

**Millersville Board of Commissioners
Work Session Agenda**

**Monday, December 3, 2018 at 5:00 P.M. at City Hall
(Special Meeting to follow)**

1. Call to Order.
2. Discussion with Bob Pelosi from OHM on Phase II of the City Hall Expansion Project and the Bethel Road Traffic Signal.
3. **Ordinance 18-703**, an ordinance to amend the Millersville Code of Ordinances Chapter 90, Article III, Division 2, Residential Districts, Section 174, Design Review Standards for Fences. (Passed 1st Reading 10/16/18)
4. **Ordinance 18-706**, an ordinance to assign Residential R-5 Zoning Designation on territory annexed into the Millersville City Limits, identified as a portion of Robertson County Map 125, Parcel 177.00 and Parcel 085.00. (Passed 1st Reading 10/16/18)
5. **Ordinance 18-707**, an ordinance to assign Residential R-4 Zoning Designation on territory annexed into the Millersville City Limits, identified as Robertson County Map 126, Parcel 059.00. (Passed 1st Reading 10/16/18)
6. **Ordinance 18-708**, an ordinance to amend Chapter 86 of the Millersville Code of Ordinances, Article II, Division 2, Towing Authority, Sec. 86-62 Membership (a) and (b). (Passed 1st Reading 10/16/18)
7. **Ordinance 18-709**, an ordinance to amend Chapter 90 of the Millersville Code of Ordinances, Article II, Administration and Enforcement. (Passed 1st Reading 10/16/18)
8. **Ordinance 18-710** an ordinance to amend Chapter 18 of the Millersville Code of Ordinances, Building and Building Regulations. (Passed 1st Reading 10/16/18)
9. **Ordinance 18-711**, an ordinance to amend the 2018-19 Fiscal Year Budget for expenses related to contractual building services.
10. **Ordinance 18-712**, an ordinance to amend the 2018-19 Fiscal Year Budget for services related to Phase II of the City Hall Expansion Project, the GIS Zoning Map by GNRC, and a traffic signal.
11. **Ordinance 18-713**, an ordinance to amend the Code of Ordinances, Chapter 82, Utilities, Article II, Sewers.
12. Discussion on weight limits for city streets.
13. General Discussion.
14. Commissioner Comments.
15. Adjournment.

**Millersville Board of Commissioners
Special Meeting Agenda**

**Monday, December 3, 2018
Immediately following a 5:00 P.M. Work Session
at City Hall**

1. Call to Order.
2. **First Reading of Ordinance 18-711**, an ordinance to amend the 2018-19 Fiscal Year Budget for expenses related to contractual building services.
3. **First Reading of Ordinance 18-712**, an ordinance to amend the 2018-19 Fiscal Year Budget for services related to Phase II of the City Hall Expansion Project, the GIS Zoning Map by GNRC, and a traffic signal.
4. Adjournment.

CITY OF MILLERSVILLE, TENNESSEE

ORDINANCE 18-703

AN ORDINANCE AMENDING THE MILLERSVILLE CODE OF ORDINANCES CHAPTER 90, ARTICLE III, DIVISION 2, RESIDENTIAL DISTRICTS, SECTION 174 - DESIGN REVIEW STANDARDS FOR FENCES.

WHEREAS, the Governing Body of the City of Millersville reviews its Code of Ordinances from time to time to ensure that the laws of the City meet the requirements of the local, state and federal laws and the desires of the City Commission; and

WHEREAS, the Governing Body for the City of Millersville has identified the need to amend Chapter 90 Sec. 90-174 of the Code pertaining to residential design review standards; and

WHEREAS, part of the standards referenced hereinabove pertain to fences; and

WHEREAS, there are currently minimal standards for fences located in all residential zoning districts; and

WHEREAS, fences located on public right-of-ways restrict the publics' access and use of public lands as well as limit utility providers' access for installation and/or maintenance of utilities located in public right-of-ways and/or public utility and drainage easements; and

WHEREAS, fence material standards, locations, and maximum height restrictions are reasonable in residential zoning districts; and

WHEREAS, the Planning Commission voted by majority on October 9, 2018 to recommend the amendment to Chapter 90, Section 174, Design Review Standards.

NOW THEREFORE, BE IT ORDAINED by the Board of Commissioners of the City of Millersville, that:

SECTION 1. This amendment to Chapter 90 of its Code of Ordinances shall be made in accordance with *Exhibit A* attached hereto and made part of Ordinance 18-703 as if copied verbatim.

SECTION 2. All Ordinances or parts thereof in conflict with the attachment hereto are hereby repealed.

SECTION 3. This Ordinance shall become effective immediately upon passage, the public welfare requiring it.

Passed First Reading: _____

Public Hearing: _____

Passed Second Reading: _____

BOARD OF COMMISSIONERS

By: _____
Timothy F. Lassiter, Mayor

Attest:

By: _____
Holly L. Murphy, City Recorder

Approved as to Form and legality:

By: _____
Robert G. Wheeler, Jr., City Attorney

CITY OF MILLERSVILLE, TENNESSEE

ORDINANCE 18-706

AN ORDINANCE TO ASSIGN RESIDENTIAL R-5 ZONING DESIGNATION ON TERRITORY ANNEXED INTO THE MILLERSVILLE CITY LIMITS, IDENTIFIED AS A PORTION OF ROBERTSON COUNTY MAP 125, PARCEL 177.00 AND PARCEL 085.00

WHEREAS, a parcel of land, identified as a 26.0 acre +/- portion of Robertson County Map 125, Parcel 177.00, is currently zoned Robertson County R-30; and

WHEREAS, a parcel of land, identified as Robertson County Map 125, Parcel 085.00, is currently zoned Robertson County AG-2; and

WHEREAS, this territory was annexed by owners' consent into the city limits of Millersville by Resolution 18-R-05B on October 16, 2018; and

WHEREAS, the owners of these parcels request the City to assign Residential R-5 zoning to these parcels or portion thereof; and

WHEREAS, it is in the City of Millersville's best interest to assign this zoning designation to these particular parcels to allow for the highest and best use; and

WHEREAS, the Planning Commission voted unanimously to recommend the zoning designation of these parcels to Residential R-5 on September 11, 2018.

NOW THEREFORE, **BE IT ORDAINED** by the Board of Commissioners of the City of Millersville, Tennessee, that:

SECTION 1. The parcels within the City of Millersville, Tennessee specifically identified as a portion of Robertson County Map 125, Parcel 177.00 and Robertson County Map 125, Parcel 085.00 are hereby assigned the zoning designation of Residential R-5. (Legal Description attached hereto as part of the Ordinance.)

SECTION 2. This Ordinance shall become effective immediately upon passage, the public welfare requiring it.

Passed First Reading: _____

Public Hearing: _____

Passed Second Reading: _____

BOARD OF COMMISSIONERS

By: _____
Timothy F. Lassiter, Mayor

Attest:

By: _____
Holly L. Murphy, City Recorder

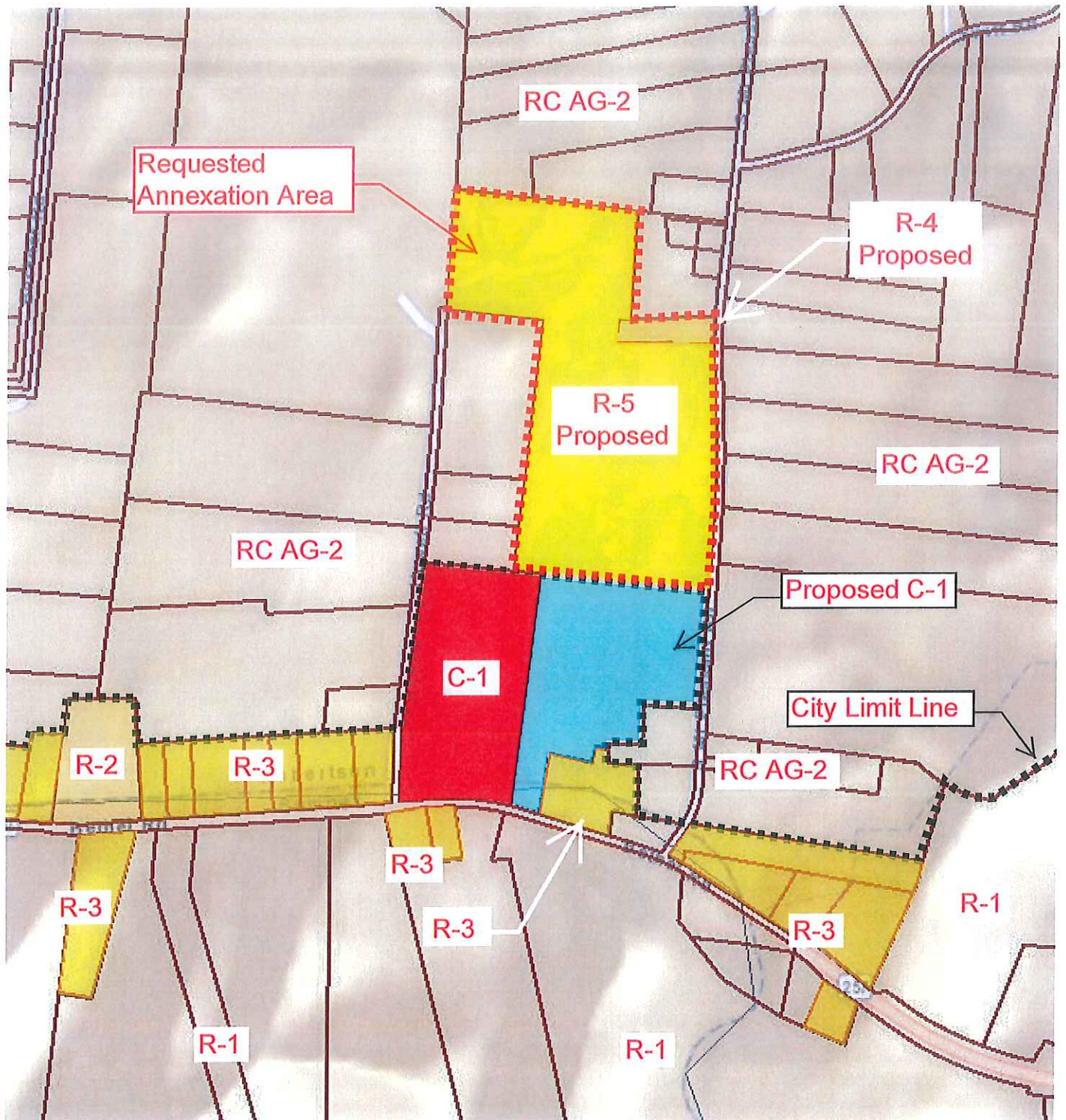
Approved as to form and legality:

By: _____
Robert G. Wheeler, Jr., City Attorney

Description for a portion of the property located on South Mount Pleasant Road (RC Map 125 Parcel 177.00) as recorded in Robertson County Record Book 1443 Pages 630-641

A 26.0 acre +/- portion of land transferred unto Leann G. Barron by Quitclaim Deed, recorded in Robertson County Record Book 1443 Pages 630-641 (Attachment 1) and located outside of the municipal limits of the City of Millersville. This portion of the parcel is the remaining portion after the annexation by the City of Millersville by Ordinance 96-293 (Attachment 2) of which its legal description was corrected by two (2) letters to the Robertson County Assessor's Office from the City of Millersville, postmarked April 7, 1997 and dated & postmarked February 26, 1999 (Attachment 3). This portion of land being a part of the same property identified as Robertson County Map 125 Parcel 177.00.

Bethel Road & South Mount Pleasant Road
Area Zoning Map



CITY OF MILLERSVILLE, TENNESSEE

ORDINANCE 18-707

AN ORDINANCE TO ASSIGN RESIDENTIAL R-4 ZONING DESIGNATION ON TERRITORY ANNEXED INTO THE MILLERSVILLE CITY LIMITS, IDENTIFIED AS ROBERTSON COUNTY MAP 126, PARCEL 059.00.

WHEREAS, a parcel of land, identified as Robertson County Map 126 Parcel 059.00, is currently zoned Robertson County AG-2; and

WHEREAS, this territory was annexed by owner's consent into the city limits of Millersville by Resolution 18-R-04B on October 16, 2018; and

WHEREAS, the owner of this parcel requests the City to assign Residential R-4 zoning to this parcel; and

WHEREAS, the proposed zoning designation is complimentary to other residential zoning designations in the vicinity; and

WHEREAS, it is in the City of Millersville's best interest to assign this zoning designation to this particular parcel to allow for the highest and best use; and

WHEREAS, the Planning Commission voted unanimously to recommend the zoning designation of this parcel to Residential R-4 on September 11, 2018.

NOW THEREFORE, BE IT ORDAINED by the Board of Commissioners of the City of Millersville, Tennessee, that:

SECTION 1. The parcels within the City of Millersville, Tennessee specifically identified as Robertson County Map 126 Parcel 059.00 is hereby assigned the zoning designation of Residential R-4. (Legal Description attached hereto as part of the Ordinance)

SECTION 2. This Ordinance shall become effective immediately upon passage, the public welfare requiring it.

