

**AGENDA FOR TUESDAY, AUGUST 10, 2004**

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilman Hakeem)
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Second & Third Reading:
  - a) MR-2004-016 City of Chattanooga c/o Naveed Minhas (Close & Abandon). An ordinance closing and abandoning sewer and stormwater easements on tracts of land located at the Spencer J. McCallie Homes site on several lots, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference.
  - b) MR-2004-066 Joe Woodall (Amend No. 11563). An ordinance amending Ordinance No. 11563, adopted June 1, 2004, closing and abandoning an unopened portion of the 3300 block of Crestfield Drive, as shown on the map attached hereto and made a part hereof by reference, by correcting the property description.
- VI. Ordinances - First Reading:
  - a) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article II, Definitions and Article V, Sections 103(3), 203(3), 303(1) and 1204(2), to incorporate new language relative to acreage requirements for Residential Planned Unit Developments.
  - b) MR-2004-004 Larry Crane (Close & Abandon). An ordinance closing and abandoning an unnamed alley beginning on the south line of the 1500 block of East 30<sup>th</sup> Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for denial by Public Works - recommended for denial by Planning and recommended for temporary use permit by Planning - deferred from 02-10-04)**
  - c) MR-2004-085 Roy L. Roach (Close & Abandon). An ordinance closing and abandoning an unopened portion of the 1800 block of West Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval by Public Works - see alternate Planning version - deferred from 08-03-04)**

MR-2004-085 Roy L. Roach (Close & Abandon). An ordinance closing and abandoning an unopened portion of the 1800 block of West Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval by Planning - deferred from 8-3-04)**

VI. Ordinances - First Reading (continued):

d) MR-2004-106 Northside Presbyterian Church (Close & Abandon). An ordinance closing and abandoning an unopened alley located parallel to the 1000 block of Endicott Street and the 900 block of Mississippi Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for approval by Public Works and Planning - recommended for denial by Staff - deferred from 8-3-04)**

e) 2004-111 Mission Group Partners (From R-3 to C-2). Rezone a tract of land located in the 3500 block of Cummings Highway, more particularly described herein. **(Not recommended for approval by Planning - see alternate versions)**

2004-111 Mission Group Partners (From R-3 to C-2). Rezone a tract of land located in the 3500 block of Cummings Highway, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - see alternate Attorney version)**

2004-111 Mission Group Partners (From R-3 to C-2). Rezone a tract of land located in the 3500 block of Cummings Highway, more particularly described herein, subject to certain conditions. **(Not recommended for approval by Planning)**

f) 2004-131 R. Larry McGill (From R-2 to R-3). Rezone a tract of land located at 3003 East 34<sup>th</sup> Street, more particularly described herein. **(Not recommended for approval by Planning - see alternate version)**

2004-131 R. Larry McGill (From R-2 to R-3MD). Rezone a tract of land located at 3003 East 34<sup>th</sup> Street, more particularly described herein. **(Recommended for approval by Planning)**

g) 2004-133 Three Pines, LLC (From R-1 to C-2). Rezone a tract of land located at 830 Cherokee Boulevard, more particularly described herein. **(Not recommended for approval by Planning - see alternate version)**

2004-133 Three Pines, LLC (From R-1 to C-2). Rezone a tract of land located at 830 Cherokee Boulevard, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

h) 2004-136 Tommye Montgomery (From R-2 to C-2). Rezone a tract of land located at 2600 Glass Street, more particularly described herein. **(Recommended for denial by Planning)**

i) 2004-137 Denise Salhany Couden, LLC (From O-1 to C-5). Rezone a tract of land located at 6830 McCutcheon Road, more particularly described herein. **(Not recommended for approval by Planning -see alternate versions)**

VI. Ordinances - First Reading (continued):

2004-137 Denise Salhany Couden, LLC (From O-1 to C-5). Rezone a tract of land located at 6830 McCutcheon Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - see alternate Staff version)**

2004-137 Denise Salhany Couden, LLC (From O-1 to R-4). Rezone a tract of land located at 6830 McCutcheon Road, more particularly described herein. **(Not recommended for approval by Planning)**

j) 2004-140 David Young (From R-1 to R-3). Rezone a tract of land located at 4805 Winding Lane, more particularly described herein. **(Recommended for approval by Planning)**

k) 2004-144 Stephen S. Putnal (From C-2 to R-4). Rezone a tract of land located at 2113 McCallie Avenue, more particularly described herein. **(Recommended for approval by Planning)**

l) 2004-146 J. Al Davis, Deborah Buchanan and Fred Akins (From R-1 to R-3). Rezone tracts of land located 8814 Montview Drive and 210 Sunnyside Drive, more particularly described herein. **(Recommended for denial by Planning)**

m) 2004-151 Neal Bennett (From R-1 to R-T/Z). Rezone a tract of land located at 1029 North Runyan Drive, more particularly described herein. **(Not recommended for approval by Planning - see alternate version)**

