

## TITLE 2

### BOARDS AND COMMISSIONS, ETC.

#### CHAPTER

1. CENTRAL BUSINESS IMPROVEMENT DISTRICT.
2. BOARD OF EDUCATION.

#### CHAPTER 1

### CENTRAL BUSINESS IMPROVEMENT DISTRICT<sup>1</sup>

#### SECTION

- 2-101. Created.
- 2-102. Purpose; costs.
- 2-103. Board of assessment commissioners.

**2-101. Created.** Pursuant to the powers granted by Tennessee Code Annotated, title 7, chapter 84, article 7, there is hereby created the Johnson City Downtown Centre Central Business Improvement District to contain and include all of the properties within the area herein described:

Beginning at a point in the northerly right-of-way of East Market Street as it intersects with the common property line of the City of Johnson City and the John Sevier Center; thence north 30 degrees 29 minutes west along the common line of the City of Johnson City and the John Sevier Center a distance of 227.50 feet to a point; thence south 63 degrees 05 minutes west a distance of 53.10 feet to a point; thence south 78 degrees 37 minutes west a distance of 36.8 feet to a point; thence north 29 degrees 48 minutes west a distance of 21.6 feet to a point in the easterly right-of-way line of the downtown loop; thence along the easterly right-of-way line of the downtown loop the following three (3) calls and distances: South 18 degrees 54 minutes west a distance of 132.45 feet to a point; south 15 degrees 26 minutes west a distance of 74.23 feet to a point; and south 12 degrees 50 minutes west a distance of 82.25 feet to a point; thence along a curve to the left, having a radius of 40.0 feet and an arc distance of 92.73 feet to a point, said point being in the northerly right-of-way line of East Market Street; thence along the northerly right-of-way line of East Market Street, north 60 degrees 00 minutes east a distance of 266.43 feet to the point of beginning. (1985 Code, § 2-170)

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<sup>1</sup>State law reference

Central business improvement districts: Tennessee Code Annotated, § 7-84-101, et seq.

**2-102. Purpose; costs.** The purpose of the Johnson City Downtown Centre Central Business Improvement District shall be to foster and encourage development of the downtown centre as a complete and viable commercial enterprise through development of the first floor area, or through vertical expansion of the centre for commercial purposes, or both. Since construction and other costs for the development are not to be financed from an assessment upon the property included within the improvement district, no employment of architects or engineers or levying of any special assessment is authorized by this chapter. Therefore, there shall be no allocation of costs to municipal revenues, nor shall there be any collection process enumerated within this chapter. (1985 Code, § 2-171)

**2-103. Board of assessment commissioners.** A board of assessment commissioners shall be appointed as required, unless it is otherwise determined that the absence of any assessment precludes this requirement.<sup>1</sup> (1985 Code, § 2-172)

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<sup>1</sup>State law reference

Board of assessment commissioners: Tennessee Code Annotated, § 7-84-303.

## CHAPTER 2

### BOARD OF EDUCATION<sup>1</sup>

#### SECTION

- 2-201. Violations.
- 2-202. City judge to determine cases.
- 2-203. Oath of office.
- 2-204. Powers and duties generally.
- 2-205. School attendance--generally.
- 2-206. School attendance--when parents, etc., excused.
- 2-207. Certain needy children to be reported to charity.
- 2-208. False statements as to age of children, etc., by parents, etc.

**2-201. Violations.** Any penalty imposed for a violation of this chapter may be suspended and finally remitted by the court trying the case, if the child in question is immediately placed in regular attendance in some school and if such fact or regular attendance is subsequently proved to the satisfaction of such court by a certificate from the principal of such school. (1985 Code, § 2-189)

**2-202. City judge to determine cases.** The city judge shall be vested with power to determine all cases coming within the provisions of this chapter. (1985 Code, § 2-190)

**2-203. Oath of office.** Each member of the board of education, upon his induction into office, shall take the following oath before the recorder:

"I do solemnly swear that I will use my best endeavors to carry out the laws and regulations governing the public schools of the City of Johnson City, and will perform my duties as a member of the board of education to the best of my ability, so help me God."  
(1985 Code, § 2-191)

**2-204. Powers and duties generally.** The board of education and officers thereof shall perform such duties and exercise such powers as are now, or may be hereafter, imposed and conferred upon them by the laws of the state,

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<sup>1</sup>Charter references

City bonds: art. XV.

Departments: art. XVIII.

Department of education: art. XXIII.

Recorder as custodian of public school funds: § 58.

this code and the resolutions and other ordinances of the board of commissioners.<sup>1</sup> (1985 Code, § 2-192)

**2-205. School attendance--generally.** Every parent, guardian or other person in the city having charge or control of any child between the ages of seven (7) and sixteen (16) years shall cause such child to be enrolled and attend some school, public, private or parochial, for the entire school term in each year in the city; provided, that the phrase "school term" in this section shall be a period not exceeding nine (9) school months or one hundred eighty (180) school days; provided, further, that any child during that period may be excused temporarily from complying with the provisions of this section in whole or in part if it is shown to the local board of education:

1. That such parent, guardian or other person having charge or control of such child is not able, through extreme destitution, to provide clothing for such child;

2. That such child is mentally or physically incapacitated to attend school for the whole period or any part thereof; or

3. That such child has completed the eighth grade of the elementary school and holds a certificate of promotion to the high school.<sup>2</sup> (1985 Code, § 2-193)

**2-206. School attendance--when parents, etc., excused.** If any parent, guardian or other person having charge or control of any child embraced within the provisions of this chapter proves in defense that he is unable to compel the child under his control to attend school, he may thereupon be discharged from liability; and such child shall be proceeded against as a delinquent child under the statutes governing such cases.<sup>3</sup> (1985 Code, § 2-194)

**2-207. Certain needy children to be reported to charity.** If it is ascertained by the local board of education that any child who is required under

<sup>1</sup>Charter reference

Powers of board of education generally: § 116.

<sup>2</sup>State law references

Children excused from compulsory attendance: Tennessee Code Annotated, § 49-6-3005.

School attendance and truancy reports: Tennessee Code Annotated, § 49-6-3007.

School term: Tennessee Code Annotated, § 49-6-3004.

<sup>3</sup>State law reference

Report of truant child to judge having juvenile jurisdiction: Tennessee Code Annotated, § 49-6-3007.

the provisions of this chapter to attend school is unable to do so on account of lack of clothing or food, such cases shall be reported to the appropriate agency for investigation and relief. (1985 Code, § 2-195)

**2-208. False statements as to age of children, etc., by parents, etc.**

No parent, guardian or other person having charge or control of any child embraced within the provisions of this chapter shall make a false statement concerning the age of such child or the time that such child has attended school. (1985 Code, § 2-196)