

**THE
NIOTA
MUNICIPAL
CODE**

Prepared by the



Municipal Technical Advisory Service

In cooperation with the Tennessee Municipal League

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Change 1
April 10, 2023

CITY OF NIOTA, TENNESSEE

MAYOR

Lois Preece

VICE MAYOR

Allen Watkins

COMMISSIONERS

Todd Baker
Renee Brakebill
David Dilbeck

RECORDER

Jeannie Anderson

CITY ATTORNEY

Charles Pope

PREFACE¹

The Niota Municipal Code contains the codification and revision of the ordinances of the City of Niota, 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 § 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 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 7 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.

¹Whenever in this municipal code of ordinances masculine pronouns are used, the feminine is included.

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 the codes team: Kelley Myers and Nancy Gibson is gratefully acknowledged.

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

Section 12. Procedure for adopting ordinances. All ordinances shall begin with the clause, "Be it ordained by the Mayor and Board of Commissioners of the City of Niota, Tennessee." An ordinance may be introduced by the Mayor or any of the five (5) Commissioners. The body of ordinances may be omitted from the minutes on first passage, but reference therein shall be made to the ordinance by title and subject matter. Every ordinance shall be passed on two (2) different days, at regular, special or adjourned meetings, with at least one (1) passage occurring at a regular meeting. Copies of the text of every ordinance must be made available to the public during every meeting in which the ordinance is subject to passage. Every ordinance must receive at least, a majority vote on each passage as defined in Section 10 of this Article. Every ordinance shall be effective upon final passage unless by its terms the effective date is deferred. Every ordinance upon final passage shall be signed by the Mayor, and shall be immediately taken charge of by the Recorder and numbered, copied in an ordinance book and there authenticated by the signature of the Recorder, and filed and preserved in the Recorder's office.

TABLE OF CONTENTS

	<u>PAGE</u>
<u>INTRODUCTION</u>	
OFFICIALS OF THE CITY OR TOWN AT TIME OF CODIFICATION .	ii
PREFACE	iii
ORDINANCE ADOPTION PROCEDURES PRESCRIBED BY THE CITY OR TOWN CHARTER	v
<u>CHARTER</u>	
CHARTER TABLE OF CONTENTS	C-1
TEXT OF CHARTER	C-6
<u>CODE OF ORDINANCES</u>	
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
4. CODE OF ETHICS	1-5
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	3-3
3. SUMMONSES AND SUBPOENAS	3-5
4. BONDS AND APPEALS	3-6

	<u>PAGE</u>
TITLE 4. MUNICIPAL PERSONNEL	4-1
CHAPTER	
1. OCCUPATIONAL SAFETY AND HEALTH PROGRAM PLAN	4-1
2. PERSONNEL REGULATIONS	4-2
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 POLICY AND PROCEDURES	5-5
6. UNCLAIMED PROPERTY	5-18
TITLE 6. LAW ENFORCEMENT	6-1
CHAPTER	
1. POLICE AND ARREST.	6-1
TITLE 7. FIRE PROTECTION AND FIREWORKS	7-1
CHAPTER	
1. VOLUNTEER FIRE DEPARTMENT	7-1
2. FIRE SERVICE OUTSIDE CITY LIMITS	7-4
TITLE 8. ALCOHOLIC BEVERAGES	8-1
CHAPTER	
1. INTOXICATING LIQUORS	8-1
2. BEER	8-3
TITLE 9. BUSINESS, PEDDLERS, SOLICITORS, ETC.	9-1
CHAPTER	
1. PEDDLERS, ETC.	9-1
TITLE 10. ANIMAL CONTROL	10-1
CHAPTER	
1. IN GENERAL.	10-1
2. DOGS AND CATS	10-3

	<u>PAGE</u>
TITLE 11. MUNICIPAL OFFENSES	11-1
CHAPTER	
1. ALCOHOL	11-1
2. OFFENSES AGAINST THE PEACE AND QUIET ..	11-3
3. INTERFERENCE WITH PUBLIC OPERATIONS AND PERSONNEL	11-6
4. FIREARMS, WEAPONS AND MISSILES	11-7
5. TRESPASSING AND INTERFERENCE WITH TRAFFIC	11-8
6. LITTERING	11-9
7. MISCELLANEOUS	11-11
TITLE 12. BUILDING, UTILITY, ETC. CODES	12-1
CHAPTER	
1. BUILDING CODE	12-1
2. PLUMBING CODE	12-3
3. FUEL GAS CODE	12-5
4. RESIDENTIAL CODE	12-10
5. ENERGY CONSERVATION CODE	12-12
6. MECHANICAL CODE	12-14
7. PROPERTY MAINTENANCE CODE	12-16
8. EXISTING BUILDING CODE	12-18
9. SWIMMING POOL AND SPA CODE	12-19
10. ACCESSIBILITY CODE	12-20
11. OFFICE OF ADMINISTRATIVE HEARING OFFICER	12-21
TITLE 13. PROPERTY MAINTENANCE REGULATIONS	13-1
CHAPTER	
1. MISCELLANEOUS	13-1
2. SLUM CLEARANCE	13-5
3. JUNKYARDS	13-10
4. JUNKED MOTOR VEHICLES	13-13
TITLE 14. ZONING AND LAND USE CONTROL	14-1
CHAPTER	
1. MUNICIPAL PLANNING COMMISSION	14-1
2. ZONING ORDINANCE	14-3
3. FLOOD DAMAGE PREVENTION ORDINANCE ..	14-4
4. MOBILE HOME PARKS	14-27

	<u>PAGE</u>
TITLE 15. MOTOR VEHICLES, TRAFFIC AND PARKING	15-1
CHAPTER	
1. MISCELLANEOUS	15-1
2. EMERGENCY VEHICLES	15-11
3. SPEED LIMITS	15-13
4. TURNING MOVEMENTS.	15-14
5. STOPPING AND YIELDING	15-15
6. PARKING.	15-19
7. ENFORCEMENT.	15-21
8. GOLF CARTS AND LOW SPEED VEHICLES	15-23
TITLE 16. STREETS AND SIDEWALKS, ETC.	16-1
CHAPTER	
1. MISCELLANEOUS	16-1
2. EXCAVATIONS	16-4
TITLE 17. REFUSE AND TRASH DISPOSAL	17-1
CHAPTER	
1. REFUSE	17-1
TITLE 18. WATER AND SEWERS	18-1
CHAPTER	
1. WATER AND SEWER SYSTEM ADMINISTRATION.	18-1
2. GENERAL WASTEWATER REGULATIONS	18-19
3. INDUSTRIAL/COMMERCIAL WASTEWATER REGULATIONS.	18-43
4. CROSS-CONNECTIONS, AUXILIARY INTAKES, ETC.	8-73
TITLE 19. ELECTRICITY AND GAS	19-1
CHAPTER	
1. ELECTRICITY	19-1
2. GAS.	19-2
TITLE 20. MISCELLANEOUS	20-1
RESERVED FOR FUTURE USE	
CERTIFICATE OF AUTHENTICITY.	CERT-1