

ORDINANCE NO. 230

AN ORDINANCE AMENDING THE ANNUAL OPERATING BUDGET & CAPITAL PROGRAM OF KIMBALL, TENNESSEE FOR FISCAL YEAR 2014-2015

WHEREAS, the budget process is one of the most important activities undertaken by governments for the public welfare with the budget process being used to make program, service and capital decisions and allocate scarce resources to programs, services and capital;

WHEREAS *Tennessee Code Annotated* Title 6 Chapter 56 Section 208 allows the governing body to amend the annual budget and capital program ordinance in the same manner as any other ordinance may be amended;

WHEREAS *Tennessee Code Annotated* Title 9 Chapter 1 Section 116 requires that all funds first be appropriated before being expended and that only funds that are available may be appropriated;

WHEREAS, the Municipal Budget Law of 1982 requires that the governing body of each municipality adopt and operate under an annual budget ordinance presenting a financial plan with at least the information required by that state statute, that no municipality may expend any moneys regardless of there source except in accordance with a budget ordinance and that the governing body shall not make any appropriation in excess of estimated available funds;

WHEREAS the budget and capital program ordinance is the legal document whereby the governing body appropriates funds and thereby gives the legal authority for expenditures of the Town as required by state law;

Now, therefore be it ordained by the board of Mayor and Aldermen of Kimball, Tennessee, that:

Section 1: The following sources will be to amend the budget to accommodate increases and decreases in revenues, expenditures, and capital projects during the 2014-2015 fiscal year:

General Fund	Beginning	Amendment	Ending
Revenues			
Local Sales Tax	\$1,250,000	\$100,000	\$1,350,000
Room Occupancy Tax	\$175,000	\$50,000	\$225,000
Fund Balance	\$261,513	\$67,168	\$328,681
Expenditures			
Police - Patrolmen Wages	\$350,000	\$2,000	\$352,000
Police - Overtime	\$40,000	\$3,000	\$43,000
Police - Bonus Pay/Supplement	\$14,400	(\$5,000)	\$9,400
Fire - Repair and Maintenance Services	\$2,000	\$700	\$2,700
Fire - Motor Vehicle Parts	\$1,000	\$300	\$1,300
Rescue Squad - Other Communications	\$2,000	(\$1,000)	\$1,000
Highways & Streets - Crew Wages	\$49,570	\$1,700	\$51,270
Highway & Streets - Overtime	\$1,500	(\$500)	\$1,000
Highway & Streets - Pay Incentive & Bonus	\$2,000	(\$1,200)	\$800
Parks - Concessions Contract	\$5,000	\$4,000	\$9,000

Capital projects and proposed funding amendments are as follows:

Town Property – Improvements other than Bldgs	\$5,000	(\$5,000)	\$0
Institutional (Schools)	\$97,587	\$220,118	\$317,705
Highways & Streets - Road Materials & Repairs	\$60,000	(\$20,100)	\$39,900
Highways & Streets - Drainage Improvements	\$5,000	(\$2,900)	\$2,100
Parks - Grant - LPRF	\$128,000	\$4,100	\$132,100
Parks - Park & Recreation Facilities	\$5,000	\$16,950	\$21,950


Section 2: After adoption by this governing body, this amendment will be presented to the Director of Local Finance as required by Tennessee Code Annotated Title 9 Chapter 21 Section 403 for continuing approval of a balanced budget.

Section 3: All ordinances or parts of ordinances in conflict with any provision of this ordinance are hereby repealed.

Section 4: If any section, clause, provision or portion of this ordinance is held to be invalid or un-constitutional by any Court of competent jurisdiction, such holdings shall not affect any other section, clause, provision or portion of this ordinance.

Section 5: This Ordinance shall take effect at the earliest date allowed by law, the public welfare requiring it.

PASSED AND APPROVED by the Board of Mayor and Aldermen on the second and final reading on the 4th day of June, 2015.