Passed First Reading: _____

Public Hearing: _____

Passed Second Reading: _____

BOARD OF COMMISSIONERS

By: _____
Timothy F. Lassiter, Mayor

Attest:

By: _____
Holly L. Murphy, City Recorder

Approved as to form and legality:

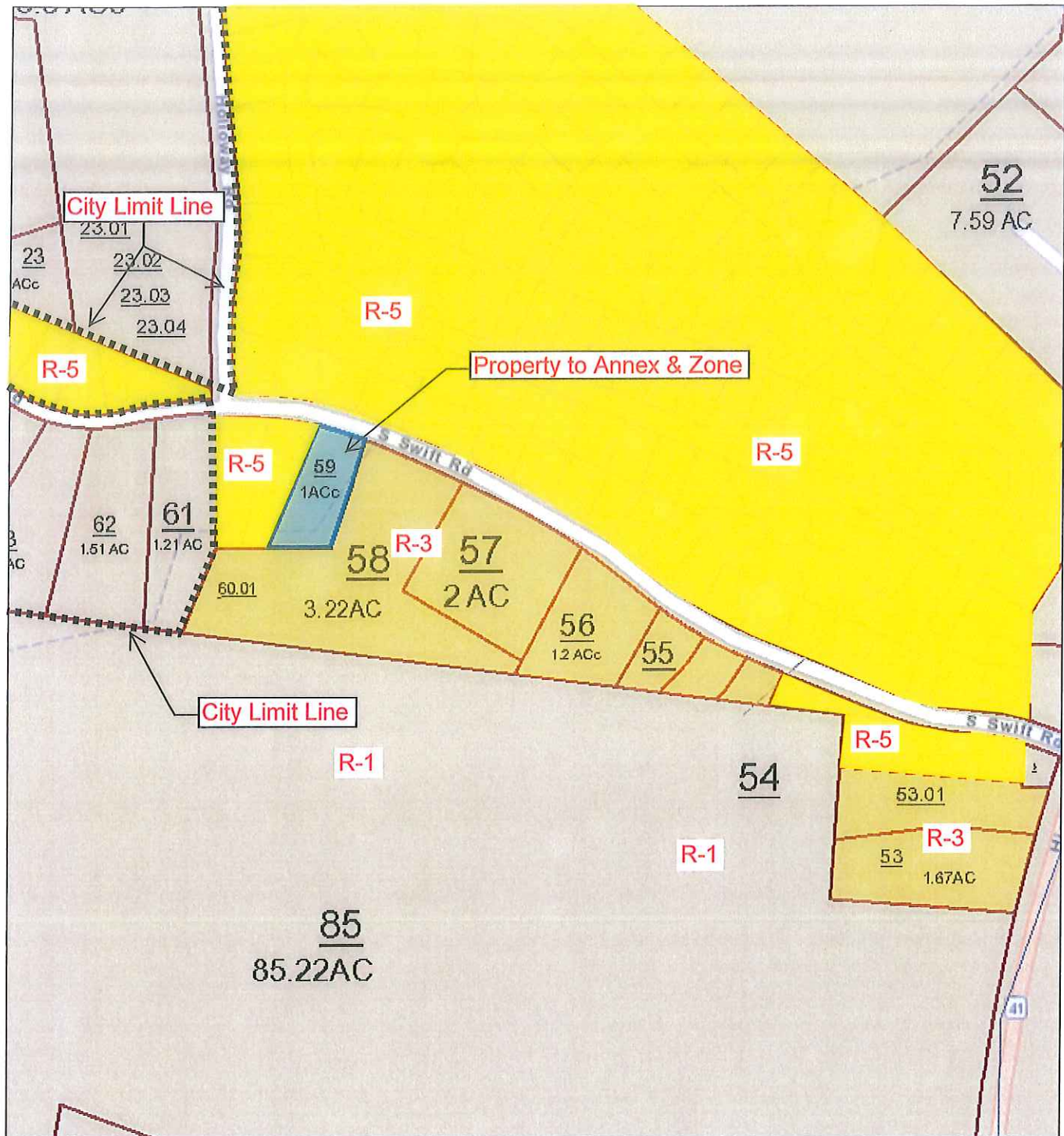
By: _____
Robert G. Wheeler, Jr., City Attorney

Legal Description for the property known as 7639 South Swift Road (RC Map 126 Parcel 059.00) as recorded in Robertson County Record Book 1746 Pages 820-822

Land in Robertson County, Tennessee, beginning at a stake in the southerly margin of the Eldorado Road, said stake being 689 feet westerly with said margin of said road from the northwest corner of the Lot conveyed by Aaron M. Turner et ux, to Henry D. Carter in Deed Book 136, Page 392, Registers Office for Robertson County, Tennessee, a corner to said Turner and the northeast corner of this land; thence with a fence along said margin of said road North 73 deg. 40 mitt West 164 feet to a stake, a corner to said Turner; thence with the line of said Turner South 16 deg. 20 min. West, passing through the center of a utility pole at 10 feet and continuing on in all 288 feet to a stake, a corner in the line of said Turner; thence with a fence and the line of said Turner South 89 deg. East 168.5 feet to a stake, a corner in the line of said Turner; thence with the line of said Turner North 16 deg. 20 min. East 245 feet to the beginning, containing 1.0 acre, more or less, as surveyed by John R. Alley, County Surveyor, on June 2, 1966.

Being the same property conveyed to Yvonne Carrigan, Charles Thomas Sherrell and Elaine Fisher by deed from Estate of Harold Bruce Sherrell, deceased, by Jennifer Carrigan, Administratrix, Yvonne Carrigan, Charles Thomas Sherrell and Elaine Fisher, heirs at-law of the said Harold Bruce Sherrell, deceased, of record in Record Book 1741, Page 856, Register's Office, Robertson County, Tennessee.

Robertson County - Parcel: 126 059.00



Date: August 29, 2018
 County: Robertson
 Owner: HALLUM MIKE ETUX
 Address: SOUTH SWIFT RD 7639
 Parcel Number: 126 059.00
 Deeded Acreage: 0
 Calculated Acreage: 0
 Date of Imagery: 2013

TN Comptroller - OLG
 State of Tennessee, Comptroller of the Treasury, Office of Local Government (OLG)
 Sources: Esri, HERE, Garmin, USGS, Intermap, INCREMENT P, NRCan, Esri Japan, METI, Esri China (Hong Kong), Esri Korea, Esri (Thailand),

The property lines are compiled from information maintained by your local county Assessor's office but are not conclusive evidence of property ownership in any court of law.

CITY OF MILLERSVILLE, TENNESSEE

ORDINANCE 18-708

AN ORDINANCE TO AMEND CHAPTER 86 OF THE MILLERSVILLE
CODE OF ORDINANCES, ARTICLE II, DIVISION 2, TOWING
AUTHORITY, SECTION 86-62, MEMBERSHIP/APPOINTMENT.

WHEREAS, the Governing Body of the City of Millersville reviews its Code of Ordinances from time to time to ensure that the laws of the City meet the requirements of the local, state, and federal laws and the desires of the City Commission; and

WHEREAS, the Governing Body and staff for the City of Millersville have identified the need for changes to Chapter 86, Sec 86-62 of the Code pertaining to the Towing Authority and its Membership/Appointment.

NOW THEREFORE, BE IT ORDAINED by the Board of Commissioners of the City of Millersville, Tennessee that this amendment to Chapter 86 of the Code of Ordinances shall be made in accordance with *Exhibit A* attached hereto and made part of Ordinance 18-708 as if copied verbatim.

THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON
PASSAGE, THE PUBLIC WELFARE REQUIRING IT.

Passed First Reading: _____

Passed Second Reading: _____

BOARD OF COMMISSIONERS

By: _____
Timothy F. Lassiter, Mayor

Attest:

Approved as to Form and legality:

By: _____
Holly L. Murphy, City Recorder

By: _____
Robert G. Wheeler, Jr., City Attorney

Exhibit A

Sec. 86-62. - Membership; appointment.

(a) The city towing authority shall be comprised of three persons, the make-up of which shall be one member of the board of commissioners as appointed by the mayor, the city manager **or Designee**, one private citizen who lives within the corporate boundaries of the city as appointed by the mayor, and approved by the board of commissioners.

(b) The city towing authority shall appoint a chairman **and recording secretary** from among its membership and establish any other officers it deems appropriate for its operation.

CITY OF MILLERSVILLE, TENNESSEE

ORDINANCE 18-709

AN ORDINANCE AMENDING THE MILLERSVILLE CODE OF ORDINANCES, CHAPTER 90, ZONING, ARTICLE II, ADMINISTRATION AND ENFORCEMENT.

WHEREAS, the Governing Body of the City of Millersville reviews its Code of Ordinances from time to time to ensure that the laws of the City meet the requirements of the local, state and federal laws and the desires of the City Commission; and

WHEREAS, the City's Zoning Administrator and Building Official have identified the need to amend Chapter 90 of the Code pertaining to administration, site plans, and building and land use permits and procedures; and

WHEREAS, certain staff positions, titles, and job descriptions and their responsibilities have been created or modified; and

WHEREAS, the city has adopted building codes with Ordinance 18-689; and

WHEREAS, the city has identified text within Article II as redundant to or conflicting with the adopted building codes or is unnecessary.

NOW THEREFORE, BE IT ORDAINED by the Board of Commissioners of the City of Millersville, that this amendment to Chapter 90 of the Code of Ordinances shall be made in accordance with *Exhibit A* attached hereto and made part of this Ordinance as if copied verbatim.

THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON PASSAGE, THE PUBLIC WELFARE REQUIRING IT.

Passed First Reading: _____

Public Hearing: _____

Passed Second Reading: _____

BOARD OF COMMISSIONERS

By: _____
Timothy F. Lassiter, Mayor

Attest:

Approved as to Form and legality:

By: _____
Holly L. Murphy, City Recorder

By: _____
Robert G. Wheeler, Jr, City Attorney

Exhibit A

Chapter 90 – ZONING

ARTICLE II. - ADMINISTRATION AND ENFORCEMENT

DIVISION 1. - GENERALLY

Sec. 90-51. - Administration of chapter.

Except as otherwise provided, no structure or land after the effective date of the ordinance from which this chapter is derived shall be used and no structure or part thereof shall be erected, altered, or moved unless in conformity with the regulations specified in this chapter for the district in which it is located. In their interpretation and application, the provisions of this chapter shall be considered minimum requirements adopted for the promotion of public health, safety, morals, convenience, order, prosperity, and general welfare of the community. Where other ordinances, resolutions, or regulations heretofore adopted or which may be adopted hereafter impose greater restrictions than those specified in this chapter, compliance with such other ordinances, resolutions, or regulations is mandatory.

Sec. 90-52. – Administrative and Enforcement officers.

The provisions of this chapter shall be administered and enforced by the city building-inspector zoning administrator (or this designee). In performance of administering and enforcing this chapter, he shall:

- ~~(1) Issue all building permits and make and maintain records thereof.~~
- ~~(2) Issue all certificates of occupancy and make and maintain records thereof.~~
- ~~(3)~~ (1) Issue and renew, where applicable, all temporary use permits and make and maintain records thereof.
- ~~(4)~~ (2) Maintain and keep current zoning maps and records of amendments thereto.
- ~~(5)~~ (3) Receive, file and forward to the board of zoning appeals all applications for variances or other matters on which the board of zoning appeals is required to act under the provisions of this chapter.
- ~~(4) Receive, file and forward to the planning commission all applications for commercial, industrial and multifamily residential projects and other matters on which the planning commission is required to act under provisions of this chapter and the subdivision regulations.~~
- ~~(6) Conduct inspections as required in this chapter and such other inspections as are necessary to ensure compliance with the various other general provisions of this chapter. The building inspector shall possess the right to enter upon any premises for the purpose of making inspections of buildings or premises necessary to carry out his authorized duties.~~

Sec. 90-53. – Site plans and bBuilding permits.

- (a) It shall be unlawful to commence the excavation for or the construction of any building or other structure, including accessory structures, car ports and fences, to commence the moving, alteration, or repair of any structure, or to commence the filling of land without a permit therefore, issued by the building-inspector zoning administrator. If such excavation or construction is begun without a proper building permit the building permit fee shall be double or twice the original cost of the permit if legal compliance had been obtained as is required.
- (b) No building permit shall be issued without an approved site plan by the building-inspector zoning administrator except in conformity with the provisions of this chapter, unless there is received a written order from the board of zoning appeals in the form of an administrative review, special exception, or variance as provided by this chapter.
 - (1) *Application.* Application for a building permit shall be made in writing to the building inspector official on forms provided for that purpose. All applications for building permits shall be accompanied by a plan or a plat in duplicate, drawn to scale, and showing the following:

- a. The actual shape, location, and dimensions of the lot to be built upon.
 - b. The shape, size, and location of all buildings or other structures to be erected, altered, or moved and of buildings or other structures already on the lot and the elevation of the building site.
 - c. The existing and intended use of all such buildings or other structures.
 - d. Location and design of off-street parking areas and off-street loading areas, and such other information concerning the lot or adjoining lots as may be essential for determining whether the provisions of this chapter are being observed.
- (2) *Site plan requirements.* Site plans containing the information required for the particular use by this section must be submitted to the ~~building-inspector zoning administrator~~ at the time of an application for a building permit ~~for one-family and two-family houses and individual mobile homes. Site plans for all other buildings and activities shall be submitted and approved prior to an application for building permit.~~ It is specifically anticipated that the approval process for one-family and two-family detached houses and individual mobile homes shall be administratively approved by the ~~building-inspector zoning administrator~~. All other uses shall only be approved in the manner set forth in subsection (b)(2)b of this section.
- a. *Site plans required for one-family and two-family detached houses and individual mobile homes.*
 1. The actual shape, location, and dimensions of the lot to be built upon.
 2. The shape, size, and location of all buildings or other structures to be erected, altered, or moved and of buildings or other structures already on the lot and the elevation of the building site.
 3. The existing and intended use of all such buildings or other structures, upon it, including the number of dwelling units the building is intended to accommodate.
 4. The size and location of all yards and open areas required by this chapter.
 5. The dimension and location of all public water and sewer lines from which the property is to be served.
 6. The location and approximate dimension of all points of access to a public street or road.
 7. Such other information concerning the lot or adjoining lots as may be essential for determining whether the provisions of this chapter are being observed.
 8. Where subsoil sewage disposal is anticipated, certification from the county health department approving the lot for such use.
 - b. *Site plans required for all other buildings and activities.* This procedure is to be utilized for all buildings and activities, except those subject to the provisions of subsection (b)(2)a of this section. Unless otherwise specified, the reviewing agency shall be the city planning commission. Proposals for planned developments and mobile home parks shall follow separate provisions outlined elsewhere in this chapter, but such proposals shall also be reviewed by the planning commission. The following information shall be included in the site plan:
 1. General location sketch map ~~at a scale not smaller than one inch equals 2,000 feet,~~ showing:
 - i. The approximate boundaries of the site.
 - ii. External (public access streets or roads in relation to the site).
 - iii. Surrounding development (i.e., general residential, commercial, and industrial areas) within the general vicinity of the site.
 - iv. Any public water and sewer systems in relation to site.
 2. Site plan drawn ~~at a to scale not smaller than one inch equals 200 feet,~~ showing:
 - i. The actual shape, location, and dimensions of the lot.

- ii. The shape, size, and location of all buildings or other structures already on the lot.
 - iii. The existing and intended use of the lot and of such structures upon it, including, for residential activities, the number of dwelling units the buildings are intended to accommodate.
 - iv. Topographic features, both existing and proposed, with contours at a vertical interval no greater than five feet.
 - v. Location of all driveways and entrances.
 - vi. Location of all accessory off-street parking areas to include a plan showing design and layout of such parking facilities where five or more accessory off-street parking spaces are to be provided (dimensions shall be shown).
 - vii. Location of all accessory off-street loading berths.
 - viii. Location of open space.
 - ix. Proposed ground coverage, floor area, and building heights.
 - x. Position of fences and walls to be utilized for screening (materials specified).
 - xi. Position of screen planting (type of planting specified).
 - xii. Proposed means of surface drainage, including all drainageways and facilities.
 - xiii. Location of all easements and rights-of-way.
 - xiv. Location of areas subject to flooding.
 - xv. Location and size of all utilities, including all fire hydrants.
 - xvi. Location, type, and size of proposed signs.
3. The planning commission as the reviewing body may:
- i. Recommend approval of the plan as submitted to the building inspector.
 - ii. Recommend disapproval of the plan.
 - iii. Recommend approval of the plan with conditions or recommendations for alterations.

If no actual construction has begun in the development within one year from the date of approval of the site plan, such approval of the site plan shall ~~lapse~~ expire and be of no further effect.

