

1ST READING 11-16-10  
2ND READING 11-23-10  
INDEX NO. \_\_\_\_\_

ORDINANCE NO. 12446

AN ORDINANCE ADOPTING A PLAN OF SERVICES AND EXTENDING THE CORPORATE LIMITS OF THE CITY OF CHATTANOOGA, TENNESSEE, BY ANNEXING CERTAIN TERRITORY CONTIGUOUS TO THE PRESENT CORPORATE LIMITS OF SAID CITY, BEING THE NORTHERN MOST PART OF TAX PARCEL NO. 153-007 LOCATED ALONG WEST HILLS DRIVE NEAR CUMMINGS HIGHWAY IN HAMILTON COUNTY, TENNESSEE, OWNED BY OBAR INVESTMENTS, LLC, BEING MORE FULLY DESCRIBED HEREIN.

---

WHEREAS, the City of Chattanooga has been petitioned by the property owners of the affected territory to annex such territory, a copy of which Petition executed by authorized representatives of Obar Investments, LLC, is attached hereto and made a part hereof by reference; and

WHEREAS, the Plan of Services, which is attached to this Ordinance and incorporated herein by reference, was submitted to the Chattanooga-Hamilton County Regional Planning Commission, and a written report was prepared and approved by the Chattanooga-Hamilton County Regional Planning Commission on October 11, 2010, as required by law; and

WHEREAS, the Clerk of the Council gave notice of a public hearing on November 3, 2010, with reference to the annexation of the herein described territory, to be held November 16, 2010 at 7:00 p.m., which notice was published in the daily newspaper of Chattanooga, Tennessee at least seven (7) days before November 16, 2010; and

WHEREAS, after such public hearing and investigation by the City Council, it now appears that the prosperity of the City and of the territory herein described and as described in

said notice will be materially retarded and the safety and welfare of the inhabitants and property of the City and the herein described territory endangered if such territory is not annexed; and

WHEREAS, the annexation of the hereinafter described territory is deemed necessary for the health, welfare and safety of the residents and property owners thereof, as well as of the City of Chattanooga as a whole;

NOW, THEREFORE,

SECTION 1. BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That under the authority conferred by Chapter 113, Public Acts of 1955, and the amendments thereto (T.C.A. § 6-51-101, et seq.), there be and hereby is annexed to the City of Chattanooga, Tennessee, and included within the corporate boundaries of said City, certain territory in the First Civil District of Hamilton County, Tennessee, being Tax Parcel No. 153-007 located on the northern most part of West Hills Drive near Cummings Highway, owned by Obar Investments, LLC, lying contiguous to the present corporate limits, as shown on the attached map.

SECTION 2. BE IT FURTHER ORDAINED, That residents of and persons owning property in the above-described territory shall be entitled to all the rights and privileges of citizenship in accordance with the provisions of the Charter of the City of Chattanooga, Tennessee, immediately upon annexation as though the above-described territory annexed has always been part of said City of Chattanooga, Tennessee.

SECTION 3. BE IT FURTHER ORDAINED, That the proposed plan of services attached hereto, pursuant to T.C.A. § 6-51-102, as amended, is adopted as the plan of services for this annexation area and such plan shall be implemented in accordance with the term periods of implementation contained therein.

SECTION 4. BE IT FURTHER ORDAINED, That this Ordinance shall become operative thirty (30) days from and after its passage, or as otherwise provided by the provisions of T.C.A. § 6-51-102(a).

SECTION 5. BE IT FURTHER ORDAINED, That this Ordinance shall take effect, as distinguished from becoming operative, two (2) weeks from and after its passage.

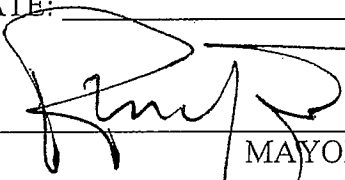
PASSED on Second and Final Reading

November 23, 2010.