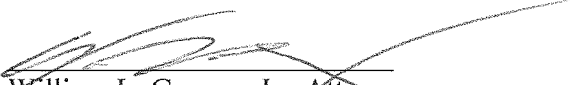
Rex Pesnell, Mayor

ATTEST:



Tonia May, Recorder

APPROVED AS TO FORM:



William L. Gouger, Jr., Attorney

Passed on First Reading May 7, 2015

Public Hearing June 4, 2015

Passed on Second Reading June 4, 2015

ORDINANCE NO. 231

AN ORDINANCE OF THE TOWN OF KIMBALL, TENNESSEE ADOPTING THE ANNUAL BUDGET AND TAX RATE FOR THE FISCAL YEAR BEGINNING JULY 1, 2015 AND ENDING JUNE 30, 2016

WHEREAS, *Tennessee Code Annotated* Title 9 Chapter 1 Section 116 requires that all funds of the State of Tennessee and all its political subdivisions shall first be appropriated before being expended and that only funds that are available shall be appropriated; and

WHEREAS, the Municipal Budget Law of 1982 requires that the governing body of each municipality adopt and operate under an annual budget ordinance presenting a financial plan with at least the information required by that state statute, that no municipality may expend any moneys regardless of the source except in accordance with a budget ordinance and that the governing body shall not make any appropriation in excess of estimated available funds; and

WHEREAS, the governing body has published the annual operating budget and budgetary comparisons of the proposed budget with the prior year (actual) and the current year (estimated) in a newspaper of general circulation not less than ten (10) days prior to the meeting where the governing body will consider final passage of the budget.

NOW THEREFORE BE IT ORDAINED BY THE TOWN OF KIMBALL, TENNESSEE AS FOLLOWS:

SECTION 1: That the governing body estimates anticipated revenues of the municipality from all sources to be as follows:

General Fund	FY 2014 Actual	FY 2015 Estimated	FY 2016 Proposed
Local Taxes	\$1,738,275	\$1,813,590	\$1,676,900
Intergovernmental Revenue	\$229,838	\$240,850	\$123,000
Fines and Forfeitures	\$14,916	\$14,300	\$12,000
Miscellaneous Revenue	\$114,820	\$113,835	\$67,100
Debt Proceeds	\$750,000	\$0	\$0
Total Revenues	\$2,847,849	\$2,182,575	\$1,879,000
Beginning Fund Balance	\$1,263,430	\$1,591,210	\$1,440,394
Total Available Funds	\$4,111,279	\$3,773,785	\$3,319,394

State Street Aid Fund	FY 2014 Actual	FY 2015 Estimated	FY 2016 Proposed
Intergovernmental Revenue	\$36,091	\$36,090	\$36,000
Miscellaneous Revenue	\$32	\$30	\$25
Total	\$36,123	\$36,120	\$36,025
Beginning Fund Balance	\$29,509	\$30,770	\$33,095
Total Available Funds	\$65,632	\$66,890	\$69,120

Drug Fund	FY 2014	FY 2015	FY 2016
	Actual	Estimated	Proposed
Court Fines and Costs	\$1,849	\$1,770	\$500
Total	\$1,849	\$1,770	\$500
Beginning Fund Balance	\$1,829	\$3,179	\$4,949
Total Available Funds	\$3,678	\$4,949	\$5,449

Solid Waste Fund	FY 2014	FY 2015	FY 2016
	Actual	Estimated	Proposed
Sanitation Fees	\$3,750	\$3,900	\$3,700
Real & Personal Property Tax	\$58,927	\$58,019	\$56,300
Wholesale Beer Tax	\$44,500	\$41,050	\$43,000
Total	\$107,177	\$102,969	\$103,000
Beginning Fund Balance	\$165,846	\$156,779	\$141,098
Total Available Funds	\$273,023	\$259,748	\$244,098

The town has designated current year property taxes and half of wholesale beer tax to the Solid Waste Fund in order to cover the expenditures.