- (3) *Fee.* The board of commissioners shall establish a schedule of fees ~~and a collection procedure~~ for building and land use permits. ~~The schedule of fees shall be posted in the office of the building inspector and city hall. Only the board of commissioners may alter or amend the fee schedule. Until the appropriate fee has been paid in full, no action shall be taken on any application. No permit shall be issued until all fees have been paid in full.~~
- (4) *Issuance of permit.* If the proposed excavation, construction, moving, or alteration as set forth in the application is in conformity with the provisions of this chapter, the ~~building inspector~~ zoning administrator shall issue a ~~building~~ permit for such excavation or construction. If an application for a ~~building~~ permit is not approved, the ~~building inspector~~ zoning administrator shall state in writing on the application the cause for such disapproval. Issuance of a permit shall in no case be construed as a waiving of any provisions of this chapter.
- ~~(5) Construction progress. Building permits issued shall become invalid and expire one calendar year after issuance, unless extended as provided below. When a permit expires, all site work must stop. Before work may continue on the project, a new building permit must be obtained through application and payment of fees based on the most current permit fee schedule.~~
- ~~a. Permit extensions. All site work must stop upon the expiration date of the permit. If, in the opinion of the codes administrator, or designee, progress toward project completion is continuing, extensions to the original building permit expiration date may be granted. Such extensions shall be in intervals not to exceed 180 days each and must be requested as outline below:~~

1. ~~An application for an extension must be filed within 60 days of the expiration of the building permit in question. Note: All site work must stop upon the expiration date of the permit. To prevent interruption of site activity, approval for an extension must be received prior to the permit expiration date. Failure to obtain an extension will require application for a new building permit and payment of new permit fees.~~
2. ~~The application for an extension is considered filed when it is delivered in writing to the Codes Administrator and contains:~~
 - i. ~~A full explanation detailing the need for an extension of the permit.~~
 - ii. ~~A projected completion date for the project.~~
 - iii. ~~Pictures of the current work completed and in progress.~~
 - iv. ~~All current contact information for the developer, builder, and landowner.~~

~~If the permit extension is approved, an amended permit sign, indicating the extended expiration date, will be issued for posting at the construction site.~~

- b. ~~Permit extension fees. Approved permit expiration date extensions shall be subject to the following fees:~~
 1. ~~There shall be no fee for the first or second granted extension.~~
 2. ~~Application for each subsequent extension must be made prior to the expiration date of the existing extension and shall be subject to a permit fee equaling one-half of the original building permit fee.~~
- c. ~~Indefinite construction. If, through the expiration of a building permit and the apparent abandonment of a project, it is the opinion of the codes administrator that a project will never be finished, or, will not be finished in a time frame which would prevent an ongoing safety, health, or environmental hazard, including surrounding property devaluation, the city may move towards condemnation and/or abatement of the site in question.~~

Sec. 90-54. - Temporary use permits.

It shall be unlawful to commence construction or development of any use of a temporary nature unless a permit has been obtained from the city ~~building inspector~~ **zoning administrator**, as provided for in section 90-431. Application for a temporary use permit shall be made in writing to the ~~building inspector~~ **zoning administrator** on the form provided for that purpose. A schedule of fees shall be established by the board of commissioners. ~~Such schedule shall be posted in the office of the building inspector and city hall. Until the appropriate fee has been paid in full, no action shall be taken on any application. No permit shall be issued until all fees have been paid in full.~~

Sec. 90-55. - Certificate of occupancy.

~~No land or building or other structure or part thereof hereafter erected, moved, or altered in its use shall be used until the building inspector shall have issued a certificate of occupancy stating that such land, structure, or part thereof is found to be in conformity with the provisions of this chapter. Within three days after notification that a building or premises or part thereof is ready for occupancy or use, it shall be the duty of the building inspector to make a final inspection thereof, and to issue a certificate of occupancy if the building or premises or part thereof is found to conform with provisions of this chapter, or, if such certificate is refused, to state the refusal in writing with the cause for such refusal.~~

CITY OF MILLERSVILLE, TENNESSEE

ORDINANCE 18-710

AN ORDINANCE AMENDING THE MILLERSVILLE CODE OF ORDINANCES, CHAPTER 18, BUILDINGS AND BUILDING REGULATIONS.

WHEREAS, the Governing Body of the City of Millersville reviews its Code of Ordinances from time to time to ensure that the laws of the City meet the requirements of the local, state and federal laws and the desires of the City Commission; and

WHEREAS, the Governing Body and staff for the City of Millersville have identified the need to correct content errors in adopted building codes and standards published by the International Code Council (ICC), National Fire Protection Association (NFPA), and other organizations as approved by Ordinance 18-689.

NOW THEREFORE, BE IT ORDAINED by the Board of Commissioners of the City of Millersville, Tennessee, that the content of Chapter 18 Buildings and building regulations of the Code of Ordinances be removed and replaced by *Exhibit A*.

THIS ORDINANCE SHALL BE EFFECTIVE FROM AND AFTER ITS PASSAGE, THE PUBLIC WELFARE REQUIRING IT.

Passed First Reading: _____

Public Hearing: _____

Passed Second Reading: _____

BOARD OF COMMISSIONERS

By: _____
Timothy F. Lassiter, Mayor

Attest:

Approved as to Form and legality:

By: _____
Holly L. Murphy, City Recorder

By: _____
Robert G. Wheeler, Jr., City Attorney

Exhibit A

Chapter 18 - BUILDINGS AND BUILDING REGULATIONS

ARTICLE I. GENERAL

Chapter 18 shall provide regulations for the safe construction, modification, and maintenance of structures located in the City. Adopted regulations shall be in compliance with Tennessee Code Annotated (T.C.A.) law and other City Ordinances. Where there is a conflict between this and other chapters of the Municipal Code, this Chapter shall take precedence.

Section 18-1. Building Permit Fees.

Fees for permits shall be in compliance with the City of Millersville fee schedule as approved by resolution by the City Commission.

ARTICLE II. BUILDING, FIRE, AND PROPERTY MAINTAINANCE CODES STANDARDS

The City shall adopt and enforce nationally recognized building codes and standards published by the International Code Council (ICC), National Fire Protection Association (NFPA), and other organizations referenced in those documents.

Section 18-2. International Building Code

The 2015 International Building Code is hereby adopted with the following amendments additions and deletions as follows:

- (a) Section 101.1 Insert City of Millersville
- (b) Section 103.1 is deleted and amended as follows:
 - 103.1 Creation of enforcement agency.** The Construction Services Division is hereby created and the official in charge thereof shall be known as the Development Services Director (*building official*).
- (c) Section 105.5 is deleted and replaced as follows:
 - 105.5 Expiration. [A] 105.5 Expiration.** Every *permit* issued shall become invalid unless the work on the site authorized by such *permit* is commenced within 180 days after its issuance, or if the work authorized on the site by such *permit* is suspended or abandoned for a period of 180 days after the time the work is commenced.
 - 105.5.1 Permit Extensions:** The *building official* is authorized to grant, in writing, one or more extensions of time, for periods not more than 180 days each. The extension shall be requested in writing and justifiable cause demonstrated.
 - Exception:**
 - 1. The first building permit extension shall be at no charge. Additional extensions shall be charged one-half of the building permit fee.

105.5.2 Indefinite Construction. *Indefinite construction.* If, through the expiration of a building permit and the apparent abandonment of a project, it is the opinion of the codes administrator that a project will never be finished, will no longer comply with adopted codes, will not be finished in a time frame which would prevent an ongoing safety, health, or environmental hazard, including surrounding property devaluation, the city may move towards condemnation and/or abatement of the site in question.

(d) Section 107.6 is added as follows:

107.6 Fire Department Records. Upon project completion, the registered design professional shall submit PDF files to the building official which will be used for incident pre-planning purposes. Files shall contain the following information.

1. Building Site Plan
2. Building Elevations
3. Floor plans
4. Location of gas, electric, and water utility shutoffs
5. Location of fire service features including but not limited to fire hydrants, alarm panel, standpipes, PIVF, fire exits, and sprinkler control room.

(e) Section 1612.2 Establishment of flood hazard areas is amended to include:

1. Insert: City of Millersville
2. Insert: April 17, 2012

(f) Add Section 116.4 is deleted and replaced as follows:

116.4 Method of service. Such notices shall be deemed to be properly served if a copy thereof is

1. Delivered to the owner personally; or
2. Sent by first class mail, postage pre-paid, to the owner at the last known address; or
3. Sent by certified mail, postage pre-paid, addressed to the owner at the last known address with return receipt requested, if require by state law.

(g) Section 2701.1.1 is hereby added as follows:

Section 2701.1.1 In addition to the requirements of the section, The City of Millersville shall enforce the most current electrical code adopted by the State of Tennessee.

(h) The following appendixes are hereby added to the code:

1. Appendix B, Board of Appeals
2. Appendix F, Rodent Proofing
3. Appendix G, Flood-Resistant Construction
4. Appendix I, Patio Covers
5. Appendix J, Grading

Section 18-3. International Existing Building Code

The 2015 International Existing Building Code is hereby adopted as follows:

- (a) Section 101.1 Insert, City of Millersville
- (b) Section 1301.2 Insert, January 5, 1982\

Section 18-4. International Residential Code

The International Residential Code is hereby adopted as follows:

- (a) Section 101.1 Insert, City of Millersville
- (b) Section 105.5 is deleted and replaced as follows:

105.5 Expiration. [A] 105.5 Expiration. Every *permit* issued shall become invalid unless the work on the site authorized by such *permit* is commenced within 180 days after its issuance, or if the work authorized on the site by such *permit* is suspended or abandoned for a period of 180 days after the time the work is commenced.

105.5.1 Permit Extensions: The *building official* is authorized to grant, in writing, one or more extensions of time, for periods not more than 180 days each. The extension shall be requested in writing and justifiable cause demonstrated.

Exception:

- 2. The first building permit extension shall be at no charge. Additional extensions shall be charged one-half of the building permit fee.

105.5.2 Indefinite Construction. If, through the expiration of a building permit and the apparent abandonment of a project, it is the opinion of the codes administrator that a project will never be finished, will no longer comply with adopted codes, will not be finished in a time frame which would prevent an ongoing safety, health, or environmental hazard, including surrounding property devaluation, the city may move towards condemnation and/or abatement of the site in question.

- (c) Section P2603.5. I Insert: (18 inches; a minimum of 18 inches below grade with all state rules and regulation requirements met.)
- (d) Section R313.2 One and two-family automatic sprinkler systems is deleted.
- (e) Section N1101 thru N1111 is hereby deleted and replaced with:
N1101 General. New residential construction shall comply with the 2015 International Energy Conservation code as adopted by the City of Millersville.
- (f) Delete Chapters 34-43 and replace with the National Electrical Code as adopted and enforced by the Tennessee State Fire Marshal's Office.

Section 18-5. International Energy Conservation Code

The International Energy Conservation Code is hereby adopted as follows:

- (a) Section 101.1 Insert, City of Millersville
- (b) Section 402.4.1.2 is deleted and replaced as follows:

402.4.1.2 Testing. The building or dwelling unit shall be tested and verified as having an air leakage rate not exceeding five air changes per hour. Testing shall be conducted and reported at a pressure of 0.2 inch w.g. (50 Pascals). Testing shall be conducted by an *approved* third party. A written report of the results of the test shall be signed by the party conducting the test and provided to the *code official*. Testing shall be performed at any time after creation of all penetrations of the *building thermal envelope*.

Section 18-6. International Swimming Pool and Spa Code

The 2015 International Swimming Pool and Spa Code (ISPSC) is hereby adopted as follows:

- (a) Section 101.1 Insert, City of Millersville

Section 18-7. International Fuel Gas Code

The International Fuel Gas Code (IFGC) is hereby adopted as follows:

- (a) Section 101.1 Insert: City of Millersville
- (b) Section 108.4 Insert: (Civil Penalties) (\$50.00 per day) (the authority of the court of the City of Millersville)
- (c) Section 108.5 Insert: (less than \$50.00 or more than \$50.00 per day)

Section 18-8. International Mechanical Code

The 2015 International Mechanical Code is hereby adopted as follows:

- (a) Section 101.1 Insert, City of Millersville

Section 18-9. International Plumbing Code

The 2015 International Mechanical Code is hereby adopted as follows:

- (a) Section 101.1 Insert, City of Millersville

Section 18-10. International Property Maintenance Code

- (a) Section 101.1 Insert: City of Millersville.

- (b) Section 107.3 is deleted and replaced with:

107.3 Method of Service. Such notice shall be deemed to be properly served if a copy thereof is:

1. Delivered to the owner personally; or
2. Sent by first class mail, postage prepaid, to the owner at the last known address; or
3. Sent by certified mail, postage prepaid, addressed to the owner at the last known address with return receipt requested, if required by State law.

- (c) Section 109.1 is deleted and replaced as follows:

109.1 Imminent danger. When, in the opinion of the *building official*, there is *imminent danger* of failure or collapse of a building or structure which endangers life, or when any structure or part of a structure has

fallen and life is endangered by the occupation of the structure, or when there is actual or potential danger to the building *occupants* or those in the proximity of any structure because of explosives, explosive fumes or vapors or the presence of toxic fumes, gases or materials, or operation of defective or dangerous equipment or when the structure is unfit for human habitation, the *building official* is hereby authorized and empowered to order and require the *occupants* to vacate the *premises* forthwith. The *building official* shall cause to be posted at the primary entrance to such structure a notice of condemnation. It shall be unlawful for any person to enter such structure except for the purpose of securing the structure, making the required repairs, removing the hazardous condition or of demolishing the same.

(d) Section 110.1 is deleted and replaced as follows:

110.1 General. The *building official* shall order the *owner* of any *premises* upon which is located any structure, which in the *building official* judgment after review is so deteriorated or dilapidated or has become so out of repair as to be dangerous, unsafe, insanitary or otherwise unfit for human habitation or occupancy, and such that it is unreasonable to repair the structure, to demolish and remove such structure; or if such structure is capable of being made safe by repairs, to repair and make safe and sanitary, or to secure the structure and hold for future repair or to demolish and remove at the *owner's* option; or where there has been a cessation of normal construction of any structure for a period of more than two years, the *code official* shall order the *owner* to demolish and remove such structure, or secure the structure until future repair. Boarding the building up shall not extend—beyond 90 days, unless approved by the code official.

(e) Section 302.4 is deleted and replaced as follows:

302.4 Weeds. All premises and exterior property shall be maintained free from grass, weeds or plant growth in excess of 8 inches. All noxious weeds shall be prohibited. Weeds shall be defined as all grasses, annual plants, vegetation, overgrowth, and underbrush other than trees or shrubs provided; however, this term shall not include cultivated crops, flowers and gardens. The City may pursue any or all of the remedies provided above in enforcement of this provision. When, overgrowth of grass, weeds or plants endangers the public health and safety or when there is actual or potential danger in the proximity of dwellings and/or the public right-of-way, the code official may cause the cutting of such weeds or plants, either through an available public agency or by contract or arrangement with private persons, and the cost of such cutting shall be charged against the real estate taxes upon which the weeds or plants are located.

(f) Section 302.7 is deleted and replaced as follows:

302.7 Accessory structures. All accessory structures, including *detached* garages, fences and walls, and retaining walls shall be maintained structurally sound and in good repair. All garages, where a garage door was intended or installed, must be provided with a functioning garage door.

