

**First Reading: November 14, 2017**  
**Second Reading: November 21, 2017**

ORDINANCE NO. 13242

AN ORDINANCE CONSIDERING THE REQUESTED DEANNEXATION OF ONE TRACT OF PROPERTY LOCATED ADJACENT TO WAUHATCHIE PIKE AND EMMAUS ROAD WHICH IS REFERENCED AS TAX MAP PARCEL 165-008 CONTAINING APPROXIMATELY THREE HUNDRED NINETY (390) ACRES WHICH IS CURRENTLY IN THE CITY OF CHATTANOOGA.

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WHEREAS, on November 17, 1989, the Chattanooga City Council adopted Ordinance No. 10187 on third and final reading which annexed certain territory adjacent to Wauhatchie Pike and Emmaus Road which is currently referenced as Tax Map Parcel No. 165-008 containing approximately three hundred ninety (390) acres; and

WHEREAS, the President, Charles Hightower, of the Institute of Health and Healing and/or Wildwood Sanitarium, Inc. has filed a petition with the Chattanooga City Council on July 5, 2017, requesting to be deannexed pursuant to T.C.A. § 6-51-201 which is attached as **Exhibit “A”**; and

WHEREAS, the Department of Public Works, the Mayor’s Office and the City Attorney’s Office have reviewed the fire and roadway maintenance issues of providing services to this property within Hamilton County pursuant to T.C.A. § 6-51-201 and after considering the petition request, those departments do not recommend deannexation of the tracts within the West Ocoee District (Tax Map Parcel No. 165-008) as shown on the attached map, attached hereto as **Exhibit “B”**;

NOW, THEREFORE,

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

SECTION 1. Pursuant to the authority conferred by T.C.A. §§ 6-51-201 through 6-51-204, the territory originally annexed by the City of Chattanooga within Ordinance No. 10187 shall be contracted by this Ordinance to deannex the following territory set forth in the map which is attached hereto as Collective **Exhibit “B”** and including the following specific Tax Parcel No. 165-008 containing approximately three hundred ninety (390) acres and owners as referenced in the tax records of Hamilton County, Tennessee.

**Parcel #**      **Owner Name**

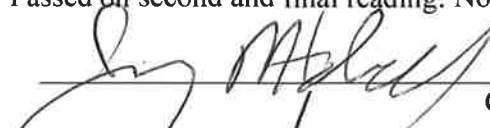
165-008      Institute of Health and Healing, Inc. containing approximately 390 acres

(As shown on the attached map)

SECTION 2. That this Ordinance shall become operative seventy-five (75) days from and after its passage, pursuant to T.C.A. §6-51-201, unless a petition objecting to deannexation signed by ten percent (10%) of the registered voters residing within the area proposed to be deannexed is filed with the Clerk of the City Council within seventy-five (75) days following the final reading of this Ordinance. If such a petition is filed, a referendum shall be held at the next general election to ascertain the will of the voters residing in the area which the City proposes to deannex. The ballot shall provide a place where voters may vote for or against deannexation by the City of Chattanooga. If a majority of those voting in the referendum fail to vote for the deannexation, the contraction ordinance shall be void and the matter may not be considered again for two (2) years. If a majority vote for deannexation, the ordinance shall become effective upon certification of the result of the referendum.

SECTION 3. That this Ordinance shall be effective two weeks from and after its passage, as distinguished from becoming operative, as provided by law.

