

RESOLUTION NO. 10-83

A RESOLUTION TO APPROVE APPLICABILITY OF T.C.A. § 67-5-603(d)

WHEREAS, Public Chapter No. 1036 of the Public Acts of 2010 authorizes the governing body of a municipality located within a county included in a FEMA disaster declaration to by a two-thirds vote effectuate the provisions of *Tennessee Code Annotated*, Section 67-5-603(d) thus allowing owners of real property located within the municipality affected by the flood of 2010 to make application to the assessor of property for prorated property assessment in accordance with the provisions of *Tennessee Code Annotated*, Section 67-5-603(d); and

WHEREAS, *Tennessee Code Annotated*, Section 67-5-603(d) provides for proration pursuant to *Tennessee Code Annotated*, Section 67-5-603(a) for actual time a building or improvement is destroyed or substantially damaged and not replaced or repaired, notwithstanding the building or improvement is restored or replaced by September 1, provided the total time the building or improvement is destroyed or damaged and not restored or replaced exceeds thirty (30) days; and

WHEREAS, *Tennessee Code Annotated*, Section 67-5-603(d) shall be effective retroactively to January 1, 2010; and

WHEREAS, the owner must apply for this relief to the assessor of property by September 1, 2010, using a form approved by the Director of the State Division of Property assessments; and

NOW, THEREFORE BE IT RESOLVED, by the Board of Mayor and Aldermen of the City of Spring Hill, TN, that:

SECTION 1. Pursuant to Public Chapter No. 1036 of the Public Acts of 2010 the city elects to enact the provisions of *Tennessee Code Annotated*, Section 67-5-603(d).

SECTION 2. This Resolution shall take effect on the date of its passage by at least a two-thirds (2/3) majority of the entire membership of the Board of Mayor and Aldermen of the City of Spring Hill, TN, the public welfare requiring it.

SECTION 3. This Resolution shall expire on December 31, 2010.

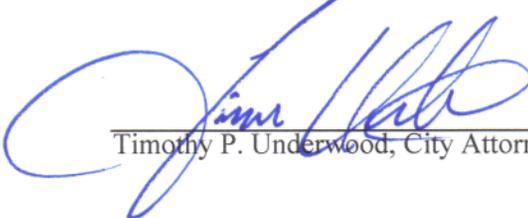
Adopted this 16th day of August, 2010.


Michael Dinwiddie, Mayor

ATTEST:


April Goad, City Recorder

LEGAL FORM APPROVED:


Timothy P. Underwood, City Attorney