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ORDINANCE NO. 5351

**AN ORDINANCE TO AMEND  
CHAPTER 21, MOTOR VEHICLES AND TRAFFIC,  
ARTICLE IX, INSPECTION OF VEHICLES TO REQUIRE ANNUAL  
INSPECTION ONLY FOR VEHICLES FOUR (4) YEARS OLD OR OLDER**

WHEREAS, the Memphis City Council places great importance on ensuring the citizens of Memphis have a clean environment and recently our air quality was upgraded by the U.S. Environmental Protection Agency, formally declaring Memphis and Shelby County in compliance with standards for ozone pollution; and

WHEREAS, our vehicle inspection program deserves credit for improving the air quality in our city; however the process has often been criticized for requiring inspection of newer vehicles and today's clean engine technology results in vehicles less than four (4) years old failing emission inspection less than one percent (1%) of the time.

**SECTION 1. NOW, THEREFORE BE IT ORDAINED BY THE MEMPHIS CITY COUNCIL**, that the Code of Ordinance of the City of Memphis, Tennessee, Chapter 21, Motor Vehicles and Traffic, Article IX. Inspection of Vehicles, **Section 21-301. Required; frequency; exceptions. (a)** be amended to read as follows:

(a.) Effective October 1, 1985, for the protection of the public health, safety and welfare and for the promotion of safe operation of motor vehicles on the streets and highways of the city, all motor vehicles and freight vehicles required to be registered under article VIII of this chapter *which are four (4) years old or older* shall be inspected by the public service division of the city at least one time per year. Owners or drivers of all such vehicles shall present such vehicles for inspection by the public service division at the city inspection bureau or other authorized location. The failure of the owner or driver of any such vehicle to present same for inspection as herein required is declared to be a misdemeanor.

**SECTION 2. 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 3. 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.

MYRON LOWERY  
Council Member

HAROLD COLLINS  
Council Chairman

THE FOREGOING ORDINANCE  
# 5351 PASSED  
1st Reading 4-13-10  
2nd Reading 4-27-10  
3rd Reading 6-22-10

Approved \_\_\_\_\_  
Chairman of Council

Date Signed: \_\_\_\_\_

Approved: \_\_\_\_\_  
Mayor, City of Memphis

Date Signed: \_\_\_\_\_

I hereby certify that the foregoing is a true copy, and said document was adopted by the Council of the City of Memphis as above indicated and approved by the Mayor.

\_\_\_\_\_  
Comptroller