


MEMORANDUM

February 25, 2010

TO: Board of Mayor and Alderman

FROM: Eric Stuckey, City Administrator 
Vernon Gerth, ACA - Community and Economic Development

SUBJECT: Codifying Fees: Title 13 – Property Maintenance Regulations

Purpose

The purpose of this memorandum is to present an ordinance amendment as a part of our ongoing work to codify all the fees and penalties located within our Municipal Code into Title 22 - Comprehensive Fees and Penalties. Title 13 – Property Maintenance Regulations is presented for consideration by the Board of Mayor and Aldermen (BOMA).

Background

Serving our residents is a top priority and communicating accurate information in a timely manner is essential to achieving high quality service. With twenty-two titles in the city's Municipal Code, it is often difficult for customers and staff to identify applicable fees and penalties. A typical scenario may require a customer to visit more than one department to obtain information that should be readily available from any employee or on the city's website. Codifying fees and penalties to a single location will improve our services.

Financial Impact

The codifying effort should result in increased clarity and accuracy in the collection of various fees and penalties.

Recommendation

Approval of the proposed ordinance amendments is recommended.

Attachments

- Ordinance amendment for Title 13 – Property Maintenance Regulations
- Ordinance amendment for Title 22 – Comprehensive Fees and Penalties

ORDINANCE 2010-18

TO BE ENTITLED: "AN ORDINANCE TO AMEND VARIOUS SECTIONS OF THE CITY OF FRANKLIN MUNICIPAL CODE, TITLE 13, PROPERTY MAINTENANCE REGULATIONS, RELATING TO THE CODIFYING OF VARIOUS FEES AND PENALTIES."

WHEREAS, for the purpose of promoting the public health, safety, comfort, convenience, and general welfare of the people of Franklin, Tennessee the Board of Mayor and Aldermen is authorized to prescribe regulations and standards that encourage and advance the quality of life within the City; and

WHEREAS, in the legislative judgment of the Board of Mayor and Aldermen found that ordinances and policies that regulate land use, guide the maintenance of the city's infrastructure, and delivery of essential services must by dynamic and modified from time to time to reflect changes in best practices, model codes, land and labor costs, and safety standards necessary to preserve and promote the private and public interest; and

WHEREAS, the Board of Mayor and Aldermen has decided to create a separate title in the Franklin Municipal Code for the sole purpose of listing all the fees and penalties charged and assessed by the city, entitled Title 22 - Comprehensive Fees and Penalties.

NOW THEREFORE: BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF FRANKLIN, TENNESSEE AS FOLLOWS:

SECTION I: That Title 13, Chapter 1, Section 13-111 (2) of the City of Franklin Municipal Code is hereby amended by deleting the text noted with a ~~strike through~~ and inserting the text noted in **bold** is approved to read as follows:

(2) Any person who violates any of the provisions of this ordinance shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine **as specified in Title 22 – Comprehensive Fees and Penalties.** ~~of not more than \$50.00.~~ In addition thereto, such persons may be enjoined from continuing such violations. Each day upon which such a violation occurs constitutes a separate violation.

SECTION II: BE IT FINALLY ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF FRANKLIN, TENNESSEE, that this Ordinance shall take effect from and after its passage on second and final reading, the public health, safety and welfare requiring it.

ATTEST:

CITY OF FRANKLIN, TENNESSEE

BY: _____
ERIC S. STUCKEY
City Administrator/ Recorder

BY: _____
JOHN C. SCHROER
Mayor

PASSED FIRST READING:

PASSED SECOND READING:
