

1ST READING 12-1-09
2ND READING 12-8-09
INDEX NO. _____

ORDINANCE NO. 12330

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 32, SECTION 32-178 RELATIVE TO THE STANDARD STREET NUMBERING AND ADDRESSING POLICY FOR THE CITY OF CHATTANOOGA, AND TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 32, ARTICLE IX, RELATIVE TO STREET NAMES.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE:

SECTION 1. That Chattanooga City Code, Part II, Chapter 32, Article VIII, Section 32-178 entitled "Standard Street Numbering and Addressing Policy" be and the same is hereby amended by deleting said section in its entirety and substituting in lieu thereof the following:

Sec. 32-178. Standard Street Numbering and Addressing Policy.

The City Council may from time to time adopt by resolution and/or ordinance any necessary amendments for clarification and practicality to assist in the development of an accurate and consistent street addressing system for the benefit of the community law enforcement, fire, rescue, postal delivery and other service agencies. All address numbering will be developed after submission to the Chattanooga-Hamilton County Regional Planning Commission and consideration of its recommendations in accordance with T.C.A. § 13-4-104. Street addressing changes shall be recommended by the City Engineer and considered by the City Council only one time annually unless there is sufficient evidence presented to the Council that if an address is not immediately changed it will constitute an imminent danger to the public health, safety and welfare of the citizens.

Secs. 32-179 -- 32-195. Reserved.

SECTION 2. That Chattanooga City Code, Part II, Chapter 32, Article IX, entitled "Street Names" be and the same is hereby amended by deleting said Article in its entirety and substituting in lieu thereof the following:

ARTICLE IX – STREET NAMES

Sec. 32-196. Establishment.

The official name of any dedicated street or right-of-way within the city shall be that name assigned to it and recorded on the last records on file at the county register's office or in the City Council Clerk's office. The City Council shall have the sole authority to amend, supplement or change the name of any dedicated street or street right-of-way, subject to the provisions of this article and subject to Article VIII of this Chapter. Street names may be changed individually or by adoption of a complete list that includes multiple changes.

Sec. 32-197. Method of procedure to change street and right-of-way names.

(a) A proposed change of any name of any dedicated street or right-of-way shall be by resolution and, other than those originated by the city's governing body, Mayor, or the City Engineer, shall originate by a petition signed by two-thirds of the parties owning a fee or holding a leasehold interest in real property, buildings, or fixtures abutting or fronting the subject street or right-of-way. For purposes of this section, the signature of any one owner of undivided interest in property owned as tenants by the entirety or tenants in common, and the signature of an authorized representative of any corporation or partnership, shall be sufficient to satisfy this requirement. Such petition shall be filed with the City Engineer along with a completed application form and payment of the application fee in the amount of three hundred fifty dollars (\$350.00).

(b) The City Engineer, or his designee, shall check the proposed street name against the current street database listing for appropriateness according to the provisions of this article and make a recommendation to City Council. If the request for change is not due to a petition, governing body request or a request from the Mayor as outlined in the preceding paragraph, but rather is necessary for public safety, the City Engineer shall notify the affected residents of the need for a change and poll them for a street name that meets the provisions of City Code and the Regional Addressing Policy as amended and adopted by City Council.

(c) No change, amendment, or supplement to any name of any dedicated street or right-of-way shall be effective unless approved in a resolution which receives the favorable vote of a majority of the entire membership of the city council. No name changes to any existing street shall be recommended by the City Engineer unless there is a sufficient showing to the City Council that some imminent danger to the public health, safety and welfare of the citizens will occur unless an existing street name is changed. Upon approval of a resolution which provides for any change, amendment, or supplement to any name of a dedicated street or right-of-way, the city engineer shall notify all utilities, the United States

Post Office, and Hamilton County Emergency Services (9-1-1) of such action by certified mail, return receipt requested.

Sec. 32-198. Continuation of streets.

Any street or right-of-way dedicated after the effective date of Ordinance No. 7881 that is, or essentially is, an extension of an existing street shall be given the name of the existing street. However, any new streets crossing the base line (zero grid line) must be assigned a different name as set forth in the Street Numbering and Addressing Policy adopted by Resolution No. 21472.

Sec. 32-199. Duplication of street names.

No new names for any new streets or dedicated right-of-ways shall be issued any name by the City Engineer using any street name which would duplicate or approximate, by means of spelling, pronunciation, or by use of alternate suffixes or prefixes (such as East, West, North, South, New, Old, Lane, Way, Drive, Court, Avenue, or Street) any existing or platted street name in the county.

(a) When duplicate street names are known to cause any emergency response or service response problems on existing streets within the City by the City Engineer, the street segment with the earliest date of plat recording within the City of Chattanooga shall be given preference whenever possible. Any suggestions for street name changes will be presented to the City Council and shall be evaluated in conjunction with renumbering of addresses in order to affect the fewest number of residents or businesses and after consideration of any other site specific criteria which may be identified by the City Engineer. Street names for existing streets having prefixes (such as East, West, North, South, New, or Old) shall not be changed unless there is sufficient evidence presented to the City Council that if an address is not changed it will constitute an imminent danger to the public health, safety and welfare of the citizens affected. The viability of readdressing or renumbering duplicate street names or phonetically similar street names will be considered by the City Engineer before suggesting any existing street name changes. Vacant properties shall not be considered when counting the number of affected parcels. The City Engineer shall have sole discretion in selecting the segments of any existing roads to be renamed, notwithstanding any other provision of this section.

(b) When duplicate street names are found to be within a local, state, or national historic district or would necessitate readdressing of properties found on the National Register of Historic Places, preference shall be given to the historic street name whenever possible.

(c) If a duplicate street name occurs in more than one local, state, or national historic districts or is used by more than one property found on the National Register of Historic Places, preference shall be given to the oldest instance of said street name whenever possible.

(d) Nothing contained in this section shall be construed to allow duplicate street names within the same local, state, or national historic district. Duplicate street names within the same local, state, or national historic district should be changed to reflect the historic significance of the local, state, or national historic district without duplicating existing street names.

Sec. 32-200. Alteration and damage to street signs and street poles.

It shall be unlawful for any person to alter, mutilate, deface, damage, or destroy any street sign or sign pole; and it shall further be unlawful to post or affix any notice, poster, bill, bumper sticker, or other paper or device, calculated to attract the attention of the public to any street sign or sign pole.

Secs. 32-201 -- 32-215. Reserved.

SECTION 3. That this Ordinance shall become effective two (2) weeks from and after its passage as provided by law.

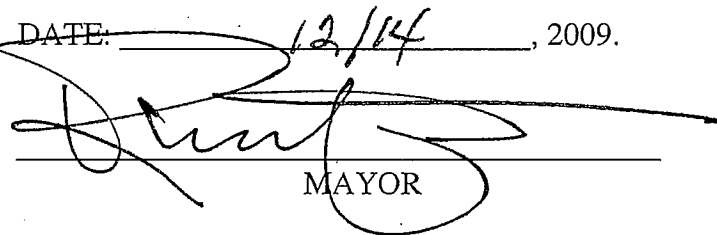
PASSED on Second and Final Reading

December 8, 2009.


CHAIRPERSON

APPROVED: DISAPPROVED:

DATE: 12/14, 2009.


MAYOR

PAN/kac/add