

ORDINANCE 16-O-23 amending the Murfreesboro City Code, Chapters 5, 11½, 16, 17½, 18, 18½, 21, 24 and 33 to delete or amend unused or unnecessary sections of Code to prepare for publication.

WHEREAS, the last official Murfreesboro City Code publication was September 9, 1993 and the City desires to publish a new official Murfreesboro City Code and make the same available online during the 2016-2017 fiscal year; and,

WHEREAS, there are multiple City Code sections on the books that are unnecessary and the City desires to clean up the Code prior to publication to reduce any confusion and save money by making these revisions prior to re-publication; and,

WHEREAS, the City Attorney has consulted with the departments affected by these deletions and amendments and each department head has concurred with these deletions and amendments as indicated in the letter to Council attached hereto.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MURFREESBORO, TENNESSEE, AS FOLLOWS:

SECTION 1. Sections 5-6 through 5-20, of the Murfreesboro City Code, regarding the City pound and poundmaster, are hereby deleted in its entirety.

SECTION 2. Sections 11½-7 through 11½-11 and Sections 11½-12 through 11½-20, of the Murfreesboro City Code, regarding the Fair Housing Board are hereby deleted in its entirety and the following are substituted in lieu thereof:

“SECTION 11½-7

Any person may file a complaint that the Fair Housing Code has been violated with the City’s Fair Housing Officer. Any such complaint may be handled by the City or may be referred to the Tennessee Fair Housing Council, the Tennessee Human Rights Commission or the U.S. Department of Housing and Urban Development for investigation and enforcement.

SECTION 11½-8 PENALTIES.

Any person violating any provision of this chapter is subject to the penalties in Code §1-8.”

Additionally, Section 11½-21, Conspiracy to Violate this Chapter, is redesignated as Section 11½ -9 to create continuity within the chapter.

SECTION 3. Sections 16-1 through 16-27 and Sections 16-44 through 16-76, of the Murfreesboro City Code, regarding the Board of Health, City Health Officer, Small Pox Vaccinations and Venereal Diseases, are hereby deleted in its entirety.

SECTION 4. Sections 16-28 through 16-43, of the Murfreesboro City Code, regarding Human Excreta Disposal, are hereby amended by moving them to Chapter 33, Water and Sewers, creating a new Article VIII, Human Excreta Disposal within Chapter 33, and renumbering each section sequentially starting with Section 33-400 and designating Chapter 16 as “Reserved”.

SECTION 5. Chapter 17½, Improvement Districts, of the Murfreesboro City Code is hereby deleted in its entirety.

SECTION 6. Section 18-1, When taxes due and payable..., of the Murfreesboro City Code, is hereby amended by deleting the section in its entirety and substituting in lieu thereof the following:

"SECTION 18-1 REAL AND PERSONNEL PROPERTY TAXES; WHEN DUE AND PAYABLE; PAST DUE AND DELINQUENT.

- (A) All taxes levied by the city against real and personal property shall become due and payable annually on October 1 of the year for which they are levied.
- (B) If unpaid, any such tax shall become delinquent on the succeeding January 1 and shall thereupon be subject to such penalty and interest as authorized by T.C.A. § 67-5-2010.
- (C) All unpaid and delinquent taxes shall be certified and collected in accordance with the City Charter and in the manner provided in Title 67, Chapter 5 of the Tennessee Code with respect to delinquent state and county taxes."

SECTION 7. Section 18-8, Theatres, motion picture shows, etc., gross receipts tax, reports, penalties, Chapter 18, Article III, Payment of Taxes in Installments, Sections 18-44 through 18-61, and Chapter 18, Article IV, Board of City Tax Equalization, Section 18-62 through 18-79 are hereby deleted in its entirety.

SECTION 8. Chapter 18½, Massage Parlors, of the Murfreesboro City Code is hereby deleted in its entirety.

SECTION 9. Section 21-106, Sound level limitations, of the Murfreesboro City Code is hereby amended at subsection (G)(2) by replacing reference to subsection "(C)" with "(D)".

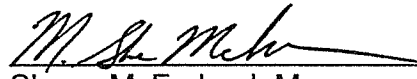
SECTION 10. Section 24-1, Jailer's Fees for City Prisoners in County Jail, Section 24-2, Auxiliary police; powers, Sections 24-5 through 24-8, regarding abandoned property, and Sections 24-19 through 24-23, regarding registration of persons convicted of infamous crimes, of the Murfreesboro City Code are hereby deleted in its entirety.

SECTION 11. Everywhere within the Code where a ¼ or ½ appears as part of a chapter or section number shall be changed to .25 and .5 respectively.

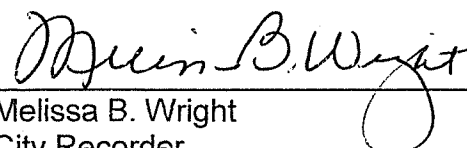
SECTION 12. That this Ordinance shall take effect fifteen (15) days after its passage upon second and final reading, the public welfare and the welfare of the City requiring it.

Passed:

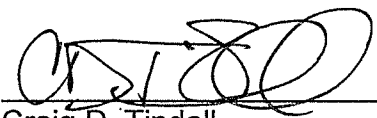
1st reading June 2, 2016
2nd reading June 16, 2016


Shane McFarland, Mayor

ATTEST:


Melissa B. Wright
City Recorder

APPROVED AS TO FORM:


Craig D. Tindall
City Attorney

SEAL