2004-151 Neal Bennett (From R-1 to R-T/Z). Rezone a tract of land located at 1029 North Runyan Drive, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

n) 2004-152 B.C. McCurdy (From R-2 to C-5). Rezone a tract of land located at 1501 North Chamberlain Avenue, more particularly described herein. **(Recommended for denial by Planning)**

o) 2004-153 Plaza Radiology, LLC (From R-1 to R-4). Rezone tracts of land located at 2070 Hamill Road and 4921 Bradington Road, more particularly described herein. **(Not recommended for approval by Planning - see alternate version)**

2004-153 Plaza Radiology, LLC (From R-1 to R-4). Rezone tracts of land located at 2070 Hamill Road and 4921 Bradington Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - recommended for deferral by Staff)**

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### VII. Resolutions:

- a) A resolution amending Resolution No. 23975, adopted November 18, 2003, encaptioned hereinbelow, so as to delete "Chattanooga Police Department" wherever the same occurs and substitute in lieu thereof "Department of Neighborhood Services".
- b) A resolution authorizing the appointment of Jenna Sales as special policeman (unarmed) for the City of Chattanooga Department of Public Works Stormwater Management Division to do special duty as prescribed herein, subject to certain conditions.
- c) A resolution authorizing the Administrator of the Department of Public Works to execute an agreement with David Brainerd Christian School, relative to the purchase of a right-of-way, for a total amount not to exceed \$250,000.00.

### 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 Personnel.
- g) Department of Neighborhood Services.
- h) Department of Finance and Administration
- i) City Attorney.

### X. Other Business.

### XI. Committee Reports.

### XII. Agenda Session for Tuesday, August 17, 2004.

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

### XIV. Adjournment.

**XII. Agenda Session for Tuesday, August 17, 2004:**

**AGENDA FOR TUESDAY, AUGUST 17, 2004**

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

**Presentation of Certificates to Representatives of  
North River YMCA and Home Depot**

5. Ordinances – Second & Third Reading:
  - a) An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, by amending Article II, Definitions and Article V, Sections 103(3), 203(3), 303(1) and 1204(2), to incorporate new language relative to acreage requirements for Residential Planned Unit Developments.
  - b) MR-2004-004 Larry Crane (Close & Abandon). An ordinance closing and abandoning an unnamed alley beginning on the south line of the 1500 block of East 30<sup>th</sup> Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for denial by Public Works - recommended for denial by Planning and recommended for temporary use permit by Planning - deferred from 02-10-04)**
  - c) MR-2004-085 Roy L. Roach (Close & Abandon). An ordinance closing and abandoning an unopened portion of the 1800 block of West Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval by Public Works - see alternate Planning version - deferred from 08-03-04)**

MR-2004-085 Roy L. Roach (Close & Abandon). An ordinance closing and abandoning an unopened portion of the 1800 block of West Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval by Planning - deferred from 8-3-04)**
  - d) MR-2004-106 Northside Presbyterian Church (Close & Abandon). An ordinance closing and abandoning an unopened alley located parallel to the 1000 block of Endicott Street and the 900 block of Mississippi Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for approval by Public Works and Planning - recommended for denial by Staff - deferred from 8-3-04)**

**XII. Agenda Session for Tuesday, August 17, 2004 (continued):**

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

- e) 2004-111 Mission Group Partners (From R-3 to C-2). Rezone a tract of land located in the 3500 block of Cummings Highway, more particularly described herein. **(Not recommended for approval by Planning - see alternate versions)**

2004-111 Mission Group Partners (From R-3 to C-2). Rezone a tract of land located in the 3500 block of Cummings Highway, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - see alternate Attorney version)**

2004-111 Mission Group Partners (From R-3 to C-2). Rezone a tract of land located in the 3500 block of Cummings Highway, more particularly described herein, subject to certain conditions. **(Not recommended for approval by Planning)**

- f) 2004-131 R. Larry McGill (From R-2 to R-3). Rezone a tract of land located at 3003 East 34<sup>th</sup> Street, more particularly described herein. **(Not recommended for approval by Planning - see alternate version)**

2004-131 R. Larry McGill (From R-2 to R-3MD). Rezone a tract of land located at 3003 East 34<sup>th</sup> Street, more particularly described herein. **(Recommended for approval by Planning)**