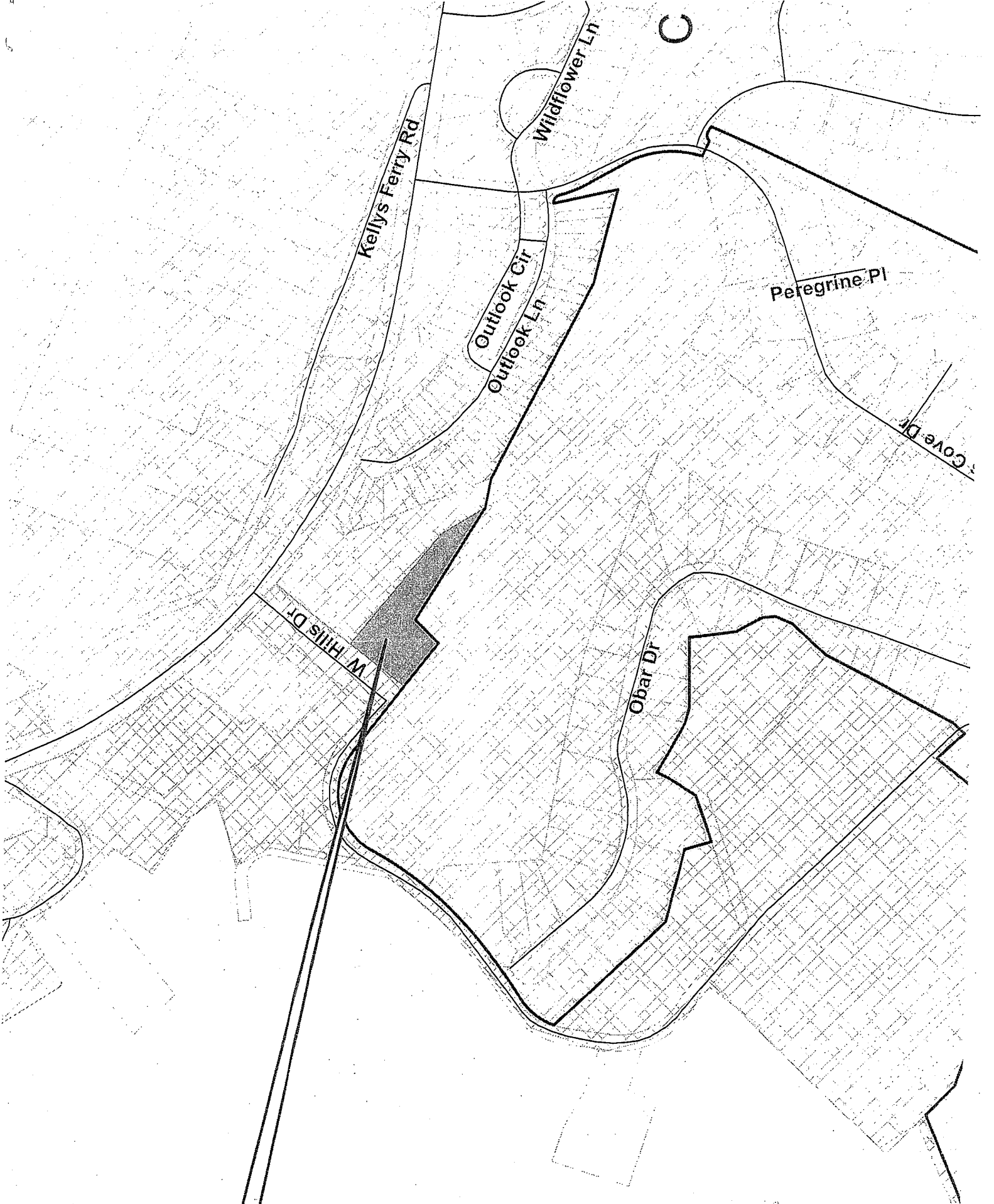
  
\_\_\_\_\_  
CHAIRPERSON

APPROVED: \_\_\_\_\_ DISAPPROVED: \_\_\_\_\_

DATE: \_\_\_\_\_, 2010.

  
\_\_\_\_\_  
MAYOR

PPB/mms



s, LLC

C

Kellys Ferry Rd

Outlook Cir  
Outlook Ln

Wildflower Ln

Peregrine Pl

Cove Dr

Obar Dr

W Hills Dr