Sewer Fund	FY 2014	FY 2015	FY 2016
	Actual	Estimated	Proposed
Operating Revenues	\$893,546	\$209,020	\$145,000
Non-Operating Revenues	\$777	\$1,000	\$1,000
Total Revenues	\$894,323	\$210,020	\$146,000
Beginning Assets	\$1,533,468	\$2,364,778	\$2,484,650

SECTION 2: That the governing body appropriates from these anticipated revenues and unexpended and unencumbered funds as follows:

General Fund	FY 2014	FY 2015	FY 2016
	Actual	Estimated	Proposed
Administrative Salaries	\$150,598	\$150,615	\$154,700
Town Property/Building/Other	\$171,996	\$161,300	\$177,200
Other General Government	\$1,192,497	\$1,013,915	\$731,749
Police Department	\$507,009	\$490,590	\$500,000
Fire Department	\$25,220	\$33,036	\$36,100
Rescue Squad Department	\$8,491	\$5,270	\$7,600
Public Works Department	\$134,219	\$191,555	\$206,900
Department of Parks & Recreation	\$253,574	\$202,035	\$91,500
Debt Service Administration	\$76,464	\$85,075	\$83,251
Total Appropriations	\$2,520,068	\$2,333,391	\$1,989,000
Surplus/(Deficit)	\$327,781	(\$150,816)	(\$110,000)
Ending Fund Balance	\$1,591,210	\$1,440,394	\$1,330,394

State Street Aid Fund	FY 2014 Actual	FY 2015 Estimated	FY 2016 Proposed
Public Works	\$34,862	\$33,795	\$36,025
Total Appropriations	\$34,862	\$33,795	\$36,025
Surplus/(Deficit)	\$1,261	\$2,325	\$0
Ending Fund Balance	\$30,770	\$33,095	\$33,095

Drug Fund	FY 2014 Actual	FY 2015 Estimated	FY 2016 Proposed
Police Department	\$499	\$0	\$500
Total Appropriations	\$499	\$0	\$500
Surplus/(Deficit)	\$1,350	\$1,770	\$0
Ending Fund Balance	\$3,179	\$4,949	\$4,949

Solid Waste Fund	FY 2014 Actual	FY 2015 Estimated	FY 2016 Proposed
Salaries	\$77,533	\$71,575	\$85,700
Other Expenses	\$38,711	\$47,075	\$53,300
Total Appropriations	\$116,244	\$118,650	\$139,000
Surplus/(Deficit)	(\$9,067)	(\$15,681)	(\$36,000)
Ending Fund Balance	\$156,779	\$141,098	\$105,098

Sewer Fund	FY 2014 Actual	FY 2015 Estimated	FY 2016 Proposed
Sewer Expenses	\$63,013	\$90,148	\$110,000
Total Appropriations	\$63,013	\$90,148	\$110,000
Surplus/(Deficit)	\$831,310	\$119,872	\$36,000
Ending Assets	\$2,364,778	\$2,484,650	\$2,520,650

SECTION 3: At the end of the current fiscal year the governing body estimates balances/ (deficits) as follows:

General Fund	\$1,440,394
State Street Aid Fund	\$33,095
Drug Fund	\$4,949
Solid Waste Fund	\$141,098
Sewer Fund	\$2,484,650

SECTION 4: That the governing body recognizes that the municipality has bonded and other indebtedness as follows:

Bonded or Other Indebtedness	Debt Redemption	Interest Requirements	Debt Authorized and Unissued	Condition of Sinking Fund
Notes – General	\$62,500	\$20,751	\$0	\$0

SECTION 5: During the coming fiscal year the governing body has planned capital projects and proposed funding as follows:

Proposed Capital Projects	Proposed Amount Financed by Appropriations	Proposed Amount Financed by Debt
General Building Improvements	\$5,000	
Improvements other than Buildings	\$5,000	
Rescue Squad	\$2,500	
Street Paving/Drainage	\$57,500	
Street Equipment	\$7,500	
Parks and Recreation	\$42,000	

SECTION 6: No appropriation listed above may be exceeded without an amendment of the budget ordinance as required by the Municipal Budget Law of 1982 T.C.A. Section 6-56-208. In addition, no appropriation may be made in excess of available funds except to provide for an actual emergency threatening the health, property or lives of the inhabitants of the municipality and declared by a two-thirds (2/3) vote of at least a quorum of the governing body in accord with Section 6-56-205 of the *Tennessee Code Annotated*.