- g) 2004-133 Three Pines, LLC (From R-1 to C-2). Rezone a tract of land located at 830 Cherokee Boulevard, more particularly described herein. **(Not recommended for approval by Planning - see alternate version)**

2004-133 Three Pines, LLC (From R-1 to C-2). Rezone a tract of land located at 830 Cherokee Boulevard, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

- h) 2004-136 Tommye Montgomery (From R-2 to C-2). Rezone a tract of land located at 2600 Glass Street, more particularly described herein. **(Recommended for denial by Planning)**

- i) 2004-137 Denise Salhany Couden, LLC (From O-1 to C-5). Rezone a tract of land located at 6830 McCutcheon Road, more particularly described herein. **(Not recommended for approval by Planning -see alternate versions)**

2004-137 Denise Salhany Couden, LLC (From O-1 to C-5). Rezone a tract of land located at 6830 McCutcheon Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - see alternate Staff version)**

**XII. Agenda Session for Tuesday, August 17, 2004 (continued):**

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

2004-137 Denise Salhany Couden, LLC (From O-1 to R-4). Rezone a tract of land located at 6830 McCutcheon Road, more particularly described herein. **(Not recommended for approval by Planning)**

j) 2004-140 David Young (From R-1 to R-3). Rezone a tract of land located at 4805 Winding Lane, more particularly described herein. **(Recommended for approval by Planning)**

k) 2004-144 Stephen S. Putnal (From C-2 to R-4). Rezone a tract of land located at 2113 McCallie Avenue, more particularly described herein. **(Recommended for approval by Planning)**

l) 2004-146 J. Al Davis, Deborah Buchanan and Fred Akins (From R-1 to R-3). Rezone tracts of land located 8814 Montview Drive and 210 Sunnyside Drive, more particularly described herein. **(Recommended for denial by Planning)**

m) 2004-151 Neal Bennett (From R-1 to R-T/Z). Rezone a tract of land located at 1029 North Runyan Drive, more particularly described herein. **(Not recommended for approval by Planning - see alternate version)**

2004-151 Neal Bennett (From R-1 to R-T/Z). Rezone a tract of land located at 1029 North Runyan Drive, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**

n) 2004-152 B.C. McCurdy (From R-2 to C-5). Rezone a tract of land located at 1501 North Chamberlain Avenue, more particularly described herein. **(Recommended for denial by Planning)**

o) 2004-153 Plaza Radiology, LLC (From R-1 to R-4). Rezone tracts of land located at 2070 Hamill Road and 4921 Bradington Road, more particularly described herein. **(Not recommended for approval by Planning - see alternate version)**

2004-153 Plaza Radiology, LLC (From R-1 to R-4). Rezone tracts of land located at 2070 Hamill Road and 4921 Bradington Road, more particularly described herein, subject to certain conditions. **(Recommended for approval by Planning - recommended for deferral by Staff)**

**XII. Agenda Session for Tuesday, August 17, 2004 (continued):**

6. Ordinances - First Reading:

- a) MR-2004-005 Chattanooga Housing Authority (Close & Abandon). An ordinance closing and abandoning the 600 block of West 37<sup>th</sup> Street, part of the 3500 and 3700 blocks of Chandler Avenue and an unopened alley located at the east line of the 3700 block of Chandler Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval by Public Works and Planning - deferred from 7-13-04)**
  
- b) MR-2004-091 Ethel Daniel (Close & Abandon). An ordinance closing and abandoning a portion of the unopened 1600 blocks of Stuart Street and First (Trinity) Street (part) and an unopened alley located between them, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for denial by Public Works and Planning - see alternate version)**

MR-2004-091 Ethel Daniel (Close & Abandon). An ordinance closing and abandoning a portion of the unopened 1600 block of First (Trinity) Street (part) and an unopened alley, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for approval by Public Works and Planning)**

- c) MR-2004-108 Donald E. Ricketts (Close & Abandon). An ordinance closing and abandoning an unopened right-of-way located on the east line of the 1700 block of Jenkins Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions. **(Recommended for denial by Public Works)**

7. Resolutions:

- a) A resolution authorizing the City Finance Officer to execute a contract with Purple Monkey Studios, Inc. for the initial design and development of a new City-wide website in an amount not to exceed \$162,978.84 and a blanket contract for subsequent website development services after completion.
  
- b) A resolution authorizing the City Finance Officer to execute a blanket contract with Three HD, Inc. for website development services.

8. Overtime Report.



**XII. Agenda Session for Tuesday, August 17, 2004 (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 Personnel.
  - g) Department of Neighborhood Services.
  - h) Department of Finance and Administration
  - i) City Attorney.
10. Other Business.
11. Committee Reports.
12. Agenda Session for Tuesday, August 24, 2004.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.