

First Reading: March 11, 2014
Second Reading: March 18, 2014

2014-017
Thomas Palmer
District No. 7
Planning Version

ORDINANCE NO. 12817

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, SO AS TO REZONE PROPERTY LOCATED AT 329 MARKET STREET, MORE PARTICULARLY DESCRIBED HEREIN, FROM M-1 MANUFACTURING ZONE TO C-3 CENTRAL BUSINESS ZONE, SUBJECT TO CERTAIN CONDITIONS.

SECTION 1. BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, be and the same hereby is amended so as to rezone property located at 329 Market Street, more particularly described herein:

Part of an unplatted tract of land located at 329 Market Street, beginning at the southwest corner of Tax Map 135MA-A-002 going south 28 feet, thence east 200 feet, thence north 28 feet, thence west 200 feet to the point of beginning, being part of the property described in Deed Book 10138, Page 491, ROHC. Tax Map (part) No. 135MA-A-002.

and as shown on the maps attached hereto and made a part hereof by reference, from M-1 Manufacturing Zone to C-3 Central Business Zone.

SECTION 2. BE IT FURTHER ORDAINED, That this rezoning shall be subject the following:

1. Review.

The following review shall be required to promote compliance with the Downtown Plan, to help ensure that new development complements the existing urban fabric, and to promote the preservation of historically or architecturally significant structures.

- A. For any activity requiring a land disturbing permit, non-residential building permit, or residential building permit for structures with more than two (2) units, and excluding all interior renovations:
 - (1) The Applicant is required to schedule a meeting with the Community Design Group during the concept development phase of site design.
 - (2) The Applicant is required to schedule a pre-submittal meeting with the City's Land Development Office.
 - (3) All site layout plans, landscaping plans, and building elevations required by the Land Development Office shall also be reviewed by the Community Design Group prior to approval.
- B. For any activity requiring a residential building permit for new construction:
 - (1) The Applicant shall provide illustrations, such as specifications, photographs, or other images, to the Community Design Group for review of the work to be completed.

2. Setbacks.

- A. For new multi-family buildings three (3) stories in height or greater, and for all new non-residential buildings, a zero building setback is required along the street frontage.
 - (1) To accommodate outdoor pedestrian activities including a park, plaza, or outdoor dining, a greater setback is permitted if a street edge delineating the public and private space is provided in accordance with Condition 6.A.
- B. For new single-family detached, duplex, townhome, and multi-family structures less than three (3) stories in height, building setbacks shall be consistent with the existing setbacks on the same side of the street.

3. Height Requirements.

- A. The minimum height of new nonresidential buildings shall be eighteen (18) feet.
- B. The maximum height of all new nonresidential buildings and new multi-family buildings shall be five (5) stories.

4. Access to sites and buildings.

- A. New curb cuts shall not be permitted on the primary, or highest order street, that a property fronts, except when there is no alley or secondary street to provide access. The permitting and location of curb cuts on primary streets shall be approved by the City Traffic Engineer based on vehicular and pedestrian safety concerns.
- B. Alleys, where they exist, shall be used as the principal vehicular access.
- C. In the absence of alleys, the secondary, or lower order street, shall be used as the principal vehicular access.
- D. Shared drives should be used wherever possible.
- E. The primary pedestrian entrance to new buildings shall be provided from the primary street.

5. Off-street parking.

- A. New off-street parking shall not be permitted between a building and the primary street frontage.
- B. For new construction of a primary building, or improvements altering more than 25% of the parcel that is covered in pavement (including gravel, impervious surfaces, and pavers), the following is required:
 - (1) Off-street parking fronting a public street shall be screened from the right-of way with a street edge in accordance with Condition 6.A. Front end in or parallel parking along alleys is exempt from this requirement.

