

ORDINANCE NO. P-20190612(3)

**AN ORDINANCE TO RESOLVE CURRENT AND FUTURE ISSUES
WITH THE NUMBERING OF DEFINITIONS WITHIN CHAPTER 2, GENERAL
ZONING PROVISIONS, SECTION 11-204, DEFINITIONS, OF THE
OFFICIAL ZONING CODE OF THE TOWN OF CARTHAGE, TENNESSEE:**

WHEREAS, the Official Zoning Code currently in use was adopted by Ordinance No. 261 on July 11, 1995, and amended by Ordinance No. 274 on December 5, 1996, and

WHEREAS, currently, definitions listed in *Section 11-204* of said Official Zoning Code are numbered alphabetically as subsections of *Section 11-204*, and

WHEREAS, to be placed in alphabetical order, any additions, deletions, or changes of said definitions generally requires a group renumbering of the currently listed definitions, and

WHEREAS, several ordinances that have been passed and adopted by the Board of Mayor and Aldermen of the Town of Carthage, Tennessee requires an addition to, deletion of, or a change in the list of said definitions, and

WHEREAS, ordinances will be passed and adopted by the Board of Mayor and Aldermen of the Town of Carthage, Tennessee in the future that will require an addition to, deletion of, or a change in the list of said definitions, and

WHEREAS, eliminating the numbering of definitions under *Section 11-204*, replaced by the listing of all definitions solely in alphabetical order, will eliminate any need for renumbering of any previously listed definitions secondary to any addition to, deletion of, or changes in the list of said definitions, and will allow for ease of location of definitions based on alphabetic placement, and

WHEREAS, alphabetically listing definitions rather than numbering of definitions is currently a generally accepted method of listing definitions in Zoning Code, and

WHEREAS, the grant of power and the process for adoption of a municipal zoning ordinance and map are found in TENN. CODE ANN. §13-7-201 through §13-7-203, and

WHEREAS, the Carthage Municipal Planning Commission reviewed and recommended this ordinance on **June 12, 2019** to the Town of Carthage for consideration, and

WHEREAS, pursuant to the requirements of TENN. CODE ANN. §13-7-203, the Town of Carthage conducted a public hearing prior to the final reading and adoption of this ordinance to allow for community input into the ordinance amendment(s) herein described;

BE IT ENACTED by the Board of Mayor and Alderman for the Town of Carthage, Tennessee as follows:

- Section 1.** All definitions currently listed under *Chapter 2, General Zoning Provisions, Section 11-204, Definitions*, of the Official Zoning Code of the Town of Carthage, Tennessee, shall be listed solely in alphabetical order and the subsection numbering of said definitions shall be eliminated.

- Section 2.** All future definitions that are to be added to said *Section 11-204* shall henceforth be entered and listed solely in alphabetical order, without the use of subsection numbering.

- Section 3.** Any required additions, deletions or changes in the listed definitions under said *Section 11-204* shall cause the listed definitions to be rearranged such that the resulting list of definitions shall remain listed in alphabetical order.

- Section 4.** Invalidity of a section or part of a section of this Ordinance shall not affect the validity of the remaining sections or parts of sections.

- Section 5.** This Ordinance shall be effective from and after its passage and final reading, as provided by law, the public welfare requiring it.

- Section 6.** Effective Date. This ordinance shall take effect and be in full force upon its final passage as required by law.

Passed 1st Reading 7/11/19

Passed 2nd Reading 8/1/19

PUBLICATION OF NOTICE: 7/18/19

PUBLIC HEARING HELD: 8/1/19
 (At least 15 days after public notice)

 Mayor

 Date

 Recorder

 Date