

## AGENDA FOR TUESDAY, SEPTEMBER 11, 2001

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Chairman Hakeem).
- III. Minute Approval.
- IV. Special Presentations:
- V. Ordinances – Second & Third Reading.
  - a) An ordinance, hereinafter also known as “The FY2001/2002 Budget Ordinance”, to provide revenue for the fiscal year beginning July 1, 2001, and ending June 30, 2002, and appropriating same to the payment of expenses of the municipal government; fixing the rate of taxation on all taxable property in the City, and the time taxes and privileges are due, how they shall be paid, when they shall become delinquent; providing for interest and penalty on delinquent taxes and privileges; and to amend Chattanooga City Code, Part II, Chapters 2, 3, 10, 12, 16, 18, 26, 27, 31, 32 and 35, by setting and/or increasing fees on various City services, permits, licenses and other activities.
- VI. Ordinances – First Reading:
  - a) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amended Article V, Section 705, by inserting new language relative to permitted accessory use or structure to a dwelling unit and amending Article VI, Section 102, by deleting subsection (1) and inserting a new subsection (1) relative to accessory buildings or structures.
  - b) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article VIII, Section 107, by inserting new language relative to the criteria for Board of Appeals for Variances and Special Permit Actions.
  - c) 2001-097 John Gibson (From R-2 to C-2): Rezone a tract of land located at 2005 Lyerly Street, more particularly described herein. **(Recommended for approval by Planning)**
  - d) 2001-100 James D. Lee (From R-1 to RT-1): Rezone a tract of land located at 8207 and 8217 Patterson Road, more particularly described herein. **(Recommended for approval upon conditions – see alternate version)**  
  
2001-100 James D. Lee (From R-1 to RT-1): Rezone a tract of land located at 8207 and 8217 Patterson Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

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VI. Ordinances – First Reading (continued):

- e) 2001-113 George B. Harless, Jr. (From R-2 to C-2): Rezone a tract of land located in the 1900 Block of Lyerly Street, 1900 Block of Kelly Street and the 2200 Block of East 21<sup>st</sup> Street, more particularly described herein. **(Recommended for approval by Planning – see alternate version recommended for approval by Staff)**

2001-113 George B. Harless, Jr. (From R-2 to C-2): Rezone a tract of land located in the 1900 Block of Lyerly Street, 1900 Block of Kelly Street and the 2200 Block of East 21<sup>st</sup> Street, more particularly described herein, subject to certain conditions. **(Recommended for approval by Staff)**

- f) 2001-116 Peggy Pope (From R-1 to R-2): Rezone a tract of land located at 4206 Wilkesview Drive, more particularly described herein. **(Recommended for approval by Planning)**

- g) 2001-117 Chestnut Properties, LLC (From M-1 to C-3): Rezone a tract of land located at 1424 and 1428 Chestnut Street, more particularly described herein. **(Recommended for approval upon conditions – see alternate version)**

2001-117 Chestnut Properties, LLC (From M-1 to C-3): Rezone a tract of land located at 1424 and 1428 Chestnut Street, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

- h) 2001-122 Mose & Garrison Siskin Memorial Foundation (From M-1 to C-3): Rezone a tract of land located at 1101 Carter Street, more particularly described herein. **(Recommended for approval upon conditions – see alternate version)**

2001-122 Mose & Garrison Siskin Memorial Foundation (From M-1 to C-3): Rezone a tract of land located at 1101 Carter Street, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

VII. Resolutions:

- a) A resolution approving a Preliminary Planned Unit Development Special Exceptions Permit for a proposed Planned Unit Development known as Cummings Cove Golf Club Planned Unit Development, on tracts of land located in the 700 to 800 block range of Black 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.
- b) A resolution approving a proposed Final Planned Unit Development Special Exceptions Permit for a Planned Unit Development known as Cummings Cove Golf Club Planned Unit Development, on tracts of land located in the 700 to 800 block range of Black Creek Road, more particularly described herein and as shown on the Final Planned Unit Development Plan attached hereto and made a part hereof by reference, subject to certain conditions. **(Hold until Final PUD Plan is received - will need to be re-advertised)**

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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, September 18, 2001.