SECTION 7: Money may be transferred from one appropriation to another in the same fund in an amount of up to \$1,000 by the Mayor, subject to such limitations and procedures as may be established by the Board of Mayor and Aldermen pursuant to the provisions of Section 6-56-209 of the *Tennessee Code Annotated*. Any resulting transfers shall be reported to the governing body at its next regular meeting and entered into the minutes.

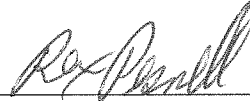
SECTION 8: A detailed financial plan will be attached to this budget and become part of this budget ordinance. In addition, the published operating budget and budgetary comparisons shown by fund with beginning and ending fund balances and the number of full time equivalent employees required by Section 6-56-206, *Tennessee Code Annotated* will be attached.

SECTION 9: If for any reason a budget ordinance is not adopted prior to the beginning of the next fiscal year, the appropriations in this budget ordinance shall become the appropriations for the next fiscal year until the adoption of the new budget ordinance in accordance with Section 6-56-210, *Tennessee Code Annotated* provided sufficient revenues are being collected to support the continuing appropriations for no longer than 60 days after the end of the fiscal year. Approval of the Director of the Office of State and Local Finance in the Comptroller of the Treasury for a continuation budget will be requested if any indebtedness is outstanding.

SECTION 10: There is hereby levied a property tax of \$0.10 per \$100 of assessed value on all real and personal property.

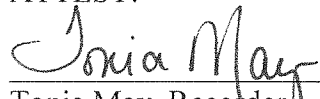
SECTION 11: All unencumbered balances of appropriations remaining at the end of the fiscal year shall lapse and revert to the respective fund balances.

SECTION 12: This ordinance shall take effect July 1, 2015, the public welfare requiring it.



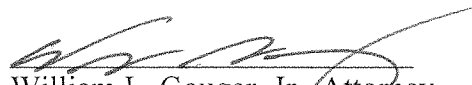
Rex Pesnell, Mayor

ATTEST:



Tonia May, Recorder

APPROVED AS TO FORM:



William L. Gouger, Jr. Attorney

Passed on First Reading June 4, 2015

Public Hearing June 24, 2015

Passed on Second Reading June 24, 2015

ORDINANCE # 232

**AN ORDINANCE TO AMEND THE OFFICIAL ZONING ORDINANCE TO
REQUIRE PRINCIPAL STRUCTURES TO FACE DEDICATED LOCAL
STREETS IN RESIDENTIAL DISTRICTS IN THE
TOWN OF KIMBALL, TENNESSEE**

WHEREAS, the Town of Kimball, Tennessee has adopted a zoning ordinance under authority granted in Tennessee Code Annotated (TCA) Section 13-7-201; and

WHEREAS, TCA Section 13-7-204 enables a municipality with the authority to amend zoning ordinances and maps; and

WHEREAS, pursuant to the requirements of TCA, Section 13-7-204, the Planning Commission has recommended this amendment to the Kimball Board of Mayor and Alderman, as herein described; and

WHEREAS, pursuant to the requirements of TCA, Section 13-7-203, the Town of Kimball conducted a public hearing subject to fifteen (15) days notice prior to the final reading and adoption of this ordinance herein described;

NOW THEREFORE BE IT ORDAINED, by the Board of Mayor and Alderman of the Town of Kimball, Tennessee, that

