

ORDINANCE NO. 338

AN ORDINANCE TO AMEND TITLE 14, "ZONING AND LAND USE CONTROL"; CHAPTER 10, "AREA, YARD AND HEIGHT REQUIREMENTS"; SECTION 1001, "TABLE 1"; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE.

BE IT ORDAINED by the Board of Mayor and Aldermen as follows:

SECTION I. That the Town of Mount Carmel Municipal Code, Title 14, *Zoning and Land Use Controls*, Chapter 10, *Area, Yard and Height Requirements*, Section 14-1001, Table 1 is amended by adding a new "Note 5" and "Note 6", which said Notes shall read as follows:

Sec 14-1001. Table 1. Minimum Yard Requirements From Property Lines

NOTE 5: Setbacks for structures in the areas bounded by the railroad to the north, Main Street to the south, Hammond Avenue to the East and the Church Hill boundary line to the west are as follows:

Rear setback: Zero (0) feet for one (1) story structures, ten (10) feet for two (2) or more story structures;

Side setback: Five (5) feet; and

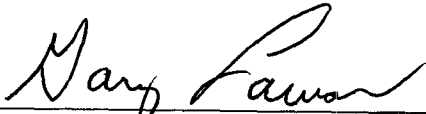
Front setback: Thirty (30) feet;

EXCEPT that in the event any of real or apparent conflict or inconsistency between these setback provisions and those of any other municipal, state or federal ordinance, statute, code or regulation, that requirement which establishes the higher or stricter standard shall prevail.

NOTE 6: Setbacks for start of parking lots in the areas bounded by the railroad to the North, Main Street to the South, the corporate limits with the City of Kingsport to the East and the corporate limits with the City of Church Hill to the West are as follows:

Front setback: Ten (10) foot from the edge of the pavement on Main Street for future sidewalks.

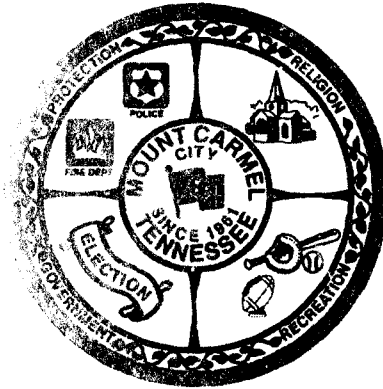
SECTION II. This ordinance shall take effect from and after its final passage, as the law directs, the public welfare of the Town of Mount Carmel demanding it.



GARY LAWSON, Mayor

ATTEST:

Marian Sandidge
MARIAN SANDIDGE, Recorder



APPROVED AS TO FORM:

Joe May
JOE MAY, ATTORNEY

FIRST READING	AYES	NAYS	OTHER
Vice-Mayor Eugene Christian	X		
Alderman Richard Gabriel			absent
Mayor Gary Lawson	X		
Alderman Tresa Mawk	X		
Alderman Thomas Wheeler		X	
Alderman Carl Wolfe	X		
Alderman Wanda Worley-Davidson	X		
TOTALS	5	1	1

PASSED FIRST READING: August 26, 2008

SECOND READING	AYES	NAYS	OTHER
Vice-Mayor Thomas Wheeler	X		
Alderman William Blakely	X		
Alderman Richard Gabriel	X		
Alderman Kathy Roberts	X		
Alderman Tresa Mawk			absent
Alderman Carl Wolfe	X		
Mayor Gary Lawson	X		
TOTALS	6	0	1

PASSED SECOND READING: February 24, 2009

NOTICE OF PUBLIC HEARING PUBLISHED ON: September 5, 2008 & December 2, 2008

NAME OF PUBLICATION: *Kingsport Times-News*

PUBLIC HEARING HELD ON: September 23, 2008, January 27, 2009, & February 24, 2009

PUBLISHED DATE: <u>February 26, 2009</u> NEWSPAPER: <u><i>Kingsport Times-News</i></u>
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KINGSPORT TIMES-NEWS

PUBLICATION CERTIFICATE

Kingsport, TN December 5, 2008

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 12-02-08, and appearing 1 consecutive weeks (times) as per order of _____

Town of Mt. Carmel

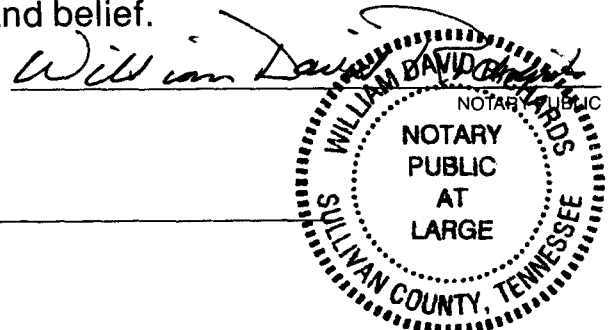
Signed Karen C. Mulkey

PUBLIC HEARING
The Mount Carmel Board of Mayor and Aldermen will have public hearing on Tuesday, January 27, 2009, at 7:00 pm, at Mount Carmel City Hall concerning Ordinance 338, "An Ordinance to Amend Title 14, "Zoning and Land Use Control", Chapter 10, "Area, Yard and Height Requirements"; Section 1001, "Table 1", and to Fix the Effective Date of This Ordinance." The regular Board of Mayor and Aldermen meeting will follow. The public is welcome to attend and make comments.

Pub1T December 02, 2008

STATE OF TENNESSEE, SULLIVAN COUNTY, TO-WIT:

Personally appeared before me this 5th day of December 2008, Karen C. Mulkey 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.



