

## AGENDA FOR TUESDAY, APRIL 1, 2008

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilman Benson)
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Final Reading:
  - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 11, by adding Section 291 to restrict the use of large vehicles and/or trailers in residential districts, areas neighborhoods and zones.
  - b) An ordinance granting unto Harbor Lodging, LLC, a franchise in the nature of a lease for construction and maintenance of a public parking lot on real property owned by the City of Chattanooga and located at 201 Riverfront Parkway, Chattanooga, Tennessee.
- VI. Ordinances – First Reading:
  - a) An ordinance appropriating \$1,500.00 from the General Fund to “A Night to Remember,” a non-profit organization, as a sponsorship for its 21<sup>st</sup> Anniversary.
- VII. Resolutions:
  - a) A resolution authorizing Leara N. Morris to use temporarily a right-of-way for the 600 block of Crest Drive to gain access to an undeveloped easement, as shown on the attached drawings, subject to certain conditions. **(Deferred from 3/25/08.)**
  - b) A resolution adopting a policy relative to the number of university affiliated fraternal organizations within the Fortwood area, as shown on the map attached hereto and made a part hereof by reference. **(Deferred from 3/25/08.)**
  - c) A resolution authorizing the Department of Parks and Recreation to apply for and, if awarded, accept a United States Golf Association Grant in an amount up to \$13,145.00 for its C.H.I.P. golf program, which grant requires 50% local matching funds in an amount up to \$12,000.00 from the City of Chattanooga and the purchase of a golf cart.
  - d) A resolution endorsing the concept of statewide franchising in order to bring competition into the market for television, information and data services throughout the State of Tennessee.
- VIII. Overtime Report.

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IX. Departmental Reports:

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

X. Other Business.

XI. Committee Reports.

XII. Agenda Session for Tuesday, April 8, 2008.

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

XIV. Adjournment.

XV. Agenda Session for Tuesday, April 8, 2008:

**AGENDA FOR TUESDAY, APRIL 8, 2008**

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Franklin)
3. Minute Approval.
4. Special Presentations.
5. Ordinances - Final Reading:
  - a) An ordinance appropriating \$1,500.00 from the General Fund to “A Night to Remember,” a non-profit organization, as a sponsorship for its 21<sup>st</sup> Anniversary.
6. Ordinances – First Reading:
  - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 24, Section 24-504, Schedule IV, One-Way Streets.
  - b) 2008-002 City of Chattanooga, c/o Bill Payne, City Engineer (Street Name Change). An ordinance to change the right-of-way name of the 1200 block of Gifford Street to the 1200 block of Prayer Lane, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for approval by Planning.)**
  - c) 2008-033 David L. Gardner (from R-2 & R-1 to M-2). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located in the 4400 and 4500 blocks of Jersey Pike, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, from R-2 Residential Zone and R-1 Residential Zone to M-2 Light Industrial Zone. **(Not recommended for approval by Planning or Staff - see alternate versions.)**

2008-033 David L. Gardner (from R-2 to M-2). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located in the 4400 block of Jersey Pike, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, from R-2 Residential Zone to M-2 Light Industrial Zone, subject to certain conditions. **(Recommended for approval by Planning.)**

2008-033 David L. Gardner (from R-2 to O-1). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located in the 4400 block of Jersey Pike, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, from R-2 Residential Zone to O-1 Office Zone, subject to certain conditions. **(Recommended for approval by Staff.)**

- d) 2008-035 City of Chattanooga, c/o City Engineer (Street name Change.) An ordinance to change the right-of-way name of the 100 block of South Crest Road to the 3100 and 3200 blocks of Bragg Reservation, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Deferred from 3/11/08. Recommended for denial by Planning. Recommended for approval by Staff.)**
- e) 2008-045 City of Chattanooga, c/o Bill Payne, City Engineer (Street Name Change). An ordinance to change the right-of-way name of an unnamed alley located on the east line of Adams Street to Quincy Alley and an unnamed alley located on the west line of Jefferson Street to Zachary Alley, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for approval by Planning.)**
- f) 2008-051 Robert Walters (from O-1 to C-2). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 7333 Shallowford Road, more particularly described herein and shown on the map attached hereto and made a part hereof by reference, from O-1 Office Zone to C-2 Convenience Commercial Zone. **(Recommended for denial by Planning.)**
- g) 2008-062 Delta Brogdon (from R-1 to C-2). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located at 6024 Talladega Avenue and 5945 Shaw Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, from R-1 Residential Zone to C-2 Convenience Commercial Zone. **(Not recommended for approval by Planning or Staff - see alternate versions.)**
- 2008-062 Delta Brogdon (from R-1 to C-2). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located at 6024 Talladega Avenue and 5945 Shaw Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, from R-1 Residential Zone to C-2 Convenience Commercial Zone, subject to certain conditions. **(Recommended for approval by Planning.)**
- 2008-062 Delta Brogdon (from R-1 to C-2). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone **a tract of land located at 5945 Shaw Avenue**, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, from R-1 Residential Zone to C-2 Convenience Commercial Zone, subject to certain conditions. **(Recommended for approval by Staff.)**
- h) 2008-064 Ilya Kyskin (Sixth Project, LLC) (Lift Conditions). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to lift conditions imposed in Ordinance No. 11925 (Case No. MR-2006-233) on tracts of land located at 7610 and 7614 Standifer Gap Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for approval by Planning. Recommended for denial by Staff.)**

- i) 2008-065 Ilya Kyskin (Sixth Project, LLC) (from R-1 to R-3 & R-4). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located in the 7600 block of Standifer Gap Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, from R-1 Residential Zone to R-3 Residential Zone and R-4 Special Zone. **(Not recommended for approval by Planning or Staff - see alternate versions.)**

