

ORDINANCE NO. 2018-1060

AN ORDINANCE TO AMEND THE ADOPTED BUDGET ORDINANCE (AS AMENDED) OF THE CITY OF SHELBYVILLE, TENNESSEE VARIOUS FUNDS, FOR THE FISCAL YEAR 2017-2018, THE PERIOD ENDING JUNE 30, 2018.

WHEREAS, The Mayor and City Council of the City of Shelbyville on June 8, 2017, following public hearing adopted Ordinance No. 2017-1047 establishing the Fiscal Year 2017-2018 Annual Budget; and

WHEREAS, the City of Shelbyville, Tennessee is in need to make various adjustments and amendments to various funds within the Budget for FY 2017-2018 to reflect changes in revenues and expenditures.

NOW, THEREFORE, BE IT ORDAINED by the City of Shelbyville, Tennessee, as follows:

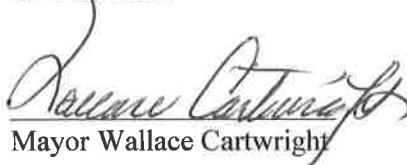
Section 1: That the FY 2017-2018 Annual Budget is amended in the following amounts:

SEE ATTACHMENT 1

General Fund

Section 2: That this Ordinance shall repeal any Ordinance or parts of any Ordinance in conflict herewith, and shall take effect 15 days after its passage on second and final reading, and after public hearing, the general welfare of the City requiring same.

APPROVED:


Mayor Wallace Cartwright

ATTEST:


City Recorder Anna Mai

APPROVED AS TO FORM:


City Attorney Ginger Shofner

1st Reading: 1/11/18 - passed
Public Hearing: 2/8/18
2nd Reading: 2/8/18 - passed
Effective Date: 2/23/18

General Fund Expenses	
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City Recorder Certification		
110-41000-114	Administration Salaries	1,143
110-27100	GF Fund Balance	1,143

Rally Costs		
110-41990-790	Miscellaneous Rally costs	59,276
110-41000-114	Administration Clerical Regular	161
110-41000-115	Administration Clerical OT	39
110-42200-122	Fire OT	3,678
110-43100-122	Public Works OT	5,212
110-43400-122	Cemetery OT	371
110-42100-121	Police Regular	462
110-42100-122	Police OT	14,254
110-27100	General Fund Balance	83,453

Legal Fees	\$ 23,846.50
Rack rental	\$ 13,753.74
Riot Gear	\$ 10,135.00
Other items	\$ 11,540.78
Payroll	\$ 24,177.35
Total Rally Costs	\$ 83,453.37

ORDINANCE 2018-1061

AN ORDINANCE OF THE SHELBYVILLE CITY COUNCIL TO AMEND THE MUNICIPAL ZONING MAP BY REZONING 1103 NORTH MAIN STREET (TAX MAP 078J, GROUP A PARCEL 10.00) AND 1108 GREEN LANE (TAX MAP 078J, GROUP A PARCEL 12.01) FROM RESIDENTIAL-2 (LOW DENSITY RESIDENTIAL) TO COMMERCIAL-2 (GENERAL BUSINESS DISTRICT) AND TO REPEAL ANY ORDINANCE OR PART OF AN ORDINANCE IN CONFLICT HEREWITH.

WHEREAS, the City of Shelbyville Municipal Planning Commission wishes to facilitate commercial development along major thoroughfares in the City of Shelbyville where appropriate; and

WHEREAS, Shelbyville City Council Ordinance #796 rezoned 1103 North Main Street (Tax Map 78J Group A Parcel 10.00) from R-2 to C-2 on July 13, 2006, but was never shown on an official zoning map; and

WHEREAS, a Vehicular Garage is located on Tax Map 78J Group A Parcel 12.01 and the owner wished to bring the property into compliance through rezoning to C-2, and

WHEREAS, 1118 North Main Street and 112 Wood Street were rezoned from R-2 to C-2 in April 2017 due to the commercial nature of the area, and

WHEREAS, the Planning Commission favorably recommended such amendment at their December 28th, 2017 meeting;

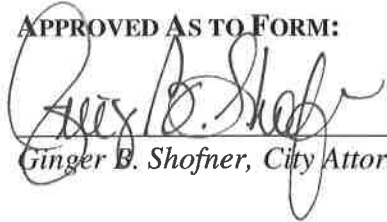
NOW, THEREFORE, LET IT BE RECOMMENDED THAT:

1. The City Council hereby assigns a Commercial-2 (C-2), General Business District, zoning designation for Tax Map 078J Group A Parcel 10.00 and Tax Map 078J Group A Parcel 12.01;
2. That any Ordinance or part of an Ordinance in conflict therewith be repealed; and
3. That said Amendment shall go into effect fifteen (15) days after second and final reading by the Shelbyville City Council.

APPROVED:

 2/8/18
Wallace Cartwright, Mayor Date

APPROVED AS TO FORM:

 2/8/18
Ginger B. Shofner, City Attorney Date

ATTESTED:

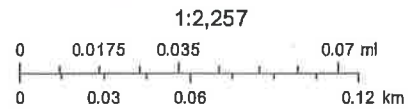
 2/8/18
Anna Mai, City Recorder Date

First Reading	1/11/18 - passed
Public Hearing	2/8/18
Second Reading	2/8/18 passed
Effective Date	2/23/18

Bedford County - Parcel: 078J A 010.00



Date: December 7, 2017
County: Bedford
Owner: AREALCO TN GEN PARTNERSHIP
Address: N MAIN ST 1103
Parcel Number: 078J A 010.00
Deeded Acreage: 0
Calculated Acreage: 0
Date of Imagery: 2013

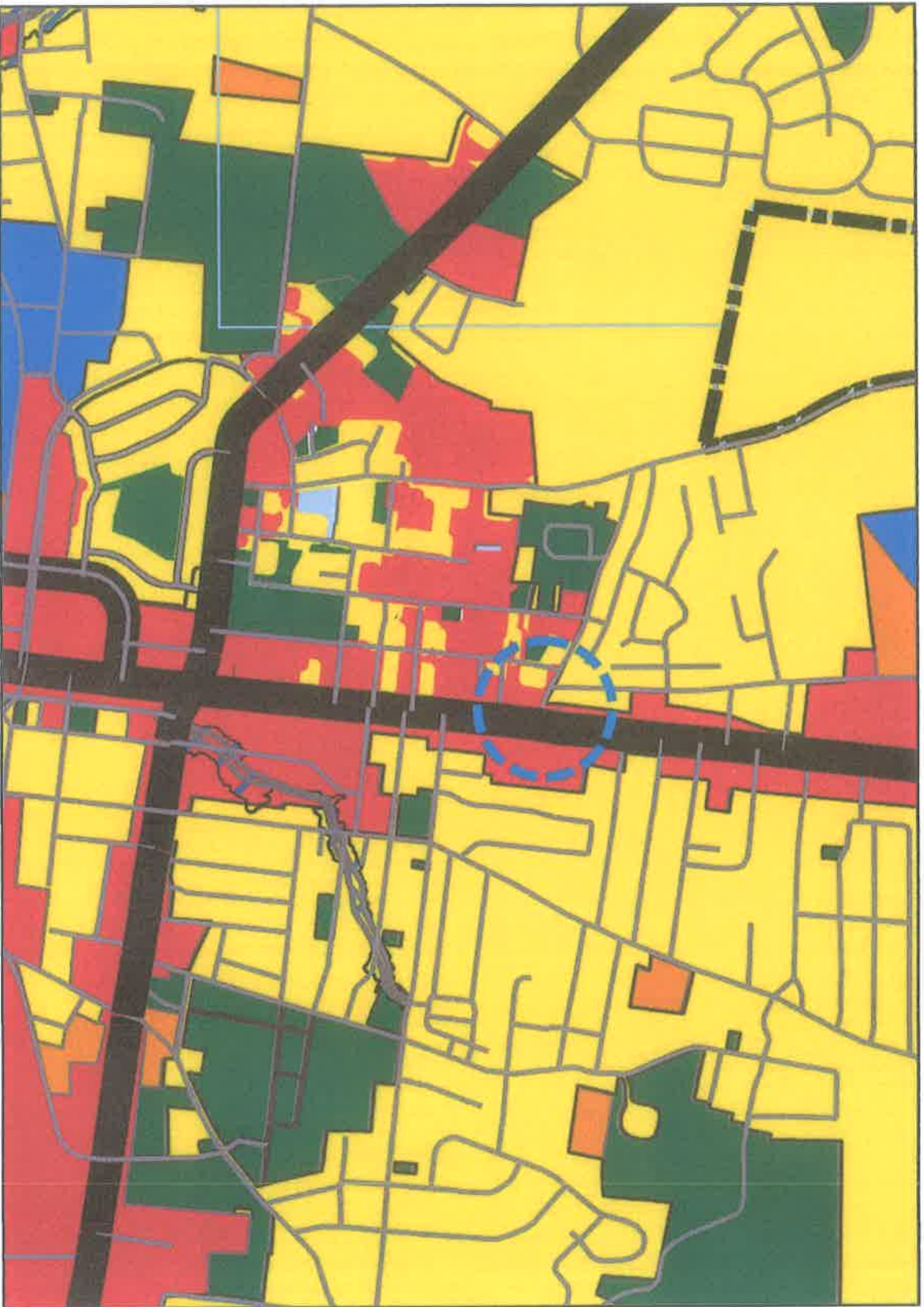


TDOT
State of Tennessee, Comptroller of the Treasury, Office of Local Government
(OLG)
Esri, HERE, DeLorme, MapmyIndia, © OpenStreetMap contributors