- (g) Section 304.14 Insert: from first day of March to the last day of October
- (h) Section 602.3 Inset: from the first day of September to the last day of the following May
- (i) Section 602.4 Insert: from the first day of September to the last day of the following May

Section 18-11. International Fire Code

The 2015 International Fire Code is hereby adopted as follows:

- (a) Section 101.1 Insert, City of Millersville
- (b) Section 103.1 is deleted and replaced as follows:

103.1 General. The Department of Fire Prevention is established within the City of Millersville under the direction of the Fire Code Official. The Fire Code Official shall mean the Chief of the department, or his designee of the City of Millersville, Tennessee. The function of the department shall be the implementation, administration and enforcement of the provisions of this code.
- (c) Section 109.2.1 is deleted and replaced as follows:

109.2.1. Method of Service. Such notice shall be deemed to be properly served if a copy thereof is:

 - 4. Delivered to the owner personally; or
 - 5. Sent by first class mail, postage prepaid, to the owner at the last known address; or
 - 6. Sent by certified mail, postage prepaid, addressed to the owner at the last known address with return receipt requested, if required by State law.
- (d) Section 109.4 Insert: "civil penalty", "\$50.00 per violation", "the authority of the court of the City of Millersville".
- (e) Appendix B "Fire Flow Requirements for Buildings" is added as part of this Code.
- (f) Appendix C "Fire Hydrant Locations" is added as part of this Code.
- (g) Appendix D "Fire Apparatus Roads" is added as part of this Code.
- (h) Appendix F "Hazard Ranking" is added as part of this Code.
- (i) Appendix H "Hazardous Materials Management Plan" is added as part of this Code.

Section 18-12. National Fire Protection Association 101 Life Safety Code

The 2015 National Fire Protection Association (NFPA) 101 Life Safety Code is hereby adopted and amended as follows:

- (a) Section 24.3.5 Extinguishment Requirements is deleted.

**CITY OF MILLERSVILLE, TENNESSEE
ORDINANCE 18-711**

**AN ORDINANCE OF THE CITY OF MILLERSVILLE, TENNESSEE TO
AMEND ORDINANCE 18-697, THE 2018-2019 FISCAL YEAR BUDGET,
AS PREVIOUSLY AMENDED BY ORDINANCE 18-704.**

WHEREAS, City of Millersville adopted the 2018-2019 Fiscal Year Budget by passage of Ordinance 18-697 on June 28, 2018; and

WHEREAS, the City has since identified expenditures that were not included as part of the original budget; and

WHEREAS, the City anticipated hiring and budgeted for a full-time Building Inspector/Codes Official who would also assist with Stormwater Management but no qualified applicants were found; and

WHEREAS, the City opted to contract with an independent Certified Building Inspector for building inspections/consultant services therefore requiring the responsibilities of Codes Enforcement Administration and Stormwater Management to be reassigned.

WHEREAS, a budget amendment is necessary to the Appropriation Ordinance in order to reflect the actual finances of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF MILLERSVILLE, TENNESSEE that Ordinance 18-697, the 2018-2019 Fiscal Year Budget, as previously amended by Ordinance 18-704, shall be amended as follows:

SECTION 2:

General Fund - Appropriations Proposed for the General Government Development & Codes Department will change from \$852,289 to \$837,639. Total Appropriations will change from \$2,859,079 to \$2,844,429. (Line Item detail attached.)

Stormwater Utility Fund- Appropriations for Operating Expenses will change from \$98,246 to \$93,874. Total Appropriations will change from \$110,246 to \$105,874. (Line Item detail attached.)

SECTION 3:

General Fund - The Estimated Fund Balance in the General Fund will change from \$1,368,689 to \$1,383,339.

Stormwater Utility Fund - The Estimated Fund Balance in the Stormwater Utility Fund will change from \$132,736 to \$137,108.

THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON PASSAGE, THE PUBLIC WELFARE REQUIRING IT.

Passed First Reading: _____

Public Hearing: _____

Passed Second Reading: _____

2018-19 Budget Amendment#2-Ordinance 18-711

GENERAL FUND Attachment A

OPERATING EXPENSES: Building and Codes Dept.

Account #	Budget Line Item	Amount Budgeted	Projected year-end	Increase(+) Decrease (-)	
10-411-1100	Salaries	\$38,490.00	\$18,720.00	-\$19,770.00	
10-411-1108	Longevity	\$150.00	\$25.00	-\$125.00	
10-411-1200	SS & Medicare	\$2,994.00	\$1,472.00	-\$1,522.00	
10-411-1300	Health Insurance	\$7,206.00	\$490.00	-\$6,716.00	
10-411-1400	Retirement	\$242.00	\$125.00	-\$117.00	
10-411-2014	Workers Comp	\$1,094.00	\$159.00	-\$935.00	
10-411-2210	Contractual Services	\$4,953.00	\$43,953.00	\$39,000.00	
Total Operating Expenses: Bldg and Codes		\$55,129.00	\$64,944.00	\$9,815.00	\$9,815.00

GENERAL FUND Attachment B

OPERATING EXPENSES: Dev Services Dept

Account #	Budget Line Item	Amount Budgeted	Projected year-end	Decrease (-)	
10-440-1100	Salaries	\$56,375.00	\$33,825.00	-\$22,550.00	
10-440-1200	SS & Medicare	\$4,320.00	\$2,595.00	-\$1,725.00	
10-440-1400	Retirement	\$350.00	\$210.00	-\$140.00	
10-440-2014	Workers Comp	\$125.00	\$75.00	-\$50.00	
Total Operating Expenses: Dev Services		\$61,170.00	\$36,705.00	-\$24,465.00	-\$24,465.00

GENERAL FUND

REVENUE SOURCE:

Account #	Budget Line Item	Amount Budgeted	Projected year-end	Increase(+) Decrease (-)	
10-3710	From Fund Balance-General Fund	\$272,938.00	\$258,288.00	-\$14,650.00	
Total Revenue Source: General Fund		\$272,938.00	\$258,288.00	-\$14,650.00	-\$14,650.00
		Expense - Revenue =		Net Effect	-\$14,650.00

STORMWATER FUND Attachment C

OPERATING EXPENSES: Stormwater Utility

Account #	Budget Line Item	Amount Budgeted	Projected year-end	Increase(+) Decrease (-)	
60-461-1100	Salaries	\$47,642.00	\$51,462.00	\$3,820.00	
60-461-1108	Longevity	\$300.00	\$0.00	-\$300.00	
60-461-1200	SS & Medicare	\$3,645.00	\$3,937.00	\$292.00	
60-461-1300	Health Insurance	\$7,206.00	\$0.00	-\$7,206.00	
60-461-1400	Retirement	\$295.00	\$319.00	\$24.00	
60-461-2014	Workers Comp	\$1,116.00	\$114.00	-\$1,002.00	
Total Operating Expenses: Stormwater		\$60,204.00	\$55,832.00	-\$4,372.00	-\$4,372.00

STORMWATER FUND

REVENUE SOURCE:

Account #	Budget Line Item	Amount Budgeted	Projected year-end	Increase(+) Decrease (-)	
60-461-7000	To Reserves-Stormwater Fund	\$44,304.00	\$48,676.00	\$4,372.00	
Total Revenue Source: Stormwater		\$44,304.00	\$48,676.00	\$4,372.00	\$4,372.00
		Expense - Revenue =		Net Effect	\$0.00

**AN ORDINANCE OF THE CITY OF MILLERSVILLE, TENNESSEE,
ADOPTING THE ANNUAL BUDGET AND TAX RATE FOR THE FISCAL YEAR BEGINNING
JULY 1, 2018 THROUGH JUNE 30, 2019**

- 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 CITY OF MILLERSVILLE, 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 2016-17 Actual	FY 2017-18 Estimated	FY 2018-19 Proposed
Local Taxes	\$ 1,406,258	\$ 1,496,888	\$ 1,508,241
Licenses & Permits	\$ 38,302	\$ 37,435	\$ 36,450
Intergovernmental Revenue	\$ 645,667	\$ 663,482	\$ 656,400
Charges for Services	\$ 28,672	\$ 30,500	\$ 31,500
Fines and Forfeitures	\$ 365,569	\$ 255,000	\$ 287,000
Miscellaneous Revenue	\$ 171,366	\$ 48,001	\$ 66,550
Other Financing Sources	\$ 390,782	\$ -	\$ -
Total Revenue	\$ 3,046,616	\$ 2,531,306	\$ 2,586,141
Fund Balance	\$ 1,470,615	\$ 2,177,774	\$ 1,641,627
Total Available Funds	\$4,517,231	\$4,709,080	\$4,227,768

State Street Aid Fund	FY 2016-17 Actual	FY 2017-18 Estimated	FY 2018-19 Proposed
State Gas Tax Revenue	\$ 179,480	\$ 203,600	\$ 205,000
Miscellaneous Revenue	\$ 10,024	\$ 5,531	\$ 7,450
Transfer from General Fund	\$ 27,883	\$ 44,295	\$ -
Total Revenue	\$ 217,387	\$ 253,426	\$ 212,450
Fund Balance	\$ 298,251	\$ 422,794	\$ 298,160
Total Available Funds	\$ 515,638	\$ 676,220	\$ 510,610

Drug Fund	FY 2016-17 Actual	FY 2017-18 Estimated	FY 2018-19 Proposed
Drug Fines & Revenue	\$ 43,532	\$ 15,660	\$ 24,080
Total Revenue	\$ 43,532	\$ 15,660	\$ 24,080
Fund Balance	\$ 24,583	\$ 51,326	\$ 57,772
Total Available Funds	\$ 68,115	\$ 66,986	\$ 81,852

Solid Waste Fund	FY 2016-17 Actual	FY 2017-18 Estimated	FY 2018-19 Proposed
Service Fees	\$ 421,590	\$ 420,000	\$ 420,000
Miscellaneous Revenue	\$ 18,891	\$ 2,840	\$ 2,850
Total Revenue	\$ 440,481	\$ 422,840	\$ 422,850
Fund Balance	\$ 433,237	\$ 475,920	\$ 344,927
Total Available Funds	\$ 873,718	\$ 898,760	\$ 767,777

Stormwater Utility Fund	FY 2016-17 Actual	FY 2017-18 Estimated	FY 2018-19 Proposed
Stormwater Utility Fees	\$ 154,018	\$ 154,000	\$ 154,000
Miscellaneous Revenue	\$ 1,853	\$ 559	\$ 550
Total Revenue	\$ 155,871	\$ 154,559	\$ 154,550
Fund Balance	\$ 40,303	\$ 36,678	\$ 88,432
Total Available Funds	\$ 196,174	\$ 191,237	\$ 242,982

Sewer Fund	FY 2016-17 Actual	FY 2017-18 Estimated	FY 2018-19 Proposed
Sewer User Fees	\$ 897,748	\$ 928,000	\$ 930,000
Sewer Tap Fees	\$ 25,925	\$ 15,000	\$ 25,000
Other Fees	\$ 77,724	\$ 82,000	\$ 45,000
Non-Operating Revenue	\$ 8,258	\$ 8,284	\$ 3,500
Other Financing Sources	\$ -	\$ 518,000	\$ -
Total Revenue	\$ 1,009,655	\$ 1,551,284	\$ 1,003,500

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

General Fund	FY 2016-17 Actual	FY 2017-18 Estimated	FY 2018-19 Proposed	Amendment#2 Ord 18-711
General Government (inc.Dev&Codes)	\$ 628,920	\$ 780,841	\$ 852,289	-14,650 = 837,639
Police Department (& City Court)	\$ 1,198,212	\$ 1,221,298	\$ 1,302,234	
Fire Department	\$ 214,424	\$ 733,763	\$ 328,925	
Parks and Recreation	\$ 102,758	\$ 106,918	\$ 159,860	
Debt Service	\$ 167,260	\$ 180,338	\$ 215,771	
Transfer to Street	\$ 27,883	\$ 44,295	\$ -	
Capital	\$ -	\$ -	\$ -	
Total Appropriations	\$ 2,339,457	\$ 3,067,453	\$ 2,859,079	-14,650 = \$2,844,429

State Street Aid Fund	FY 2016-17 Actual	FY 2017-18 Estimated	FY 2018-19 Proposed
Street Expenditures	\$ 85,791	\$ 116,353	\$ 76,993
Capital	\$ 7,053	\$ 261,707	\$ 200,000
Total Appropriations	\$ 92,844	\$ 378,060	\$ 276,993

Drug Fund	FY 2016-17 Actual	FY 2017-18 Estimated	FY 2018-19 Proposed
Police Dept Drug Expenditures	\$ 16,789	\$ 9,214	\$ 81,852
Total Appropriations	\$ 16,789	\$ 9,214	\$ 81,852

Solid Waste Fund	FY 2016-17 Actual	FY 2017-18 Estimated	FY 2018-19 Proposed
Operating Expenditures	\$ 395,783	\$ 411,293	\$ 462,910
Capital	\$ 2,016	\$ 142,540	\$ 7,600
Total Appropriations	\$ 397,799	\$ 553,833	\$ 470,510

Stormwater Utility Fund	FY 2016-17 Actual	FY 2017-18 Estimated	FY 2018-19 Proposed	Amendment#2 Ord 18-711
Operating Expenses	\$ 144,902	\$ 97,805	\$ 98,246	- 4,372 = \$93,874
Capital	\$ 14,595	\$ 5,000	\$ 12,000	
Total Appropriations	\$ 159,497	\$ 102,805	\$ 110,246	- 4,372 = \$105,874

Sewer Fund	FY 2016-17 Actual	FY 2017-18 Estimated	FY 2018-19 Proposed	Amendment#1 Ord 18-704 8/21/18
Operating Expenses	\$ 995,367	\$ 1,064,168	\$ 1,069,964	
Non-Operating Expenses	\$ 24,495	\$ 29,000	\$ 29,200	
Debt Service	\$ -	\$ 23,971	\$ 23,971	
Capital	\$ 270,085	\$ 703,416	\$ 70,000	+30,000 = \$100,000
Total Appropriations	\$ 1,289,947	\$ 1,820,555	\$ 1,193,135	+30,000 = \$1,223,135

SECTION 3. At the end of the 2019 fiscal year, the governing body estimates fund balances/deficits as follows:

		Amendment#2 Ord 18-711
General Fund	\$ 1,368,689	+14,650 = \$1,383,339
State Street Aid Fund	\$ 233,617	
Drug Fund	\$ -	
Solid Waste Fund	\$ 297,267	
Stormwater Fund	\$ 132,736	+4,372 = \$137,108
Sewer Fund	\$ -	

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

Bonded or Other Indebtedness	Principal (current yr)	Interest (current yr)	Principal outstanding @ 6/30/19
Bonds	\$ -	\$ -	\$ -
State Revolving Loan	\$ 22,695	\$ 1,276	\$ 420,810
Loan Agreements	\$ 162,581	\$ 17,467	\$ 735,290
Capital Leases	\$ 33,093	\$ 1,147	\$ -
Other Debt	\$ -	\$ -	\$ -
Total	\$ 218,369	\$ 19,890	\$ 1,156,100

SECTION 5. 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 accordance with Section 6-56-205 of the *Tennessee Code Annotated*.