- (2) Surface parking lots shall be landscaped with a minimum of one (1) Class I shade tree for every five parking spaces. Where conflicts with overhead utility lines exist, Class II shade trees may be used.
- C. Garages for new residential dwellings shall be located behind the primary building.
 - D. There are no minimum requirements for the quantity of off-street parking spaces. However, site plans shall indicate the quantity and location of off-street parking provided, along with the following information:
 - (1) Proximity to transit stops
 - (2) Provision of bicycle facilities
 - (3) Availability of adjacent on-street parking, proximity to public parking facilities, shared private parking, or leased off-site parking
 - (4) Type of uses and hours of operation
 - (5) Square footage of commercial uses or number of residential units
 - (6) Fire Department access

6. Street Frontage.

A. Where a street edge is required, it shall be provided as follows:

- (1) The street edge shall have a minimum height of three (3) feet and a maximum height of four (4) feet above grade and shall consist of:
 - a) Brick, stucco, or stone walls (concrete block is permitted if faced with said materials); or
 - b) A decorative metal fence with landscaping a minimum of three (3) feet in height at maturity, providing a year-round near opaque screen; or
 - c) An evergreen hedge, with a minimum height at maturity of three (3) feet.
 - d) Highway-style guardrails or security fencing (e.g. chain link) shall not be permitted.
- (2) Ground floor openings (doors and windows) shall constitute a minimum of fifty percent (50%) of the ground floor façade area for new non-residential buildings.
- (3) No security-type roll up metal doors shall be newly installed where they would front streets other than interior block alleys.
- (4) All dumpsters and mechanical equipment shall be placed to the rear of the property and shall be screened from all public rights-of-way.

SECTION 3. BE IT FURTHER ORDAINED, That this Ordinance shall take effect two (2) weeks from and after its passage.

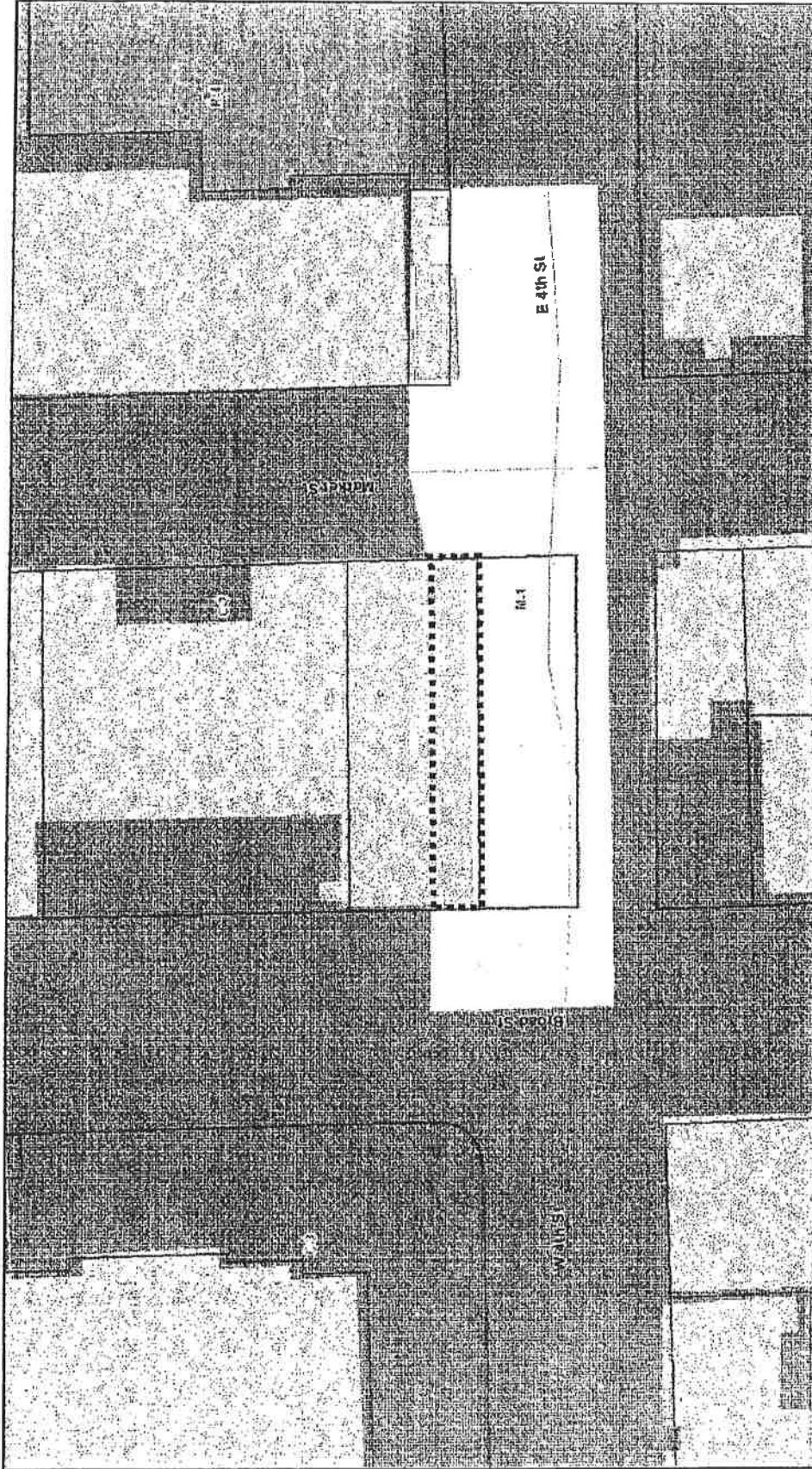
Passed on second and final reading: March 18, 2014

