

AGENDA FOR TUESDAY, FEBRUARY 8, 2005

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilman Hakeem).
- III. Minute Approval.
- IV. Special Presentations.

Recognition of Lorayne Durham – 100th Birthday

V. Ordinances – Second Reading:

- a) MR-2004-205 Paul Pruett (Close & Abandon). An ordinance closing and abandoning an unnamed alley running west of and parallel to the 2500, 2600, and 2700 blocks of Cannon Avenue and a portion of the unopened 2200 block of Burnette Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions.
- b) An ordinance to amend Ordinance No. 11581, Entitled “An ordinance to provide revenue for the fiscal year beginning July 1, 2004, and ending June 30, 2005, 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” so as to provide for certain changes in special revenue funds set out in Section 6.
- c) An ordinance to amend Ordinance No. 11606 entitled “An ordinance appropriating, authorizing or allocating funds to the Capital Improvements Budget for the fiscal year 2004/2005” to provide for the appropriation of additional funds from the Economic Development Fund to General Fund Capital Projects Fund P413 for Enterprise South Industrial Park.

VI. Ordinances - First Reading:

- a) MR-2004-089 Wise Properties, LLC (Close & Abandon). An ordinance closing and abandoning an unopened alley located between and parallel to the 500 blocks of Woodland and Forest Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Not recommended for approval by Planning & Staff. Recommended for approval by Public Works – see alternate version.)**

MR-2004-089 Wise Properties, LLC (Close & Abandon). An ordinance closing and abandoning an unopened alley located between and parallel to the 500 blocks of Woodland and Forest 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 & Staff.)**

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- b) 2004-231 City of Chattanooga (from R-2 and R-3 to R-1). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to rezone properties within the East Chattanooga Neighborhood Area, more particularly described herein, from R-2 Residential Zone and R-3 Residential Zone to R-1 Residential Zone. **(Not recommended for approval by Planning – see alternate version.)**

2004-231 City of Chattanooga (from R-2 and R-3 to R-1). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to rezone properties within the East Chattanooga Neighborhood Area, more particularly described herein and as shown on the zoning study and maps attached hereto and made a part hereof by reference, from R-2 Residential Zone and R-3 Residential Zone to R-1 Residential Zone, subject to certain conditions. **(Recommended for approval by Planning.)**

- c) 2004-249 Linda J. Murphy (from R-1 and R-3 to R-4). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to rezone a tract of land located at 28 South Germantown Road, more particularly described herein, from R-1 Residential Zone and R-3 Residential Zone to R-4 Special Zone. **(Recommended for denial by Planning.)**

- d) 2005-009 SBL Properties (from O-1 to M-2). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to rezone a tract of land located at 6040 Century Oaks Drive, more particularly described herein, from O-1 Office Zone to M-2 Light Industrial Zone. **(Recommended for approval by Planning.)**

- e) 2005-015 Brian Tune (from M-3 and M-1 to C-3). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to rezone a tract of land located at 509 East Main Street, more particularly described herein, from M-3 Warehouse and Wholesale Zone and M-1 Manufacturing Zone to C-3 Central Business Zone. **(Not recommended for approval by Planning – see alternate version.)**

2005-015 Brian Tune (from M-3 and M-1 to C-3). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to rezone a tract of land located at 509 East Main Street, more particularly described herein, from M-3 Warehouse and Wholesale Zone and M-1 Manufacturing Zone to C-3 Central Business Zone, subject to certain conditions. **(Recommended for approval by Planning.)**

- f) 2005-16 Ready Mix USA, Inc. c/o Jessica Garrison (from M-1 to M-4). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to rezone a tract of land located at 607 Hudson Road, more particularly described herein, from M-1 Manufacturing Zone to M-4 Outdoor Industrial Use Zone. **(Not recommended for approval by Planning – see alternate version.)**

2005-16 Ready Mix USA, Inc. c/o Jessica Garrison (from M-1 to M-4). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to rezone a tract of land located at 607 Hudson Road, more particularly described herein, from M-1 Manufacturing Zone to M-4 Outdoor Industrial Use Zone, subject to certain conditions. **(Recommended for approval by Planning.)**

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VII. Resolutions:

- a) A resolution designating February 12, 2005 as “Spay Day USA.”
- b) A resolution authorizing the Mayor to enter into and execute a Memorandum of Understanding with the Chattanooga Downtown Redevelopment Corporation and property owners relative to redevelopment of properties bounded by Fourth Street, Lindsay Street, and Georgia Avenue, more particularly described herein. **(Added by permission of the Legal and Legislative Committee.)**
- c) A resolution recommending the administration set aside funds in the next capital budget for the new animal care and adoption center to match funds raised by the private sector in an amount up to \$2,000,000.00. **(Added by permission of the Legal and Legislative Committee.)**

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, February 15, 2005.