SECTION 6. Money may be transferred from one appropriation to another in the same fund only by appropriate ordinance by the governing body, subject to such limitations and procedures as it may describe as allowed by 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 7. A detailed financial plan will be attached to this budget and become part of this budget ordinance.

SECTION 8. 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 until the adoption of the new budget ordinance in accordance with Section 6-56-210 of the *Tennessee Code Annotated*, provided sufficient revenues are being collected to support the continuing appropriations. Approval of the Director of the Division of Local Finance for a continuation budget will be requested if any indebtedness is outstanding.

SECTION 9. There is hereby levied a property tax of \$1.00 per \$100 of assessed value on all real and personal property in Robertson County.

There is hereby levied a property tax of \$1.00 per \$100 of assessed value on all real and personal property in Sumner County.

SECTION 10. All unencumbered balances of appropriations remaining at the end of the fiscal year shall lapse and revert to the respective fund balances.

SECTION 11. This ordinance shall take effect on July 1, 2018, the public welfare requiring it.

Passed First Reading: May 24, 2018

Public Hearing: June 19, 2018

Passed Second and Final Reading: June 28, 2018

BOARD OF COMMISSIONERS

Timothy F. Lassiter, Mayor
Timothy F. Lassiter, Mayor

Attest:

Holly L. Murphy, City Recorder
Holly L. Murphy, City Recorder

Approved as to Form and Legality:

Robert G. Wheeler, Jr., City Attorney
Robert G. Wheeler, Jr., City Attorney

CODES

Original Budget Adopted

Ord#18-697

Proposed Amendment

Attachment A

SUPPORTING INFORMATION BUILDING AND CODES

				(Increase +/Decrease -)
10	411	1100 SALARIES	38,490	18,720
		<i>Codes Enr Officer 50%</i>	15,990	15,600
		Building Insp./Offical-50%	22,500	3,120
10	411	1101 OVERTIME	500	500
10	411	1108 LONGEVITY	150	25
10	411	1200 FICA & MEDICARE	2,994	1,472
10	411	1300 HEALTH INSURANCE 1/2 codes&1/2 Strwa	7,206	490
10	411	1400 RETIREMENT	242	125
10	411	1500 UNEMPLOYMENT	42	42
10	411	2000 OTHER MEDICAL EXPENSES	150	150
10	411	2002 EDUCATION AND TRAINING	1,000	1,000
10	411	2014 WORKERS COMP	1,094	159
		Bldg Inspector-04795	1,059	125
		<i>Codes Officer .00222</i>	35	35
10	411	2010 PLANNING /ZONING	-	-
10	411	2100 UTILITIES	0	0
10	411	2102 TELEPHONE /INTERNET	684	684
10	411	2104 GAS AND OIL	1,000	1,000
10	411	2106 PUBLICITY/SUBSCRIPTIONS/DUES	200	200
10	411	2202 VEHICLE REPAIR & MAINTENANCE	750	750
10	411	2210 CONTRACTUAL SERVICES	4,953	43,953
		<i>Software support</i>	3,500	39,000
		<i>IT</i>	1,000	1,000
		<i>GPS Fleet Mgmt (1/2)</i>	453	453
10	411	2300 OPERATING SUPPLIES	1,000	1,000
10	411	2302 OFFICE SUPPLIES	1,000	1,000
10	411	2310 MISCELLANEOUS	200	200
10	411	2312 MINOR EQUIPMENT	1,200	1,200
		<i>Printer</i>		
		<i>Desk Top/Software/Ipod rugged</i>	1,200	1,200
10	411	2316 POSTAGE	1,000	1,000
10	411	2324 CLOTHING AND UNIFORMS	500	500
10	411	4000 PROFESSIONAL SERVICES/ENGINEERING	5,000	5,000
			\$ 69,355	\$ 79,171
				9,815

DEVELOPMENT SERVICES

Original Budget Adopted

Ord#18-697

Proposed Amendment Attachment B

SUPPORTING INFORMATION DEVELOPMENT SERVICES					(Increase +/Decrease -)
10 440	1100 SALARIES	56,375	Development Director	33,825	-22,550
10 440	<i>Development Director</i>	<i>56,375</i>	Dev Dir 60%-Strmwater Mgr 40%	<i>33,825</i>	
10 440	1101 OVERTIME	-	<i>Dev Director 60%</i>	-	
10 440	1108 LONGEVITY	100		100	
10 440	1200 FICA & MEDICARE	4,320		2,595	-1,725
10 440	1300 HEALTH INSURANCE	9,829		9,829	
10 440	1400 RETIREMENT	350		210	-140
10 440	1500 UNEMPLOYMENT	42		42	
10 440	2000 OTHER MEDICAL EXPENSES				
10 440	2002 EDUCATION AND TRAINING	4,000		4,000	
10 440	2010 PLANNING /ZONING	500		500	
10 440	2014 WORKERS COMP	125		75	-50
10 440	2100 UTILITIES				
10 440	2102 TELEPHONE /INTERNET	684		684	
10 440	2104 GAS AND OIL	1,000		1,000	
10 440	2106 PUBLICITY/SUBSCRIPTIONS/DUES	500		500	
10 440	2202 VEHICLE REPAIR & MAINTENANCE	500		500	
10 440	2210 CONTRACTUAL SERVICES	227		227	
	<i>Comprehensive Plan+ IT</i>				
	<i>Gps Fleet Mgmt</i>	<i>227</i>		<i>227</i>	
10 440	2300 OPERATING SUPPLIES	200		200	
10 440	2302 OFFICE SUPPLIES	1,000		1,000	
10 440	2310 MISCELLANEOUS	-		-	
10 440	2312 MINOR EQUIPMENT	1,000		1,000	
10 440	2316 POSTAGE	-		-	
10 440	2332 MEALS/ENTERTAINMENT	250		250	
10 440	2324 CLOTHING AND UNIFORMS	300		300	
10 440	4000 PROFESSIONAL SERVICES/ENGINEERING	5,000		5,000	
10 440	4014 LEGAL SERVICES	5,000		5,000	
		\$ 91,302		\$ 66,837	-24,465

STORMWATER

Original Budget Adopted

Ord#18-697

Proposed Amendment

Attachment C

SUPPORTING INFORMATION STORMWATER				(Increase +/- Decrease -)	
Codes Ofr 50%/Building Official-Strmwtr Mgr 50%/Billing Clerk 25%				3,820	
60 461 1100 SALARIES	47,642	51,462			
<i>Codes Enf Ofcr/ Inspector- 50%</i>	15,990	15,990			
<i>Building Official-Stormwater- Mgr- 50%</i>	22,500	22,550			
<i>Billing Clerk 25%</i>	9,152	4,160			
		9,152			0
60 461 1101 OVERTIME	500	500			
60 461 1108 LONGEVITY	300	-			-300
60 461 1200 FICA & MEDICARE	3,645	3,637			292
60 461 1300 HEALTH INSURANCE	7,206	-			-7,206
60 461 1400 RETIREMENT	295	319			24
60 461 1500 UNEMPLOYMENT	42	42			0
60 461 2000 OTHER MEDICAL EXPENSES					
60 461 2002 EDUCATION AND TRAINING	1,000	1,000			
60 461 2014 WORKERS COMP	1,116	114			-1,002
<i>Bldg Inspector .04705</i>	1,059	114			
<i>Other stoff .00222</i>	58	114			
60 461 2016 LIABILITY INSURANCE					
60 461 2104 GAS AND OIL	1,000	1,000			
60 461 2106 PUBLICITY/SUBSCRIPTIONS/DUES	4,000	4,000			
60 461 2200 REPAIR & MAINTENANCE					
60 461 2202 VEHICLE REPAIR & MAINTENANCE	1000	1000			
60 461 2204 EQUIPMENT REPAIR & MAINTENANCE					
60 461 2210 CONTRACTUAL SERVICES	5,000	5,000			
<i>part Billing, IT, 1/2 Fleet Mgmt</i>					
60 461 2300 OPERATING SUPPLIES	1,000	1,000			
60 461 2302 OFFICE SUPPLIES	500	500			
60 461 2310 MISCELLANEOUS	500	500			
60 461 2312 MINOR EQUIPMENT	1,000	1,000			
60 461 2316 POSTAGE	-	-			
60 461 2324 CLOTHING/UNIFORMS	-	-			
60 461 4000 PROFESSIONAL SERVICES/ENGINEERING	20,000	20,000			
60 461 4014 LEGAL SERVICES	1,000	1,000			
60 461 4016 AUDIT	1,000	1,000			
60 461 4028 STREAM CLEANUP	500	500			
60 461 6000 SYSTEM REPAIR & MAINT/ <i>Capital</i>	12,000	12,000			
60 461 6014 MACHINERY AND EQUIPMENT					
60 461 7000 TO RESERVES	44,304	48,676			-4,372
	\$ 154,550	\$ 154,550			

**CITY OF MILLERSVILLE, TENNESSEE
ORDINANCE 18-712**

**AN ORDINANCE OF THE CITY OF MILLERSVILLE, TENNESSEE TO AMEND
ORDINANCE 18-697, THE 2018-2019 FISCAL YEAR BUDGET, AS PREVIOUSLY
AMENDED BY ORDINANCE 18-704 AND 18-711.**

WHEREAS, City of Millersville adopted the 2018-2019 Fiscal Year Budget by passage of Ordinance 18-697 on June 28, 2018; and

WHEREAS, the City has since identified expenditures that were not included as part of the original budget; and

WHEREAS, the proposed cost for Phase II of the City Hall Expansion Project is \$145,000 but only \$100,000 has been budgeted; and

WHEREAS, the estimated cost for a Traffic Signal at Bethel Road and 31W is \$152,000 which has not been budgeted; and

WHEREAS, the cost of the GIS Zoning Map by GNRC of \$20,000 was budgeted last fiscal year but it was not completed and invoiced until this fiscal year; and

WHEREAS, a budget amendment is necessary to the Appropriation Ordinance in order to reflect the actual finances of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF MILLERSVILLE, TENNESSEE that Ordinance 18-697, the 2018-2019 Fiscal Year Budget, as previously amended by Ordinance 18-704 and 18-711, shall be amended as follows:

SECTION 2: General Fund - Appropriations Proposed for the General Government will increase by \$217,000 and change from \$837,639 to \$1,054,639. The Total Appropriations will change from \$2,844,429 to \$3,061,429. (Line Item detail attached.)

SECTION 3: General Fund - The Estimated Fund Balance will decrease by \$217,000 and change from \$1,383,339 to \$1,166,339. (Line Item detail attached.)

THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON PASSAGE, THE PUBLIC WELFARE REQUIRING IT.

Passed First Reading: _____

Public Hearing: _____

Passed Second Reading: _____

BOARD OF COMMISSIONERS

By: _____
Timothy Lassiter, Mayor

Attest:

Approved as to Form and Legality:

By: _____
Holly Murphy, City Recorder

By: _____
Robert Wheeler, Jr., City Attorney

Ordinance 18-712

2018-19 Budget Amendment General Fund

OPERATING EXPENSES:

Account #	Budget Line Item	Amount Budgeted	Projected year-end	Increase (+) Decrease (-)	
10-410-6000	Building Improvements	\$100,000.00	\$145,000.00	\$45,000.00	
10-410-6022	Other Capital Projects	\$0.00	\$152,000.00	\$152,000.00	
10-440-2210	Dev Svc-Contractual Maintenance	\$227.00	\$20,227.00	\$20,000.00	
Total Expense: General Fund		\$100,227.00	\$317,227.00	\$217,000.00	\$217,000.00

REVENUE SOURCE		Amount Budgeted	Projected year-end	Increase (+) Decrease (-)	
10-3710	From Fund Balance-General	\$258,288.00	\$475,288.00	-\$217,000.00	
Total Revenue Source: General Fund		\$258,288.00	\$475,288.00	-\$217,000.00	-\$217,000.00

Expense - Revenue = Net Effect \$0.00

**AN ORDINANCE OF THE CITY OF MILLERSVILLE, TENNESSEE,
ADOPTING THE ANNUAL BUDGET AND TAX RATE FOR THE FISCAL YEAR BEGINNING
JULY 1, 2018 THROUGH JUNE 30, 2019**

- 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 CITY OF MILLERSVILLE, 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 2016-17 Actual	FY 2017-18 Estimated	FY 2018-19 Proposed
Local Taxes	\$ 1,406,258	\$ 1,496,888	\$ 1,508,241
Licenses & Permits	\$ 38,302	\$ 37,435	\$ 36,450
Intergovernmental Revenue	\$ 645,667	\$ 663,482	\$ 656,400
Charges for Services	\$ 28,672	\$ 30,500	\$ 31,500
Fines and Forfeitures	\$ 365,569	\$ 255,000	\$ 287,000
Miscellaneous Revenue	\$ 171,366	\$ 48,001	\$ 66,550
Other Financing Sources	\$ 390,782	\$ -	\$ -
Total Revenue	\$ 3,046,616	\$ 2,531,306	\$ 2,586,141
Fund Balance	\$ 1,470,615	\$ 2,177,774	\$ 1,641,627
Total Available Funds	\$4,517,231	\$4,709,080	\$4,227,768

State Street Aid Fund	FY 2016-17 Actual	FY 2017-18 Estimated	FY 2018-19 Proposed
State Gas Tax Revenue	\$ 179,480	\$ 203,600	\$ 205,000
Miscellaneous Revenue	\$ 10,024	\$ 5,531	\$ 7,450
Transfer from General Fund	\$ 27,883	\$ 44,295	\$ -
Total Revenue	\$ 217,387	\$ 253,426	\$ 212,450
Fund Balance	\$ 298,251	\$ 422,794	\$ 298,160
Total Available Funds	\$ 515,638	\$ 676,220	\$ 510,610

Drug Fund	FY 2016-17 Actual	FY 2017-18 Estimated	FY 2018-19 Proposed
Drug Fines & Revenue	\$ 43,532	\$ 15,660	\$ 24,080
Total Revenue	\$ 43,532	\$ 15,660	\$ 24,080
Fund Balance	\$ 24,583	\$ 51,326	\$ 57,772
Total Available Funds	\$ 68,115	\$ 66,986	\$ 81,852

Solid Waste Fund	FY 2016-17 Actual	FY 2017-18 Estimated	FY 2018-19 Proposed
Service Fees	\$ 421,590	\$ 420,000	\$ 420,000
Miscellaneous Revenue	\$ 18,891	\$ 2,840	\$ 2,850
Total Revenue	\$ 440,481	\$ 422,840	\$ 422,850
Fund Balance	\$ 433,237	\$ 475,920	\$ 344,927
Total Available Funds	\$ 873,718	\$ 898,760	\$ 767,777

Stormwater Utility Fund	FY 2016-17 Actual	FY 2017-18 Estimated	FY 2018-19 Proposed
Stormwater Utility Fees	\$ 154,018	\$ 154,000	\$ 154,000
Miscellaneous Revenue	\$ 1,853	\$ 559	\$ 550
Total Revenue	\$ 155,871	\$ 154,559	\$ 154,550
Fund Balance	\$ 40,303	\$ 36,678	\$ 88,432
Total Available Funds	\$ 196,174	\$ 191,237	\$ 242,982