Yusuf Habeeb
CHAIRPERSON

APPROVED: DISAPPROVED:

Ng Pak
MAYOR

/mms



2014-017 Rezoning from M-1 to C-3

PLANNING COMMISSION RECOMMENDATION FOR CASE NO. 2014-017: Approve, subject to the conditions listed in the Planning Commission Resolution.

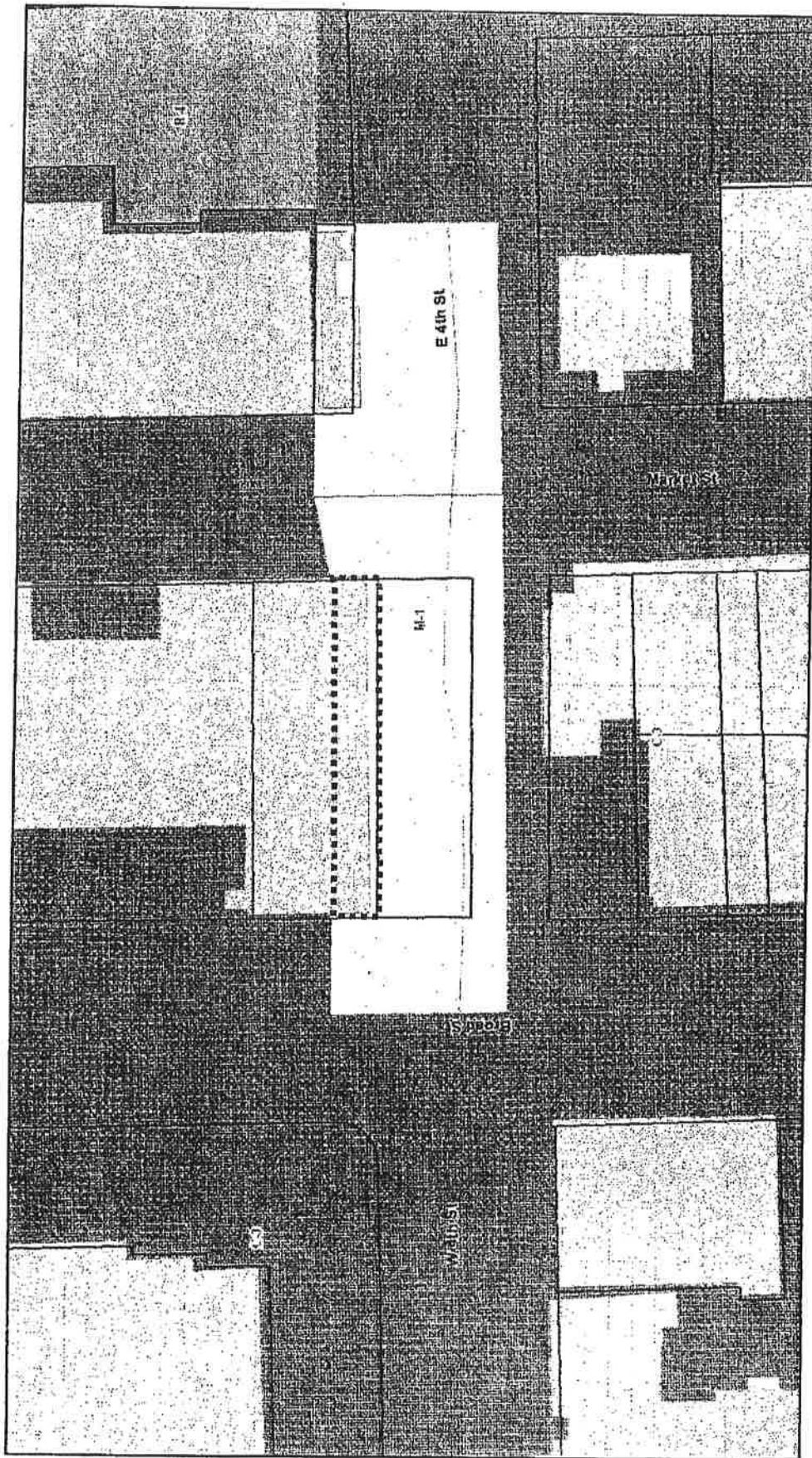


80 ft



Chattanooga Hamilton County Regional Planning Agency





2014-017 Rezoning from M-1 to C-3



