

ORDINANCE NO. _____

An ordinance to amend Chapter 2 Code of Ordinances, City of Memphis to amend certain sections of 2-291 relating to Real Property.

WHEREAS, the Code of Ordinances provide language and processes for the disposition of city properties through sale, exchange or transfer; and

WHEREAS, it is necessary to ensure that there is clear and concise language that related to the disposition of real property belonging to the City of Memphis; and

NOW, THEREFORE,

SECTION 1, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS, that Chapter 2, Section 2-291 (10) and (11) to add new sections to read as follows:

(10) Lease agreements involving real property

“For the purposes of this Section any lease or license agreement two (2) years or more shall be considered a conveyance and shall be submitted to City Council for approval, except for Right of Entry Agreements, Encroachment Agreements, and Easement Agreements. Any extensions or renewals bringing the total term to two (2) years or more shall be included as a conveyance.”

(11) Lease agreements involving public parking spaces

Any lease or license agreement pertaining to public parking spaces for a term over 60 days, individually or cumulatively with renewals, shall be considered a conveyance and submitted to City Council for approval.

SECTION 2, BE IT FURTHER ORDAINED BY THE COUNCIL OF THE CITY OF MEMPHIS that the provisions of this Ordinance are hereby severable. If any of these sections, provisions, sentences, clauses, phrased, 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.

Jim Strickland

Harold Collins, Chairman