Sewer Fund	FY 2016-17 Actual	FY 2017-18 Estimated	FY 2018-19 Proposed
Sewer User Fees	\$ 897,748	\$ 928,000	\$ 930,000
Sewer Tap Fees	\$ 25,925	\$ 15,000	\$ 25,000
Other Fees	\$ 77,724	\$ 82,000	\$ 45,000
Non-Operating Revenue	\$ 8,258	\$ 8,284	\$ 3,500
Other Financing Sources	\$ -	\$ 518,000	\$ -
Total Revenue	\$ 1,009,655	\$ 1,551,284	\$ 1,003,500

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

General Fund	FY 2016-17 Actual	FY 2017-18 Estimated	FY 2018-19 Proposed	Amendment#2 Ord 18-711	Amendment#3 Ord 18-712
General Government (inc.Dev&Codes)	\$ 628,920	\$ 780,841	\$ 852,289	-14,650 = 837,639	-217,000 = 1,054,639
Police Department (& City Court)	\$ 1,198,212	\$ 1,221,298	\$ 1,302,234		
Fire Department	\$ 214,424	\$ 733,763	\$ 328,925		
Parks and Recreation	\$ 102,758	\$ 106,918	\$ 159,860		
Debt Service	\$ 167,260	\$ 180,338	\$ 215,771		
Transfer to Street	\$ 27,883	\$ 44,295	\$ -		
Capital	\$ -	\$ -	\$ -		
Total Appropriations	\$ 2,339,457	\$ 3,067,453	\$ 2,859,079	-14,650 = \$2,844,429	+217,000 = \$3,061,429

State Street Aid Fund	FY 2016-17 Actual	FY 2017-18 Estimated	FY 2018-19 Proposed
Street Expenditures	\$ 85,791	\$ 116,353	\$ 76,993
Capital	\$ 7,053	\$ 261,707	\$ 200,000
Total Appropriations	\$ 92,844	\$ 378,060	\$ 276,993

Drug Fund	FY 2016-17 Actual	FY 2017-18 Estimated	FY 2018-19 Proposed
Police Dept Drug Expenditures	\$ 16,789	\$ 9,214	\$ 81,852
Total Appropriations	\$ 16,789	\$ 9,214	\$ 81,852

Solid Waste Fund	FY 2016-17 Actual	FY 2017-18 Estimated	FY 2018-19 Proposed
Operating Expenditures	\$ 395,783	\$ 411,293	\$ 462,910
Capital	\$ 2,016	\$ 142,540	\$ 7,600
Total Appropriations	\$ 397,799	\$ 553,833	\$ 470,510

Stormwater Utility Fund	FY 2016-17 Actual	FY 2017-18 Estimated	FY 2018-19 Proposed	Amendment#2 Ord 18-711
Operating Expenses	\$ 144,902	\$ 97,805	\$ 98,246	-4,372 = \$93,874
Capital	\$ 14,595	\$ 5,000	\$ 12,000	
Total Appropriations	\$ 159,497	\$ 102,805	\$ 110,246	-4,372 = \$105,874

Sewer Fund	FY 2016-17 Actual	FY 2017-18 Estimated	FY 2018-19 Proposed	Amendment#1 Ord 18-704 8/21/18
Operating Expenses	\$ 995,367	\$ 1,064,168	\$ 1,069,964	
Non-Operating Expenses	\$ 24,495	\$ 29,000	\$ 29,200	
Debt Service	\$ -	\$ 23,971	\$ 23,971	
Capital	\$ 270,085	\$ 703,416	\$ 70,000	-30,000 = \$100,000
Total Appropriations	\$ 1,289,947	\$ 1,820,555	\$ 1,193,135	-30,000 = \$1,223,135

SECTION 3. At the end of the 2019 fiscal year, the governing body estimates fund balances/deficits as follows:

		Amendment#2 Ord 18-711	Amdmat#3 Ord 18-712
General Fund	\$ 1,368,689	+14,650 = \$1,383,339	-217,000 = \$1,166,339
State Street Aid Fund	\$ 233,617		
Drug Fund	\$ -		
Solid Waste Fund	\$ 297,267		
Stormwater Fund	\$ 132,736	+4,372 = \$137,108	
Sewer Fund	\$ -		

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

Bonded or Other Indebtedness	Principal (current yr)	Interest (current yr)	Principal outstanding @ 6/30/19
Bonds	\$ -	\$ -	\$ -
State Revolving Loan	\$ 22,695	\$ 1,276	\$ 420,810
Loan Agreements	\$ 162,581	\$ 17,467	\$ 735,290
Capital Leases	\$ 33,093	\$ 1,147	\$ -
Other Debt	\$ -	\$ -	\$ -
Total	\$ 218,369	\$ 19,890	\$ 1,156,100

SECTION 5. 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 accordance with Section 6-56-205 of the *Tennessee Code Annotated*.

SECTION 6. Money may be transferred from one appropriation to another in the same fund only by appropriate ordinance by the governing body, subject to such limitations and procedures as it may describe as allowed by 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 7. A detailed financial plan will be attached to this budget and become part of this budget ordinance.

SECTION 8. 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 until the adoption of the new budget ordinance in accordance with Section 6-56-210 of the *Tennessee Code Annotated*, provided sufficient revenues are being collected to support the continuing appropriations. Approval of the Director of the Division of Local Finance for a continuation budget will be requested if any indebtedness is outstanding.

SECTION 9. There is hereby levied a property tax of \$1.00 per \$100 of assessed value on all real and personal property in Robertson County.

There is hereby levied a property tax of \$1.00 per \$100 of assessed value on all real and personal property in Sumner County.

SECTION 10. All unencumbered balances of appropriations remaining at the end of the fiscal year shall lapse and revert to the respective fund balances.

SECTION 11. This ordinance shall take effect on July 1, 2018, the public welfare requiring it.

Passed First Reading: May 24, 2018

Public Hearing: June 19, 2018

Passed Second and Final Reading: June 28, 2018

BOARD OF COMMISSIONERS

Timothy F. Lassiter, Mayor

Timothy F. Lassiter, Mayor

Attest:

Holly L. Murphy, City Recorder

Holly L. Murphy, City Recorder

Approved as to Form and Legality:

Robert G. Wheeler, Jr., City Attorney

Robert G. Wheeler, Jr., City Attorney

SUPPORTING INFORMATION ADMINISTRATION		
10-410-1100	SALARIES	227,393
10-410-1101	OVERTIME	500
10-410-1105	SALARIES COMMISSION	24,850
10-410-1108	LONGEVITY	4,900
10-410-1200	FICA & MEDICARE	19,710
10-410-1300	HEALTH INSURANCE	34,790
10-410-1400	RETIREMENT	1,443
10-410-1500	UNEMPLOYMENT	168
10-410-2000	OTHER MEDICAL EXPENSES	-
10-410-2002	EDUCATION AND TRAINING	4,500
10-410-2012	ELECTION	-
10-410-2014	WORKERS COMP	912
10-410-2016	LIABILITY INSURANCE	94,800
10-410-2100	UTILITIES	19,000
10-410-2102	TELEPHONE /INTERNET	6,000
10-410-2104	GAS AND OIL	500
10-410-2106	PUBLICITY/SUBSCRIPTIONS/DUES	11,000
10-410-2200	REPAIR & MAINTENANCE	-
10-410-2202	VEHICLE REPAIR & MAINTENANCE	500
10-410-2206	BLDG.REPAIR AND MAINTENANCE	10,000
10-410-2207	CITY PROPERTY MAINTENANCE	700
10-410-2210	CONTRACTUAL SERVICES	62,366
10-410-2300	OPERATING SUPPLIES	3,500
10-410-2302	OFFICE SUPPLIES	2,000
10-410-2310	MISC (inc. ETS fees)	2,000
10-410-2312	MINOR EQUIPMENT	10,000
10-410-2316	POSTAGE	3,500
10-410-2326	RECORDING DOCUMENTS	100
10-410-2332	MEALS AND ENTERTAINMENT	2,000
10-410-2700	DONATION/LIBRARY	2,500
10-410-2745	PROPERTY TR- MATCH SUMNER	2,000
10-410-2750	PROPERTY TR- MATCH ROBERTSON	1,000
10-410-4000	PROFESSIONAL SERVICES	5,000
	Misc Engineering	5,000
10-410-2706	LITERACY PROGRAM/LIBRARY	
10-410-4014	LEGAL SERVICES	30,000
10-410-4016	ACCOUNTING AND AUDITING	4,000
10-410-6000	BUILDING IMPROVEMENTS	100,000
	Engineering/City Hall Expansion	100,000
10-410-6022	OTHER CAPITAL PROJECTS	
	Traffic Signal	+ 152,000
10-410-7002	TRANSFER TO STREET	691,632
		+197,000=888,632

City Manager, Recorder, Ofc Mgr & Tax Clerk

DEVELOPMENT SERVICES

Original Budget Adopted

Ord#18-697

Proposed Amendment - Ordinance 18-711
ATTACHMENT B

SUPPORTING INFORMATION DEVELOPMENT SERVICES				
10 440 1100 SALARIES	56,375	Development Director	Dev Dir 60% Strwater Mgr 40%	33,825
10 440 1101 OVERTIME	-			-
10 440 1108 LONGEVITY	100			100
10 440 1200 FICA & MEDICARE	4,320			2,595
10 440 1300 HEALTH INSURANCE	9,829			9,829
10 440 1400 RETIREMENT	350			210
10 440 1500 UNEMPLOYMENT	42			42
10 440 2000 OTHER MEDICAL EXPENSES				
10 440 2002 EDUCATION AND TRAINING	4,000			4,000
10 440 2010 PLANNING /ZONING	500			500
10 440 2014 WORKERS COMP	125			75
10 440 2100 UTILITIES				
10 440 2102 TELEPHONE /INTERNET	684			684
10 440 2104 GAS AND OIL	1,000			1,000
10 440 2106 PUBLICITY/SUBSCRIPTIONS/DUES	500			500
10 440 2202 VEHICLE REPAIR & MAINTENANCE	500			500
10 440 2210 CONTRACTUAL SERVICES	227			227
<i>Comprehensive Plans + IT</i>				
<i>GPS Fleet Mgmt</i>			<i>GIS Zoning Map-GNRC</i>	+20,000
10 440 2300 OPERATING SUPPLIES	200			227
10 440 2302 OFFICE SUPPLIES	1,000			200
10 440 2310 MISCELLANEOUS	-			1,000
10 440 2312 MINOR EQUIPMENT	1,000			-
10 440 2316 POSTAGE	-			1,000
10 440 2332 MEALS/ENTERTAINMENT	250			-
10 440 2324 CLOTHING AND UNIFORMS	300			250
10 440 4000 PROFESSIONAL SERVICES/ENGINEERING	5,000			300
10 440 4014 LEGAL SERVICES	5,000			5,000
	\$ 91,302			\$ 66,837
				+20,000=88,837

**CITY OF MILLERSVILLE, TENNESSEE
ORDINANCE 18-713**

**AN ORDINANCE AMENDING THE MILLERSVILLE CODE OF
ORDINANCES CHAPTER 82 UTILITIES, ARTICLE II SEWERS.**

WHEREAS, the Governing Body of the City of Millersville reviews its Code of Ordinances from time to time to ensure that the laws of the City meet the requirements of the local, state and federal laws and the desires of the City Commission; and

WHEREAS, the Governing Body has identified the need to amend various sections of Chapter 82 Utilities, Article II Sewers of the Code of Ordinances; and

WHEREAS, the Governing Body approved Ordinance 16-654 making changes to the maintenance and repair responsibilities of grinder tanks and pumps; and

WHEREAS, the Governing Body adopted new rates, fees, and charges for sewer service by resolution.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF MILLERSVILLE, TENNESSEE that:

SECTION 1. Ordinance 16-654 is hereby repealed.

SECTION 2. This amendment to Chapter 82 of its Code of Ordinances shall be made in accordance with *Exhibit A* attached hereto and made part of Ordinance 18-713 as if copied verbatim.

THIS ORDINANCE SHALL BECOME EFFECTIVE IMMEDIATELY UPON PASSAGE, THE PUBLIC WELFARE REQUIRING IT.

Passed First Reading: _____

Public Hearing: _____

Passed Second Reading: _____

BOARD OF COMMISSIONERS

By: _____
Timothy F. Lassiter, Mayor

Attest:

Approved as to Form and legality:

By: _____
Holly L. Murphy, City Recorder

By: _____
Robert G. Wheeler, Jr., City Attorney

Exhibit A

Chapter 82 - UTILITIES

ARTICLE II. - SEWERS

DIVISION 1. - GENERALLY

Sec. 82-31. - Purpose and policy.

- (a) This article sets forth uniform requirements for the disposal of wastewater in the service area of the city, wastewater treatment system. The objectives of the article are to:
- (1) Protect the public health;
 - (2) Provide safe and economical ~~problem-free~~ wastewater collection, transmission and treatment service;
 - (3) Prevent the introduction of pollutants into the municipal wastewater treatment system, which will interfere with the system operation, will cause the city's discharge to violate its National Pollutant Discharge Elimination System (NPDES) permit or other applicable state requirements will cause physical damage to the wastewater treatment system facilities;
 - (4) Provide for full and equitable distribution of the cost of the wastewater treatment system;
 - (5) Enable the city to comply with the provisions of the Federal Clean Water Act, the General Pretreatment Regulations (40 CFR 403), and other applicable federal and state laws and regulations;
 - (6) Improve the opportunity to recycle and reclaim wastewaters and sludges from the wastewater treatment system.
- (b) In meeting these objectives, this article provides that all persons in the service area of the city must have adequate wastewater treatment either in the form of a connection to the municipal wastewater conveyance and treatment system or, where the system is not available, an appropriate permitted private disposal system. This article also provides for the issuance of permits to system users; for the regulations of wastewater discharge volume and characteristics; for monitoring and enforcement activities; and for the setting of fees for the full and equitable distribution of costs resulting from the operation, maintenance, and capital recovery of the wastewater treatment system and from other activities required by the enforcement and administrative program established in this article.
- (c) This article shall apply to the city, and to persons outside the city who are, by contract or agreement with the city users of the municipal wastewater treatment system. Except as otherwise provided in this article, the sewer superintendent of the city shall administer, implement, and enforce the provisions of this article.

DIVISION 2. - USE OF PUBLIC SEWERS

Sec. 82-61. - When connections required.

Except as provided in section 82-62, the owner of all houses, buildings or properties used for human occupancy, employment, recreation, or other purposes situated within the service area and abutting on any street, alley, or right-of-way in which there is now located or may in the future be located a public sanitary sewer in the service area, is hereby required at his expense to install suitable toilet facilities therein, and to connect such facilities directly with the proper public sewer in accordance with the provisions of this article, within 30 days after the date a letter directing connection is mailed, provided that such public sewer infrastructure is within 200 feet of the closest portion of the parcel or lot on which the building drain-is or will be located for residential zoning or use. For commercial, industrial, and other zonings and use, the distance to connect shall be within 500 feet.

DIVISION 4. - BUILDING SEWERS AND CONNECTIONS

Sec. 82-121. - Permit required.