Section 1 Chapter 4, Section 14-404 (Specific District Regulations) – Section A (Residential District), Number 4 (Dimensional Regulations) of the Kimball Zoning Ordinance shall be amended by adding letter “g” as follows:

g. Required Street Frontage and Orientation of Principal Structures

All principal structures shall be positioned on the lot so that the front façade and front door face a dedicated local street for which an E911 address can be given. On corner lots, one of the streets shall be designated as the front street, and the principal structure shall face this street or shall be angled toward the intersection of both streets. Under no condition shall the back of the principal structure face or angle toward a street or be visible from the street providing access except as provided above for corner lots. In no case shall an accessory structure be located in the front yard or closer to any street than the principal structure. Accessory structures shall be located to the side or rear of the principal structure and are subject to all building setbacks.

Section 2 Chapter 4, Section 14-404 (Specific District Regulations) – Section A (Residential District), Number 8 (Dimensional Regulations) of the Kimball Zoning Ordinance shall be amended by adding letter “g” as follows:

g. Required Street Frontage and Orientation of Principal Structures

All principal structures shall be positioned on the lot so that the front façade and front door face a dedicated local street for which an E911 address can be given. On corner lots, one of the streets shall be designated as the front street, and the principal structure shall face this street or shall be angled toward the intersection of both streets. Under no condition shall the back of the principal structure face or angle toward a street or be visible from the street providing access except as provided above for corner lots. In no case shall an accessory structure be located in the front yard or closer to any street than the principal structure. Accessory structures shall be located to the side or rear of the principal structure and are subject to all building setbacks.

NOW, LET IT BE FURTHER ORDAINED, that this ordinance shall take effect following final reading by the Kimball Board of Mayor and Alderman, the welfare of the City requiring it.

PASSED ON FIRST READING: June 4, 2015

PASSED ON FINAL READING: July 2, 2015

Rex Pennell
MAYOR OF KIMBALL, TENNESSEE

ATTEST: Jocia May
TOWN RECORDER

APPROVED AS TO FORM: [Signature]
TOWN ATTORNEY

PUBLIC HEARING DATE: July 2, 2015

ORDINANCE # 233

**AN ORDINANCE TO AMEND THE OFFICIAL ZONING ORDINANCE TO
LIMIT SELF-STORAGE MINI-WAREHOUSES TO THE INDUSTRIAL
DISTRICT IN THE TOWN OF KIMBALL, TENNESSEE**

WHEREAS, the Town of Kimball, Tennessee has adopted a zoning ordinance under authority granted in Tennessee Code Annotated (TCA) Section 13-7-201; and

WHEREAS, TCA Section 13-7-204 enables a municipality with the authority to amend zoning ordinances and maps; and

WHEREAS, pursuant to the requirements of TCA, Section 13-7-204, the Planning Commission has recommended this amendment to the Kimball Board of Mayor and Alderman, as herein described; and

WHEREAS, pursuant to the requirements of TCA, Section 13-7-203, the Town of Kimball conducted a public hearing subject to fifteen (15) days notice prior to the final reading and adoption of this ordinance herein described;

NOW THEREFORE BE IT ORDAINED, by the Board of Mayor and Alderman of the Town of Kimball, Tennessee, that

Section 1 Chapter 4 Zoning Districts, Section 14-404 (Specific District Regulations), Section C (I-1 Industrial District), Number 2 (Uses Permitted) of the Kimball Zoning Ordinance shall be amended adding the following as:

- r. Self-storage mini-warehouses rented or leased for the storage of personal goods

NOW, LET IT BE FURTHER ORDAINED, that this ordinance shall take effect following final reading by the Kimball Board of Mayor and Alderman, the welfare of the City requiring it.

