

ORDINANCE NO. 165

**AN ORDINANCE ESTABLISHING ENGINEERING REVIEW, ENGINEERING OVERSIGHT AND PROJECT SITE INSPECTION CHARGES BY THE TOWN OF ASHLAND CITY, TENNESSEE.**

WHEREAS, the Town of Ashland City, Tennessee has through adoption of its municipal zoning ordinances and amendments thereto, land use policy plan, subdivision regulations, storm water management ordinance, standard codes ordinances and amendments thereto, and sewer use ordinances and amendments thereto, implemented regulations to assure sound building, development and planning practices; and

WHEREAS, by adoption of the Town's Zoning Ordinance dated December 21, 1971, and amendments thereto, Sewer Use Ordinance No. 30, and amendments thereto, adoption of standard building and auxiliary codes, Ordinance No. 28, and amendments thereto, and expanded amendment of the standard excavation and grading code included in Stormwater Management Ordinance No. 119, all in full force and effect, as it relates to regulations set forth in the preceding paragraph and the duly adopted subdivision regulations of the Town of Ashland City Municipal Planning Commission, as authorized by State law; and

WHEREAS, strict compliance is necessary to ensure conformity of designs for proposed subdivisions, planned unit developments, site plans, landscape plans, special exceptions of the Board of Zoning Appeals changes, sketch plats, wastewater treatment facility plans, and all matters which require established sums for performance bonding, dedication of easements, and facilities/structures associated with the forgoing, including engineering design, review and construction inspection as presented the Municipal Planning Commission, Board of Zoning Appeal, and City Council members; and

WHEREAS, it is in the best interest of the municipality and its citizens to undergo engineering review by the Town's engineer to ensure that all matters set forth in the preceding paragraphs be in conformity with all requisite standards heretofore adopted by the Town and be based upon sound engineering practices, prevailing standards and in accordance with all regulations and ordinances of the municipality.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the Town of Ashland City, Tennessee as follows:

1. All ordinances in conflict herewith are here and now repealed.
2. That all owners, developers and applicants, individually or by their authorized agents, employees or servants, seeking municipal approval for any proposed development/improvement of land by: subdivision, planned unit development, site plan, special exceptions approved by the Board of zoning Appeals, use changes, landscape plans, sketch plats, preliminary plats, final plats, construction plans, grading plans,

roadway plans, drainage plans, wastewater facility plans, matters requiring the establishment of performance bonding, dedication of easements and facility/structures associated with any of the foregoing, shall be responsible for the reimbursement to the Town of Ashland City for all actual engineering review, engineering oversight, and project site inspection charges/fees for services incurred by said Town by virtue of, and as related to the foregoing, by the Town's designated consulting engineer and/or his appointed designee.

3. All actual charges to be reimbursed to the municipality shall be paid within fifteen (15) days from the date of billing by the municipality. In the event said reimbursement charges are not paid timely, any permit issued by the Building Inspector shall become void or default shall be declared upon any performance bonding posted with the Town of Ashland City.

4. This ordinance is not deemed to be a tax, but is to offset actual incurred engineering expense of the municipality for an owner, developer, and applicant seeking development of lands within the municipality.

This ordinance shall take effect 20 days from and after final passage, the public welfare requiring such.

Mary Gray Jenkins  
Mayor

Approved:

Demetra O'Neal  
Demetra O'Neal, City Recorder

Passed 1st reading Jan 14, 1997

Public Hearing Feb 13, 1997

Passed 2nd reading Feb 13, 1997