

AGENDA FOR TUESDAY, JUNE 21, 2005

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilman Page).
- III. Minute Approval.
- IV. Special Presentations.
- V. Ordinances – Second Reading:
 - a) 2005-033 Chattanooga Neighborhood Enterprise (from R-3 & M-1 to C-3). An ordinance to amend Ordinance No. 6958, known as the Zoning Ordinance, so as to rezone tracts of land located at 1902, 1904, and 1910 Rossville Avenue, more particularly described herein, from R-3 Residential Zone and M-1 Manufacturing Zone to C-3 Central Business Zone, subject to certain conditions. **(Deferred from 5-17-05.)**
 - b) 2005-048 DeFoor Brothers Development, LLC (from R-1 to R-4). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located in the 2400 block of Elam Lane, more particularly described herein, from R-1 Residential Zone to R-4 Special Zone, subject to certain conditions.
 - c) 2005-055 Orville Payne (from R-2 to R-3MD). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located at 360 and 364 Brown's Ferry Road, more particularly described herein, from R-2 Residential Zone to R-3MD Moderate Density Zone, subject to certain conditions.
 - d) 2005-067 Hamilton County Partners II, L.P. (from R-2 & M-1 to R-3). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 200 East 37th Street, more particularly described herein, from R-2 Residential Zone and M-1 Manufacturing Zone to R-3 Residential Zone, subject to certain conditions.
 - e) 2005-070 Mike Blanchard, River Street Architecture (from C-2 & M-1 to R-4). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 950 Siskin Drive, more particularly described herein, from C-2 Convenience Commercial Zone and M-1 Manufacturing Zone to R-4 Special Zone, subject to certain conditions.
- VI. Ordinances – First Reading:
 - a) 2005-069 Lyle Finley Trust (from R-4 to C-2). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located at 4413 Oakwood Drive and part of 4411 Oakwood Drive, more particularly described herein, from R-4 Special Zone to C-2 Convenience Commercial Zone (amended request on 5-5-05), subject to certain conditions. **(Recommended for approval by Planning. Deferred from 6-14-05.)**

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- b) 2005-082 Michael A. Dowlen (from R-5 to R-1). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 5506 Cassandra Smith Road, more particularly described herein, from R-5 Residential Zone to R-1 Residential Zone, subject to certain conditions. **(Recommended for approval by Planning as part of PUD, Case 2005-077. Deferred from 6-14-05.)**

VII. Resolutions:

- a) 2005-013 Harvest Active Adult Communities, LLC. A resolution approving a proposed Final Planned Unit Development known as The Village at Greenway Planned Unit Development on a tract of land located at 1134 Mountain 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.
- b) 2005-077 Michael A. Dowlen (Preliminary PUD). A resolution approving a Preliminary Planned Unit Development Special Exceptions Permit for a proposed planned unit development known as the Amberbrook Gardens Planned Unit Development, on a part of a tract of land located at 5506 Cassandra Smith Road, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference, subject to certain conditions. **(Not recommended for approval by Planning – see alternate version. Deferred from 5-31-05.)**

2005-077 Michael A. Dowlen (Preliminary PUD). A resolution approving a Preliminary Planned Unit Development Special Exceptions Permit for a proposed planned unit development known as the Amberbrook Gardens Planned Unit Development, on a part of a tract of land located at 5506 Cassandra Smith 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 approval by Planning.)**
- c) A resolution authorizing Donald Lee Norris, Deputy Administrator of the Department of Public Works, to sign vouchers, requisitions and other necessary documents for and on behalf of the Public Works Department.
- d) A resolution authorizing the Administrator of the Department of Parks and Recreation to temporarily employ Darrell McDonald relative to Montague Park and other projects for a period of six (6) months and for an amount not to exceed \$4,000.00 per month.
- e) A resolution authorizing the City Finance Office to allocate \$100,000.00 for the award of 2005-2006 neighborhood grants.

VIII. Overtime Report.

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IX. Departmental Reports:

- a) Department of Human Services.
- b) Department of Parks and Recreation.
- c) Department of Public Works.
- d) Department of Neighborhood Services.
- e) Department of Education, Arts and Culture.
- f) Fire Department.
- g) Police Department.
- h) Department of Personnel.
- i) Department of Finance and Administration
- j) City Attorney.

X. Other Business.

XI. Committee Reports.

XII. Agenda Session for Tuesday, June 28, 2005.

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

XIV. Adjournment.

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XII. Agenda Session for Tuesday, June 28, 2005:

AGENDA FOR TUESDAY, JUNE 28, 2005

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilman Benson).
3. Minute Approval.
4. Special Presentations.
5. Ordinances – Second Reading:
 - a) 2005-068 Joseph Chaudhari, LLC (from C-5 to C-2). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 3420 Wilcox Boulevard, more particularly described herein, from C-5 Neighborhood Commercial Zone to C-2 Convenience Commercial Zone, subject to certain conditions.
 - b) 2005-069 Lyle Finley Trust (from R-4 to C-2). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone tracts of land located at 4413 Oakwood Drive and part of 4411 Oakwood Drive, more particularly described herein, from R-4 Special Zone to C-2 Convenience Commercial Zone (amended request on 5-5-05), subject to certain conditions. **(Recommended for approval by Planning. Deferred from 6-14-05.)**
 - c) 2005-082 Michael A. Dowlen (from R-5 to R-1). An ordinance to amend Ordinance No. 6958, as amended, known as the Zoning Ordinance, so as to rezone a tract of land located at 5506 Cassandra Smith Road, more particularly described herein, from R-5 Residential Zone to R-1 Residential Zone, subject to certain conditions. **(Recommended for approval by Planning as part of PUD, Case 2005-077. Deferred from 6-14-05.)**
6. Ordinances – First Reading:
 - a) An ordinance to amend Chattanooga City Code, Part II, Chapter 3, Sections 3-19 and 3-71(a)(6), relative to signs. **(Deferred from 6-14-05.)**
 - b) An ordinance to amend Part II, Chattanooga City Code, Chapter 17, Article I, Sections 17-1 and 17-2, relative to the adoption of The International Fire Code, 2003 Edition, as the official Fire Code of the City of Chattanooga; and add Section 17-2 as appendices to code adopted, and 17-3 as amendment to code, and to renumber a new section as Article II, Section 17-42, relative to penalties regarding lighted materials in beds of hotels, etc.