PASSED ON FIRST READING: June 4, 2015

PASSED ON FINAL READING: July 2, 2015

Rex Russell
MAYOR OF KIMBALL, TENNESSEE

ATTEST: Josia May
TOWN RECORDER

APPROVED AS TO FORM: [Signature]
TOWN ATTORNEY

PUBLIC HEARING DATE: July 2, 2015

ORDINANCE # 234

**AN ORDINANCE TO AMEND THE OFFICIAL ZONING ORDINANCE TO
BETTER DEFINE BUILDING SETBACKS IN THE
TOWN OF KIMBALL, TENNESSEE**

WHEREAS, the Town of Kimball, Tennessee has adopted a zoning ordinance under authority granted in Tennessee Code Annotated (TCA) Section 13-7-201; and

WHEREAS, TCA Section 13-7-204 enables a municipality with the authority to amend zoning ordinances and maps; and

WHEREAS, pursuant to the requirements of TCA, Section 13-7-204, the Planning Commission has recommended this amendment to the Kimball Board of Mayor and Alderman, as herein described; and

WHEREAS, pursuant to the requirements of TCA, Section 13-7-203, the Town of Kimball conducted a public hearing subject to fifteen (15) days notice prior to the final reading and adoption of this ordinance herein described;

NOW THEREFORE BE IT ORDAINED, by the Board of Mayor and Alderman of the Town of Kimball, Tennessee, that

Section 1 Chapter 3, Section 14-302 (Definitions) of the Kimball Zoning Ordinance shall be amended by deleting the following definitions and replacing them as stated below:

Delete:

- (15) ~~“Building setback line.” A line delineating the minimum allowable distance between the property line and a building on a lot, within which no building or other structure shall be placed except as otherwise provided.~~
- (67) ~~“Setback.” The required distance between the front, side, or rear lot lines, and the nearest portion of the principal structure.~~
- (85) ~~“Yard, front.” The required open space, unoccupied by buildings, between the road or street right of way line and the principal building.~~
- (86) ~~“Yard, rear.” The required space, unoccupied except by a building of accessory use as herein provided, extending from the rear of the principal building to the rear lot line the full width of the lot.~~
- (87) ~~“Yard, side.” The space, unoccupied except as herein provided, measured between the side lot line and the nearest point of the principal building and between the front yard and the rear yard. (Ord. #61, Aug. 1988)~~

Add:

- (15) “Building Setback.” A line delineating the minimum allowable distance between the property line and a building on a lot, within which no building or other structure shall be placed except as otherwise provided. This shall include front, side, and rear areas of a property with front setbacks being determined to be the area of the property abutting a public or private road providing access to the property. For the purpose of these regulations the term, “building” shall be defined as a structure enclosed within exterior walls, built, erected and framed of a combination of materials, whether portable or fixed, having a roof, to form a structure for the shelter of persons, animals, or property. The term, “structures”, shall include but is not limited to closed/unenclosed porches, decks, porticos, entry landings, sheds, out-buildings, portable buildings (anchored or not), carports, accessory buildings, pools, hot-tubs, gazebos, and other similar structures; however, it shall not include fences or retaining walls.
- (67) “Setback.” See definition for Building Setback.
- (85) “Yard, front.” The required open space measured from the road or street right-of-way line/property line that is unoccupied by buildings or other structures as defined by the definition for building setbacks found in this ordinance.
- (86) “Yard, rear.” The required open space measured from the rear property line that is unoccupied by buildings or other structures as defined by the definition for buildings setbacks found in this ordinance.
- (87) “Yard, side.” The required open space measured from the side property line that is unoccupied by buildings or other structures as defined by the definition for buildings setbacks found in this ordinance.

NOW, LET IT BE FURTHER ORDAINED, that this ordinance shall take effect following final reading by the Kimball Board of Mayor and Alderman, the welfare of the City requiring it.