Passed on second and final reading: November 21, 2017

  
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CHAIRPERSON

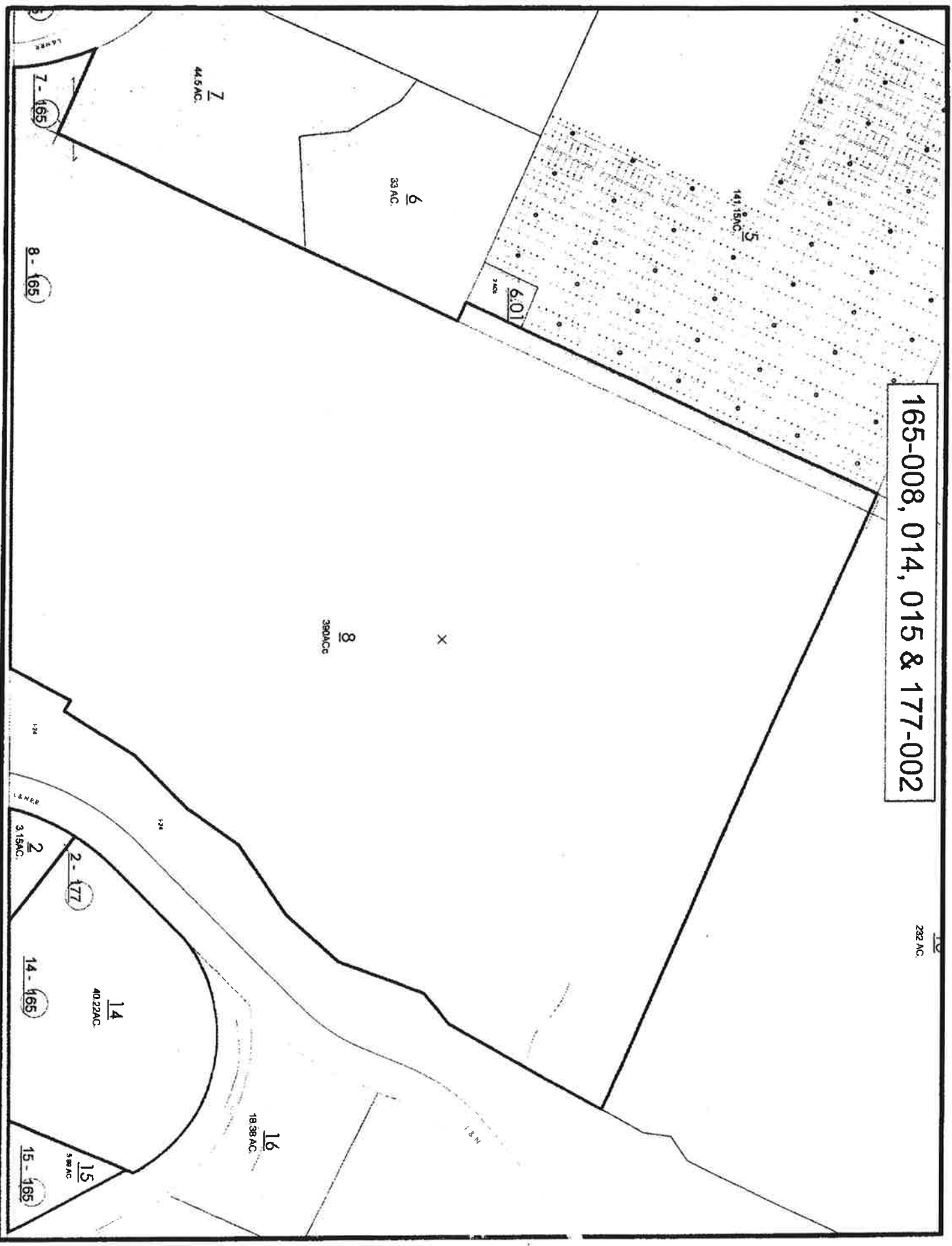
APPROVED:  DISAPPROVED:

  
\_\_\_\_\_  
MAYOR

PAN/mem/Alternate Version

165-008, 014, 015 & 177-002

232 AC



7 - 1965

8 - 1965

2 - 1977

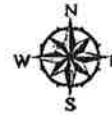
14 - 1965

15 - 1965

CHATTANOOGA - HAMILTON COUNTY REGIONAL  
PLANNING AGENCY



CHATTANOOGA  
CASE NO: 2005-0168  
PC MEETING DATE: 9/12/2005 **10/10/05**  
FROM: R-1  
TO: R-3



1 in. = 1,100.0 feet

