

ORDINANCE NO. 18-477

AN ORDINANCE TO OPT OUT OF THE CONTINUING EDUCATION REQUIREMENTS FOR THE BOARD OF ZONING AND APPEALS SET FORTH IN THE TENNESSEE CODE ANNOTATED 13-7-205.

WHEREAS, the legislation of the State of Tennessee passed Section 13-7-205 of the Tennessee Code Annotated Board of appeals – Creation – Appointment of members – Terms – Rules governing organization – Training and continuing education; and

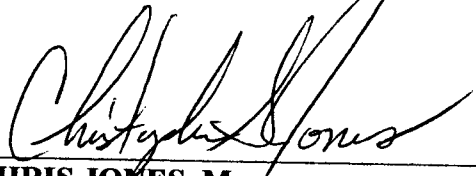
WHEREAS, Section 13-7-205 of the Tennessee Code Annotated subsection (c) (1) provides that each board of appeals member shall, within one (1) year of initial appointment and each calendar year thereafter, attend a minimum of four (4) hours of training and continuing education in one (1) or more of the subjects listed in subdivision (c) (5); and

WHEREAS, Section 13-7-205 of the Tennessee Code Annotated subsection (c) (2) provides that each full-time or contract building commissioner or professional planner or other administrative official whose duties include advising the board of zoning and appeals shall, each calendar year, attend a minimum of eight (8) hours of training and continuing education in one (1) or more of the subjects listed in subdivision (c) (5); and

WHEREAS, Section 13-7-205 of the Tennessee Code Annotated subsection (c) (9) provides that the legislative body of the municipality may, at any time, opt out of this subsection (c) by passage of an ordinance. Further any such legislative body that has opted out may, at a later date, opt in by passage of an ordinance; and

WHEREAS, these educational requirements represent an unfunded mandate for the state that will impose a hardship on the municipality both in the expense of such training and educational requirements and in eliminating otherwise qualified people from service on the board of zoning and appeals; and

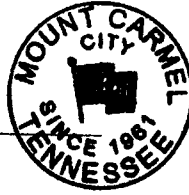
NOW, THEREFORE, BE IT ORDAINED, by the Board of Mayor and Aldermen of the Town of Mount Carmel, Tennessee that as provided by 13-7-205 the Town of Mount Carmel hereby opts out of the monitory training requirements for members of the board of zoning and appeals and staff members offering advisement;


CHRIS JONES, Mayor

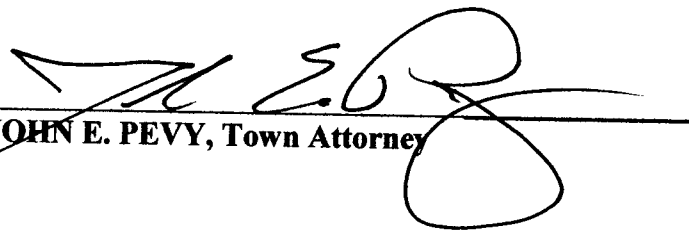
ATTEST:



MARIAN SANDIDGE, City Recorder



APPROVED AS TO FORM:



JOHN E. PEVY, Town Attorney

Motion: Alderman Eugene Christian			
Second: Alderman Margaret Christian			
FIRST READING	AYES	NAYS	OTHER
ALDERMAN EUGENE CHRISTIAN	X		
ALDERMAN MARGARET CHRISTIAN	X		
ALDERMAN WANDA DAVIDSON			absent
ALDERMAN GARRETT WHITE	X		
ALDERMAN JENNIFER WILLIAMS	X		
VICE-MAYOR CARL WOLFE	X		
MAYOR CHRIS JONES	X		
TOTALS	6	0	1

PASSED FIRST READING: October 25, 2018

Motion: Alderman Eugene Christian			
Second: Vice-Mayor Carl Wolfe			
SECOND READING	AYES	NAYS	OTHER
ALDERMAN EUGENE CHRISTIAN	X		
ALDERMAN MARGARET CHRISTIAN	X		
ALDERMAN WANDA DAVIDSON	X		
ALDERMAN GARRETT WHITE	X		
ALDERMAN JENNIFER WILLIAMS	X		
VICE-MAYOR CARL WOLFE	X		
MAYOR CHRIS JONES	X		
TOTALS	7	0	0

PASSED SECOND READING: November 15, 2018

PUBLICATION AFTER PASSAGE:

DATE: November 17, 2018
 NEWSPAPER: *Kingsport Times-News*

Passed Ordinances

From: Marian Sandidge (mariansandidge@yahoo.com)

To: sedwards@timesnews.net

Date: Friday, November 16, 2018, 8:25 AM EST

November 16, 2018

Kingsport Times-News
ATTN: Sheryl Edwards
Classified Advertising Department
P.O. Box 479
Kingsport, TN 37662

RE: Adopted Ordinances for the Town of Mount Carmel

Dear Sheryl:

Please run the following advertisement in the Legal Section one time:

NOTICE

The Town of Mount Carmel, TN, on November 15, 2018, passed Ordinance No. 18-476. An Ordinance to Opt Out of the Continuing Education Requirements for Planning Commissions Set Forth in the Tennessee Code Annotated 13-4-101, and Ordinance No. 18-477. An Ordinance to Opt Out of the Continuing Education Requirements for the Board of Zoning and Appeals Set Forth in the Tennessee Code Annotated 13-7-205.

Should you have any additional questions, please give me a call.

Sincerely,

TOWN OF MOUNT CARMEL

Marian Sandidge, City Recorder