

ORDINANCE NO. 14016

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 16, SECTIONS 16-59 THROUGH 16-66 RELATIVE TO THE POLICE ADVISORY AND REVIEW COMMITTEE, BY INSTITUTING A MORATORIUM ON THE APPLICATION OF SECTIONS 16-59 THROUGH 16-66 OF CITY CODE, FOR A PERIOD BEGINNING IMMEDIATELY FROM THE EFFECTIVE DATE OF THIS ORDINANCE UP TO AND INCLUDING OCTOBER 29, 2023.

WHEREAS, on April 23, 2023, the Governor of the State of Tennessee signed Senate Bill No. 591, which amended Tennessee Code Annotated Sections 38-8-301, 38-8-309, and Section 38-8-312 by modifying the requirements for a Police Advisory and Review Committee; and

WHEREAS, several provisions of the current City Ordinances governing the City of Chattanooga's Police Advisory and Review Committee were adopted under previous Tennessee law and may conflict with the legislation passed on April 23, 2023; and

WHEREAS, a moratorium on the enforcement of the provisions contained in Chattanooga City Code, Part II, Chapter 16, Sections 16-59 through 16-66 is necessary to allow the City Council to resolve any conflicts between the recently amended state statutes and current Chattanooga City Code; and

WHEREAS, the moratorium is necessary to allow the Chattanooga Police Department to carryout essential operations until necessary legislation has been adopted by the City Council; and

WHEREAS, the moratorium is in the best interest of the health, welfare, and safety of the City and its residents, and wholly consistent with the police and other powers vested in the Police Chief for the City.

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That:

- A. A temporary moratorium is hereby imposed on the application of Sections 16-59 through 16-66 of the City Code, effective upon the adoption of this Ordinance amendment allowing the Police Chief to resolve pending employment issues until new Code provisions can be adopted by the City Council consistent with current Tennessee law;
- B. This Ordinance amendment shall take effect immediately after its passage, the public safety, health, peace, property, and welfare of the City requiring it and shall supersede any existing conflicting language set forth in Chattanooga City Code, Part II, Chapter 16, Sections 16-59 through 16-66 of the Chattanooga City Code; and
- C. This temporary moratorium shall expire on October 29, 2023, and shall be of no further force and effect.

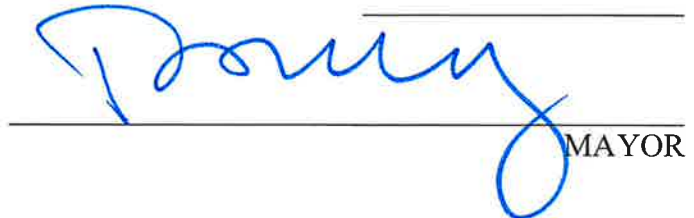
BE IT FURTHER ORDAINED, That this Ordinance shall take effect immediately from and after its passage.

Passed on second and final reading: August 8, 2023



CHAIRPERSON

APPROVED: DISAPPROVED:



MAYOR

PAN/VLM/KCM/mem/v7