No unauthorized person shall uncover, make any connections with or opening into, use, alter, or disturb any public sewer or appurtenance thereof without first obtaining a written permit from the superintendent as required by division 6 of this article.

Sec. 82-122. - Owner responsible for costs and expenses.

All costs and expenses incident to the installation, connection, and inspection of the building sewer shall be borne by the owner. The owner shall indemnify the city from any loss or damage that may directly or indirectly be occasioned by the installation of the building sewer.

Sec. 82-123. - Separate building sewer required for each building; exception.

A separate and independent building sewer shall be provided for every building; except where one building stands at the rear of another on an interior lot and no private sewer is available or can be constructed to the rear building through an adjoining alley, court, yard, or driveway, the building sewer from the front building may be extended to the rear building and the whole considered as one building sewer.

Sec. 82-124. - Use of old building sewer.

Old building sewers may be used in connection with new buildings only when they are found, on examination and tested by the superintendent or by a state licensed plumber or engineer to meet all requirements of this article. All others independent examinations must be sealed to the specifications of the superintendent with a copy of the report submitted to the sewer superintendent prior to issuance of the building's certificate of occupancy or use. Any required repair costs shall be the responsibility of the property owner.

Sec. 82-125. - Building sewer requirements.

Building sewers shall conform to the following requirements:

- (1) *Minimum size.* The minimum size of a building sewer shall be four inches.
- (2) *Depth.* The minimum depth of a building sewer shall be 18 inches.
- (3) *Grade.* Four-inch building sewers shall be laid on a grade greater than one-eighth of an inch per foot. Larger building sewers shall be laid on a grade that will produce a velocity when flowing full of at least two feet per second.
- (4) *Slope and alignment.* Slope and alignment of all building sewers shall be neat and regular.
- (5) *Materials.* Building sewers shall be constructed only of:

- a. Concrete or clay sewer pipe using rubber or neoprene compression joints of approved type;
 - b. Cast iron soil pipe with leaded or compression joint;
 - c. Polyvinyl chloride pipe with solvent welded or with rubber compression joints;
 - d. ABS composite sewer pipe with solvent welded or rubber compression joints of approved type;
 - e. Such other materials of equal or superior quality as may be approved by the superintendent. Under no circumstances will cement mortar joints be acceptable.
- (6) *Cleanouts.* A cleanout shall be located five feet outside of the building, one as it taps on to the utility lateral and one at each change of direction of the building sewer which is greater than 45 degrees. Additional cleanouts shall be placed not more than 75 feet apart in horizontal building sewers of four-inch nominal diameter and not more than 100 feet apart for larger pipes. Cleanouts shall be extended to or above the finished grade level directly above the place where the cleanout is installed. A "Y" (wye) and one-eighth-inch bend shall be used for the cleanout base. Cleanouts shall not be smaller than four inches on a four-inch pipe.
- (7) *Connection specifications.* Connections of building sewers to the public sewer system shall be made the appropriate existing wye or tee branch using compression type couplings or collar type rubber joint with corrosion resisting or stainless steel bands. Where existing wye or tee branches are not available, connections of building services shall be made by either removing a length of pipe and replacing it with a wye or tee fitting or cutting a clean opening in the existing public sewer and installing a tee-saddle or tee-insert of a type approved by the superintendent. All such connections shall be made gastight and watertight.
- (8) *Pipe elevation; lifters.* The building sewer may be brought into the building below the basement floor when gravity flow from the building to the sanitary sewer is at a grade of one-eighth of an inch per foot or more if possible. In cases where basement or floor levels are lower than the ground elevation at the point of connection to the sewer, adequate precautions by installation of check valves or other backflow prevention devices to protect against flooding shall be provided by the owner. In all buildings in which any building drain is too low to permit gravity flow to the public sewer, sanitary sewage carried by such building drain shall be lifted by an approved means and discharged to the building sewer at the expense of the owner.
- (9) *Code specifications.* The methods to be used in excavating, placing of pipe, jointing, testing, backfilling the trench, or other activities in the construction of a building sewer which have not been described in this section shall conform to the requirements of the building and plumbing code or other applicable rules and regulations of the city or to the procedures set forth in appropriate specifications of the ASTM and Water Pollution Control Federal Manual of Practice No. 9 materials must be approved by the superintendent before installation.
- (10) *Gastight and watertight.* An installed building sewer shall be gastight and watertight.
- (11) Sewer grinder tank and pump equipment. The sewer supervisor shall establish the specifications, manufacturer, and minimum standards for all materials and equipment connecting to the POTW. These specifications and standards shall be available to the public at city hall.

Sec. 82-126. - Safeguards for excavations.

All excavations for building sewer installation shall be adequately guarded with barricades and lights so as to protect the public from hazard. Streets, sidewalks, parkways, and other public property disturbed in the course of the work shall be restored in a manner satisfactory to the city.

Sec. 82-127. - Connection to surface runoff sources.

No person shall make connection of roof downspouts, exterior foundation drains, areaway drains, basement drains, or other sources of surface runoff or groundwater to a building sewer or building drain which in turn is connected directly or indirectly to a public sanitary sewer.

Sec. 82-128. - Inspection of connections and building sewer system.

- (a) The sewer connection and all building sewers from the building to the public sewer main line shall be inspected before the underground portion is covered by the superintendent or his authorized representative.
- (b) The applicant for discharge shall notify the superintendent when the building sewer is ready for inspection and connection to the public sewer. The connection shall be made under the supervision of the superintendent or his representative.
- (c) When a grinder pump system is required, the applicant for discharge shall be responsible for the purchase and installation of all components of the system. These systems shall be inspected when installed and before the underground portion is covered or backfilled. A second inspection shall be required prior to the system being placed into operation. Fees for each inspection shall be set by the board of commissioners.

Sec. 82-129. - Maintenance and repair of building sewers.

Effective for building permits issued on or after February 1, 2017, all new residential structures and uses including replacement structures connecting to Each individual property owner or user of the POTW shall be entirely responsible for the maintenance, repair and clean outs of the building sewer including grinder tanks and pumps located on private property. For permits issued or building sewers installed prior to February 1, 2017, the city may repair or clean out portions of the residential building sewer including grinder pumps as determined by the board of commissioners. All other structures connecting to the POTW shall be entirely responsible for the maintenance and repair of the building sewer including grinder tanks and pumps located on private property. Any residential property owner or user whose sewer service account is inactive for more than 6 months shall be entirely responsible for the maintenance and repair of the building sewer including grinder tanks and pumps located on private property. This maintenance may ~~will~~ include repair or replacement of the service line as deemed necessary by the superintendent to meet specifications of the city.

Secs. 82-130—82-150. - Reserved.

DIVISION 5. - PRIVATE DISPOSAL FACILITIES

Sec. 82-151. - When required; when connection to public system required.

- (a) Where a public sanitary sewer is not available under the provisions of section 82-61, the building sewer shall be connected to a private wastewater disposal system complying with the provisions of this section and sections 82-152—82-158.

- (b) Any residence, office, recreational facility, or other establishment used for human occupancy where the building drain is below the elevation to obtain a grade equivalent to one-eighth inch per foot in the building sewer but is otherwise accessible to a public sewer as provided in division 4 of this article, the owner shall provide a private sewage pumping station as provided in section 82-125(8).
- (c) Where a public sewer becomes available as provided in section 82-61, the building sewer shall be connected to such sewer within 30 days after the date a letter directing connection is mailed.

Sec. 82-152. - Certificate of inaccessibility of public system prerequisite to construction.

A private domestic wastewater disposal system may not be constructed within the service area unless and until a certificate is obtained from the superintendent stating that a public sewer is not accessible to the property and no such sewer is proposed for construction in the immediate future. No certificate shall be issued for any private domestic wastewater disposal system employing subsurface soil absorption facilities where the area of the lot is less than that specified by the city and the Sumner-County Health Department in which the construction is proposed.

Sec. 82-153. - Permit required.

Before commencement of construction of a private sewage disposal system, the owner shall first obtain written permission from the city and the Sumner-County Health Department in which the construction is proposed. The owner shall supply any plans, specifications, and other information as are deemed necessary by the city and the Sumner-County Health Department in which the construction is proposed.

Sec. 82-154. - Approval of system; inspections.

A private sewage disposal system shall not be placed in operation until the installation is completed to the satisfaction of the city and the Sumner-County Health Department in which the construction is proposed. They shall be allowed to inspect the work at any stage of construction and in any event, the owner shall notify the city and the Sumner-County Health Department in which the construction is proposed when the work is ready for final inspection, and before any underground portions are covered. The inspection shall be made within a reasonable period of time after the receipt of notice by the city and the Sumner-County Health Department in which the construction is proposed.

Sec. 82-155. - Registration and records of septic tank cleaners.

Every person who operates equipment for the purpose of removing digested sludge from septic tanks, cesspools, and other sewage disposal installations on private or public property must register with the building inspector and furnish such records of work done within the corporate limits as may be deemed necessary by the health officer.

Sec. 82-156. - Type, capacity, location and layout specifications.

The type, capacity, location, and layout of a private sewage disposal system shall comply with all recommendations of the state department of public health and the city and the Sumner-County Health

Department in which the construction is proposed. No septic tank or cesspool shall be permitted to discharge to any natural outlet.

Sec. 82-157. - Owner to operate and maintain in sanitary manner.

The owner shall operate and maintain the private sewage disposal facilities in a sanitary manner at all times, at no expense to the city.

Sec. 82-158. - Additional requirements.

No statement contained in this division shall be construed to interfere with any additional requirements that may be imposed by the city and ~~the Sumner~~ County Health Department in which the construction is proposed.

Sec. 82-159. - Regulation of holding tank waste disposal.

- (a) *Permit.* No person, firm, association or corporation shall clean out, drain, or flush any septic tank or any other type of wastewater or excreta disposal system, unless such person, firm, association, or corporation obtains a permit from the superintendent to perform such acts or services. Any person, firm, association, or corporation desiring a permit to perform such services shall file an application on the prescribed form. Upon any such application, such permit shall be issued by the superintendent when the conditions of this article have been met, and provided that the superintendent is satisfied the applicant has adequate and proper equipment to perform the services contemplated in a safe and competent manner.
- (b) *Fees.* For each permit issued under the provisions of this article, an annual service charge therefor shall be paid to the city to be set as specified in division 7 of this article. Any such permit granted shall be for one full fiscal year or fraction of the fiscal year, and shall continue in full force and effect from the time issued until the ending of the fiscal year unless sooner revoked, and shall be nontransferable. The number of the permit granted under this section shall be plainly painted on each side of each motor vehicle used in the conduct of the business permitted under this section.
- (c) *Designated disposal locations.* The superintendent shall designate approved locations for the emptying and cleansing of all equipment used in the performance of the services rendered under the permit provided for in this section, and it shall be a violation hereof for any person, firm, association or corporation to empty or clean such equipment at any place other than a place so designated.
- (d) *Revocation of permits.* Failure to comply with all the provisions of this article shall be sufficient cause for the revocation of such permit by the superintendent. The possession within the service area by any person of any motor vehicle equipped with a body type and accessories of a nature and design capable of serving a septic tank or excreta disposal system cleaning unit shall be prima facie evidence that such person is engaged in the business of cleaning, draining, or flushing septic tanks or other wastewater or excreta disposal systems within the service area of the city.

Secs. 82-160—82-180. - Reserved.

DIVISION 7. - RATES AND CHARGES

Sec. 82-201. - Purpose.

It is the purpose of this article to provide for the equitable recovery of costs from users of the city's wastewater treatment system, including costs of operation, maintenance, administration, bond service cost, capital improvements, depreciation, and equitable cost recovery of EPA administered federal wastewater grants.

Sec. 82-202. - Types of charges and fees.

The charges and fees as established in the city's schedule of charges and fees and set by the board of commissioners may include, but not be limited to:

- (1) Inspection fee and tapping fee including connection privilege charges;
- (2) Fees for applications for discharge;
- (3) Sewer use charges;
- (4) Surcharge fees;
- (5) Industrial wastewater discharge permit fees;
- (6) Fees for industrial discharge monitoring; and
- (7) Other fees as the city may deem necessary to carry out the requirements of this article.

Sec. 82-203. - Fees for applications for discharge.

A fee may be charged when a user or prospective user makes application for discharge as required by division 6 of this article.

Sec. 82-204. - Inspection fee and tapping fee.

An inspection fee and tapping fee for a building sewer installation shall be paid to the city's sewer department at the time the application is filed. Fees shall cover the costs of inspecting new and/or existing sewer infrastructure to the limits of the plumbing within subject building establishments. ~~An inspection fee and tapping fee shall be set by the board of commissioners.~~

Sec. 82-205. - Procedure for establishing sanitary charges.

- (a) Purpose of charges and fees. A schedule of charges and fees shall be adopted by the city, which will enable it to comply with the revenue requirements of section 204 of the Clean Water Act. Charges and fees shall be determined in a manner consistent with regulations of the Federal Grant Program to ensure that sufficient revenues are collected to defray the cost of operating and maintaining, including replacement, adequate wastewater collection and treatment systems. Specific charges and fees shall be adopted by resolution a separate ordinance, this section describes the procedure to be used in calculating the charges and fees. Additional charges and fees to recover funds for capital outlay, bond service costs, and capital improvements may be assessed by the city.

These charges and fees shall be recovered through the user classification established in subsection (b) of this section.

- (b) *Classification of user.* All users shall be classified by the superintendent either by assigning each one to a user classification category according to the principal activity conducted on the user's premises, by individual user analyzation, or by a combination thereof. The purpose of such collective and/or individual classification is to facilitate the regulation of wastewater discharges based on wastewater constituents and characteristics.
- (c) *Types of charges and sewer fees.* The charges and fees as established in treatment works schedule of charges and fees, may include, but not be limited to:
- (1) User classification charges;
 - (2) Fees for monitoring requested by user;
 - (3) Fees for permit applications;
 - (4) Appeal fees;
 - (5) Charges and fees based on wastewater constituents and characteristics;
 - (6) Fees for use of garbage grinders;
 - (7) Fees for holding tank wastes.
- (d) *Changes in building occupancy; application fees.* Any change in the occupancy of any building or residence connected to the city's sanitary sewer system shall require the completion of an application for sewer service by the new occupant, unless the owner has previously completed such application, and shall continue to be liable for payment of all sewer service charges. The application fee shall be set by the board of commissioners. as follows:
- ~~(1) Owner of residential and commercial property \$30.00~~
- ~~(2) Tenant of residential and commercial property 50.00~~
- (e) *Basis of determination of charges.* Charges and fees may be based upon a minimum basic charge for each premises, computed on the basis of normal wastewater from a domestic premises with the following characteristics:

BOD ₅	300 milligrams per liter
COD	600 milligrams per liter
TXN	60 milligrams per liter
NH ₃ -N	30 milligrams per liter
Suspended solids	300 milligrams per liter
Fats, oil, and grease	100 milligrams per liter

The charges and fees for all classifications of users other than the basic domestic premises shall be based upon the relative difference between the average wastewater constituents and characteristics of

that classification as related to those of a domestic premises. The charges and fees established for permit users shall be based upon the measured or estimated constituents and characteristics of the wastewater discharge of that user which may include, but not be limited to, BOD, COD, SS, NH_3 as N, chlorine demand, and volume.

