

**RESOLUTION 2011-17**

**A Resolution To Amend the Franklin City Charter to Delete Article II, Part I, Subpart II, Section 1, Subsection 35 Relative to the Construction and Repair of Sidewalks by Abutting Owners**

**WHEREAS**, the Charter of the City of Franklin, Tennessee, is incorporated by Chapter 126 of the Private Acts of Tennessee for 1967, as amended, of the General Assembly of the State of Tennessee; and

**WHEREAS**, the interest of the City of Franklin, Tennessee, will be served if the Charter of the City is further amended; and now, therefore;

**BE IT RESOLVED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF FRANKLIN, TENNESSEE THAT:**

The Honorable Charles M. Sargent, Jr. and Jack Johnson are hereby requested to introduce the following Act to the General Assembly of the State of Tennessee:

AN ACT to amend the Charter of the City of Franklin, Tennessee, being Chapter 126 of the Private Acts of Tennessee for 1967, as amended:

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:**

**Section 1.** Article II, Part I, Subpart I, Section 1, Subsection 35 shall be amended by deleting the section in its entirety and replacing the following, so that it shall read as follows:

- (35) Construct, maintain, and repair sidewalks located within the public right-of-way and City easements as needed, at the City's expense except for public sidewalks within development projects involving vacant land, redevelopment of previously improved property, or damage caused by the property owner or by a third party which will be repaired at the developers' or property owners' expense.

**Section 2.** This act shall become effective when it has been approved by the Board of Mayor and Aldermen of the City of Franklin by a vote of not less than two-thirds of the entire membership of the board (alternatively, by a majority vote in a referendum held for the purpose of approval of the act) within days of its signing by the governor of this state. The approval or non-approval of the act by the Board of Mayor and Aldermen shall be certified by the mayor (or other chief executive) of the City of Franklin to the Tennessee Secretary of State.

**ADOPTED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2011.**

**ATTEST:**

**CITY OF FRANKLIN, TENNESSEE**

By: \_\_\_\_\_  
**ERIC S. STUCKEY**  
City Administrator/Recorder

By: \_\_\_\_\_  
**DR. KEN MOORE**  
Mayor

Approved as to form by:  
Shauna R. Billingsley, City Attorney