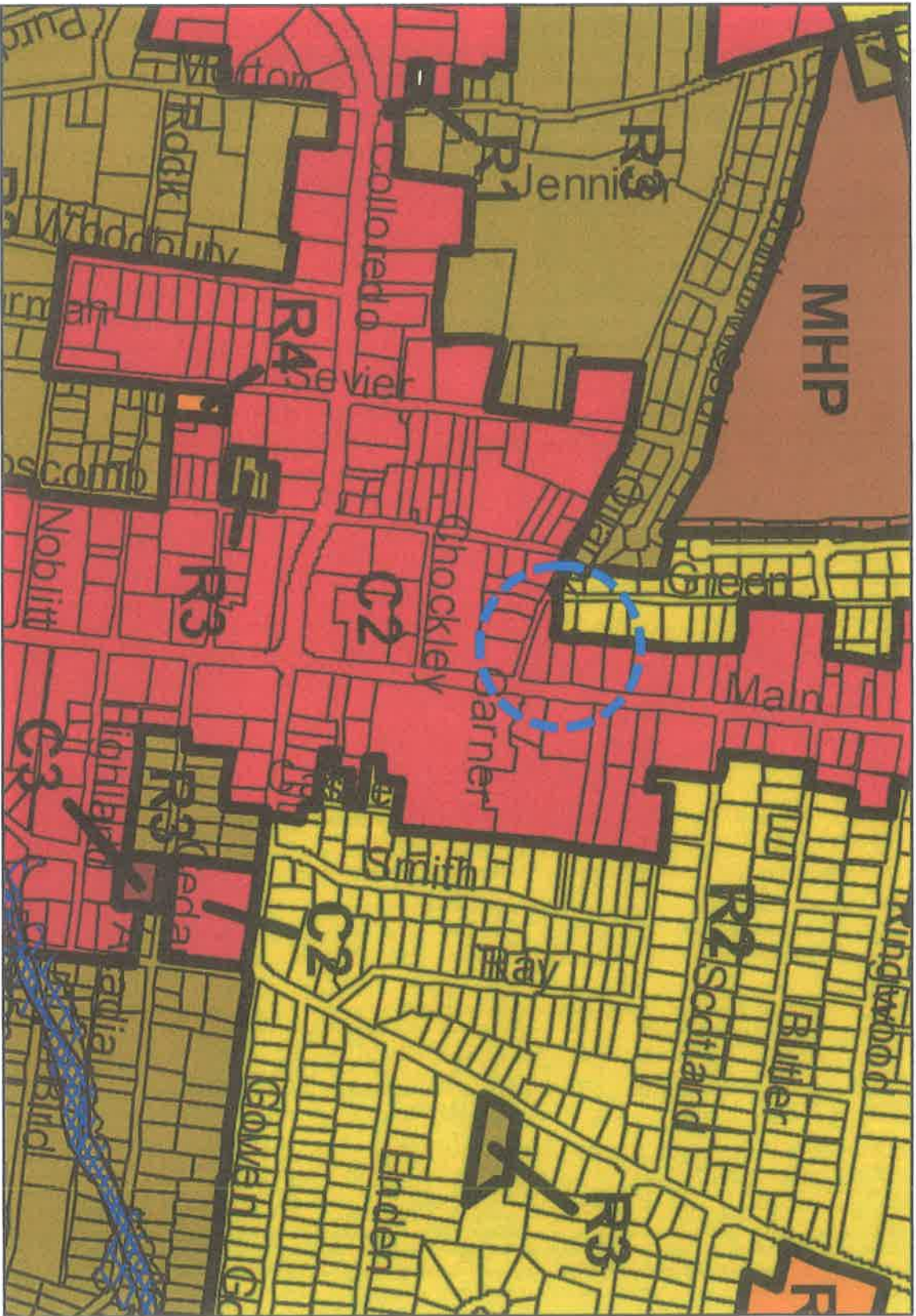
The property lines are compiled from information maintained by your local county Assessor's office but are not conclusive evidence of property ownership in any court of law.

Bedford County - Parcel: 078J A 012.01

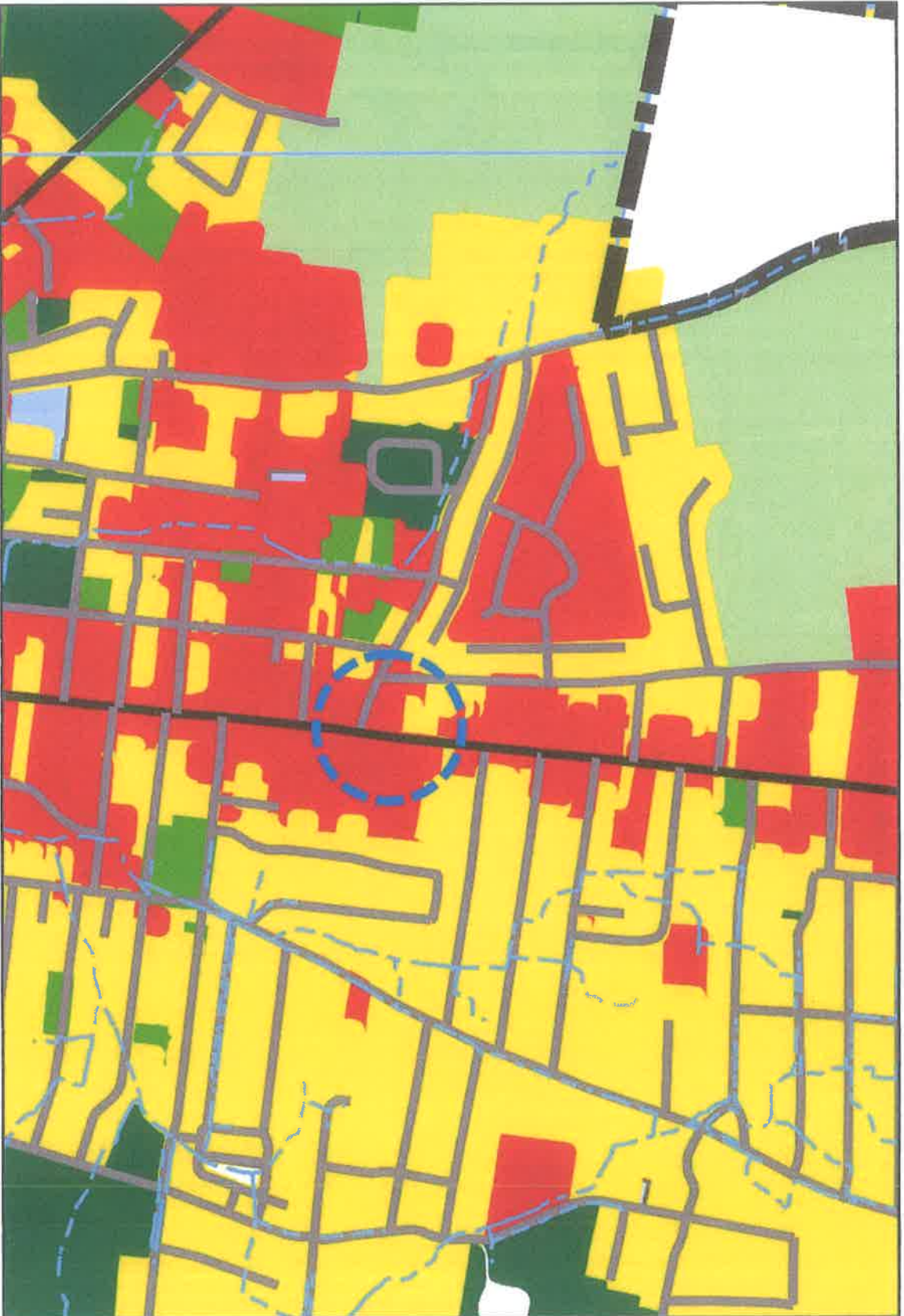




FUTURE LAND USE MAP (Created 2008)



ZONING MAP (2008)



EXISTING LAND USE MAP (2008)

ORDINANCE 2018 - 1063

AN ORDINANCE OF THE SHELBYVILLE CITY COUNCIL TO ADD THE SELF-STORAGE/Mini-WAREHOUSE USE TO THE COMMERCIAL-2 (C-2) ZONE DISTRICT AS A SPECIAL EXCEPTION AND CREATE SECTION 7.5(H) OF THE SHELBYVILLE ZONING ORDINANCE IN ORDER TO ADD 15 SPECIAL EXCEPTION REQUIREMENTS AND REPEAL ALL PREVIOUS ORDINANCES AND RESOLUTIONS PERTAINING TO THE SELF-STORAGE/Mini-WAREHOUSE USE BEING PERMITTED WITHIN THE COMMERCIAL-2 (C-2) ZONE DISTRICT AND TO REPEAL ANY ORDINANCE OR PART OF AN ORDINANCE IN CONFLICT HEREWITH.

WHEREAS, the Mini-Storage/Self-Storage Use was permitted, as a Special Exception, in the Commercial-2 (C-2) zone district as recent as 2015, and

WHEREAS, in 2016 a Sub-Committee of the Planning Commission considered placing the Mini-Storage/Self-Storage Use back into the C-2 zone district as a Special Exception; and

WHEREAS, Planning Staff researched, collected, and provided to the Planning Commission zoning information regarding how 14 neighboring communities permit self-storage facilities in commercial zoning districts by right and special exception,

WHEREAS, the Planning Commission studied and reviewed potential design guidelines for the Self-Storage/Mini-Warehouse Use at a Special Called Work Session meeting on January 18th, 2018,

WHEREAS, the Planning Commission reviewed the inclusion of the Self-Storage/Mini-Storage Use in the Commercial-2 (C-2) zone district as a Special Exception with Additional Design Guidelines at their January 25, 2018 meeting;

WHEREAS, the Planning Commission favorably recommended such amendment at their January 25, 2018 meeting;

NOW, THEREFORE, LET IT BE RECOMMENDED THAT:

1. The Table of Uses be updated to indicate the Self-Storage/Mini-Warehouse Use as a Special Exception within the C-2 zone district;
2. Exhibit 'A', attached, be adopted as the Self-Storage/Mini-Warehouse Use Special Exception Criteria and create Section 7.5(H) of the Shelbyville Zoning Ordinance;
3. The Self-Storage Facility – Climate Controlled definition, as written on Exhibit 'A' be added to Section 2.2 Definitions of the Shelbyville Zoning Ordinance;
4. The Supplementary Requirements for Self-Storage will remain in Section 6.4(K) for any Self-Storage development within the I-1 or I-2 zone district;
5. That any Ordinance, Resolution, or part of an Ordinance in conflict therewith be repealed; and
6. That said Ordinance shall go into effect 15 days following passage by the Shelbyville City Council.

APPROVED:

Wallace Cartwright
Wallace Cartwright, Mayor Date

APPROVED AS TO FORM:

Ginger B. Shofner 2/27/18
Ginger B. Shofner, City Attorney Date

ATTESTED:

Anna Mai
Anna Mai, City Recorder Date

First Reading- 2/8/18 - passed
Public Hearing- 2/27/18
Second Reading- 2/27/18 passed
Effective Date- 3/14/18

EXHIBIT A

2.2 DEFINITIONS

SELF-STORAGE FACILITY – CLIMATE CONTROLLED: A building(s) consisting of individual, small, self-contained units leased or owned for the storage of business and household goods or contractors supplies that is climate controlled. All units are contained within the building(s) and all units only have access doors from an interior hallway.