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

XIV. Adjournment.

**XII. Agenda Session for Tuesday, September 18, 2001:**

**AGENDA FOR TUESDAY, SEPTEMBER 18, 2001**

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Lively).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second & Third Reading:
  - a) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amended Article V, Section 705, by inserting new language relative to permitted accessory use or structure to a dwelling unit and amending Article VI, Section 102, by deleting subsection (1) and inserting a new subsection (1) relative to accessory buildings or structures.
  - b) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article VIII, Section 107, by inserting new language relative to the criteria for Board of Appeals for Variances and Special Permit Actions.
  - c) 2001-097 John Gibson (From R-2 to C-2): Rezone a tract of land located at 2005 Lyerly Street, more particularly described herein. **(Recommended for approval by Planning)**
  - d) 2001-100 James D. Lee (From R-1 to RT-1): Rezone a tract of land located at 8207 and 8217 Patterson Road, more particularly described herein. **(Recommended for approval upon conditions – see alternate version)**

2001-100 James D. Lee (From R-1 to RT-1): Rezone a tract of land located at 8207 and 8217 Patterson Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
  - e) 2001-113 George B. Harless, Jr. (From R-2 to C-2): Rezone a tract of land located in the 1900 Block of Lyerly Street, 1900 Block of Kelly Street and the 2200 Block of East 21<sup>st</sup> Street, more particularly described herein. **(Recommended for approval by Planning – see alternate version recommended for approval by Staff)**

2001-113 George B. Harless, Jr. (From R-2 to C-2): Rezone a tract of land located in the 1900 Block of Lyerly Street, 1900 Block of Kelly Street and the 2200 Block of East 21<sup>st</sup> Street, more particularly described herein, subject to certain conditions. **(Recommended for approval by Staff)**

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**XII. Agenda Session for Tuesday, September 18, 2001 (continued):**

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

f) 2001-116 Peggy Pope (From R-1 to R-2): Rezone a tract of land located at 4206 Wilkesview Drive, more particularly described herein. **(Recommended for approval by Planning)**

g) 2001-117 Chestnut Properties, LLC (From M-1 to C-3): Rezone a tract of land located at 1424 and 1428 Chestnut Street, more particularly described herein. **(Recommended for approval upon conditions – see alternate version)**

2001-117 Chestnut Properties, LLC (From M-1 to C-3): Rezone a tract of land located at 1424 and 1428 Chestnut Street, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

h) 2001-122 Mose & Garrison Siskin Memorial Foundation (From M-1 to C-3): Rezone a tract of land located at 1101 Carter Street, more particularly described herein. **(Recommended for approval upon conditions – see alternate version)**

2001-122 Mose & Garrison Siskin Memorial Foundation (From M-1 to C-3): Rezone a tract of land located at 1101 Carter Street, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

6. Ordinances - First Reading:

a) MR-2001-019 Belleau Woods Subdivision (Close & Abandon): An ordinance closing and abandoning a sanitary sewer easement located west of Triangle Farm Road in the 2700 block of the proposed extension of Pershing Road, as shown on the map attached hereto and made a part hereof by reference.

b) MR-2001-121 John Malone for Dean Construction, LLC (Close & Abandon): An ordinance closing and abandoning an unopened 20 foot wide right-of-way located in the 3900 block of Wilkins Lane, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.

7. Resolutions:

a) A resolution authorizing the execution of Change Order No. 1, relative to work on the Mountain Creek Road Project, with Wise Construction Company, which change order increases the contract amount by \$14,690.00, for a revised contract price of \$286,690.00.

b) A resolution authorizing payment in the amount of \$478,600.00 to the U.S. Army Corps of Engineers for the City of Chattanooga's share to initiate construction on the Hamilton County Streambank Stabilization Project, Site #5, starting from Rivermont Park and ending at Crutchfield Bar.

