

Ordinance No. 36

AUTOMOBILE GRAVEYARDS

Be it enacted and ordained by the Town of Mount Carmel, Tennessee, that pursuant to Chapter No. 197, Public Acts of the General Assembly for 1965, "automobile graveyards" within the Town shall comply with the following regulations:

Sec. 1. For the purposes of this ordinance "automobile graveyard" means any lot or place which is exposed to the weather and upon which more than five (5) motor vehicles of any kind, incapable of being operated, and which it would not be economically practical to make operative, are placed, located or found. The term "automobile graveyard" or "automobile junkyard" shall not be construed to mean an establishment having facilities for processing iron, steel or nonferrous scrap and whose principal produce is scrap iron, steel or nonferrous scrap for sale for remelting purposes only.

Sec. 2. All "automobile graveyards" within the Town shall be operated and maintained subject to the following regulations:

(a) All motor vehicles stored or kept in such yards shall be so kept that they will not catch and hold water in which mosquitoes may breed and so that they will not constitute a place or places in which rats, mice, or other vermin may be harbored, reared or propagated.

(b) All such "automobile graveyards" shall be enclosed within a close fitting plank or metal solid fence touching the ground on the bottom and being not less than six (6) feet in height, such fence to be so built that it will be impossible for stray cats and/or stray dogs to have access to such "automobile graveyard."

(c) Such "automobile graveyards" shall be so maintained as to be in a sanitary condition and so as not to be a menace to the public health or safety.

Sec. 3. Any person violating or failing to comply with any provision of this ordinance after thirty (30) days written notice from the city recorder shall be punishable by a fine of not more than fifty dollars (\$50.00) for each offense. Each day any violation continues shall constitute a separate offense.

Sec. 4. This ordinance shall be effective from and after its final passage and publication for two successive weeks in the _____ Newspaper of _____ Tennessee.

Passed

1st reading 6-13-68
2nd reading 7-11-68
3rd reading 8-8-68

CHAPTER NO. 197

Senate Bill No. 396

(By Mathis, Gorrell)

AN ACT authorizing each county, city, town, and metropolitan government in this state to license and regulate automobile graveyards and to provide penalties for violations thereof.

Section 1. Be it enacted by the General Assembly of the State of Tennessee, That for the purposes of this Act, "automobile graveyard" means any lot or place which is exposed to the weather and upon which more than five (5) motor vehicles of any kind, incapable of being operated, and which it would not be economically practical to make operative, are placed, located or found. The term "automobile graveyard" or "automobile junkyard" shall not be construed to mean an establishment having facilities for processing iron, steel or non-ferrous scrap and whose principal produce is scrap iron, steel or nonferrous scrap for the sale for remelting purposes only.

Section 2. Be it further enacted, that the governing body of each county by resolution, and the governing body of each city, town or metropolitan government by ordinance, may regulate and license the maintenance of automobile graveyards as defined above and may prescribe fines and other punishment for violations of such resolutions or ordinances.

Section 3. Be it further enacted, That no such ordinance shall be adopted until after notice of intention to propose the same for adoption shall have been published prior to its adoption once a week for two successive weeks in some newspaper published in such county or municipality or, if there be no newspaper published therein, then in some newspaper having general circulation in such county or municipality, and no ordinance shall become effective until it shall have been published in full for two successive weeks in a like newspaper.

Section 4. Be it further enacted, That this Act shall take effect from and after its passage, the public welfare demanding it.

Passed: March 11, 1965

Jared Maddux
Speaker of the Senate

William L. Barry,
Speaker of the House of Representatives

Approved: March 20, 1965

Frank G. Clement,
Governor