SELF-STORAGE/MINI-WAREHOUSE SPECIAL EXCEPTION REQUIREMENTS

7.5 SPECIFIC SPECIAL EXCEPTION REQUIREMENTS

H. SELF-STORAGE/MINI-WAREHOUSE USE:

1. Each storage unit shall be fully enclosed by walls and roof and shall not exceed six hundred (600) square feet in area.
2. Outdoor storage shall not be permitted, except for the parking of recreational vehicles, boats and trailers.
3. Parking of recreational vehicles, boats and trailers may occur in designated areas as delineated on a site plan that must be approved by the Planning Commission.
4. Storage units shall not be used for the manufacture, processing or assembly of goods, the sale of goods or personal services on the premises, or customer pickup.
5. The servicing or repair of motor vehicles, boats, lawn mowers and other similar equipment shall not be conducted on the premises.
6. Active use or activities such as the practice of musical instruments shall not be permitted within individual units or anywhere else on site.
7. Adequate water pressure and volume shall be available for fire protection.
8. No hazardous materials shall be allowed in any storage units.
9. All lights shall be shielded to direct the light onto the established uses and away from all adjacent properties.
10. The walls of any storage buildings and/or office buildings which faces a public right-of-way shall be design and constructed of any combination of masonry products (i.e. brick, stone, split-faced CMU, fiber cement board) and E.I.F.S. or similar product. The design shall be approved by the Planning Commission as part of a Site Plan.
11. Self-storage facilities shall provide a privacy fence no less than six (6) feet and no more than eight (8) feet in height along all side and rear property boundaries. A fence of not more than six (6) feet shall be provided along the front portion of the development, but not along the public right-of-way. Fencing shall be of uniform height, material, type,

- color, and design and shall be uniform for the entire length of the fence, except where a fence or wall segment transitions from one yard to another or from one height to another.
12. Self-storage facilities shall provide a minimum ten (10) foot wide landscape strip along any property boundary adjacent to property zoned residential or used for residential purposes. The landscape strip shall be planted with evergreen trees and/or shrubs and be approved as part of a Site Plan approved by the Planning Commission. All landscape material shall be continually maintained by the property and/or business owner, who also has responsibility for the replacement of any dead landscape material.
 13. A Self-Storage facility shall be setback 50 feet from any Collector or Arterial Road as classified on the major thoroughfare plan.
 14. Items 11 through 13 do not apply to Self-Storage Facility – Climate Controlled as defined in Section 2.2 Definitions.

ORDINANCE NO. 2018-1064

AN ORDINANCE AS AMENDED TO AMEND THE SHELBYVILLE MUNICIPAL CODE OF ORDINANCES, TITLE 4, CHAPTER 13, "*RESIDENTIAL CODE*" AND TO ADOPT THE 2012 *INTERNATIONAL RESIDENTIAL CODE* SECTION R313 "AUTOMATIC FIRE SPRINKLER SYSTEMS" IN ORDER TO MORE EXPLICITLY EXCLUDE AUTOMATIC RESIDENTIAL SPRINKLER SYSTEMS FROM TOWNHOUSES AND ONE- AND TWO-FAMILY DWELLINGS IN ACCORDANCE WITH STATE LAW AND TO PROVIDE FOR AN EFFECTIVE DATE

WHEREAS, the City of Shelbyville through its City Charter is to provide for the health, safety and welfare of its inhabitants; and

WHEREAS, specific and recognized international building codes have been developed for the use of local jurisdictions to adopt by reference; and

WHEREAS, the City has adopted the 2012 *International Residential Code*; and

WHEREAS, the State has adopted legislation that allows local governments to opt out of the requirements of 2012 *International Residential Code* Section R313 regarding automatic residential fire sprinkler systems in townhouses and one- and two-family dwellings; and

WHEREAS, the City has previously chosen to opt out of the requirements for automatic residential fire sprinkler systems in townhouses and one- and two-family dwellings in accordance with State law and did so by completing deleting Section R313 of the 2012 *International Residential Code* and by including in Shelbyville Municipal Code Section 4-130 I the sentence, "The requirement of sprinkler systems in single family dwellings and duplexes is excluded."; and

WHEREAS, the State has recently completed its regular routine audit of the building and codes department and has recommended that the City amend its adoption of the 2012 *International Residential Code* to more properly reflect the exclusion of automatic residential fire sprinkler systems requirements; and

WHEREAS, the City believes it is in the best interests of its citizens to amend the 2012 *International Residential Code* in accordance with the State's comments so as to ensure the exclusion of townhouses and one- and two-family dwellings from the requirements for automatic residential fire sprinkler systems.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF SHELBYVILLE, TENNESSEE that Title 4, Chapter 13 of the Shelbyville Municipal Code be and the same is hereby amended as follows:

- Section 1. Shelbyville Municipal Code Section 4-130 I is amended by deleting the sentence "The requirement of sprinkler systems in single family dwellings and duplexes is excluded."

Section 2. That the City amend its current adoption of the 2012 *International Residential Code* by adopting Section R313 of the 2012 *International Residential Code* to read as follows:

**SECTION R313
AUTOMATIC FIRESPRINKLER SYSTEMS**

R313.1 Townhouse automatic fire sprinkler systems. An automatic residential fire sprinkler system shall be installed in *townhouses*.

Exception: An automatic residential fire sprinkler system shall not be required if a 2- hour fire resistance rated wall exists between units, if such walls do not contain plumbing and/or mechanical equipment, ducts, or vents in the common wall.

R313.J.1 Design and installation. Automatic residential fire sprinkler systems for *townhouses* shall be designed and installed in accordance with Section P2904.

Section 3. That Section **R.313.2 "One- and two-family dwellings automatic fire systems."** is specifically deleted from this adoption of Section R31 3 of the 2012 *International Residential Code*, so as to maintain the City's previous exclusion of one- and two-family dwellings from the requirements of automatic residential fire sprinkler systems.

Section 4. That this Ordinance shall take effect fifteen (15) days after its passage on final reading, the public welfare of the City of Shelbyville requiring it,

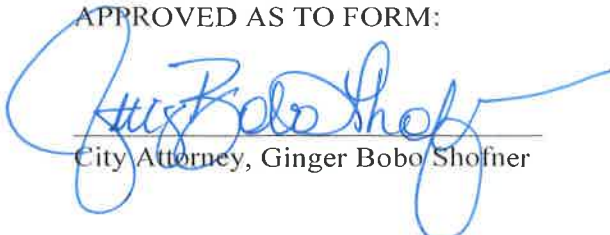
APPROVED:


Mayor Wallace Cartwright

ATTEST:


City Recorder Pro-Tempore Shanna Boyette

APPROVED AS TO FORM:


City Attorney, Ginger Bobo Shofner

Passed First Reading:

4-12-18

Public Hearing Held:

5-10-18

Passed Second Reading:

5-10-18

2018
ORDINANCE # 1065

**AN ORDINANCE TO AMEND THE *SHELBYVILLE MUNICIPAL CODE*,
TITLE 3, CHAPTER 2, "DOGS AND CATS"
BY PROVIDING FOR DOG HOUSE REQUIREMENTS**

WHEREAS, the City of Shelbyville has previously enacted requirements for the safe and proper confinement of dogs and cats within the city limits for the health and welfare of both the general public and animals as set out in *Shelbyville Municipal Code* Title 3, Chapter 2; and

WHEREAS, Section 3-201 of the *Shelbyville Municipal Code* provides for a definition of "proper enclosure" which includes protection for dogs from the elements; and

WHEREAS, Section 3-206 of the *Shelbyville Municipal Code* requires animal protection from excessive heat and cold; and

WHEREAS, the City of Shelbyville believes it is in the best interest of City to clarify and further define the requirements for protection from the elements and excessive heat and cold.

**NOW THEREFORE, BE IT ORDAINED BY THE OF CITY OF SHELBYVILLE,
TENNESSEE, AS FOLLOWS:**

Section 1. Section 3-201 (16) of the *Shelbyville Municipal Code* is hereby amended by deleting the final two sentences "*Such enclosure must have secure sides. The enclosure shall provide protection for the dog from the elements and be of a suitable size for the dog.*" in their entirety and substituting in lieu thereof the following:

Such enclosure must have secure sides and be of sufficient size for the dog or dogs confined within to be able to exercise and move about freely. Any outdoor enclosure shall contain within a dog house to provide protection for the dog from the elements. A dog house must contain three (3) sides, a floor, and a roof all made of a solid material. A dog house must be of a proper size to house the dog that is confined within the enclosure and provide enough room for the dog to rest comfortably and to turn around. If multiple dogs are confined within one (1) enclosure, such enclosure shall contain within one (1) or more dog houses of such sufficient size that all dogs may occupy the dog house or dog houses at the same time with room to rest comfortably and to be able to turn around.

Section 2. Section 3-206(1)(b) of the *Shelbyville Municipal Code* is hereby amended by inserting a comma at the end of the current section behind the word "*freely*" and adding the following provision:

and for any dog confined outside, has a proper enclosure in compliance with Section 3-201(16).

Section 3. This Ordinance shall take effect fifteen (15) days after its passage on final reading, the public welfare and the welfare of the City of Shelbyville requiring it.

Adopted on Second and Final Reading, this the 14th day of June, 2018.

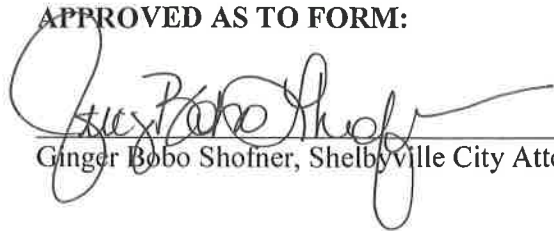
APPROVED:


Wallace Cartwright, Shelbyville Mayor

ATTEST:


Shelbyville City Recorder

APPROVED AS TO FORM:


Ginger Bobo Shofner, Shelbyville City Attorney

First Reading: 5-10-18
Public Hearing: 6-14-18
Second Reading: 6-14-18

ORDINANCE NO. 2018-1066

AN ORDINANCE AMENDING THE *SHELBYVILLE MUNICIPAL CODE*, TITLE 7 “BUILDING, UTILITY AND HOUSING CODES”, CHAPTER 13 “RESIDENTIAL CODE” AND CHAPTER 16 “ENERGY CONSERVATION CODE”, BY ADOPTING CHAPTER 11 OF THE 2012 EDITION OF THE INTERNATIONAL RESIDENTIAL CODE WITH CERTAIN MODIFICATIONS, AND BY ADOPTING THE 2012 EDITION OF THE INTERNATIONAL ENERGY CONSERVATION CODE WITH CERTAIN MODIFICATIONS, AND BY REPEALING ANY AND ALL OTHER ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith.