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- c) An ordinance to amend Chattanooga City Code, Part II, Sections 10-1 and 10-2, so as to adopt the 2003 editions of The International Building Code and The International Residential Code and certain appendices of those codes as revised and amended as the official Building Code of the City of Chattanooga and to amend Section 10-3 concerning special amendments to The International Building Code, and The International Residential Code, concerning drawings and specifications, permit fees, existing building or structures, moved structures, employee qualifications, and signs, and to amend §§ 2-625 and 2-626 concerning the Construction Board of Adjustments and Appeals and to amend § 10-7 concerning the adoption of the ANSI National Standard as the official Handicap and Accessibility Code of the City of Chattanooga.
- d) An ordinance to amend Part II, Chattanooga City Code, Sections 19-1 and 19-2, so as to adopt the 2003 edition of The International Fuel Gas Code and certain appendices as revised and amended as the official Gas Code of the City of Chattanooga, to amend Section 19-3 concerning amendments to said code, to amend Sections 19-72, 19-90, and 19-121, regarding testing dates, examination fees and license requirements.
- e) An ordinance to amend Part II, Chattanooga City Code, Sections 22.5-1 through 22.5-3, so as to adopt the 2003 edition of The International Mechanical Code and certain appendices as revised and amended as the official Mechanical Code of the City of Chattanooga, and to amend Section 22.5-3 concerning amendments to said code regarding scope, permits, permit fees, expiration and violation penalties.
- f) An ordinance to amend Chattanooga City Code, Part II, Chapter 22.5, Sections 22.5-51, by deleting references to certain classes of mechanical licenses and designating qualifications for master mechanical contractors and journeyman mechanics, and to amend Sections 22.5-52, 22.5-54 and 22.5-55 to provide revised examination and license fees, and to amend Sections 22.5-58, 22.5-59, 22.5-62(a), 22.5-64(a), 22.5-65, 22.5-66 and 22.5-67 to provide exemptions from written examinations, and under certain circumstances, to provide for temporary registration.
- g) An ordinance to amend Part II, Chattanooga City Code, Sections 27-1 through 27-3, so as to adopt the 2003 edition of The International Plumbing Code as revised and amended as the official Plumbing Code of the City of Chattanooga, to amend Section 27-3 concerning amendments to said code, and to amend Sections 27-23, 27-57(f), 27-60, and 27-65(b) regarding examination fees and license requirements of master plumbers.
- h) MR-2005-060 T. Gene Edwards, Inc. (Close & Abandon). An ordinance closing and abandoning an unopened alley located north of the 1300 block of Appling Street, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for approval by Planning and Public Works.)**
- i) MR-2005-065 Dale M. and Connie C. Smith (Close & Abandon). An ordinance closing and abandoning the eastern half of the unopened 3600 block of Walthall Avenue, more particularly described herein and as shown on the map attached hereto and made a part hereof by reference. **(Recommended for approval by Planning and Public Works. Recommended for denial by Staff.)**

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7. Resolutions:

- a) A resolution authorizing the City Finance Officer to execute any and all documents necessary to facilitate the sale of certain real property located at the intersection of McCallie Avenue and Central Avenue, more particularly described herein and as shown on the map and drawings attached hereto and made a part hereof by reference, to Chattanooga Neighborhood Enterprise, for a total consideration of \$20,000.00.
- b) A resolution authorizing the award of Contract No. R-04-003, Bushtown Neighborhood Association Community Center Addition, to Eastman Construction for a total amount not to exceed \$120,000.00, including a contingency amount of \$2,000.00.
- c) A resolution authorizing the purchase of a right-of-way and temporary construction easement from Archie L. Ledford at 7554 Igou Gap Road, Parcel No. 159A-D-002, Tract No. 38, relative to the Igou Gap Road Widening Project, Contract No. E-03-011, for an amount not to exceed \$514.50.
- d) A resolution authorizing payment in the amount of \$28,750.00 to CSX Transportation, Inc. for securing an easement for construction of sanitary sewers under Contract No. 48A, Lake Hills Interceptor Sewer Relocation.
- e) A resolution authorizing James E. City to use temporarily the City's right-of-way at 138 Market Street to install an awning at the front entrance of the building, as shown on the drawing attached hereto and made a part hereof by reference, subject to certain conditions.

8. Overtime Report.

9. Departmental Reports:

- a) Department of Human Services.
- b) Department of Parks and Recreation.
- c) Department of Public Works.
- d) Department of Neighborhood Services.
- e) Department of Education, Arts and Culture.
- f) Fire Department.
- g) Police Department.
- h) Department of Personnel.
- i) Department of Finance and Administration
- j) City Attorney.

10. Other Business.

11. Committee Reports.

12. Agenda Session for Tuesday, July 5, 2005.

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

14. Adjournment.