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Chattanooga Hamilton County
RPA
 Regional Planning Agency

Chattanooga Hamilton County Regional Planning Agency

L10-107

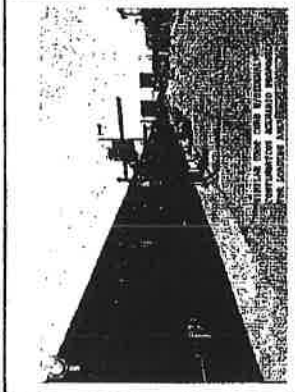
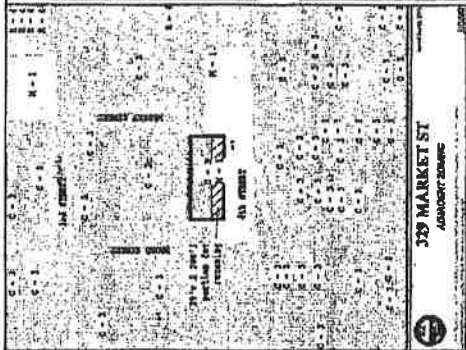


PROJECT NO.	0122
DATE	01/22
STATE	GA
CITY	ATLANTA
PROJECT NAME	329 MARKET STREET
CHART NO.	37402
SCALE	1" = 10'-0"
DATE	11/19/01
BY	
CHECKED BY	
APPROVED BY	