WHEREAS, the City of Shelbyville has previously adopted by reference the 2012 Edition of the International Residential Code with certain modifications, as codified in Shelbyville Municipal Code Title 7, Chapter 13 entitled “Residential Code”; and

WHEREAS, the City of Shelbyville desires to amend the 2012 International Residential Code (IRC) by adopting Chapter 11 which had been specifically excluded from previous adoption, and to provide for certain table modifications; and

WHEREAS, the City of Shelbyville has previously adopted by reference the 2009 Edition of the International Energy Conservation Code with certain modifications, as codified in Shelbyville Municipal Code Title 7, Chapter 16 entitled “Energy Conservation Code”; and

WHEREAS, the City of Shelbyville desires to update its adoption of the International Energy Conservation Code (IECC) to the 2012 Edition, with certain modifications; and

WHEREAS, it is now deemed to be in the best interest of the public and the City of Shelbyville to make these amendments to the Residential Code and the Energy Conservation Code.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SHELBYVILLE, TENNESSEE AS FOLLOWS:

Section 1. Subsection (10) of section 4-1304 of the *Shelbyville Municipal Code*, which addresses the deletion of Chapter 11 of the International Residential Code, is hereby amended by deleting subsection (10) in its entirety and substituting in lieu thereof the following:

(10) The following tables are deleted in their entirety and substituted in lieu thereof with tables

from the International Energy Conservation Code, 2009 Edition, as follows:

- (a) 2012 IRC Table N1102.1.1 is deleted and replaced with the 2009 IECC Table 402.1.1;
- (b) 2012 IRC Table N1102.1.3 is deleted and replaced with the 2009 IECC Table 402.1.3;
- (c) 2012 IRC Table N1102.2.6 is deleted and replaced with the 2009 IECC Table 402.2.5;
- (d) 2012 IRC Table N1102.4.1.1 is deleted and replaced with the 2009 IECC Table 402.4.2.

Section 2. Section 4-1304 of the *Shelbyville Municipal Code*, which addresses modifications to the International Residential Code, is hereby amended by adding two (2) subsections as follows:

(12) Section N1102.4.1.2 of the IRC, addressing testing, shall be amended by adding the following language: “(Blower door test) shall be optional.”

(13) Section N1103.2.2 of the IRC, addressing sealing, under exceptions, shall be amended by adding the following language: “Duct tightness testing (Blower duct test) shall be optional.”

Section 3. Section 4-1601 of the *Shelbyville Municipal Code*, which addresses the adoption of the 2009 Edition of the International Energy Conservation Code, is hereby amended by deleting the section in its entirety and substituting in lieu thereof the following:

4-1601. Energy conservation code adopted. The International Energy Conservation Code, 2012 Edition, is hereby adopted and incorporated by reference.

Section 4. Section 4-1602 of the *Shelbyville Municipal Code*, which addresses modifications to the International Energy Conservation Code, is hereby amended by adding three (3) subsections as follows:

(5) The following tables are deleted in their entirety and substituted in lieu thereof with tables from the International Energy Conservation Code, 2009 Edition, as follows:

- (a) 2012 IECC Table R 402.1.1 is deleted and replaced with the 2009 IECC Table 402.1.1;
- (b) 2012 IECC Table R402.1.3 is deleted and replaced with the 2009 IECC Table 402.1.3;
- (c) 2012 IECC Table R 402.2.6 is deleted and replaced with the IECC Table 402.2.5;
- (d) 2012 IECC Table R402.4.1.1 is deleted and replaced with the 2009 IECC Table 402.4.2;
- (e) 2012 IECC Table C402.1.2 is deleted and replaced with the 2009 IECC Table 502.1.2;
- (f) 2012 IECC Table C402.2 is deleted and replaced with the 2009 IECC Table 502.2(1);
- (g) 2012 IECC Table C402.3 is deleted and replaced with the 2009 IECC Table 502.3

(6) Section R402.4.1.2 of the 2012 IECC, addressing testing, shall be amended by adding the

following language: "(Blower door test) shall be optional."

(7) Section R403.2.2 of the 2012 IECC, addressing sealing, under exceptions, shall be amended by adding the following language: "Duct tightness testing (Blower duct test) shall be optional."

Section 4. That this Ordinance shall take effect and be in full force on July 1, 2018, or fifteen (15) days after its passage upon second and final reading, whichever shall last occur, the public welfare requiring it.

Adopted on the Second and Final Reading, this the 14th day of June, 2018.

First Reading 5-10-18
Public Hearing 6-14-18
Second Reading 6-14-18

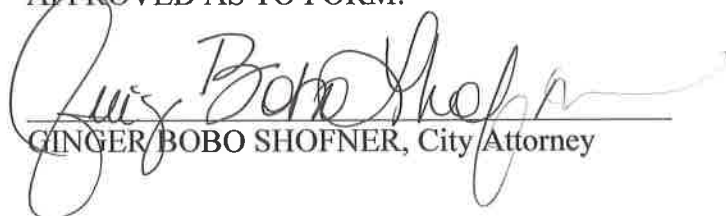
APPROVED:


WALLACE CARTWRIGHT, Mayor

ATTEST:


SHANNA BOYETTE, Pro Tempore City Recorder

APPROVED AS TO FORM:


GINGER BOBO SHOFNER, City Attorney

ORDINANCE # 2018-1067

AN ORDINANCE TO AMEND THE *SHELBYVILLE MUNICIPAL CODE*, TITLE 2, CHAPTER 2, "BEER" TO CHANGE SUNDAY SALE HOURS

WHEREAS, on April 11, 2018, the Tennessee General Assembly enacted legislation amending *Tennessee Code Annotated* 57-3-406 (e) allowing for retail package stores to operate on Sundays, including the sale of beer, between the hours of 10:00 am to 11:00 pm; and

WHEREAS, said legislation was signed by the Governor on April 20, 2018 and went into immediate effect allowing retail package stores to operate on Sundays beginning with Sunday, April 22, 2018; and

WHEREAS, the sale of beer on Sundays by holders of City beer permits is governed by *Shelbyville Municipal Code* Section 2-232 which provides for a starting sale time of 12:00 noon; and

WHEREAS, the City believes it is in the best interest of the City that Sunday beer sales begin at the same time by any business whether operating under state regulation or local City legislation; and

WHEREAS, the City believes that an emergency exists due to the immediate effect of state legislation; and

WHEREAS, in order to conform the provisions of the *Shelbyville Municipal Code* to this recent change in state law and to protect, promote, and preserve the public health, safety, and welfare through the reasonable regulation of lawful economic activity, the Shelbyville City Council believes it is in the best interests of the residents of the City of Shelbyville to enact this ordinance.

NOW THEREFORE, BE IT ORDAINED BY THE OF CITY OF SHELBYVILLE, TENNESSEE, AS FOLLOWS:


Section 1. *Shelbyville Municipal Code* Section 2-232. "Hours of sale" is hereby amended by deleting in its entirety the final sentence "*Sunday sale hours shall be limited from 12:00 pm to 3:00 am.*" and substituting in lieu thereof the following:

Sunday sale hours shall be limited from 10:00 am to 3:00 am Monday.

Section 2. This Ordinance shall take effect immediately after its passage on second and final reading, the public welfare and the welfare of the City of Shelbyville requiring it.

Adopted on Second and Final Reading, this the 31st day of May, 2018.

APPROVED:


Wallace Cartwright, Shelbyville Mayor

ATTEST:


Shelbyville City Recorder

APPROVED AS TO FORM:


Ginger Bobo Shofner, Shelbyville City Attorney

First Reading: 5-10-18
Public Hearing: 5-31-18
Second Reading: 5-31-18

BEER BOARD SUMMARY OF RULES

THIS IS A PARTIAL SUMMARY OF BEER SALE RULES FOR THE CITY OF SHELBYVILLE, TN AND IS NOT ALL INCLUSIVE.

1. Hours of sale: 8:00 AM - 3:00 AM Monday-Saturday
10:00 AM - 3:00 AM Sundays (Ordinance 2018-1067 Passed 5/31/18, effective date of 5/31/18)
2. All Beer containers must be off tables and disposed of by 3:15am each day.
3. No sale of Beer to anyone under the age of 21 (Check ID!).
4. Do not serve customers who appear to be intoxicated. You have the right to refuse service to anyone.
5. Employees & Managers are not permitted to consume alcohol prior to or while working.
6. No "Brown Bagging" of alcohol is permitted in establishments licensed to sell Beer.
7. Cooperate with Law Enforcement Officers at all times.
8. Call Police if you see any indication of trouble brewing.
9. Beer cannot be sold on credit or given away.
10. No open alcohol containers permitted outside.
11. Taxes and license fees must be kept current as required by State Law. Annual renewal fee is \$100.00 per year, due in January. New permit holders, issued during the year must pay a pro-rated amount for balance of year prior to new permit being released.
12. Permits are non-transferrable from the holder to another person. If you sell your business, permits should be turned in immediately to protect yourself from liability that you may encounter by permitting someone else to operate off your permit, which is a violation of the Law.
13. Permits are for specific locations and may not be transferred to another location unless approved by the Beer Board at a scheduled meeting.
14. Permits must be turned in to City Hall when you cease to operate the business.
15. The holder of a Beer Permit is responsible for all actions of employees or another person(s) acting as agent for the permit holder.
16. Music and noise levels must be kept low enough so that the neighborhood is not disturbed.
17. Military personnel must be 21 years of age to purchase beer.
18. Applications for new permits must be submitted prior to the 15th day of the month of which the hearing is scheduled. In the case that the 15th day of that month falls on a Saturday or a Sunday applications shall be filed by the Friday prior. (Ordinance 2016-1029 passed 12/8/16, effective date of 12/23/16). Appropriate fees, etc. must be satisfied.
19. No form of gambling is permitted.
20. New permits will not be released to an establishment to operate until City Codes Department has approved any structural changes made and informs the Beer Board that changes are approved and meet Federal, State and City Laws.
21. The Laws of the City of Shelbyville regarding the health, safety and welfare of our citizens must be abided by at all times.
22. Applicant must have a business license.

