

ORDINANCE NO. 249

AN ORDINANCE AMENDING TITLE 11, "MUNICIPAL OFFENSES", CHAPTER 1, "MISDEMEANORS OF STATE ADOPTED", SECTION 11-101, "MISDEMEANORS OF STATE ADOPTED".

WHEREAS, the Board of Mayor and Aldermen of the Town of Mount Carmel desires to adopt by reference the state traffic offenses and rules of the road; and

WHEREAS, *Tennessee Code Annotated* §55-10-307 provides that any incorporated municipality may adopt by reference any of the appropriate provisions of the state traffic offenses and rules of the road; and

WHEREAS, the public welfare requires 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 Municipal Code Title 11, Chapter 1, Section 11-101 be deleted in its entirety and in its place the following section substituted:

11-101. Adoption of state traffic statutes and regulations. All violations of state regulations for the operation of vehicles committed within the corporate limits of the Town of Mount Carmel and which are defined by state law are hereby designated and declared to be offenses against the Town of Mount Carmel also. This provision shall not apply to any offenses in which the state courts have exclusive jurisdiction.

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 and publication, the public welfare requiring it.

Gary W. Lawson
GARY W. LAWSON, Mayor

ATTEST:

Nancy Carter
NANCY CARTER, Recorder

APPROVED AS TO FORM:

Allen J. Coup
LAW OFFICES OF MAY & COUP

FIRST READING	AYES	NAYS	OTHER
Alderman Henry Bailey	✓		
Vice-Mayor Eugene Christian	✓		
Alderman Paul Hale	✓		
Mayor Gary Lawson	✓		
Alderman George Pierce	✓		
Alderman Thomas Wheeler	✓		
Alderman Wanda Worley	absent		
TOTALS			

PASSED FIRST READING 8-27-02

SECOND READING	AYES	NAYS	OTHER
Alderman Henry Bailey	✓		
Vice-Mayor Eugene Christian	✓		
Alderman Paul Hale	✓		
Mayor Gary Lawson	✓		
Alderman George Pierce	✓		
Alderman Thomas Wheeler	✓		
Alderman Wanda Worley	✓		
TOTALS	7	0	0

PASSED SECOND READING 9-24-02

PUBLISHED ON: DATE: <u>9-26-02</u> NEWSPAPER: <u>Kingsport Times</u>
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KINGSPORT TIMES-NEWS

PUBLICATION CERTIFICATE

Kingsport, TN

September 27, 2002

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 9-26-02, and appearing 1 consecutive weeks/times, as per order of _____

Town of Mt. Carmel

Signed

Karen C. Mulberry

ORDINANCES passed by the Town of Mount Carmel and date passed:
ORDINANCE 240. Establish storm water, grading, vegetation, erosion & sedimentation control measures - passed September 24, 2002.
ORDINANCE 246. Designating official depositories for Town Funds - Passed September 24, 2002.
ORDINANCE 249. Amending Title 11, "Municipal Offenses" Chapter 1, "Misdemeanors of State Adopted," Section 11-101 - Passed September 24, 2002.
ORDINANCE 250. Establishing various fees, fines, charges and/or costs - passed September 24, 2002.
ORDINANCE 251. Regulates the flood plain areas of the town - passed September 24, 2002.
ORDINANCE 252. Amend Zoning Ordinance, Street frontage - passed September 24, 2002.
ORDINANCE 253. Ensure proper curb cuts - passed September 24, 2002.
Please call (423)357-7311, if you have any questions. Thank you.
Pub 11: 09/26/2002.

STATE OF TENNESSEE, SULLIVAN COUNTY, TO-WIT:

Personally appeared before me this 27th day of September, 2002, Karen 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.

Debra F. Salyer
NOTARY PUBLIC

My commission expires

February 2, 2003