. WATER AND SEWERS	18-1
2. GENERAL WASTEWATER REGULATIONS	18-18
3. INDUSTRIAL/COMMERCIAL WASTEWATER REGULATIONS	18-41
4. SEWAGE AND HUMAN EXCRETA DISPOSAL ...	18-63
5. CROSS-CONNECTIONS, AUXILIARY INTAKES, ETC	18-67
6. GREASE REMOVAL AND GREASE INTERCEPTOR REQUIREMENTS	18-71
TITLE 19. ELECTRICITY AND GAS	19-1
CHAPTER	
1. ELECTRICITY	19-1
2. GAS	19-2
TITLE 20. MISCELLANEOUS	20-1
CHAPTER	
1. CIVIL EMERGENCIES	20-1
2. JOINT CIVIL DEFENSE ORGANIZATION	20-4
CERTIFICATE OF AUTHENTICITY	CERT-1