VIOLATION OF THESE LAWS COULD RESULT IN YOUR BEER PERMIT BEING REVOKED/SUSPENDED AND FINES UP TO \$2,500 PER INCIDENT.

ORDINANCE NO. 2018-1048

AN ORDINANCE OF THE CITY OF SHELBYVILLE, TENNESSEE, AS AMENDED, MAKING FINAL AMENDMENTS TO THE BUDGET ORDINANCE (2017-1047) OF THE CITY OF SHELBYVILLE, TENNESSEE FOR THE FISCAL YEAR 2017-2018 THE PERIOD ENDING JUNE 30, 2018 AND ADOPTING THE ANNUAL OPERATING AND CAPITAL IMPROVEMENTS BUDGET, ALL FUNDS, FOR THE FISCAL YEAR 2018-2019 AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City of Shelbyville on June 8, 2017 following public hearing adopted Ordinance No. 2017-1047 establishing the Fiscal Year 2017-2018 Annual Budget; and

WHEREAS, the 2017-2018 Fiscal Year will be complete as of June 30, 2018; and

WHEREAS, the City of Shelbyville, Tennessee is in need to make final adjustments and amendments to its Budget for the year 2017-2018 to reflect actual revenues received and expenses incurred; and

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 City Charter, Article XIV, provides for the adoption of an annual budget for all departments of the City of Shelbyville; and

WHEREAS, an annual budget process appropriating funds to the various departments and divisions of City government for the fiscal year beginning July 1, 2018, has been completed in accordance with state law and local ordinances; and

WHEREAS, the Pro-Tempore City Recorder has caused to be published in a newspaper of general circulation a budget summary and Notice of Public Hearing; and

WHEREAS, a Public Hearing was held on the 14th day of June 2018 for final amendments to the Final Budget for 2017-2018 Annual Budget and for the Annual Operating and Capital Improvements Budget for FY 2018-2019; and

WHEREAS, it is now deemed in the public interest to adopt the FY 2018-2019 Annual Budget.

NOW THEREFORE BE IT ORDAINED by the Mayor and City Council of the City of Shelbyville, Tennessee, as follows:

1. That the FY 2017-2018 Annual Budget is amended in the following amounts as shown in the following schedules in the column entitled "Estimated FY 2018":
2. That the FY 2018-2019 Annual Budget be adopted in the following amounts as shown in the following schedules in the column entitled "Proposed FY 2019":

3. That the governing body estimates the anticipated revenues of the municipality for the General Fund to be as follows and appropriates from these anticipated revenues and available funds as follows for the General Fund for the City of Shelbyville for fiscal year 2017-2018 and for FY2018 -2019 and is hereby adopted as set forth below:

**City of Shelbyville
FY 2019 Budget
Final**

General Fund	Actual FY 2016	Budgeted FY 2018	Estimated FY 2018	Budgeted FY 2018	Increase (Decrease)
Total Taxes:	13,317,999	13,194,153	13,823,024	13,450,357	256,205
Total Intergovernmental Revenues:	1,900,911	1,791,037	2,063,211	1,958,786	167,749
Total Licenses & Permits:	175,484	123,385	218,315	181,292	57,908
Total Fines & Fees:	566,726	449,829	550,756	491,288	41,459
Total Charges for Services:	502,601	421,538	468,111	451,791	30,253
Total Use of Money & Property:	175,909	188,038	245,498	176,983	(11,055)
Total Other Revenues:	428,226	544,389	476,436	485,374	(59,015)
Total Other Financing Sources:	824,803	788,743	976,595	761,706	(27,037)
Total Inter-General Fund Activities:	1,143,674	520,143	520,143	626,784	106,641
Total Revenues:	19,036,332	18,021,254	19,342,090	18,584,361	563,107

City of Shelbyville
FY 2019 Budget
General Fund Summary

Final

	Actual FY 2017	Budgeted FY 2018	Final FY 2018	Final FY 2019	Increase (Decrease)
Total Revenues:	19,036,332	18,021,254	19,342,090	18,584,361	563,107
Expenses:					
General Government	4,997,970	4,995,261	4,983,748	5,558,595	563,334
Administration	529,421	552,798	534,050	(0)	(552,799)
Long Term Debt	738,819	474,856	474,856	653,955	179,099
Codes	199,668	227,876	223,794	244,684	16,809
Planning	93,653	112,430	147,175	115,032	2,601
Police	2,744,087	2,970,108	2,894,117	2,954,899	(15,209)
Fire	1,923,100	2,210,732	2,051,837	2,305,973	95,241
Public Works	1,203,291	1,289,193	1,304,831	1,353,022	63,829
Cemetery	98,660	122,063	107,166	122,566	503
Animal Control	106,807	114,974	111,116	131,711	16,737
Parks	395,931	486,888	410,651	509,368	22,480
Recreation Center	832,576	856,962	825,624	877,581	20,619
Athletics	73,055	92,520	86,024	96,744	4,223
Airport	626,812	739,753	690,896	702,250	(37,502)
Solid Waste	576,413	614,557	563,463	673,630	59,073
Storm Water	55,514	170,859	1,176,712	186,091	15,233
Miscellaneous - Non Profits	240,507	219,400	221,904	210,920	(8,480)
Capital appropriation	820,240	750,000	1,182,324	935,000	185,000
State Road Appropriation	486,665	100,024	212,024	100,000	(24)
Storm Water Appropriation	0	0	0	0	0
Solid Waste Appropriation	0	0	0	0	0
Budget Reserve Fund	259,514	263,702	263,702	265,407	1,705
Debt Reserve Fund	478,542	491,105	491,105	496,220	5,116
Industrial Appropriation	30,000	50,000	50,000	0	(50,000)
Total Expenses:	17,511,246	17,906,059	19,007,116	18,493,647	587,588
Change:	1,525,087	115,195	334,973	90,714	(24,481)

4. The governing body estimates the Fund balances at the end of the current fiscal years June 30, 2018 and June 30, 2019 as follows:

		FY 2018 Beginning Fund Balance	Projected Budgeted Revenue	Projected Budgeted Expenses	Net of Revenue and Expenses	FY 2018 Est. Ending Fund Balance	Budgeted Revenue	Budgeted Expenses	Net of Revenue and Expenses	FY 2019 Est. Ending Fund Balance
110	General Fund	9,365,952	19,342,090	19,007,116	334,973	9,700,925	18,584,361	18,493,647	90,714	9,791,640
201	Budget Reserve	306,834	263,702	100,000	163,702	470,536	265,407	100,000	165,407	635,943
202	Debt Reserve Fund	145,057	491,105	420,143	70,962	216,019	496,220	526,784	(30,564)	185,455
610	Industrial Fund	203,282	728,527	817,005	(88,479)	114,803	-	1,419	(1,419)	113,385
807	Capital	952,070	1,586,843	1,693,445	(106,602)	845,468	6,234,150	6,800,260	(566,110)	279,358
180	Cable TV	30,000	-	-	-	30,000	-	-	-	30,000
303	State Road Projects	869,956	437,070	626,529	(189,458)	680,498	944,228	1,372,057	(427,829)	252,669
304	Greenway	30,000	-	-	-	30,000	-	-	-	30,000
703	State Street Aid	244,764	569,466	624,557	(55,091)	189,673	570,257	589,696	(19,439)	170,234
705	Police Equipment	47,748	13,383	11,711	1,672	49,420	3,000	37,413	(34,413)	15,007
706	Police Drug	14,772	15,666	1,324	14,342	29,113	3,500	1,660	1,840	30,953
707	Hotel Motel	-	269,798	269,798	-	-	226,639	226,639	-	-
		12,210,435				12,356,456				11,534,644
	Inventory	31,208				31,208				31,208
		12,241,643				12,387,664				11,565,852

5. The governing body recognizes that the municipality has bonded and other indebtedness as follows:

City of Shelbyville
FY 2019 Budget
Debt Administration - 41560
Final

Account Type/Name	Actual FY 2017	Budgeted FY 2018	Final FY 2018	Final FY 2019	Increase (Decrease)
Expenses					
611 Retirement of Bonds	0	0	0	0	0
623 Retirement of Capital Outlay Leases	23,334	23,975	23,975	75,956	51,981
624 Retirement of Capital Outlay Notes	615,000	367,000	367,000	499,665	132,665
630 Interest on Bonds	0	0	0	0	0
631 Interest on Leases	3,390	2,748	2,748	4,247	1,499
632 Interest on Notes	97,095	81,132	81,132	74,086	(7,046)
690 Other Debt Service	0	0	0	0	0
		0			
Total Expenses	738,819	474,856	474,856	653,955	179,099

Leases	Principle	Interest	Total
Street Sweeper	75,956	4,247	80,204
Loans			
Ameresco	144,665	31,627	176,292
Flume - 1	206,000	6,324	212,324
Flume - 2	94,000	20,460	114,460
Industrial Park	55,000	15,675	70,675
Total	575,621	78,334	653,955

6. That the governing body estimates the anticipated revenues of the municipality for the Capital Fund to be as follows and appropriates from these anticipated revenues and available funds as follows for the Capital Fund for the City of Shelbyville for the fiscal year ending FY 2017-2018 and adopting the FY 2018-2019 year as set forth below:

City of Shelbyville				
FY 2019 Budget				
807 Capital Fund				
Final				
	Actual	Budgeted	Final	Final
Grant Revenues	FY 2017	FY 2018	FY 2018	FY 2019
36120 Interest	1,594.99	1,000.00	8,360.37	1,000.00
Administration		-	-	-
Codes		-	-	-
General Government		38,745.00	-	-
36490 Police		-	-	-
36475 Fire Grant		-	-	-
Public Works		-	-	-
Solid Waste		-	-	-
Cemetery		-	-	-
Stormwater		-	-	-
Animal Control		-	-	-
Planning			-	-
Park		103,681.50	104,000.00	-
Recreation		-	-	-
Athletics		-	-	-
Airport -36673	1,531,891.93	90,000.00	292,158.34	5,298,150.00
36900 Miscellaneous Revenues	196,185.65	-	-	-
Total Grant Revenue:	1,729,672.57	233,426.50	404,518.71	5,299,150.00
Transfer from General Fund	820,240.00	750,000.00	1,182,324.00	935,000.00
Total Revenues	2,549,912.57	983,426.50	1,586,842.71	6,234,150.00

