

## AGENDA FOR TUESDAY, JUNE 10, 2003

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilman Littlefield).
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Second & Third Reading:
- VI. Ordinances - First Reading:
  - a) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article V, Section 404, Subsection 8, to incorporate new language relative to attached fee-simple offices.
  - b) 2003-051 Debra D. Royal (From R-1 to M-1). Rezone a tract of land located at 1203 Crutchfield Street, more particularly described herein. **(No recommendation from Planning or Staff)**
  - c) 2003-062 Teresa F. Bryant (From R-2 to R-4). Rezone a tract of land located at 7331 Shallowford Road, more particularly described herein. **(Recommended for approval by Planning)**
  - d) 2003-064 Pioneer Title Agency (From R-1 to R-2). Rezone tracts of land located 46 Whitney Street and 41 and 49 Mercer Street, more particularly described herein. **(Recommended for denial by Planning)**
  - e) 2003-068 Chattanooga Neighborhood Enterprise (From R-3 to C-3). Rezone a tract of land located at 1511 Jefferson Street, more particularly described herein. **(Not recommended for approval by Planning - see alternate version)**  
2003-068 Chattanooga Neighborhood Enterprise (From R-3 to C-3). Rezone a tract of land located at 1511 Jefferson Street, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
  - f) 2003-067 Chattanooga Neighborhood Enterprise (From R-2 to R-3). Rezone a tract of land located at 310 East 37<sup>th</sup> Street, more particularly described herein. **(Not recommended for approval by Planning - see alternate version)**  
2003-067 Chattanooga Neighborhood Enterprise (From R-2 to R-3MD). Rezone a tract of land located at 310 East 37<sup>th</sup> Street, more particularly described herein. **(Recommended for approval by Planning)**

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VI. Ordinances – First Reading (continued):

- g) 2003-069 Chattanooga Neighborhood Enterprise (From R-3 to C-3). Rezone a tract of land located at 520 East 17<sup>th</sup> Street, more particularly described herein. **(Not recommended for approval by Planning - see alternate version)**

2003-069 Chattanooga Neighborhood Enterprise (From R-3 to C-3). Rezone a tract of land located at 520 East 17<sup>th</sup> Street, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

- h) 2003-070 Neeld J. Messler, II-Rick Wood (From M-1 to C-3). Rezone tracts of land located at 47, 51 and 55 East main Street, more particularly described herein. **(Not recommended for approval by Planning - see alternate version)**

2003-070 Neeld J. Messler, II-Rick Wood (From M-1 to C-3). Rezone tracts of land located at 47, 51 and 55 East main Street, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

- i) 2003-076 City of Chattanooga (Permanent Zoning). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to permanently zone various annexation properties, located on Jenkins Road Extension, Middle Valley Road, East Brainerd Road, Morris Hill Road, Cummings Highway, Hunter Road, Hilltop Road, Mountain View Road, Bonny Oaks Drive and Old Lee Highway and as referenced on the documents attached hereto and made a part hereof by reference, pursuant to Article 12, Section 100, of the City of Chattanooga Zoning Ordinance. **(Recommended for approval by Planning)**

- j) 2003-072 Brent Warner/St. Elmo Improvement League (From R2- to R-4). Rezone a tract of land located at 4501 St. Elmo Avenue, more particularly described herein. **(Not recommended for approval by Planning - see alternate version)**

2003-072 Brent Warner/St. Elmo Improvement League (From R2- to R-4). Rezone a tract of land located at 4501 St. Elmo Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

- k) 2003-075 Cummings Cove, LLC (From RT-1 and C-2 to RZ-1). Rezone tracts of land located at 4214 Cummings Highway and 4010 Cummings Road, more particularly described herein. **(Recommended for approval by Planning)**

VII. Resolutions:

- a) A resolution authorizing the Mayor to appoint Lee Norris as Chattanooga's representative to the Southeast Municipal Solid Waste Planning Region Board for a six (6) year term ending May 31, 2007.

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VII. Resolutions (continued):

- b) A resolution authorizing the Mayor to enter into an Agreement with Hamilton County, Tennessee, relative to the Hamilton County Courts Community Service Program.
- c) A resolution authorizing the purchase of a permanent sewer easement from Jeffery S. and Kimberly D. Hollister, relative to Contract No. 73B-3, Hixson Marina Collection System, Parcel No. 101G-A-050, Tract No. 103.2, for an amount not to exceed \$1,500.00.
- d) A resolution authorizing the award of Contract W-02-001-300, North Chattanooga Sewer Rehabilitation Phase I, relative to sanitary sewer relocation, to East Tennessee Grading, Inc. for their low bid in the amount of \$799,366.00, including a contingency amount of \$50,000.00. **(Added by permission of Chairman Franklin)**
- e) A resolution authorizing the waiver of the permit fee to obtain a building permit for residential property until October 1, 2003, relative to the repair of flood damaged residential property. **(Added by permission of Vice-Chairman Benson)**
- f) A resolution amending Resolution No. 23827, adopted June 3, 2003, encaptioned hereinbelow, relative to a 60 day building permit moratorium on property located in North Chattanooga, so as to incorporate new language in the first paragraph. **(Added by permission of Vice-Chairman Benson)**

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.