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

XIV. Adjournment.

XII. Agenda Session for Tuesday, February 15, 2005:

AGENDA FOR TUESDAY, FEBRUARY 15, 2005

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Lively).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second Reading:
 - a) MR-2004-089 Wise Properties, LLC (Close & Abandon). An ordinance closing and abandoning an unopened alley located between and parallel to the 500 blocks of Woodland and Forest Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Not recommended for approval by Planning & Staff. Recommended for approval by Public Works – see alternate version.)**

MR-2004-089 Wise Properties, LLC (Close & Abandon). An ordinance closing and abandoning an unopened alley located between and parallel to the 500 blocks of Woodland and Forest 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 & Staff.)**
 - b) 2004-231 City of Chattanooga (from R-2 and R-3 to R-1). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to rezone properties within the East Chattanooga Neighborhood Area, more particularly described herein, from R-2 Residential Zone and R-3 Residential Zone to R-1 Residential Zone. **(Not recommended for approval by Planning – see alternate version.)**

2004-231 City of Chattanooga (from R-2 and R-3 to R-1). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to rezone properties within the East Chattanooga Neighborhood Area, more particularly described herein and as shown on the zoning study and maps attached hereto and made a part hereof by reference, from R-2 Residential Zone and R-3 Residential Zone to R-1 Residential Zone, subject to certain conditions. **(Recommended for approval by Planning.)**
 - c) 2004-249 Linda J. Murphy (from R-1 and R-3 to R-4). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to rezone a tract of land located at 28 South Germantown Road, more particularly described herein, from R-1 Residential Zone and R-3 Residential Zone to R-4 Special Zone. **(Recommended for denial by Planning.)**
 - d) 2005-009 SBL Properties (from O-1 to M-2). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to rezone a tract of land located at 6040 Century Oaks Drive, more particularly described herein, from O-1 Office Zone to M-2 Light Industrial Zone. **(Recommended for approval by Planning.)**

- e) 2005-015 Brian Tune (from M-3 and M-1 to C-3). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to rezone a tract of land located at 509 East Main Street, more particularly described herein, from M-3 Warehouse and Wholesale Zone and M-1 Manufacturing Zone to C-3 Central Business Zone. **(Not recommended for approval by Planning – see alternate version.)**

2005-015 Brian Tune (from M-3 and M-1 to C-3). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to rezone a tract of land located at 509 East Main Street, more particularly described herein, from M-3 Warehouse and Wholesale Zone and M-1 Manufacturing Zone to C-3 Central Business Zone, subject to certain conditions. **(Recommended for approval by Planning.)**

- f) 2005-16 Ready Mix USA, Inc. c/o Jessica Garrison (from M-1 to M-4). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to rezone a tract of land located at 607 Hudson Road, more particularly described herein, from M-1 Manufacturing Zone to M-4 Outdoor Industrial Use Zone. **(Not recommended for approval by Planning – see alternate version.)**

2005-16 Ready Mix USA, Inc. c/o Jessica Garrison (from M-1 to M-4). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to rezone a tract of land located at 607 Hudson Road, more particularly described herein, from M-1 Manufacturing Zone to M-4 Outdoor Industrial Use Zone, subject to certain conditions. **(Recommended for approval by Planning.)**

6. Ordinances - First Reading:

7. Resolutions:

- a) A resolution authorizing Charles Eich (Cheeburger Cheeburger) to use temporarily 138-A Market Street, more particularly described herein and as shown on the drawing attached hereto and made a part hereof by reference, to place seats and tables on the sidewalks during summer to increase dining space, subject to certain conditions.
- b) A resolution authorizing the Administrator of the Department of Public Works to execute a renewal agreement with Sani-Tech JetVac Services, relative to providing sewer cleaning of the Interceptor Sewer System (ISS), for a term of one (1) year and in an amount not to exceed \$150,000.00.

8. Overtime Report.

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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, February 22, 2005.
13. Recognition of Persons Wishing to Address the Council on Non-Agenda Matters.
14. Adjournment.