Expenditures				
41000-950 Administration Buildings	-	-	-	-
41000-951 Administration Buliding & Improvements	-	40,000.00	47,395.52	-
41000-952 Administration Communications	-	-	-	-
41000-953 Administration Furniture	-	-	-	-
41000-954 Administration Land	-	-	-	-
41000-955 Administration Land - Right of Way	-	-	-	-
41000-956 Administration Office Equipment	-	-	-	-
41000-957 Administration Other Equipment	-	-	-	-
41000-958 Administration Vehicles	-	-	-	-
41000-959 Administration Infrastructure	-	-	-	12,000.00
41700-950 Codes Buildings	-	-	-	-
41700-951 Codes Buliding & Improvements	-	-	-	-
41700-952 Codes Communications	-	-	-	-
41700-953 Codes Furniture	-	-	-	-
41700-954 Codes Land	-	-	-	-
41700-955 Codes Land - Right of Way	-	-	-	-
41700-956 Codes Office Equipment	-	-	-	-
41700-957 Codes Other Equipment	-	-	-	-
41700-958 Codes Vehicles	-	-	-	-
41700-959 Codes Infrastructure	-	-	-	-
41800-950 Planning Buildings	-	-	-	-
41800-951 Planning Buliding & Improvements	-	-	-	-
41800-952 Planning Communications	-	-	-	-
41800-953 Planning Furniture	-	-	-	-
41800-954 Planning Land	-	-	-	-
41800-955 Planning Land - Right of Way	-	-	-	-
41800-956 Planning Office Equipment	-	-	-	-
41800-957 Planning Other Equipment	-	-	-	-
41800-958 Planning Vehicles	-	-	-	-
41800-959 Planning Infrastructure	-	-	-	-
41990-950 General Government Buildings	-	-	-	-
41990-951 General Government Building & Improvements	41,864.00	-	-	10,000.00
41990-952 General Government Communications	-	10,229.24	10,376.64	-

41990-953 General Government Furniture	-	-	-	-
41990-954 General Government Land	-	-	-	-
41990-955 General Government Land - Right of Way	-	-	-	-
41990-956 General Government Office Equipment	-	-	-	-
41990-957 General Government Other Equipment	-	-	-	-
41990-958 General Government Vehicles	-	-	-	-
41990-959 General Government Infrastructure	103,518.79	65,200.00	12,000.00	-
42100-950 Police Buildings	-	-	-	-
42100-951 Police Building & Improvements	5,944.35	-	158.34	-
42100-952 Police Communications	-	-	-	-
42100-953 Police Furniture	-	-	-	-
42100-954 Police Land	-	-	-	-
42100-955 Police Land - Right of Way	-	-	-	-
42100-956 Police Office Equipment	-	-	-	-
42100-957 Police Other Equipment	52,588.46	7,000.00	6,708.00	7,500.00
42100-958 Police Vehicles	124,112.16	267,000.00	237,416.78	136,837.50
42100-959 Police Infrastructure	-	-	-	-
42200-950 Fire Buildings	-	-	-	-
42200-951 Fire Building & Improvements	-	100,000.00	97,864.77	142,000.00
42200-952 Fire Communications	-	-	-	-
42200-953 Fire Furniture	-	-	-	-
42200-954 Fire Land	-	-	-	-
42200-955 Fire Land - Right of Way	-	-	-	-
42200-956 Fire Office Equipment	-	-	-	-
42200-957 Fire Other Equipment	-	16,960.00	23,600.00	30,000.00
42200-958 Fire Vehicles	32,846.90	-	-	85,000.00
42200-959 Fire Infrastructure	-	-	-	-
43100-950 Public Works Streets Buildings	15,371.51	-	-	-
43100-951 Public Works Streets Building & Improvements	-	-	-	-
43100-952 Public Works Streets Communications	-	-	-	-
43100-953 Public Works Streets Furniture	-	-	-	-
43100-954 Public Works Streets Land	-	-	-	-

43100-955 Public Works Streets Land - Right of Way	-	-	-	-
43100-956 Public Works Streets Office Equipment	-	-	-	-
43100-957 Public Works Streets Other Equipment	12,040.12	32,000.00	27,345.00	130,700.00
43100-958 Public Works Streets Vehicles	135,597.98	-	-	-
43100-959 Public Works Streets Infrastructure	-	-	-	-
43200-950 Solid Waste Buildings	5,373.88	-	-	-
43200-951 Solid Waste Building & Improvements	-	-	-	-
43200-952 Solid Waste Communications	-	-	-	-
43200-953 Solid Waste Furniture	-	-	-	-
43200-954 Solid Waste Land	-	-	-	-
43200-955 Solid Waste Land - Right of Way	-	-	-	-
43200-956 Solid Waste Office Equipment	-	-	-	-
43200-957 Solid Waste Other Equipment	-	-	-	-
43200-958 Solid Waste Vehicles	-	242,500.00	238,969.60	-
43200-959 Solid Waste Infrastructure	-	-	-	-
43400-950 Cemetary Buildings	-	-	-	-
43400-951 Cemetary Building & Improvements	-	-	-	-
43400-952 Cemetary Communications	-	-	-	-
43400-953 Cemetary Furniture	-	-	-	-
43400-954 Cemetary Land	-	-	-	-
43400-955 Cemetary Land - Right of Way	-	-	-	-
43400-956 Cemetary Office Equipment	-	-	-	-
43400-957 Cemetary Other Equipment	17,795.00	9,500.00	8,451.00	-
43400-958 Cemetary Vehicles	12,439.55	-	-	-
43400-959 Cemetary Infrastructure	-	-	-	7,500.00
43500-950 Stormwater Management Buildings	-	-	-	-
43500-951 Stormwater Management Building & Improvements	-	-	-	-
43500-952 Stormwater Management Communications	-	-	-	-

43500-953 Stormwater Management Furniture	-	-	-	-
43500-954 Stormwater Management Land	-	-	-	-
43500-955 Stormwater Management Land - Right of Way	-	-	-	-
43500-956 Stormwater Management Office Equipment	-	-	-	-
43500-957 Stormwater Management Other Equipment	-	-	-	-
43500-958 Stormwater Management Vehicles	-	-	-	-
43500-959 Stormwater Management Infrastructure	-	-	23,950.00	29,165.00
44143-950 Animal Control Buildings	-	-	-	-
44143-951 Animal Control Building & Improvements	-	-	-	18,209.00
44143-952 Animal Control Communications	-	-	-	-
44143-953 Animal Control Furniture	-	-	-	-
44143-954 Animal Control Land	-	-	-	-
44143-955 Animal Control Land - Right of Way	-	-	-	-
44143-956 Animal Control Office Equipment	-	-	-	-
44143-957 Animal Control Other Equipment	-	-	-	-
44143-958 Animal Control Vehicles	-	23,500.00	23,031.00	-
44143-959 Animal Control Infrastructure	-	9,650.00	-	9,650.00
44400-950 Parks & Recreation Buildings	-	-	-	-
44400-951 Parks & Recreation Building & Improvements	-	10,000.00	-	10,000.00
44400-952 Parks & Recreation Communications	-	-	-	-
44400-953 Parks & Recreation Furniture	-	-	-	-
44400-954 Parks & Recreation Land	-	-	-	-
44400-955 Parks & Recreation Land - Right of Way	-	-	-	-
44400-956 Parks & Recreation Office Equipment	-	-	-	-
44400-957 Parks & Recreation Other Equipment	18,376.80	87,900.00	87,592.80	28,000.00
44400-958 Parks & Recreation Vehicles	-	-	-	38,000.00

44400-959 Parks & Recreation Infrastructure	-	208,000.00	208,010.50	88,333.33
44500-950 Recreation Center Buildings	14,626.00	-	-	-
44500-951 Recreation Center Building & Improvements	-	175,000.00	11,865.94	225,365.00
44500-952 Recreation Center Communications	-	-	-	-
44500-953 Recreation Center Furniture	-	-	-	-
44500-954 Recreation Center Land	-	-	-	-
44500-955 Recreation Center Land - Right of Way	-	-	-	-
44500-956 Recreation Center Office Equipment	-	-	-	-
44500-957 Recreation Center Other Equipment	-	32,500.00	27,718.00	140,000.00
44500-958 Recreation Center Vehicles	11,500.00	-	-	-
44500-959 Recreation Center Infrastructure	-	179,000.00	105,600.00	75,000.00
44600-950 Athletics Buildings	-	-	-	-
44600-951 Athletics Building & Improvements	-	-	-	-
44600-952 Athletics Communications	-	-	-	-
44600-953 Athletics Furniture	-	-	-	-
44600-954 Athletics Land	-	-	-	-
44600-955 Athletics Land - Right of Way	-	-	-	-
44600-956 Athletics Office Equipment	-	-	-	-
44600-957 Athletics Other Equipment	-	-	-	-
44600-958 Athletics Vehicles	-	-	-	-
44600-959 Athletics Infrastructure	-	-	-	-
44800-950 Airport Buildings	-	-	-	-
44800-951 Airport Building & Improvements	-	-	179,658.86	300,000.00
44800-952 Airport Communications	-	-	-	-
44800-953 Airport Furniture	-	-	-	-
44800-954 Airport Land	-	-	-	-
44800-955 Airport Land - Right of Way	-	-	-	-
44800-956 Airport Office Equipment	-	-	-	-
44800-957 Airport Other Equipment	15,593.88	55,000.00	23,368.00	
44800-958 Airport Vehicles	35,000.00	-	-	-
44800-959 Airport Infrastructure	1,614,464.12	75,000.00	291,113.98	5,277,000.00
		-	-	
765 Transfer to General Fund - 807-41990-	10,713.24	-	1,250.00	-

		-	-	
Total Expenditures:	2,279,766.74	1,645,939.24	1,693,444.73	6,800,259.83
Fund Balance				
Beginning	681,924.00	952,069.83	952,069.83	845,467.81
Ending	952,069.83	289,557.09	845,467.81	279,357.98

7. That each department of the City shall limit its expenditures to the amount appropriated; that any changes or amendments to the appropriations set forth in the budget shall be made in accordance with the City Code, Article XIV, as required by the Municipal Budget Law of 1982 T.C.A. Section 6-56-203. In addition, no appropriation may be made in excess of available funds except to provide for an actual emergency threatening the health, property or lives of the inhabitants of the municipality and declared by a two-thirds (2/3) vote of at least a quorum of the governing body in accord with Section 6-56-205 of the *Tennessee Code Annotated*.
8. All unencumbered balances of appropriations remaining at the end of the fiscal year shall lapse and revert to the respective fund balances.
9. This Ordinance shall take effect 15 days after its passage on second and final reading, and after public hearing, the general welfare of the City requiring same.

