

AGENDA FOR TUESDAY, MARCH 16, 2004

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilman Page)
- III. Minute Approval.
- IV. Special Presentations.

**Presentation of Statement of Support Certificate by
Mayor Corker to Representative of the National Guard and Reserve**

- V. Ordinances – Second & Third Reading:
 - a) An ordinance to amend Part II, Chattanooga City Code, Chapter 24, Article XIV, Section 24-504, relative to one-way streets.
 - b) 2003-196 William H. Ring d/b/a WHR Properties (From R-2 to R-4). Rezone tracts of land located at 1011 and 1013 Dallas Road, more particularly described herein, subject to certain conditions. **(NOTE: Due to a typographical error, this item was advertised as going from R-2 to C-2 instead of R-4 - Recommended for approval by Planning)**
 - c) 2004-010 Dwight Aaron Smith (From M-1 and R-2 to M-2). Rezone a tract of land located at 2300 Ohio Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
 - d) MR-2004-013 Thomas A. Austin (Close and Abandon). An ordinance closing and abandoning two unopened alleys located between the 100 blocks of Baker Street and Tampa Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to Comcast Cable Communications, Inc. and the Chattanooga Gas Company retaining their respective easement in the full width of the existing right-of-way. **(Recommended for approval by Public Works - deferred from 02-10-04)**
 - e) 2004-019 Hoyt and Leticia Deal (From R -1 to R-2). Rezone a tract of land located at 5106 North Moore Lane, more particularly described herein. **(Recommended for approval by Planning)**
 - f) 2004-027 Ken DeFoor (Amend Conditions). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to amend certain conditions imposed in Ordinance No. 10856, on property located at 6121 and 6151 Shallowford Road, being more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
 - g) 2004-028 BMJ, LLC (From R-1 and R-4 to R-T/Z). Rezone a tract of land located at 7244 Tyner Road, more particularly described herein. **(Recommended for approval by Planning)**

V. Ordinances – Second & Third Reading (continued):

- h) 2004-029 V.L. Capital Partners (From O-1 and R-2 to C-2). Rezone a tract of land located in the 900 block of Signal Mountain Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
- i) 2004-031 Porter Yarbrough (From R-2 to R-4). Rezone a tract of land located at 2014 Godsey Drive, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
- j) 2004-033 Raymond Hale (From R-4 to C-2 subject to C-5 uses, excluding building size limit). Rezone a tract of land located at 7538 Brainerd Road, more particularly described herein. **(Recommended for approval by Planning)**

VI. Ordinances - First Reading:

- a) An ordinance to repeal Part II, Chattanooga City Code, Chapter 25, Article II, Section 25-45(e) and Sections 25-46 through 25-50, relative to beggar's permits.
- b) MR-2004-011 Dwight Aaron Smith (Close and Abandon). An ordinance closing and abandoning a portion of the 2300 block of Ohio Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to the Electric Power Board, Comcast Cable Communications, Inc. and the City of Chattanooga maintaining their respective easements in the full width.
- c) 2004-015 Jeff Carmack (Amend Conditions). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to amend certain conditions imposed in Ordinance No. 11405, on property located at 5809 Winding Lane, being more particularly described herein, subject to certain conditions. **(Not recommended for approval by Planning - see alternate versions - deferred from 03-09-04)**

2004-015 Jeff Carmack (Amend Conditions). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to amend certain conditions imposed in Ordinance No. 11405, on property located at 5809 Winding Lane, being more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - see alternate Staff version - deferred from 03-09-04)**

2004-015 Jeff Carmack (Amend Conditions). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to amend certain conditions imposed in Ordinance No. 11405, on property located at 5809 Winding Lane, being more particularly described herein, subject to certain conditions. **(Recommended for approval by Staff - deferred from 03-09-04)**

VII. Resolutions:

- a) A resolution authorizing the adoption of the Enterprise South Industrial Park Covenants and Restrictions. **(Added by permission of the Legal and Legislative Committee)**
- b) A resolution directing the Chattanooga-Hamilton County Regional Planning Agency to conduct a zoning study of the South Broad Street Redevelopment Plan area. **(Added by permission of Vice Chairman Benson)**

VIII. Overtime Report.

IX. Departmental Reports :

- a) Department of Human Services.
- b) Department of Parks, Recreation, Arts & Culture.
- c) Department of Public Works.
- d) Fire Department.
- e) Police Department.
- f) Department of Finance and Administration.
- g) Department of Personnel.
- h) Department of Neighborhood Services.
- i) City Finance Officer.
- j) City Attorney.