My commission expires 7-2-11

KINGSPORT TIMES-NEWS

PUBLICATION CERTIFICATE

Kingsport, TN October 2, 2008

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 9-05-08, and appearing 1 consecutive week(s)/time(s), as per order of _____

Town of Mount Carmel

Signed

Karen C. Mulvey

PUBLIC HEARING
The Mount Carmel Board of Mayor and Aldermen will have a public hearing on Tuesday, September 23, 2008, at 7:00 p.m. at Mount Carmel City Hall concerning Ordinance 338, "An Ordinance to Amend Title 14, "Zoning and Land Use Control", Chapter 10, "Area, Yard, and Height Requirements", Section 1001, "Table 1", and to fix the Effective Date of This Ordinance. The regular Board of Mayor and Aldermen meeting will follow. The public is welcome to attend and make comments. PUDT Sept. 5, 2008

STATE OF TENNESSEE, SULLIVAN COUNTY, TO-WIT:

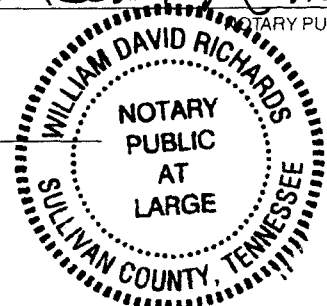
Personally appeared before me this 2nd day of October 2008, Karen C. Mulvey of the Kingsport Times-News and in due form of law made oath that the foregoing statement was true to the best of my knowledge and belief.

William David Richards

NOTARY PUBLIC

My commission expires

7-2-11



KINGSPORT TIMES-NEWS

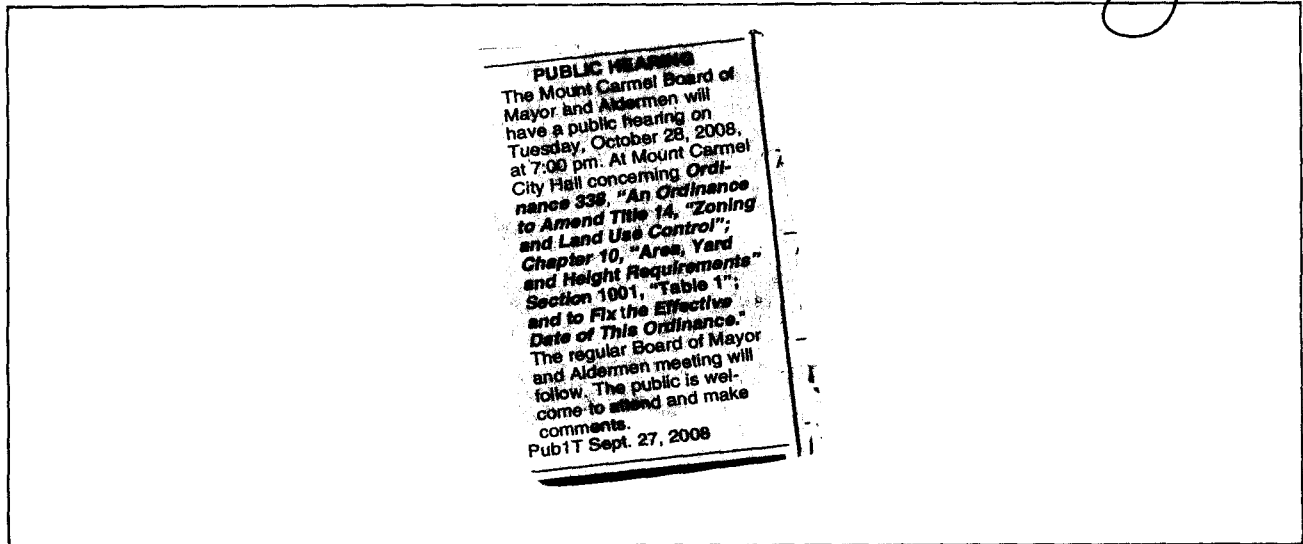
PUBLICATION CERTIFICATE

Kingsport, TN October 2, 2008

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 9-27-08, and appearing 1 consecutive weeks times, as per order of _____

Town of Mount Carmel

Signed Karen C. Mulkey

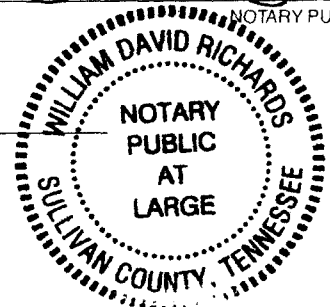


STATE OF TENNESSEE, SULLIVAN COUNTY, TO-WIT:

Personally appeared before me this 2nd day of October 2008, Karen C. Mulkey 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 David Richards
NOTARY PUBLIC

My commission expires 7-2-11



KINGSPORT TIMES-NEWS

PUBLICATION CERTIFICATE

Kingsport, TN March 3, 2009

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 2-26-09, and appearing 1 consecutive weeks/times, as per order of _____

Town of Mount Carmel

Signed Karen C. Musbey

ADOPTED ORDINANCES

The Town of Mount Carmel, Tennessee, on February 24, 2009, passed ORDINANCE NO. 338, AN ORDINANCE TO AMEND TITLE 14, "ZONING & LAND USE CONTROL"; CHAPTER 10, "AREA, YARD, AND HEIGHT REQUIREMENTS"; SECTION 1001, "TABLE 1"; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE.

Pub1T 2/26/09

STATE OF TENNESSEE, SULLIVAN COUNTY, TO-WIT:

Personally appeared before me this 3rd day of March, 2009, Karen C. Musbey 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 David Richards
NOTARY PUBLIC

My commission expires 7-2-11