APPROVED:


Mayor Wallace Cartwright

ATTEST:


Pro-Tempore City Recorder, Shanna Boyette

APPROVED AS TO FORM:


City Attorney, Ginger B. Shofner

Public Hearing Held: 6-14-18
Passed First Reading: 5-22-18
Passed Second Reading: 6-14-18
Effective Date: 7-1-18

ORDINANCE NO. 2018-1069

**AN ORDINANCE OF THE CITY OF SHELBYVILLE, TENNESSEE ESTABLISHING
THE MUNICIPAL PROPERTY TAX LEVY FOR THE FISCAL YEAR 2018-2019 And
PROVIDING FOR AN EFFECTIVE DATE**

WHEREAS, the City Charter Article XII and Article XIV provides for the assessment, levy and collection of City taxes; and

WHEREAS, the Mayor and City Council each year establishes the property tax levy based upon the assessed values within the City as established by the Bedford County Property Assessors Office; and

WHEREAS, the City Recorder has caused to be published in a newspaper of general circulation a Notice of Public Hearing on the tax rate for the City of Shelbyville; and

WHEREAS, a Public Hearing was held before the Mayor and City Council on the 14th day of June, 2018; and

WHEREAS, it is now deemed in the public interest to establish the municipal tax rate for tax year 2018.

NOW THEREFORE BE IT ORDAINED by the City of Shelbyville, Tennessee, as follows:

1. That the owners of all property, real, personal and mixed, within the corporate limits of the City of Shelbyville (except such property as shall be exempt by the laws of the State of Tennessee) shall for the fiscal year 2018-2019 pay a tax of \$1.77 on each \$100 of assessed valuation of such property to and for the use of the City of Shelbyville and pay a proportional amount of tax for each amount of assessed valuation under \$100. All said taxes to be collected by the proper officers of the City of Shelbyville for use in funding in whole or in part the budget as adopted by Ordinance.
2. This Ordinance shall take effect 15 days after its passage, the health, safety and welfare of the citizens of Shelbyville requiring it.

APPROVED:



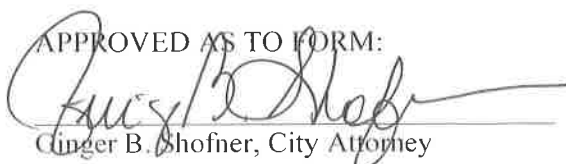
Wallace Cartwright, Mayor

ATTEST:



Shanna Boyette, Pro-Tempore City Recorder

APPROVED AS TO FORM:



Ginger B. Hofner, City Attorney

1ST Reading 5-22-18
P. Hearing 6-14-18
2nd Reading 6-14-18

ORDINANCE 2018-1070

AN ORDINANCE OF THE OF THE CITY OF SHELBYVILLE, TENNESSEE TO APPROVE THE PLANNED USE DEVELOPMENT CONCEPT PLAN AND PATTERN BOOK (McKEESPORT II) ON PROPERTY ZONED PUD (PLANNED UNIT DEVELOPMENT) OWNED BY JOHN STEFANSKI, REFERENCE ON BEDFORD COUNTY TAX MAP 079, PARCEL 007.05 (LOCATED ON GRAND STATION BLVD.), AND REPEALING ANY ORDINANCE OR PORTION OF ORDINANCE IN CONFLICT THEREWITH.

WHEREAS, the City of Shelbyville wishes to facilitate residential development; and

WHEREAS, the Planned Unit Development Concept Plan and Pattern Book are the governing documents for properties with PUD Zoning; and

WHEREAS, all requirements including the Preliminary Concept Meeting, the Pre-Planning Committee Meeting, and the Community Meeting, have been completed; and

WHEREAS, the Municipal Planning Commission of the City of Shelbyville have recommended approval of the McKeesport II Concept Plan and Pattern Book;

NOW, THEREFORE, LET IT BE ORDAINED THAT:

1. The City Council of the City of Shelbyville approves this Planned Use Development Concept Plan and Pattern Book for McKeesport II, for the purpose of facilitating residential development on this property with Planning Unit Development zoning.
2. This Ordinance will take effect 15 days after its final approval.

APPROVED:

Wallace Cartwright 9/13/18
Wallace Cartwright, Mayor Date

APPROVED AS TO FORM:

Ginger Shofner 9/13/18
City Attorney Ginger Shofner Date

ATTESTED:

Shanna Boyette 9-13-18
Shanna Boyette, Acting City Recorder Date

1st 8-9-18
P.H. 9-13-18
2nd: Final 9-13-18

ORDINANCE 2018-107.1

AN ORDINANCE OF THE CITY OF SHELBYVILLE, TENNESSEE TO APPROVE THE PLANNED USE DEVELOPMENT CONCEPT PLAN AND PATTERN BOOK (WILSON TOWNHOME PUD) ON PROPERTY ZONED PUD (PLANNED UNIT DEVELOPMENT) OWNED BY KELLY WILSON, REFERENCE ON BEDFORD COUNTY TAX MAP 078, PARCEL 038.02 (LOCATED ON HORSE MOUNTAIN ROAD), AND REPEALING ANY ORDINANCE OR PORTION OF ORDINANCE IN CONFLICT THEREWITH.

WHEREAS, the City of Shelbyville wishes to facilitate residential development; and

WHEREAS, the Planned Unit Development Concept Plan and Pattern Book are the governing documents for properties with PUD Zoning; and

WHEREAS, all requirements including the Preliminary Concept Meeting, the Pre-Planning Committee Meeting, and the Community Meeting, have been completed; and

WHEREAS, the Municipal Planning Commission of the City of Shelbyville have recommended approval of the Wilson Townhome PUD Concept Plan and Pattern Book;

NOW, THEREFORE, LET IT BE ORDAINED THAT:

1. The City Council of the City of Shelbyville approves this Planned Use Development Concept Plan and Pattern Book for Wilson Townhome PUD, for the purpose of facilitating residential development on this property with Planning Unit Development zoning.
2. This Ordinance will take effect 15 days after its final approval.

APPROVED:

Wallace Cartwright 9/13/18
Wallace Cartwright, Mayor Date

APPROVED AS TO FORM:

Ginger Shofner 9/13/18
City Attorney Ginger Shofner Date

ATTESTED:

Shanna Boyette 9-13-18
Shanna Boyette, Acting City Recorder Date

1st 8-9-18

P.H. 9-13-18

2nd: Final 9-13-18

ORDINANCE NUMBER 2018-1072

**AN ORDINANCE AMENDING SHELBYVILLE MUNICIPAL CODE TITLE 4,
CHAPTER 14, SIGN CODE**

WHEREAS, the Shelbyville Municipal Code Title 4, Chapter 14 Sign Code provides for regulations, enforcement, compliance, and fees for signs; and

WHEREAS, upon review of the current sign code it is now necessary to revise and amend this said Ordinance; and

WHEREAS, a Public Hearing was held on September 13, 2018.

NOW THEREFORE BE IT ORDAINED by the Mayor and City Council of the City of Shelbyville, Tennessee as follows:

1. That the language included in the Shelbyville Municipal Code, Title 4, Chapter 14, be amended as follows:

A. No permit shall be required on temporary political signs.

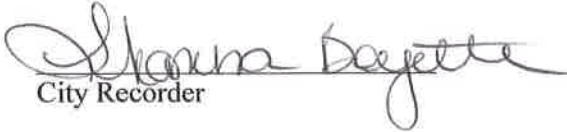
B. Additional regulations for signs permitted in commercial and industrial districts: Number and signable area of signs. Except as authorized by this section, it shall be unlawful to have more than one (1) monument sign on a lot of record. If the lot of record is bordered by two (2) public streets that do not intersect at the boundaries of the lot (the lot has multiple frontage) then the person shall have no more than one: A. Monument sign on each side of the development bordered by such streets. When the number of signs listed is greater than one, the size set forth shall be for each sign unless otherwise indicated. (2) Spacing. There shall be 50 (fifty) feet minimum spacing between signs on adjacent lots of record for ground signs. (3) All permanent signs shall be set back at least 5 (five) feet from the street right-of-way, property lines and sidewalks unless otherwise specified by this article. No permanent sign shall be located within a public utility or drainage easement, without written approval from the affected agencies. Temporary signs shall be located at least ten feet from the back of the street curb, edge of pavement or stabilized shoulder, unless a greater distance is required to remove such sign from the street right-of-way or sight distance triangle. No temporary signs shall be permitted within any median which is within a public right-of-way. (4) Permitted signs. On-premise signs shall be permitted in Commercial and Industrial districts as to size, at 3 (three) square feet per 1 (one) foot of building frontage. All signs posted in all other districts must be approved by the Building and Codes Department. (5) No attached sign shall be mounted on or to the roof or extend above the roof line. (6) Ground signs shall be no higher than thirty-five (35) feet. (7) Projection type signs shall be a minimum of ten (10) feet above any private sidewalk or private street and shall project not more than three (3) feet from a line perpendicular to the face of the building.

2. That this Ordinance shall repeal any Ordinance or parts of any Ordinance in conflict herewith and shall take effect fifteen (15) days after its passage on second and final reading, the general welfare of the City requiring the same.

