

**ORDINANCE NO. 02-06**

**AN ORDINANCE TO AMEND THE MUNICIPAL CODE OF THE CITY OF SPRING HILL BY AMENDING TITLE 13, CHAPTER 1, PROPERTY MAINTENANCE REGULATIONS SECTION 13-104, SUBSECTIONS 5 AND 6, AND ADDING SECTION 13-108,**

**WHEREAS**, the Board of Mayor and Aldermen of the City of Spring Hill may, pursuant to it's charter and general laws of the State of Tennessee, enact regulatory ordinances protecting and promoting the general welfare, health and safety of it's citizens.

**BE IT THEREFORE ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF SPRING HILL, TENNESSEE:**

That Title 13, Chapter 1, Section 13-104, be and is, hereby amended as follows:

**13-104 Maintenance of Private Property.**

- 1. Delete Subsection (5) in its entirety.**
- 2. Delete Subsection (6) in its entirety and substitute in lieu thereof;**

**(6) Abatement of nuisances by city. If the condition or conditions described in the notice have not been remedied within ten (10) days after the mailing or service thereof, the property codes inspector may cause said condition or conditions to be remedied by the city at the expense of the owner of the property. After causing the condition or conditions to be remedied, the property codes inspector shall certify to the city recorder the expense incurred in remedying such condition or conditions together with a copy of the certified notice to the owner as to the condition of the property which necessitated the incurring of the expense, proof of service of notice to the owner. The expense shall, thereupon become and constitute a lien and charge upon the property which shall be payable with interest at the rate of 6% per annum from the date of such certification, until paid, collectable at the time ad valorem taxes on said property become due and payable to the city. Such expense and charge shall be a first and prior lien against the property, subject only to the lien for taxes to the county and of the same character as the lien of the city for municipal taxes. Upon failure of the owner of the property to pay the lien, it may be**

enforced in the same manner as tax liens in favor of the city and shall be certified by the city recorder to the city attorney along with the certification of ad valorem taxes assessed against the property in the city and not paid when due.

3. Add Section 13-108 Penalty for offenses.

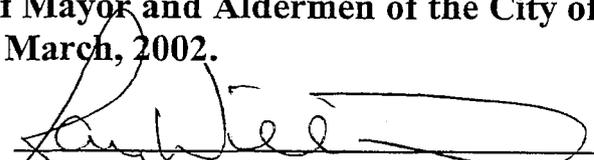
Any person who violates any provision of this Chapter shall be guilty of a misdemeanor and upon conviction in Municipal Court, shall be subject to a fine of \$50.00, plus any Court costs. Each occurrence constitutes a separate offense.

4. Renumber Subsections 1-8 accordingly.

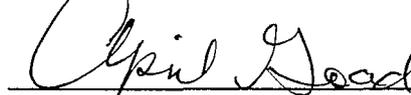
**BE IT FURTHER ENACTED**, that any ordinances, or parts of ordinances, in conflict herewith are hereby repealed.

**BE IT FURTHER ENACTED**, that this ordinance shall take effect from and after its adoption, the public welfare requiring it.

**Passed and adopted by the Board of Mayor and Aldermen of the City of Spring Hill, Tennessee on the 15th day of March, 2002.**

  
Ray Williams, Mayor

ATTEST:

  
\_\_\_\_\_  
April Goad, City Recorder

LEGAL FORM APPROVED:

  
\_\_\_\_\_  
M. Andrew Hoover, City Attorney

Passed on 1<sup>st</sup> Reading 3-18-02

Passed on 2<sup>nd</sup> Reading 4-15-02