

Ordinance No: 5456

AN ORDINANCE TO AMEND CHAPTER 21, ARTICLE IX,  
CODE OF ORDINANCES CITY OF MEMPHIS SO AS TO  
ESTABLISH AN ENVIRONMENTAL FEE

WHEREAS, the Memphis City Council has a responsibility, along with the Administration, to insure the health, safety and well-being of all citizens; and

WHEREAS, various vehicles are exempt from the city's inspection process and numerous trucks travel our streets daily creating unsafe roads as the pavement erodes; and

WHEREAS, it is obvious that these vehicles contribute to the pollution, safety and environmental concerns that Memphians have solely been responsible for trying to curtail; and

WHEREAS, the Memphis City Council deems it necessary to enact an environmental fee to assist in creating a safe environment for all.

**SECTION 1. NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS** that Chapter 21, Article IX of the Code of Ordinances of the City of Memphis is hereby amended to add the following:

**21-314. Environmental Fee Established**

There is hereby an environmental fee established that will be assessed to owners of vehicles over 26,000 GVWR and tractor-trailer trucks. This fee shall be assessed annually in the amount of one hundred dollars (\$100). Such fees shall be utilized to fund projects that will improve air pollution standards and repair high usage truck routes.

The Director of Public Works shall be authorized to adjust this fee with approval from the Memphis City Council.

**SECTION 2. BE IT FURTHER ORDAINED**, that this fee shall not be implemented until January 1, 2013 and shall be due no later than thirty days after this day.

**SECTION 3. BE IT FURTHER ORDAINED**, that the provisions of this Ordinance are hereby severable. If any of these sections, provisions, sentences, clauses, phrases, or parts are held unconstitutional or void, the remainder of this Ordinance shall continue in full force and effect.

**SECTION 4. BE IT FURTHER ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS**, that this ordinance shall take effect from and after the date it shall have been passed by the Council, signed by the Chairman of the Council, certified and delivered to the Office of Mayor in writing by the comptroller and become effective as otherwise provided by law.

Edmund Ford, Jr., Ed.D.  
Council Member

Bill Morrison  
Council Chairman

THE FOREGOING ORDINANCE  
# 5456 PASSED  
1st Reading 6-5-2012  
2nd Reading 3-5-2013  
3rd Reading \_\_\_\_\_

Attest:  
Patrice Thomas, Comptroller