**Agenda for Tuesday, June 10, 2003**

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XII. Agenda Session for Tuesday, June 17, 2003.

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

XIV. Adjournment.

**XII. Agenda Session for Tuesday, June 17, 2003:**

**AGENDA FOR TUESDAY, JUNE 17, 2003**

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Taylor).
3. Minute Approval.
4. Special Presentations.

**Sister City Association Presentation**

5. Ordinances – Second & Third Reading:
  - a) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article V, Section 404, Subsection 8, to incorporate new language relative to attached fee-simple offices.
  - b) 2003-051 Debra D. Royal (From R-1 to M-1). Rezone a tract of land located at 1203 Crutchfield Street, more particularly described herein. **(No recommendation from Planning or Staff)**
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2003-067 Chattanooga Neighborhood Enterprise (From R-2 to R-3MD). Rezone a tract of land located at 310 East 37<sup>th</sup> Street, more particularly described herein. **(Recommended for approval by Planning)**

**XII. Agenda Session for Tuesday, June 10, 2003 (continued):**

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

- g) 2003-069 Chattanooga Neighborhood Enterprise (From R-3 to C-3). Rezone a tract of land located at 520 East 17<sup>th</sup> Street, more particularly described herein. **(Not recommended for approval by Planning - see alternate version)**

2003-069 Chattanooga Neighborhood Enterprise (From R-3 to C-3). Rezone a tract of land located at 520 East 17<sup>th</sup> Street, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

- h) 2003-070 Neeld J. Messler, II-Rick Wood (From M-1 to C-3). Rezone tracts of land located at 47, 51 and 55 East main Street, more particularly described herein. **(Not recommended for approval by Planning - see alternate version)**

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- j) 2003-072 Brent Warner/St. Elmo Improvement League (From R2- to R-4). Rezone a tract of land located at 4501 St. Elmo Avenue, more particularly described herein. **(Not recommended for approval by Planning - see alternate version)**

2003-072 Brent Warner/St. Elmo Improvement League (From R2- to R-4). Rezone a tract of land located at 4501 St. Elmo Avenue, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

- k) 2003-075 Cummings Cove, LLC (From RT-1 and C-2 to RZ-1). Rezone tracts of land located at 4214 Cummings Highway and 4010 Cummings Road, more particularly described herein. **(Recommended for approval by Planning)**

6. Ordinances – First Reading:

- a) MR-2003-071 Frances H. Bowman (Close & Abandon). An ordinance closing and abandoning a portion of 2 unopened access roads located north of the 900 block of Robins Crest Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.

**XII. Agenda Session for Tuesday, June 17, 2003 (continued):**

6. Ordinances – First Reading (continued):
  - b) MR-2003-066 RWM Technologies, Inc. (Close & Abandon). An ordinance closing and abandoning Barnes Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.
  - c) MR-2003-056 Derek & Amy Blakney (Close & Abandon). An ordinance closing and abandoning the unopened 1800 block of Bradford Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(No recommendation from Planning - recommended for denial by Public Works)**
  
7. Resolutions:
  - a) A resolution approving and adopting the Chattanooga Public Art Plan. **(Deferred from 06-10-03)**
  - b) A resolution authorizing the execution of Change Order No. 1 (final), relative to the Martin Luther King CSO Control Facility, Contract No. CSO-6-99, with Downs Engineering, Inc., which change order increases the contract amount by \$5,465.22, for a revised contract amount of \$187,187.22.
  - c) A resolution authorizing Delta Environmental Consultants, Inc., on behalf of Worsley Companies, Inc., to use temporarily the City's right-of-way located in the 4100 block of Shallowford Road to install a ground water monitoring well, as shown on the drawings attached hereto and made a part hereof by reference, subject to certain conditions.
  - d) A resolution authorizing Intech, Inc. to use temporarily the City's right-of-way located in the 2800 block of Belle Arbor Avenue to install network and communication lines, as shown in the drawing attached hereto and made a part hereof by reference, subject to certain conditions.
  - e) A resolution authorizing Qdoba Mexican Grill to use temporarily the City's right-of-way located at 414 Market Street to install an awning and to use the sidewalk for dining with a 3' railing and an entrance door opening to the sidewalk, as shown on the drawings attached hereto and made a part hereof by reference, subject to certain conditions.
  
8. Overtime Report.

**XII. Agenda Session for Tuesday, June 17, 2003 (continued):**

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.
12. Agenda Session for Tuesday, June 24, 2003.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.