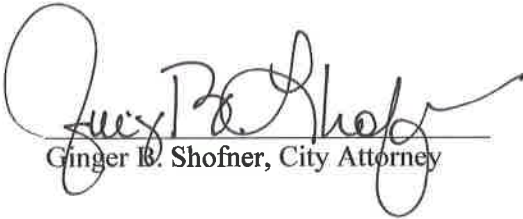
APPROVED:


Wallace Cartwright, Mayor

ATTEST:


City Recorder

APPROVED AS TO FORM:


Ginger B. Shofner, City Attorney

1st Reading 8-9-18
Public Hearing 9-13-18
2nd Reading 9-13-18

ORDINANCE 2018 -1073

AN ORDINANCE OF THE OF THE CITY OF SHELBYVILLE, TENNESSEE TO APPROVE THE REZONING 56.99 ACRES OWNED BY BOB AND CLARA BOYCE LOCATED AT 135 MCDALE LANE (REFERENCED ON BEDFORD COUNTY TAX MAP 069, PARCEL 005.08) FROM C-2 (GENERAL BUSINESS DISTRICT) & R-2 (LOW DENSITY RESIDENTIAL) TO R-3 MEDIUM DENSITY RESIDENTIAL, AND REPEALING ANY ORDINANCE OR PORTION OF ORDINANCE IN CONFLICT THEREWITH.

WHEREAS, the City of Shelbyville wishes to facilitate residential development; and,

WHEREAS, this area of land is better suited for residential development rather than commercial development; and,

WHEREAS, the Municipal Planning Commission of the City of Shelbyville have recommended approval of this rezoning from C-2 & R-2 to R-3;

NOW, THEREFORE, LET IT BE ORDAINED THAT:

1. The City Council of the City of Shelbyville approves this rezoning of 135 McDale Lane (Bedford County Tax Map 069, Parcel 005.08) from C-2 & R-2 to R-3
2. This Ordinance will take effect 15 days after its final approval.

APPROVED:

Wallace Cartwright
Wallace Cartwright, Mayor

10/11/18
Date

APPROVED AS TO FORM:

Ginger Shofner
City Attorney Ginger Shofner

10/11/18
Date

ATTESTED:

Lisa Smith
Lisa Smith, City Recorder

10/11/18
Date

1st 9-13-18

PH 10-11-18

2nd: Final 10-11-18

ORDINANCE NO. 2018-1074

AN ORDINANCE TO AMEND THE ADOPTED BUDGET ORDINANCE (AS AMENDED) OF THE CITY OF SHELBYVILLE, TENNESSEE VARIOUS FUNDS, FOR THE FISCAL YEAR 2018-2019, THE PERIOD ENDING JUNE 30, 2019.

WHEREAS, The Mayor and City Council of the City of Shelbyville on June 14, 2018, following public hearing adopted Ordinance No. 2018-1068 establishing the Fiscal Year 2018-2019 Annual Budget; and

WHEREAS, the City of Shelbyville, Tennessee is in need to make various adjustments and amendments to various funds within the Budget for FY 2018-2019 to reflect changes in revenues and expenditures.

NOW, THEREFORE, BE IT ORDAINED by the City of Shelbyville, Tennessee, as follows:

Section 1: That the FY 2018-2019 Annual Budget is amended in the following amounts:

SEE ATTACHMENTS

General Fund

Special Funds

Section 2: That this Ordinance shall repeal any Ordinance or parts of any Ordinance in conflict herewith and shall take effect 15 days after its passage on second and final reading, and after public hearing, the general welfare of the City requiring same.

APPROVED:


Mayor Wallace Cartwright

ATTEST:


City Recorder Lisa Smith

APPROVED AS TO FORM:


City Attorney Ginger Bobo Shofner

1st Reading: 10/11/18
Public Hearing: 11/8/18
2nd Reading: 11/8/18
Effective Date: 11/23/18

General Fund Expenses			
110-36470	GF - General Government Grants	1,000	TML Safety Partners Grant. The budget was for \$4,000 as it was for the
110-41990-341	General Government - Expensable Tools	2,000	previous year and we were awarded \$6,000 so this is amending to match
110-27100	GF - Fund Balance	1,000	the awarded amount.
110-41560-624	Debt Service - Capital Outlay Notes	16,665	Reducing the interest for Ameresco project that was over budgeted for the
110-27100	GF - Fund Balance	16,665	November payment.
110-44800-312	Airport - Software	945	This covers the Q-T Pod services for the self service fuel machine that were not captured during the original budget.
110-44800-245	Airport - Communications	960	
110-27100	GF Fund Balance	1,905	
110-44800-510	Airport - Insurance	2,317	This covers the increase to the Airport Hanger Keepers insurance policy. Originally budgeted at \$8,040 and now at \$10,357.
110-27100	GF Fund Balance	2,317	
110-43500-790	Stormwater - Miscellaneous	27,991	Balance of flume expenses that were rolled into FY2019 and already captured in prior reporting to council.
110-27100	GF Fund Balance	27,991	
110-41990-111	General Government - Salaries	39,770	Updating budget to reflect the increase to the City recorder during the budget process that was not captured before final reading and also reclassing this position from Clerical to Salary.
110-41990-114	General Government - Clerical	37,701	
110-41990-130	General Government- Vacation	78	
110-41990-132	General Government - Holiday	106	
110-27100	GF Fund Balance	2,253	

Budget Amendment
Attachment 1
10/4/2018

Special Funds			
807-44500-957	Capital - Rec Center Other Equipment	14,280	
807-36973	Capital Revenue	14,280	
110-49000-764	GF Transfer to General Fund	14,280	This is for the replacement of the boiler at the Recreation Center as an
110-27100	GF Fund Balance	14,280	emergency purchase.
807-43500-959	Stormwater Management - Infrastructure	9,450	
807-36973	Capital Revenue	9,450	
110-49000-764	GF Transfer to General Fund	9,450	Flood gate repair - reroll into FY2019.
110-27100	GF Fund Balance	9,450	
807-43200-958	Capital - Sanitation - Vehicles	21,709	
807-36973	Capital Revenue	21,709	
110-49000-764	GF Transfer to General Fund	21,709	Sanitation vehicle - reroll into FY2019.
110-27100	GF Fund Balance	21,709	
807-44143-958	Capital - Animal Control - Vehicles	23,031	
807-36973	Capital Revenue	23,031	
110-49000-764	GF Transfer to General Fund	23,031	Animal Control vehicle - reroll into FY2019.
110-27100	GF Fund Balance	23,031	
807-42200-957	Capital - Fire- Other Equipment	5,607	
807-36973	Capital Revenue	5,607	
110-49000-764	GF Transfer to General Fund	5,607	Fire rescue airbags - reroll into FY2019.
110-27100	GF Fund Balance	5,607	
807-44800-959	Capital - Airport- Infrastructure	7,500	
807-36973	Capital Revenue	7,500	
110-49000-764	GF Transfer to General Fund	7,500	Security Fencing Grant reroll from FY2019. Approved by resolution 21-18
110-27100	GF Fund Balance	7,500	on May 10th, 2018.

ORDINANCE 2018-1075

AN ORDINANCE OF THE OF THE CITY OF SHELBYVILLE, TENNESSEE TO APPROVE THE REZONING 0.3 ACRES OWNED BY RICHARD WILHELM AND GREG RUCKER LOCATED ON GREEN LANE (REFERENCED ON BEDFORD COUNTY TAX MAP 078, GROUP K PARCEL 004.01) FROM R-2 (LOW DENSITY RESIDENTIAL) TO R-4 HIGH DENSITY RESIDENTIAL, AND REPEALING ANY ORDINANCE OR PORTION OF ORDINANCE IN CONFLICT THEREWITH.

WHEREAS, the City of Shelbyville wishes to facilitate residential development; and,

WHEREAS, this area of land is better suited for higher density residential development; and,

WHEREAS, the Municipal Planning Commission of the City of Shelbyville have recommended approval of this rezoning from R-2 to R4;

NOW, THEREFORE, LET IT BE ORDAINED THAT:

1. The City Council of the City of Shelbyville approves this rezoning of this Green Lane Property located on Bedford County Tax Map 078, Group K, Parcel 004.01 from R-2 to R-4
2. This Ordinance will take effect 15 days after its final approval.

APPROVED:

Wallace Cartwright 11/8/18
Wallace Cartwright, Mayor Date

APPROVED AS TO FORM:

Ginger Shofner 11/8/18
City Attorney Ginger Shofner Date

ATTESTED:

Lisa Smith 11/8/18
Lisa Smith, City Recorder Date

1st Reading 10/11/18
Public Hearing 11/8/18
2nd Reading 11/8/18
Effective Date 11/25/18

ORDINANCE 2018-1076

**A ORDINANCE OF THE CITY OF SHELBYVILLE, TENNESSEE TO AMEND ARTICLE V,
SECTION 5.3, SUBSECTION H "ACCESSORY BUILDINGS" OF THE ZONING ORDINANCE
OF THE CITY OF SHELBYVILLE.**

WHEREAS, the City of Shelbyville wishes to facilitate residential development; and

WHEREAS, accessory buildings that do not have a permanent foundation do not need as large of a setback as more permanent structures; and

WHEREAS, the City of Shelbyville formerly allowed this proposed change; and

WHEREAS, the City of Shelbyville Planning Commission recommended approving this amendment at the October 25, 2018 meeting;

NOW, THEREFORE, LET IT BE ORDAINED THAT:

The City Council of the City of Shelbyville add the following text to Article V, Section 5.3, Subsection H "Accessory Buildings" of the Zoning Ordinance of the City of Shelbyville:

8. Accessory Buildings and Structures, without a permanent foundation, may be placed up to 5 feet from the side or rear property lines, providing the location is approved by Shelbyville Power, Water, and Sewer, and the Planning Director, following the provisions specified in Article 3, Section 3.12, "Requirements for Sketch Plans for Accessory Structures".

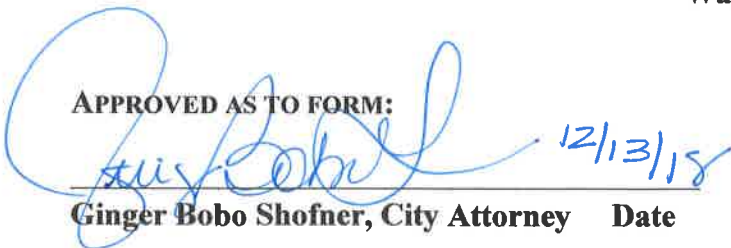
APPROVED:



Wallace Cartwright, Mayor

Date 12/13/18

APPROVED AS TO FORM:



Ginger Bobo Shofner, City Attorney

Date

ATTESTED:



Lisa Smith, City Recorder

Date

1st Reading 11/8/18
Public Hearing 12/13/18
2nd Reading 12/13/18
Effective Date 12/28/18