

ORDINANCE NO. 225

AN ORDINANCE AMENDING MOUNT CARMEL MUNICIPAL CODE TITLE 16, "STREETS AND SIDEWALKS, ETC", CHAPTER 1 "MISCELLANEOUS".

WHEREAS, the Town of Mount Carmel, Tennessee Municipal Planning Commission has recommended a change in the height at which trees may project over streets, etc.; 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 16-102 "Trees projecting over streets, etc., regulated." shall be deleted in its entirety and in its place substituted the following:

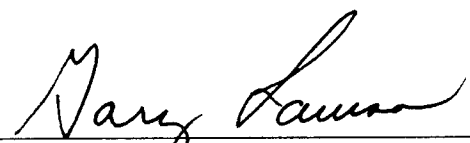
16-102. Trees projecting over streets, etc., regulated. It shall be unlawful for any property owner or occupant to allow any limbs of any trees on his property to project over any street or alley at a height of less than twelve (12) feet, or over any thoroughfare at a height of less than fourteen (14) feet, or over any sidewalk at a height of less than eight (8) feet.

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.

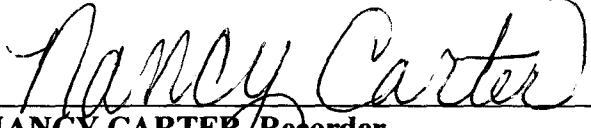
B. Validity. If any section, clause, provision or portion of this ordinance shall be held to be in doubt or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, provision, or portion of this ordinance which is not of itself invalid or unconstitutional.

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

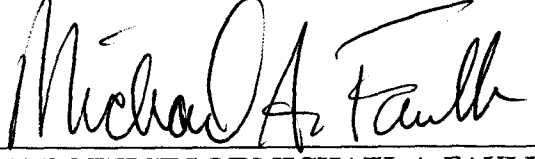


GARY LAWSON, Mayor

ATTEST:


NANCY CARTER, Recorder

APPROVED AS TO FORM:


LAW OFFICES OF MICHAEL A. FAULK

FIRST READING	AYES	NAYS	OTHER
PAUL HALE	✓		
HENRY BAILEY	✓		
EUGENE CHRISTIAN	✓		
GEORGE PIERCE	✓		
GARY LAWSON, MAYOR	✓		
THOMAS WHEELER	✓		
WANDA WORLEY	absent		
TOTALS	6	0	0

PASSED FIRST READING: 8-23-2001

SECOND READING	AYES	NAYS	OTHER
PAUL HALE	✓		
HENRY BAILEY	✓		
EUGENE CHRISTIAN	✓		
GEORGE PIERCE	✓		
GARY LAWSON, MAYOR	✓		
THOMAS WHEELER	✓		
WANDA WORLEY	✓		
TOTALS	7	0	0

PASSED SECOND READING: 10-25-01

PUBLISHED ON:

DATE:

10-31-01

NEWSPAPER:

Kingsport Times News

KINGSPORT TIMES-NEWS

PUBLICATION CERTIFICATE

Kingsport, TN November 1, 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 10-31-01, and appearing 1 consecutive weeks (times), as per order of _____

Town of Mt. Carmel

Signed Nancy R. Williams

ORDINANCE PASSED by
the Town of Mount Carmel
and Date Passed:
Ordinance 225, Streets &
Sidewalks MCC-16-102.
Passed 10/25/01
Pub 11: 10/31/01

STATE OF TENNESSEE, SULLIVAN COUNTY, TO-WIT:

Personally appeared before me this 1st day of November
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.

William F. Adams
NOTARY PUBLIC

My commission expires February 2, 2003