

**THE
McEWEN
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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CITY OF McEWEN, TENNESSEE

MAYOR

Clyde Adams

ALDERMEN

John Ethridge

Theresa Graham

Basel Hooper

Thomas R. Parchman

Anthony D. Ross

RECORDER

Jane Sparks

PREFACE

The McEwen Municipal Code contains the codification and revision of the ordinances of the City of McEwen, 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 Tracy G. Gardner, Administrative Services Assistant, is gratefully acknowledged.

Steve Lobertini
Codification Specialist

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

Section 7(a). Any Bill, Ordinance, or Resolution shall only be required to be read, considered and adopted on one (1) reading and notwithstanding any other provisions to the contrary any such Bill, Resolution or Ordinance may be finally adopted on such reading when it shall have received an affirmative vote of not less than three (3) Aldermen or if the Aldermen be evenly divided the vote of two (2) Aldermen and the Mayor in the event of tie. A pass vote by any Alderman shall be considered a negative vote on the proposition thus being made.

(b) Any Bill, Ordinance or Resolution that has been introduced may be finally adopted on the same day and at the same meeting at which it shall have been introduced.

(c) Any Bill, Resolution or Ordinance finally adopted by the Board of Mayor and Aldermen before the same shall become effective shall be signed by the Mayor who shall either approve or disapprove the same within five (5) days, after the final action of the Board of Mayor and Aldermen. If the Mayor shall withhold approval or disapproval for more than such five (5) days, exclusive of Sundays and holidays, the Bill, Resolution or Ordinance shall become effective without the signature of the Mayor. In the event the Mayor shall return the Bill, Resolution or Ordinance disapproved then the Mayor shall state the reasons for such veto or disapproval. The Board of Aldermen may then consider such vetoed or disapproved Bill, Resolution, or Ordinance at its next regular or special meeting and may adopt such Bill, Resolution or Ordinance notwithstanding the veto of the Mayor provided the measure shall received at least four (4) affirmative votes of the Aldermen.

(d) No Bill, Resolution or Ordinance shall again be considered at the same or any adjourned meeting at which the same shall have been rejected.

(e) Upon all votes for the adoption or rejection of all Bills, Resolutions or Ordinances the vote shall be taken by ayes and nays and the names of those members of the Board of Mayor and Aldermen voting for and against the same shall be entered upon the minutes of the meeting.

(f) All Bills and Ordinances of the City of McEwen, Tennessee shall begin with the following enacting clause: "Be it enacted and ordained by the Board of Mayor and Aldermen of the City of McEwen, Tennessee" and all Resolutions shall begin with the following resolving clause: "Be it resolved by the Board of Mayor and Aldermen of the City of McEwen, Tennessee" and all such Bills, Ordinances, and Resolutions shall take effect from and after thirty (30) days from the date of their respective passages unless the Board of Mayor and Aldermen shall in such Bill, Ordinance or Resolution determine that the same shall take effect sooner.