- (f) *User charges.* Each user shall be levied a charge for payment of bonded indebtedness of the treatment system and for that user's proportionate share of the operations and maintenance costs of the system. A surcharge will be levied against those users with wastewater that exceeds the strength of normal wastewater. The user charge will be computed from a base charge plus a surcharge. The base charge will be the user's proportionate share of the costs of operation and maintenance (O&M) including replacement for handling its periodic volume of normal wastewater.

- (1) *Operation and maintenance user charges.* Each user's share of operation and maintenance costs will be computed by the following formula:

$$C_u = C_t / V_t \times (V_u)$$

Where:	C_u	=	User's charge for O&M per unit of time.
	C_t	=	Total O&M cost per unit of time.
	V_t	=	Total volume contribution from all users per unit of time.
	V_u	=	Volume contribution from a user per unit of time.

Operation and maintenance charges may be established on a percentage of water use charge only if water use charges are based on a constant cost per unit of consumption.

- (2) *Surcharges.* The surcharge will be the user's proportionate share of the O&M costs for handling its periodic volume of wastewater which exceeds the strength of BOD_5 suspended solids, and/or other elements in normal wastewater, including toxic wastes. The amount of the surcharge shall be determined by the following formula:

$$C_s = (B_c \times B) + (S_c \times S) + (P_c \times P) V_u$$

Where:	C_s	=	Surcharge for wastewaters exceeding the strength or normal wastewater expressed in dollars per billing period.
	B_c	=	O&M cost for treatment of a unit of BOD_5 expressed in dollars per pound.
	B	=	Concentration of BOD_5 from a user above the base level of 2.50 pounds/1,000 gallons expressed in pounds per 1,000 gallons.
	S_c	=	O&M costs for treatment of a unit of suspended solids expressed in dollars per pound.
	S	=	Concentration of suspended solids from a user above the base level of 2.50

			pounds/1,000 gallons expressed in pounds per 1,000 gallons.
	Pc	=	O&M cost for treatment of a unit of any pollutant which the publicly owned treatment works is committed to treat by virtue of an NPDES permit or other regulatory requirement expressed in dollars per pound.
	P	=	Concentration of any pollutant from a user above base level. Base levels for pollutants subject to surcharges will be established by the superintendent.
	Vu	=	Volume contribution of a user per billing period (expressed in thousands of gallons).

The values of parameters used to determine user charges may vary from time to time. Therefore, the superintendent is authorized to modify any parameter or value as often as necessary. Review of all parameters and values shall be under taken whenever necessary; but in no case less frequently than annually.

(g) *Industrial users.*

- (1) In compliance with the provisions of the Federal Water Pollution Control Act, as amended, (33 USC 1251 et seq.), and with the provisions of the Metropolitan Sewer Use Ordinance, (Bill No. 80-343, Metropolitan Government of Nashville and Davidson County, Tennessee), all significant industrial users, as defined in division 4 of this article, shall obtain an industrial user's permit before discharging any industrial/commercial wastewater into the city sanitary sewer system. All industrial users shall comply with the terms and provisions of the industrial user's permit, which is attached hereto as Exhibit A and incorporated in this subsection (g) by reference.
 - (2) Significant industrial user is hereby defined as:
 - a. All categorical industrial users as defined in 40 CFR 122 and 403.
 - b. Any noncategorical industrial user which:
 1. Discharges 25,000 gallons per day or more of process wastewater (process wastewater excludes sanitary, noncontact cooling and boiler blowdown wastewaters);
 2. Contribute a process wastewater which makes up five percent or more of the average dry weather hydraulic or organic (BOD, TSS, etc.) capacity of the treatment plant; or
 3. Has a reasonable potential in the opinion of the control or approval authority, to adversely affect POTW treatment plant (inhibition, pass through of pollutants, sludge contamination, or endangering of POTW workers).
 - (3) Any violation of this article shall be punishable under section 1-9 of this Code. Each day a violation continues shall constitute a separate offense.
- (h) *Notification.* Each user shall be notified, at least annually, in conjunction with a regular bill, of the rate and that portion of the user charges which are attributable to wastewater treatment services.
- (i) *Biennial review of operation and maintenance charges.* The city shall review not less often than every two years the wastewater contribution of users and user classes, the total costs of operation and maintenance of the treatment works and its approved user charge system. The city shall revise the charges for users or user classes to accomplish the following:

- (1) Maintain the proportionate distribution of operation and maintenance costs among users and user classes as required in this section;
- (2) Generate sufficient revenue to pay the total operation and maintenance costs necessary to the proper operation and maintenance, including replacement, of the treatment works; and
- (3) Apply excess revenues collected from a class of users to the costs of operational and maintenance attributable to that class for the next year and adjust the rate accordingly.

Sec. 82-206. - Specific fees and charges.

- (a) The charges and fees for users of the city's sanitary sewer system shall be adopted by resolution.

Residential-users:	0—1,500-gallons	\$14.12 minimum bill
	All gallons over 1,500	—5.84 per 1,000-gallons
Commercial-users:	0—1,500-gallons	—14.12 minimum bill
	All gallons over 1,500	—5.84 per 1,000-gallons
Hotel/motel and campgrounds:	All gallons-used	—9.27 per 1,000-gallons

- (b) All households on wells will be charged a ~~flat-rate~~ set by the board of commissioners. of \$31.68.
- (c) The City of Millersville will allow adjustments for leaks no more than two times in a calendar year. All adjustments will be based on the average bill for the previous six months.
- (d) All bills not paid by the due date shall be subject to a late fee of ten percent of the original amount billed. All legal fees, collection fees and other expenses incurred in the collection of an unpaid balance shall be added to the balance due.
- (e) Dry sewer taps will not be charged a minimum fee. A property shall be considered to have a "dry tap" if a tapping fee has been paid but the connection to the sewer system has not been made or if the water to the property has been permanently turned off and the water meter removed.
- (f) All new user connections to the system, requested or required, shall be required to pay a tap fee and any other charges as set by the board of commissioners. of \$1,525.00 plus applicable new customer fees. The new user shall be responsible for the purchase of and installation of all equipment and materials necessary to connect with the tap. New connections to the system shall be inspected and approved by the city before activating the connection.
- (g) Grinder tanks and pumps eligible for repair including cleaning as provided in section 82-129 shall be charged a service call fee set by the board of commissioners plus the cost of any parts required for the repair or replacement due to the misuse of the building sewer by the property owner or user. The service call fee shall be charged for service calls occurring more than two times for the same owner or user for similar issues causing failure of any part of the building sewer.

Sec. 82-207. - Industrial wastewater discharge permit fees.

A fee may be charged for the issuance of an industrial wastewater discharge fee in accordance with division 6 of this article.

Sec. 82-208. - Fees for industrial discharge monitoring.

Fees may be collected from the industrial users having pretreatment or other discharge requirements to compensate the city for the necessary compliance monitoring and other administrative duties of the pretreatment program.

Sec. 82-209. - Billing.

The billing for normal domestic wastewater services shall consist of monthly billing in accordance with the rates specified by the city, subject to net and gross rates.

Sec. 82-210. - Responsibility for payment of fees.

- (a) The owner of a building or other premises, or the owner of land leased or rented by the owner of a building or other premises placed on said land, shall be responsible for payment of all sewer fees incurred in servicing that property. If the owner authorizes or directs a tenant, occupant or other responsible person to open an account and make payment of the fees to the city, such agreement is exclusive of the city and the owner shall remain responsible for all incurred fees.
- (b) The city may refuse to provide sewer services to any property having past due fees that are unpaid. Refusal of service shall entail the disconnection of water service to the property. The city shall make reconnection of service upon payment of all fees, late charges, legal and collection expenses, reconnection fees and all other fees due on the account, subject to the reconnection policies and procedures utilized. A disconnection and reconnection processing fee as set by the board of commissioners shall be added to the account.
- (c) The city may secure a past due account by recording a lien against the property in the respective county.

Current and Proposed Fee Schedule

Millersville Code of Ordinances Chapter 82 - Utilities Article II. - Sewers

Section 82-124. - Use of old building sewer.

Old building sewer examination and test fee: \$ 150.00

Section 82-128. – Inspection of connections and building sewer systems.

(a) Inspect connections fee: \$ 75.00

(c) Inspect initial grinder tank and pump installation fee: \$ 125.00

Inspect and verify system prior to operation fee: \$ 100.00

Section 82-154. - Approval of system; inspections.

Inspect private sewage disposal system fee: \$ 75.00

Section 82-203. – Fees for applications for discharge.

Initial / new construction building sewer application fee: \$ 30.00

Section 82-205. - Procedure for establishing sanitary charges.

Section 82-205(d) *Changes in building occupancy; application fees.*

(1) Owner of residential and commercial property: \$ 30.00

(2) Tenant of residential and commercial property: \$ 50.00

Section 82-206. - Specific fees and charges.

Section 82-206(a) The charges and fees for users of the city's sanitary system shall be:

Residential users:	0 – 1,200 gallons	\$15.98 minimum charge
	All gallons over 1,200	\$ 7.32 per 1,000 gallons
Commercial users:	0 – 1,000 gallons	\$16.48 minimum charge
	All gallons over 1,000	\$ 7.82 per 1,000 gallons
Hotels/Motels & Campgrounds	All gallons	\$11.04 per 1,000 gallons

Effective July 1, 2019, and for each succeeding July 1 thereafter, there shall be an automatic 2% increase to the base rate for each customer unless changed by the City Commission in accordance with its lawful procedures

Section 82-206(b) All households on wells will be charged: \$ 32.68

Section 82-206(f) All new user connections tap fee including connection privilege fee \$1525.00

Section 82-206(g) Service call fee (not including parts) \$ 150.00

Section 82-210. – Responsibility for payment of fees.

Section 82-210(b) Disconnection processing fee: \$ 45.00

*The Millersville Board of Commissioners will review the sewer rates, fees and charges annually during the Budgeting Process and may adjust rates accordingly.

Chapter 74 - STREETS, SIDEWALKS AND PUBLIC PLACES

ARTICLE I. - IN GENERAL

Sec. 74-2. - Road maintenance fee.

A road maintenance fee ~~is hereby shall be~~ established by resolution of the city commission. The road maintenance fee will be used for the sole purpose of funding the street fund and will only be used to improve the condition of the roads, right-of-way and street equipment within the city. ~~The fee schedule will be as follows: Home and business owners who have paid this fee or whose home or business was built prior to this section will not be charged a second time if their home or business has been destroyed by a natural disaster (accidental fire, flood or high winds).~~

~~Single-family homes (per dwelling) \$150.00~~

~~Mobile homes (per dwelling) (Individual lots in a designated mobile home park will be charged \$75.00 per move in.) 150.00~~

~~Modular homes (per dwelling) 150.00~~

~~Apartment complex (per unit) 150.00~~

~~Duplex (per unit) 150.00~~

~~Triplex (per unit) 150.00~~

~~Townhouses and all other single-family dwellings (per unit) 150.00~~

~~Hotels, motels (per room) 50.00~~

~~All other commercial businesses will be charged \$0.15 per square foot with a base minimum of \$150.00.~~

Sec. 74-5. - When the city commission may restrict use of highways, streets and roads.

- (1) The city commission may by resolution prohibit the operation of vehicles upon any such highway or impose restrictions as to the gross weight of vehicles to be operated upon any such roadway.
- (2) The city commission shall cause to be erected and maintained signs designating the provisions of the resolution at each end of that portion of the roadway affected thereby, and resolution shall not be effective unless and until such signs are erected and maintained.
- (3) The city commission may also by resolution, prohibit the operation of trucks or other commercial vehicles, or may impose limitations as to the weight or size thereof, on certain roadways designated by appropriate signs placed on such roadways.

Sec. 74-6. - Liability for damage to highway or structure.

- (1) Any person driving any vehicle, object or contrivance upon city street, any roadway or roadway structure shall be liable for all damage which said city street, roadway or roadway structure may sustain as a result of any illegal operation, driving or moving of such vehicle, object or contrivance, or as a result of operating, driving or moving any vehicle, object or contrivance weighing in excess of the maximum weight in this regulation but authorized by a special permit issued as provided in this chapter.

- (2) Whenever such driver is not the owner of such vehicle, object or contrivance, but is so operating, driving or moving the same with the express or implied permission of said owner, then said owner and driver shall be jointly and severally liable for any such damage.
- (3) Such damage may be recovered in a civil action brought by the City of Millersville.

Sec. 74-7. - Permits for excess size and weight.

- (1) All persons seeking to operate or move a vehicle or combination of vehicles of a size and weight of vehicle or load exceeding the maximum specified in this chapter or otherwise not in conformity with the provisions of this regulation upon any roadway under the jurisdiction of the City of Goodlettsville shall apply for a permit to operate said vehicle, said application to be made to the Chief of Police or the Building Official of the City of Millersville prior to the introduction of the vehicle and/or its load onto the streets of the City of Millersville. Failure to so apply will be a misdemeanor under this chapter.
- (2) The application for any such permit shall specifically describe in writing the vehicle or vehicles and load to be operated or moved and the particular roadway for which the permit to operate is requested.
- (3) The chief of police or building official shall issue or withhold such permit at his discretion; or, to establish seasonal or other time limitations within which the vehicles described may be operated on the roadways indicated, or otherwise to limit or prescribe conditions of operation of such vehicle or vehicles, when necessary to protect the safety of roadway users, or to protect the efficient movement of traffic from unreasonable interference, or to protect the roadways from undue damage to the road foundations, surfaces or structures.
- (4) Every such permit shall be carried in the vehicle or combination of vehicles to which it refers and shall be open to inspection by any police officer or authorized agent of the city of Millersville and no person shall violate any of the terms and conditions of such special permit.

Sec. 74-8. - Heavy truck traffic prohibited on certain streets.

- (1) "Vehicle" means every device in, upon, or by which any person or property is or may be transported or drawn upon street, road, highway or public thoroughfares, excepting devices moved by human power or used exclusively upon stationary rails or tracks.
- (2) A "heavy truck" is defined to be any commercial vehicle with a total number of axles greater than two (2).
- (3) An "excessive weight truck" is defined to be any commercial vehicle with a total number of axels greater than three (3).
- (4) Unless a permit is specifically issued by the city, all heavy and excessive weight trucks shall be prohibited from streets so designated by resolution of the city commission.
- (5) Heavy and excessive weight truck permit fees shall be approved by resolution of the city commission.
- (6) The following categories are exempt from the prohibition of this section:
 - (a) The operation of heavy trucks upon any street where necessary to the conduct of regular business at a destination point within the city provided streets designated as truck routes are used until reaching the intersection nearest the destination point.

- (b) The operation of heavy trucks owned or operated by the city, any contractor or materialman, while under contract to the city while engaged in repair, maintenance, or construction of streets, street improvements, or street utilities within the city.
- (7) Signs shall be posted on the entrances to each of the streets designated above indicating either by words or by appropriate symbols that heavy trucks are prohibited from traveling upon said streets.

Any violation of this section shall be punishable by fine not to exceed fifty dollars (\$50.00).