X. Other Business.

XI. Committee Reports.

XII. Agenda Session for Tuesday, March 23, 2004.

XIII. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.

XIV. Adjournment.

XII. Agenda Session for Tuesday, March 23, 2004:

AGENDA FOR TUESDAY, MARCH 23, 2004

1. Call to Order.
2. Pledge of Allegiance/Invocation (Vice Chairman Benson).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second & Third Reading:
 - a) An ordinance to repeal Part II, Chattanooga City Code, Chapter 25, Article II, Section 25-45(e) and Sections 25-46 through 25-50, relative to beggar's permits.
 - b) 2004-009 Martin McNabb (From R-1 to C-2). Rezone a tract of land located at 5008 Highway 58, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - revised - deferred from 03-09-04)**
 - c) MR-2004-011 Dwight Aaron Smith (Close and Abandon). An ordinance closing and abandoning a portion of the 2300 block of Ohio Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to the Electric Power Board, Comcast Cable Communications, Inc. and the City of Chattanooga maintaining their respective easements in the full width.
 - d) 2004-015 Jeff Carmack (Amend Conditions). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to amend certain conditions imposed in Ordinance No. 11405, on property located at 5809 Winding Lane, being more particularly described herein, subject to certain conditions. **(Not recommended for approval by Planning - see alternate versions - deferred from 03-09-04)**

2004-015 Jeff Carmack (Amend Conditions). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to amend certain conditions imposed in Ordinance No. 11405, on property located at 5809 Winding Lane, being more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - see alternate Staff version - deferred from 03-09-04)**

2004-015 Jeff Carmack (Amend Conditions). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to amend certain conditions imposed in Ordinance No. 11405, on property located at 5809 Winding Lane, being more particularly described herein, subject to certain conditions. **(Recommended for approval by Staff - deferred from 03-09-04)**

XII. Agenda Session for Tuesday, March 23, 2004 (continued):

6. Ordinances - First Reading:

- a) MR-2004-030 Hixson Church of Christ (Close & Abandon). An ordinance closing and abandoning a portion of the opened 5500 block of Clear Creek Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval by Public Works and Planning - recommended for denial by Staff)**

7. Resolutions:

- a) A resolution authorizing the award of Contract No. E-02-007, Ziegler Road Improvement Project, to East Tennessee Grading Company for a total amount not to exceed \$381,334.50, including a contingency fee of \$20,000.00.
- b) A resolution authorizing Larry Crane to use temporarily the City's right-of-way located between the 1500 block of East 30th Street and East 31st Street to install a fence on either side of the alley, as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.
- c) A resolution authorizing Barclay Properties, LLC to use temporarily the City's right-of-way located at 334 Market Street to install black wrought iron seating tables on the sidewalk and install a flag mount building signage, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions.
- d) A resolution authorizing David Brock and/or Larry Trabucco to use temporarily the City's right-of-way located at 16 West 8th Street to install a sign, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions.
- e) A resolution awarding a contract for the Avondale Early Head Start Center landscaping and reconfiguration of the playground to Home and Lawn Care Service for their low bid in the amount of \$11,718.00.

8. Overtime Report.

9. Departmental Reports :

- a) Department of Human Services.
- b) Department of Parks, Recreation, Arts & Culture.
- c) Department of Public Works.
- d) Fire Department.
- e) Police Department.
- f) Department of Finance and Administration.
- g) Department of Personnel.
- h) Department of Neighborhood Services.
- i) City Finance Officer.
- j) City Attorney.

XII. Agenda Session for Tuesday, March 23, 2004 (continued):

10. Other Business.
11. Committee Reports.
12. Agenda Session for Tuesday, March 30, 2004.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.