

ORDINANCE NO. 223

AN ORDINANCE AMENDING MOUNT CARMEL MUNICIPAL CODE TITLE 14, "PLANNING AND ZONING", CHAPTER 1 "MUNICIPAL PLANNING COMMISSION".

WHEREAS, the Town of Mount Carmel, Tennessee Municipal Planning Commission has experienced problems of late in having a quorum for the purpose of conducting business; and

WHEREAS, the Town of Mount Carmel, Tennessee Municipal Planning Commission has recommending a decrease in the number of its members; and

WHEREAS, the Mayor does not object to appointing one fewer member to the Municipal Planning Commission; and

WHEREAS, the public health and welfare of the citizens of the Town of Mount Carmel, Tennessee, require it;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN of the Town of Mount Carmel, Tennessee, as follows:

SECTION I. That the Mount Carmel, Tennessee, Municipal Code section 14-101 "Creation and Membership" shall be deleted in its entirety and in its place the following section substituted:

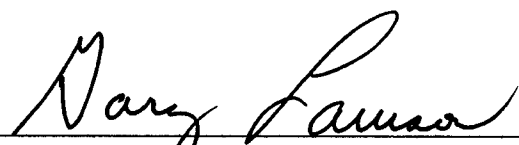
14-101. Creation and membership. Pursuant to the provisions of Tennessee Code Annotated, section 13-4-101 there is hereby created a municipal planning commission, hereinafter referred to as the planning commission. The planning commission shall consist of nine (9) members; two (2) of these shall be the mayor and another member of the board of mayor and aldermen selected by the Board of Mayor and Aldermen; the other seven (7) members shall be appointed by the Mayor. All members of the planning commission shall serve as such without compensation. Except for the initial appointments, the terms of the seven (7) members appointed by the Mayor shall be for three (3) years each. The three (3) members first appointed shall be appointed for terms of and three (3) years each. The initial membership shall be for one (1) year and three (3) for two (2) years and three for three (3) years so that the terms of two (2) members expire each year. The terms of the Mayor and the member selected by the Board of Mayor and Aldermen shall run concurrently their terms of office. Any vacancy in an appointive membership shall be filled for the unexpired term by the Mayor, who shall also have the authority to remove any appointive member at his will and pleasure. (2000 Code, sec. 14-101)

SECTION II. LEGAL STATUS PROVISIONS.

A. Conflict With Other Ordinances. In case of conflict between this ordinance or any part thereof, and the whole or part of any existing or future ordinance of the Town of Mount Carmel, the most restrictive shall in all cases apply.

B. Validity. If any section, clause, provision or portion of this ordinance shall be held to be in doubt or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, provision, or portion of this ordinance which is not of itself invalid or unconstitutional.

C. Effective Date. This ordinance shall become effective upon passage, the public welfare requiring it.


GARY LAWSON, Mayor

ATTEST:

Nancy Carter
NANCY CARTER, Recorder

APPROVED AS TO FORM:

Michael A. Faulk
LAW OFFICES OF MICHAEL A. FAULK

NOTICE OF PUBLIC HEARING PUBLISHED ON: 9/2/2001
NAME OF PUBLICATION: Kingsport Times
PUBLIC HEARING HELD ON: 9-27-01

FIRST READING	AYES	NAYS	OTHER
PAUL HALE	✓		
HENRY BAILEY	✓		
EUGENE CHRISTIAN	✓		
GEORGE PIERCE	✓		
GARY LAWSON, MAYOR	—		
THOMAS WHEELER	✓		
WANDA WORLEY	absent		
TOTALS			

PASSED FIRST READING: 8-23-2001

SECOND READING	AYES	NAYS	OTHER
PAUL HALE	✓		
HENRY BAILEY	✓		
EUGENE CHRISTIAN	absent		
GEORGE PIERCE	✓		
GARY LAWSON, MAYOR	—		
THOMAS WHEELER	✓		
WANDA WORLEY	absent		
TOTALS			

PASSED SECOND READING: 9-27-01

PUBLISHED ON:

DATE: 10-4-01
NEWSPAPER: Kingsport Times

KINGSPORT TIMES-NEWS

PUBLICATION CERTIFICATE

Kingsport, TN

October 10, 2001

This is to certify that the Legal Notice hereto attached was published in the Kingsport Times-News, a daily newspaper published in the City of Kingsport, County of Sullivan, State of Tennessee, beginning in the issue of 10-5-01, and appearing 1 consecutive weeks/times, as per order of _____

Town of Mt. Carmel

Signed

Loren C. Mulberry

ORDINANCES Passed by
the Town of Mt. Carmel
and Date Passed.

Ordinance 223, amending
Mt. Carmel Municipal
Code Title 14, "Planning
and zoning" chapter 41,
Municipal planning com-
mission" creation and
membership, passed
9/27/01

Ordinance 224, amending
Mt. Carmel Municipal
Code, Title 14, "Planning
and Zoning " Chapter 4,
"Definitions" setbacks
passed 9/27/01

Ordinance 225, streets &
sidewalks MCC-16-102,
passed 9/27/01

Ordinance 226, personnel
policies and procedure
manual passed 9/27/01

Pub. 11: 10/04/01

STATE OF TENNESSEE, SULLIVAN COUNTY, TO-WIT:

Personally appeared before me this 10th day of October
2001, Loren C. Mulberry
of the Kingsport Times-News and in due form of law made oath that the foregoing
statement was true to the best of my knowledge and belief.

Loren C. Mulberry
NOTARY PUBLIC

My commission expires

February 2, 2003

KINGSPORT TIMES-NEWS

PUBLICATION CERTIFICATE

Kingsport, TN September 10, 2001

This is to certify that the Legal Notice hereto attached was published in the Kingsport Times-News, a daily newspaper published in the City of Kingsport, County of Sullivan, State of Tennessee, beginning in the issue of 9-2-01, and appearing 1 consecutive weeks (times) as per order of

Town of Mt. Carmel

Signed Nancy R. Williams

THE MOUNT CARMEL BOARD OF MAYOR and ALDERMEN will have a public hearing on September 27, 2001 at 7:00 p.m. at Mt. Carmel City Hall concerning the following ordinances: Ordinance 223. Amending Mt. Carmel Municipal Code Title 14, "Planning and Zoning", Chapter 1 "Municipal Planning Commission" Creation and Membership and Ordinance 224. Amending Mt. Carmel Municipal Code Title 14, "Planning and Zoning", Chapter 4 "Definitions", setback. The Public is welcome to attend and make comments.
Pub 11: 09/02/2001

STATE OF TENNESSEE, SULLIVAN COUNTY, TO-WIT:

Personally appeared before me this 10th day of September 2001, Nancy R. Williams of the Kingsport Times-News and in due form of law made oath that the foregoing statement was true to the best of my knowledge and belief.

Steven F. Adley
NOTARY PUBLIC

My commission expires February 2, 2003