2008-065 Ilya Kyskin (Sixth Project, LLC) (from R-1 to R-3 & O-1). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located in the 7600 block of Standifer Gap Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, from R-1 Residential Zone to R-3 Residential Zone and O-1 Official Zone, subject to certain conditions. **(Recommended for approval by Planning.)**

2008-065 Ilya Kyskin (Sixth Project, LLC) (from R-1 to R-3). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located in the 7600 block of Standifer Gap Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, from R-1 Residential Zone to R-3 Residential Zone, subject to certain conditions. **(Recommended for approval by Staff.)**

- j) 2008-066 Keith Perry (from R-3 to C-3). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 1700 Jefferson Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, from R-3 Residential Zone to C-3 Central Business Zone. **(Not recommended for approval by Planning - see alternate version.)**

2008-066 Keith Perry (from R-3 to C-3). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 1700 Jefferson Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, from R-3 Residential Zone to C-3 Central Business Zone, subject to certain conditions. **(Recommended for approval by Planning.)**

7. Resolutions:

- a) A resolution to amend Resolution No. 26413, encaptioned, "A resolution authorizing the Director of General Services to execute a Quitclaim Deed to re-convey property on Rossville Avenue, Tax Map No. 145H-018, to Joe Sliger," by including Tax Map Nos. 145M-H-008 through 145M-H-012 and authorizing the Director of General Services to execute any other necessary documents to accomplish said re-conveyance without reversionary language.
- b) A resolution authorizing payment to the United States Conference of Mayors for 2008 dues in the amount of \$12,242.00.

- c) A resolution authorizing the appointment of Leightaylor Noorbergen as special policeman (armed) for Erlanger Health Systems, to do special duty as prescribed herein, subject to certain conditions.
- d) A resolution authorizing the execution of Change Order No. 1 (Final) relative to Contract No. S-06-017-201, Private Sanitary Sewer Service Lateral Repair (SEP), with Roto Rooter Plumbing Company, which change order releases the contract contingency in the amount of \$2,510.00, for a revised contract amount not to exceed \$24,490.00.
- e) A resolution authorizing the execution of Change Order No. 1 (Final) relative to Contract No. S-07-008-201, Private Sanitary Sewer Service Lateral Repair (SLAP), with Street Cuts, LLC, which change order releases the contract contingency in the amount of \$3,000.00, for a revised contract amount not to exceed \$12,250.00.
- f) A resolution authorizing the execution of Change Order No. 1 (Final) relative to Contract No. S-07-002-201, Private Sanitary Sewer Service Lateral Repair (SEP), with Roto Rooter Plumbing Company, which change order increases the contract amount by \$1,450.00, for a revised contract amount not to exceed \$17,950.00.
- g) A resolution authorizing Mike Moon to use temporarily a portion of property located at 245 Walnut Street to erect a temporary construction office for an on-site project, as shown on the map and drawing attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval by Planning.)**
- h) A resolution authorizing Brian Murphy to use temporarily the City's right-of-way at 409 Market Street to install a sign that will project into the City's right-of-way, as shown on the drawings attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval by Planning.)**
- i) 2008-050 Signature Investments, LLC (Prelim & Final PUD). A resolution approving a proposed Preliminary and Final Planned Unit Development Special Exceptions Permit for a Planned Unit Development, known as Old Stage Run Planned Unit Development, on tracts of land located at 8310, 8312, and 8316 Iris 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 Planning.)**
- j) 2008-056 Andrew Lancaster (Special Exceptions Permit - Duplex). A resolution approving a Special Exceptions Permit for a duplex in R-1 Residential Zone on a tract of land located at 1413 North Orchard Knob Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for denial by Planning.)**
- k) 2008-057 Andrew Lancaster (Special Exceptions Permit - Duplex). A resolution approving a Special Exceptions Permit for a duplex in R-1 Residential Zone on a tract of land located at 1101 Wheeler Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for denial by Planning.)**

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- l) 2008-058 Andrew Lancaster (Special Exceptions Permit - Duplex). A resolution approving a Special Exceptions Permit for a duplex in R-1 Residential Zone on a tract of land located at 901 Wheeler Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for denial by Planning.)**
  - m) 2008-059 Andrew Lancaster (Special Exceptions Permit - Duplex). A resolution approving a Special Exceptions Permit for a duplex in R-1 Residential Zone on a tract of land located at 1103 Wheeler Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for denial by Planning.)**
  - n) 2008-060 Andrew Lancaster (Special Exceptions Permit - Duplex). A resolution approving a Special Exceptions Permit for a duplex in R-1 Residential Zone on a tract of land located at 1409 North Orchard Knob Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for denial by Planning.)**
  - o) 2008-061 Andrew Lancaster (Special Exceptions Permit - Duplex). A resolution approving a Special Exceptions Permit for a duplex in R-1 Residential Zone on a tract of land located at 1411 North Orchard Knob Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for denial by Planning.)**
8. Overtime Report.
  9. Departmental Reports:
    - a) Department of Human Services.
    - b) Department of Parks and Recreation.
    - c) Department of Public Works.
    - d) Department of Neighborhood Services.
    - e) Department of Education, Arts & Culture.
    - f) Fire Department.
    - g) Police Department.
    - h) Department of Personnel.
    - i) Department of Finance and Administration
    - j) City Attorney.
  10. Other Business.
  11. Committee Reports.
  12. Agenda Session for Tuesday, April 15, 2008.
  13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
  14. Adjournment.