

ORDINANCE NO. 11502

AN ORDINANCE DEANNEXING CERTAIN TERRITORY
ADJACENT TO CASH CANYON ROAD DESIGNATED TO BE
WITHIN THE CITY OF CHATTANOOGA.

WHEREAS, on February 2, 1974, the Chattanooga City Council adopted Ordinance No. 6393 on third and final reading which annexed certain territory, including Cash Canyon Road as part of annexed area No. 12; and

WHEREAS, a number of residents residing on Cash Canyon Road filed a petition with the Chattanooga City Council on February 11, 2003 requesting to be deannexed due to the inadequacy of road repairs on Cash Canyon Road which is attached as Exhibit "A"; and

WHEREAS, the Department of Public Works, the Mayor's Office and the City Attorney's Office have reviewed the roadway concerns and the petition request and would recommend deannexation of certain map parcels adjacent to Cash Canyon Road beginning at those parcels where the road surface changes from hot-mix asphalt to chip seal as shown on the attached map, attached hereto as Exhibit "B";

NOW, THEREFORE,

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

SECTION 1. Pursuant to the authority conferred by T.C.A. §§ 6-51-201 through 6-51-204, the territory originally annexed by the City of Chattanooga within Ordinance No. 6393 shall be contracted by this Ordinance to deannex the following territory set forth in the map

which is attached hereto as Exhibit "B" and including the following specific tax parcels and owners referenced in the tax records of Hamilton County, Tennessee:

OWNERNAME1	STNAME	STNUM	TAX_MAP_NO
	CASH		
ELDER GARRISON ETAL	CANYON	00000	116 009.01
	CASH		
COLEMAN CHARLES BOYD JR &	CANYON	00000	116 009.02
	CASH		
TENN RIVER GORGE NATURAL	CANYON	02550	116 013
THOMPSON JOHN WILLIAM	CASH		
BERRY III &	CANYON	02480	116 014
THOMPSON JOHN WILLIAM	CASH		
BERRY III &	CANYON	00000	116 015
KELLIS JOHN DAVID & TENA-	CASH		
MARIE	CANYON	02456	116 015.01
	CASH		
TOWNSON JEFF A & SUSAN S	CANYON	02464	116 015.02
JENKINS STEPHEN R & MICHELLE	CASH		
R	CANYON	02488	116 015.03
THOMPSON JOHN WILLIAM	CASH		
BERRY IV &	CANYON	02481	116 015.04
	CASH		
SHAFFNER GAYLEN & DORIS	CANYON	02476	116 015.05
	CASH		
ADAMS JAMES W & BETTY	CANYON	02470	116 015.06
KELLIS JOHN DAVID & TENA	CASH		
MARIE	CANYON	02458	116 015.07
	CASH		
HUDSON KENDRICK B JR	CANYON	02375	116 016
	CASH		
MCCROSKEY JOSEPH J JR	CANYON	00000	116 016.01
STOLPMANN FAMILY PARTNERS	CASH		
LP	CANYON	00000	116 017
	CASH		
STOLPMANN FRED J	CANYON	02357	116 017.01
	CASH		
THOMPSON CEMETERY	CANYON	00000	116 018
	CASH		
STOLPMANN LEO J	CANYON	00000	125 001
SCOTT R P TR ETAL	CASH	00000	125 002

	CANYON		
	CASH		
BROWN GERALD	CANYON	01850	125 003.01
	CASH		
TENNESSEE RIVER GORGE TRUST	CANYON	00000	125 003.02
	CASH		
SPEARS WICKLIFFE R	CANYON	00000	125 003.03
	CASH		
HIXSON DAVID & ALISON	CANYON	01880	125 003.04
	CASH		
FOY JAMES A	CANYON	00000	125 004
	CASH		
FOY CAROLYN M	CANYON	01820	125 004.01
	CASH		
INVESTMENT PROPERTIES CO	CANYON	00000	125 005
	CASH		
GOINS JAMES W ETUX	CANYON	01771	125 006
	CASH		
BROWN BILLY D & MARION ANN	CANYON	01751	125 007
TENNESSEE RIVER GORGE TRUST			
INC	ELDERVIEW	00000	134 024.09
	CASH		
MOORE RICHARD L & TAMMY B	CANYON	01515	134 037
	CASH		
PENNEY CARL E & OLA J	CANYON	01505	134 037.04
	CASH		
BRADY VICKY S	CANYON	01509	134 037.05
HALEY JERRY L & PEGGY F	O GRADY	01520	134 040
JOHNSON RANDALL W & MELISSA	CASH		
S	CANYON	01580	134 040.01
	CASH		
PWI REALTY COMPANY LLC	CANYON	00000	134 040.02
	CASH		
TANNER LEONARD R	CANYON	00000	134 040.03
	CASH		
COKER DAVID T & KATHY L	CANYON	01560	134 040.04
TANNER LEONARD R JR & SARAH	CASH		
G	CANYON	00000	134 040.05
	CASH		
COKER DAVID T & KATHY L	CANYON	01580	134 040.06
FRY VERNON JACKSON &	O GRADY	01480	134 041
	CASH		
PRINCE SHIRLEY CALHOUN &	CANYON	01510	134 042
	CASH		
FOSTER G F & EVA	CANYON	01610	134 044