TENNESSEE STILLHOUSE

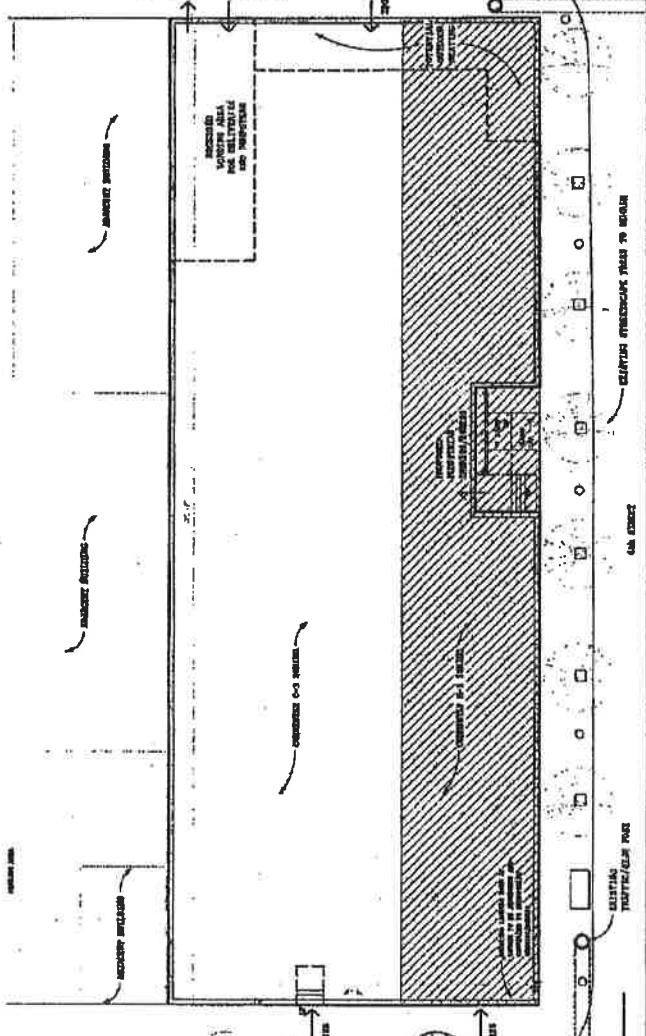
329 MARKET STREET
CHART. NO. 37402

B&B Engineering, Inc.
 1000 WILLIAMS ST. SW
 ATLANTA, GA 30310
 (404) 525-1100



GENERAL NOTES:

1. ALL WORK SHALL BE IN ACCORDANCE WITH THE CITY OF ATLANTA SPECIFICATIONS AND THE STANDARD SPECIFICATIONS FOR CONSTRUCTION OF PUBLIC WORKS, LATEST EDITION.
2. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE CITY OF ATLANTA AND ANY OTHER AGENCIES.
3. THE CONTRACTOR SHALL MAINTAIN ACCESS TO ALL ADJACENT PROPERTIES AT ALL TIMES.
4. THE CONTRACTOR SHALL PROTECT ALL EXISTING UTILITIES AND STRUCTURES.
5. THE CONTRACTOR SHALL MAINTAIN ADEQUATE DRAINAGE AND EROSION CONTROL MEASURES THROUGHOUT THE PROJECT.
6. THE CONTRACTOR SHALL MAINTAIN ADEQUATE SAFETY MEASURES AND TRAFFIC CONTROL THROUGHOUT THE PROJECT.
7. THE CONTRACTOR SHALL MAINTAIN ADEQUATE RECORDS OF ALL WORK DONE.
8. THE CONTRACTOR SHALL MAINTAIN ADEQUATE COMMUNICATIONS WITH THE CITY OF ATLANTA THROUGHOUT THE PROJECT.
9. THE CONTRACTOR SHALL MAINTAIN ADEQUATE RECORDS OF ALL MATERIALS AND LABOR USED.
10. THE CONTRACTOR SHALL MAINTAIN ADEQUATE RECORDS OF ALL TESTS AND INSPECTIONS.



EXISTING UTILITIES:

- 1. WATER MAIN
- 2. SEWER MAIN
- 3. GAS MAIN
- 4. TELEPHONE MAIN
- 5. CABLE MAIN
- 6. LIGHTNING ROD
- 7. AIR CONDITIONING UNIT
- 8. EXISTING FOUNDATION
- 9. EXISTING WALLS
- 10. EXISTING FLOORS
- 11. EXISTING ROOF
- 12. EXISTING EXTERIOR WALLS
- 13. EXISTING EXTERIOR DOORS
- 14. EXISTING EXTERIOR WINDOWS
- 15. EXISTING EXTERIOR FINISHES
- 16. EXISTING EXTERIOR LIGHTS
- 17. EXISTING EXTERIOR PLANTS
- 18. EXISTING EXTERIOR FENCES
- 19. EXISTING EXTERIOR SIGNAGE
- 20. EXISTING EXTERIOR PAINT