**XII. Agenda Session for Tuesday, September 18, 2001 (continued):**

7. Resolutions (continued):

- c) A resolution authorizing the Administrator of the Department of Public Works to enter into a contract with the Tennessee Department of Transportation for the relocation of sewer lines relative to the Third Street Bridge Replacement for an amount not to exceed \$199,125.00.
- d) A resolution authorizing the purchase of a deed of perpetual channel improvement easement from Randall and Carolyn Pierce, relative to the Tennessee Riverbank Stabilization Project, Parcel 400E, for a total consideration of \$900.00.
- e) A resolution authorizing the purchase of a deed of perpetual channel improvement easement from David F. Moore, relative to the Tennessee Riverbank Stabilization Project, Tract No. 402E, for a total consideration of \$2,500.00.
- f) A resolution authorizing the purchase of a deed of perpetual channel improvement easement from Barbara H. Murray, relative to the Tennessee Riverbank Stabilization Project, Parcel 403E, for a total consideration of \$6,800.00.
- g) A resolution authorizing the Administrator of the Department of Public Works to accept a perpetual channel improvement easement from J. Frank Harrison, relative to the Tennessee Riverbank Project, Parcels 500E-1 and 500E-2.
- h) A resolution authorizing the purchase of a deed of perpetual channel improvement easement from Michael Owens, et ux, relative to the Tennessee Riverbank Stabilization Project, Parcel 602E, for a total consideration of \$2,650.00.
- i) A resolution authorizing the purchase of a deed of perpetual channel improvement easement from Caroline K. Elias, relative to the Tennessee Riverbank Stabilization Project, Parcel 603E, for a total consideration of \$2,000.00.
- j) A resolution authorizing the purchase of a deed of perpetual channel improvement easement from Jefferson B. Cronan, et ux, relative to the Tennessee Riverbank Stabilization Project, Parcel 607E, for a total consideration of \$2,000.00.
- k) A resolution authorizing the transfer of a deed of perpetual channel improvement easement to the government of Hamilton County in order to carry out a Riverbank Protection Project for Tract 400E, located on Glenn Road, by Hamilton County in collaboration with the U.S. Army Corps of Engineers.
- l) A resolution authorizing the transfer of a deed of perpetual channel improvement easement to the government of Hamilton County in order to carry out a Riverbank Protection Project for Tract 402E, located on Edgewood Lane, by Hamilton County in collaboration with the U.S. Army Corps of Engineers.

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**XII. Agenda Session for Tuesday, September 18, 2001 (continued):**

7. Resolutions (continued):

- m) A resolution authorizing the transfer of a deed of perpetual channel improvement easement to the government of Hamilton County in order to carry out a Riverbank Protection Project for Tract 403E, located on Edgewood Lane, by Hamilton County in collaboration with the U.S. Army Corps of Engineers.
- n) A resolution authorizing the transfer of a deed of perpetual channel improvement easement to the government of Hamilton County in order to carry out a Riverbank Protection Project for Tracts 500E-1 and 500E-2, located on Farm Ward Road, by Hamilton County in collaboration with the U.S. Army Corps of Engineers.
- o) A resolution authorizing the transfer of a deed of perpetual channel improvement easement to the government of Hamilton County in order to carry out a Riverbank Protection Project for Tract 602E, located on Enclave Bay Road, by Hamilton County in collaboration with the U.S. Army Corps of Engineers.
- p) A resolution authorizing the transfer of a deed of perpetual channel improvement easement to the government of Hamilton County in order to carry out a Riverbank Protection Project for Tract 603E, located on Enclave Bay Road, by Hamilton County in collaboration with the U.S. Army Corps of Engineers.
- q) A resolution authorizing the transfer of a deed of perpetual channel improvement easement to the government of Hamilton County in order to carry out a Riverbank Protection Project for Tract 607E, located on Enclave Bay Road, by Hamilton County in collaboration with the U.S. Army Corps of Engineers.

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.

10. Other Business.

11. Committee Reports.

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12. Agenda Session for Tuesday, September 25, 2001.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.