	CASH		
FOSTER WILLIAM C & RUBY FAYE	CANYON	01616	134 044.02
	CASH		
TITLE CEMETERY	CANYON	00000	134 045
MC NABB ALVIN NATHAN &	CASH		
ROBIN DENISE	CANYON	01650	134 046

SECTION 2. That this Ordinance shall become operative seventy-five (75) days from and after its passage, pursuant to T.C.A. §6-51-201, unless a petition objecting to deannexation signed by ten percent (10%) of the registered voters residing within the area proposed to be deannexed is filed with the Clerk of the City Council within seventy-five (75) days following the final reading of this Ordinance. If such a petition is filed, a referendum shall be held at the next general election to ascertain the will of the voters residing in the area which the City proposes to deannex. The ballot shall provide a place where voters may vote for or against deannexation by the City of Chattanooga. If a majority of those voting in the referendum fail to vote for the deannexation, the contraction ordinance shall be void and the matter may not be considered again for two (2) years. If a majority vote for deannexation, the ordinance shall become effective upon certification of the result of the referendum.

SECTION 3. That this Ordinance shall be effective two weeks from and after its passage, as distinguished from becoming operative, as provided by law.

PASSED on Third and Final Reading

December 16, 2003.

S/ _____
CHAIRPERSON

APPROVED: X DISAPPROVED: _____

DATE: December 26, 2003

S/ _____
MAYOR

Reviewed By: s/ _____
David Eichenthal

PAN/kac

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Residents of Cash Canyon Road in the City Of Chattanooga

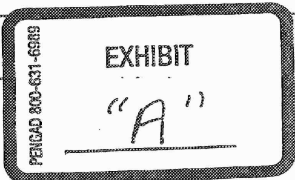
Date: February 11, 2003
To: Chattanooga City Council
CC: City Attorney, Councilman John Lively
Subject: Petition for the removal of City Taxes to our properties

We the residents of Cash Canyon Road residing in the City of Chattanooga and Hamilton County do hereby submit this petition as follows: We have met numerous times with City Council members requesting an upgrade of Cash Canyon Road. At our last meeting with council members we were advised that no funds or future plans are available to make adequate repairs to Cash Canyon Road. We are in the City Of Chattanooga and pay city taxes. We feel that we are entitled to have our tax dollars spent as adequately as other tax payers residing in the city of Chattanooga. We have spent the past six months requesting the much needed repairs to Cash Canyon Road. Our efforts are exhausted. At this time we request our property be removed from the City of Chattanooga tax boundaries. This petition is submitted in good faith by the following residents:

1. Jeff Atkinson 2464 Cash Canyon Rd
2. Susan J. Swanson 2464 Cash Canyon Rd
3. John R. Fulin 2488 Cash Canyon Rd
4. Paul J. Stolpman 2357 CASH CANYON RD
5. Nancy Stolpman 2357 CASH CANYON RD
6. Mrs. Fred L. Bentley 1820 Cash Canyon Rd.
7. Fred L. Bentley
8. Lamar Ray
9. Daniel Bole
10. Justin Bole
11. Blake Bole

CONFIDENTIAL

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Maurice Buren 1751 Cash Canyon Rd
James Jones 1771 Cash R.D
Vivian & Gwara 1771 Cash R.D
Oliver Hester 1880 Cash Canyon Rd

1880 Cash Canyon
Alvin N. McAnabb 1650 Cash Canyon Rd
Leri McAnabb
Robin McAnabb

William C. Foster 1616 Cash Canyon Rd
Chatt. In. 37419
Ruby Jay Foster Phone 825-5773
Wayne Foster RA 823-5595
1610 Cash Canyon

Constance Kuzbry Hudson 2375 Canyon Rd
Kendrick Hudson 2375 Canyon Rd
Cash Canyon Rd.
James Byers
Wynelle Byers

Windole Adams 2470 CASH CANYON RD.
Kendra Adams 2470 CASH CANYON RD.