PASSED ON FIRST READING: June 4, 2015

PASSED ON FINAL READING: July 2, 2015

Ray Resnell
MAYOR OF KIMBALL, TENNESSEE

ATTEST: Josia May
TOWN RECORDER

APPROVED AS TO FORM: [Signature]
TOWN ATTORNEY

PUBLIC HEARING DATE: July 2, 2015

ORDINANCE NO. 235

AN ORDINANCE AMENDING THE ANNUAL OPERATING BUDGET & CAPITAL PROGRAM OF KIMBALL, TENNESSEE FOR FISCAL YEAR 2015-2016

WHEREAS, the budget process is one of the most important activities undertaken by governments for the public welfare with the budget process being used to make program, service and capital decisions and allocate scarce resources to programs, services and capital;

WHEREAS, *Tennessee Code Annotated* Title 6 Chapter 56 Section 208 allows the governing body to amend the annual budget and capital program ordinance in the same manner as any other ordinance may be amended;

WHEREAS, *Tennessee Code Annotated* Title 9 Chapter 1 Section 116 requires that all funds first be appropriated before being expended and that only funds that are available may be appropriated;

WHEREAS, the Municipal Budget Law of 1982 requires that the governing body of each municipality adopt and operate under an annual budget ordinance presenting a financial plan with at least the information required by that state statute, that no municipality may expend any moneys regardless of their source except in accordance with a budget ordinance and that the governing body shall not make any appropriation in excess of estimated available funds;

WHEREAS, the budget and capital program ordinance is the legal document whereby the governing body appropriates funds and thereby gives the legal authority for expenditures of the Town as required by state law;

Now, therefore be it ordained by the board of Mayor and Aldermen of Kimball, Tennessee, that:

Section 1: The following sources will be to amend the budget to accommodate increases and decreases in expenditures, and capital project during the 2015-2016 fiscal year:


General Fund	Beginning	Amendment	Ending
Expenditures			
Town Property – Utilities	\$148,000	(\$10,000)	\$138,000
Other - Data Processing Services	\$24,000	\$9,000	\$33,000
Other -Kimball Town Events	\$20,000	(\$12,200)	\$7,800
Other - Mowing Services	\$25,000	(\$11,500)	\$13,500
Police - Fire Arms Supplies	\$500	\$700	\$1,200
Police - GHSO Expenses	\$10,000	(\$2,500)	\$7,500
Parks - Wages	\$10,000	(\$8,000)	\$2,000

Capital projects and proposed funding
amendments are as follows:

Police - Equipment	\$0	\$13,500	\$13,500
Highways & Streets - Equipment	\$7,500	\$14,000	\$21,500
Parks - Parks and Recreations Facilities	\$42,000	\$7,000	\$49,000

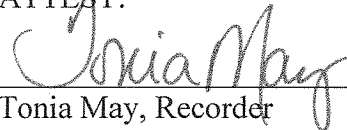
- Section 2:** After adoption by this governing body, this amendment will be presented to the Director of Local Finance as required by Tennessee Code Annotated Title 9 Chapter 21 Section 403 for continuing approval of a balanced budget.
- Section 3:** All ordinances or parts of ordinances in conflict with any provision of this ordinance are hereby repealed.
- Section 4:** If any section, clause, provision or portion of this ordinance is held to be invalid or un-constitutional by any Court of competent jurisdiction, such holdings shall not affect any other section, clause, provision or portion of this ordinance.
- Section 5:** This Ordinance shall take effect at the earliest date allowed by law, the public welfare requiring it.

PASSED AND APPROVED by the Board of Mayor and Aldermen on the second and final reading on the 5th day of November, 2015.



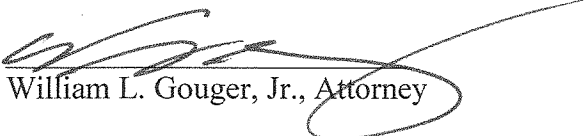
Rex Pesnell, Mayor

ATTEST:



Tonia May, Recorder

APPROVED AS TO FORM:



William L. Gouger, Jr., Attorney

Passed on First Reading October 1, 2015

Public Hearing November 5, 2015

Passed on Second Reading November 5, 2015