Richard Moore 1515 Cash Canyon Road.

Randy Johnson 1580 Cash Canyon Rd.
Missie Olsson 1580 Cash Canyon Rd.

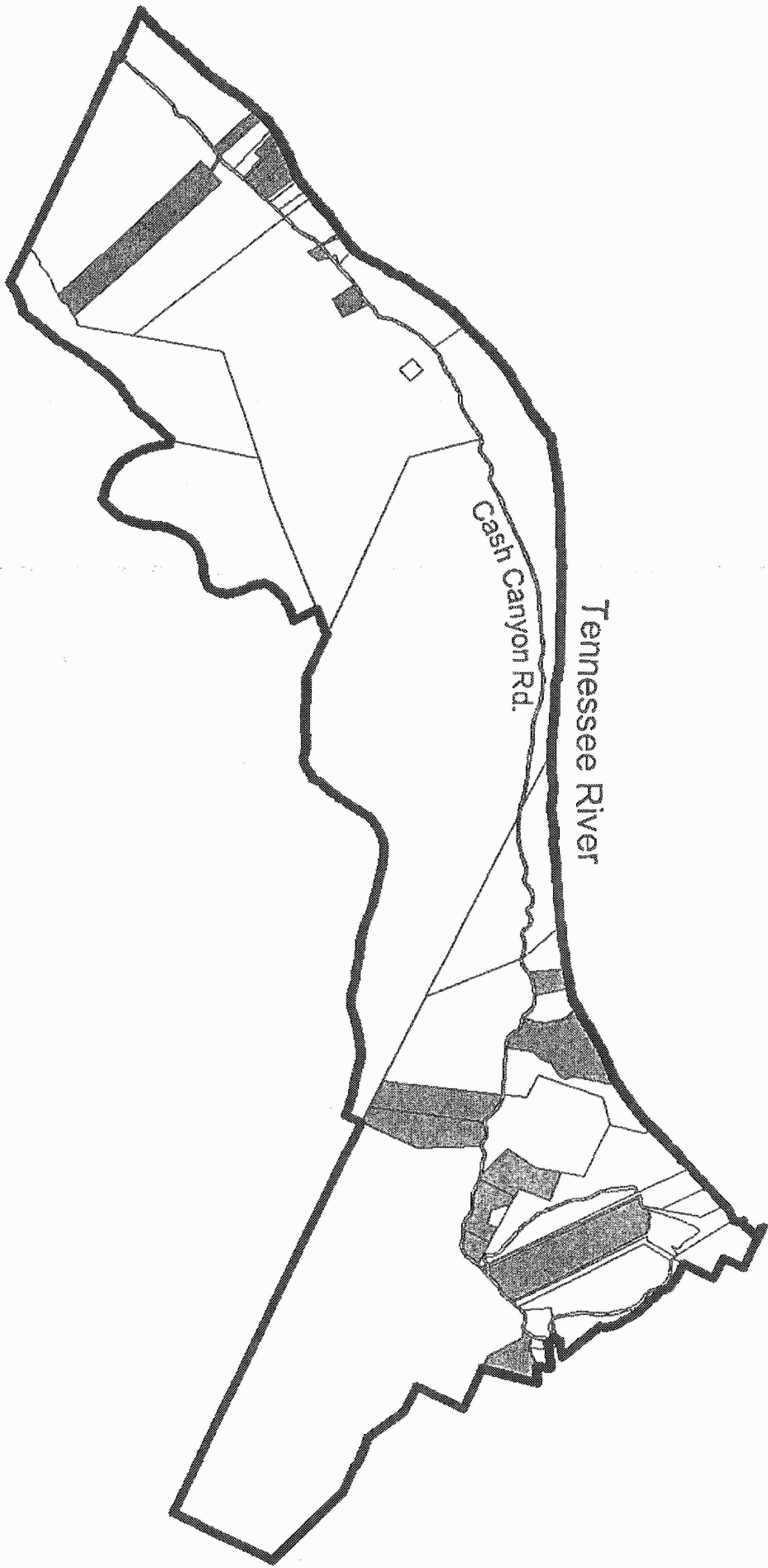
John Wm Benny Thompson 2481 Cash Canyon Rd.

Hortense Parks 2481 Cash Canyon Rd.

Remy P Thompson 2481 Cash Canyon Rd.



Road surface changes from hot-mix asphalt to chip seal



Tennessee River

Cash Canyon Rd.