

REVISED AGENDA FOR TUESDAY, FEBRUARY 11, 2014

- I. Call to Order.
- II. Pledge of Allegiance/Invocation (Councilman Gilbert).
- III. Minute Approval.
- IV. Special Presentation.
- V. Ordinances – Final Reading:
 - a) 2014-004 E. 10th Street RSD, LLC/Jake Toner (Amend Condition). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to amend Condition No. 3 of Ordinance No. 11363 of previous Case No. 2002-132, being particularly described herein, subject to certain conditions. **(Recommended for approval by Planning)**
- VI. Ordinances – First Reading:
 - a) An ordinance amending Chattanooga City Code, Part II, Chapter 2, Article III, Division 16, Sections 2-271 through 2-289, entitled "Occupational Safety and Health Program", to establish an updated Occupational Safety and Health Program Plan, devise rules and regulations, and to provide for a safety director and the implementation of such program plan.
 - b) An ordinance adopting a Plan of Services and extending the corporate limits of the City of Chattanooga, Tennessee, by annexing certain territory contiguous to the present corporate limits of said City, owned by the Irrevocable Family Trust dated August 4, 2004, under Will of Frances C. Cannon and the Estate of Alvin F. Cannon, being more fully described herein. **(Planning/City Attorney's office) (PUBLIC HEARING) (District 3)**
 - c) 2013-156 Yuriy Liashevskiy (R-1 Residential Zone to RT-1 Residential Townhouse Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located in the 7700 block of Shallowford Road, more particularly described herein, from R-1 Residential Zone to RT-1 Residential Townhouse Zone, subject to certain conditions. **(Recommended for approval by Planning and Staff) (District 4)**

2013-156 Yuriy Liashevskiy (R-1 Residential Zone to RT-1 Residential Townhouse Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located in the 7700 block of Shallowford Road, more particularly described herein, from R-1 Residential Zone to RT-1 Residential Townhouse Zone. **(Applicant Version)**

- d) [2014-002 City of Chattanooga/Regional Planning Agency \(**Annexed "Area 4C"**\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties generally located in the 6400 block of Fairview Road and the 6700 block of Big Ridge Road, more particularly described herein, from Temporary R-1 Residential Zone to Zoning Plan for Permanent R-1 Residential Zone for Annexed "Area 4C" in Ordinance Nos. 12293 and 12597. \(**District 3**\) \(**Recommended for approval by Planning and Staff**\)](#)
- e) [2014-003 City of Chattanooga/Regional Planning Agency \(**Annexed Area "4A"**\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties generally located on thirty-nine \(39\) streets between the 6600 to 7000 blocks of Middle Valley Road and the 6500 to 7000 blocks of Hixson Pike, more particularly described herein, from Temporary R-1 Residential Zone, RT-1 Residential Townhouse Zone, R-2 Residential Zone, R-5 Residential Zone and C-2 Convenience Commercial Zone to Zoning Plan for Permanent Zones R-1 Residential Zone, RT-1 Residential Townhouse Zone, R-2 Residential Zone, R-5 Residential Zone and C-2 Convenience Commercial Zone for Annexed "Area 4A" in Ordinance Nos. 12292 and 12596. \(**District 3**\) \(**Recommended for approval by Planning and Staff**\)](#)
- f) [2014-006 Alan Haniszewski/RTB Holdings \(M-1 Manufacturing Zone to C-3 Central Business Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 1814 Madison Street, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone, subject to certain conditions. \(**District 7**\) \(**Recommended for approval by Planning and Staff**\)](#)
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- [2014-006 Alan Haniszewski/RTB Holdings \(M-1 Manufacturing Zone to C-3 Central Business Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 1814 Madison Street, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone. \(**Applicant Version**\)](#)
- g) [2014-007 Alan Haniszewski/ALC Holdings \(M-1 Manufacturing Zone to C-3 Central Business Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located in the 2000 block of Rossville Avenue, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone, subject to certain conditions. \(**District 7**\) \(**Recommended for approval by Planning and Staff**\)](#)

- 2014-007 Alan Haniszewski/ALC Holdings (M-1 Manufacturing Zone to C-3 Central Business Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located in the 2000 block of Rossville Avenue, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone. **(Applicant Version)**
- h) 2014-008 Scenic Land Company, LLC/Jack Lonas (R-1 Residential Zone to R-3 Residential Zone, R-4 Special Zone and C-2 Convenience Commercial Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located in the 6300 block of Highway 153 and the 100 block of Dodson Road, more particularly described herein, from R-1 Residential Zone to R-3 Residential Zone, R-4 Special Zone and C-2 Convenience Commercial Zone, subject to certain conditions. **(District 1) (Recommended for approval by Planning and recommended for denial by Staff)**
- i) 2014-009 Andrew Stone (M-1 Manufacturing Zone to UGC Urban General Commercial Zone). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 2701 South Broad Street, more particularly described herein, from M-1 Manufacturing Zone to UGC Urban General Commercial Zone. **(District 7) (Recommended for approval by Planning and Staff)**
- j) An ordinance to amend Chattanooga City Code, Part II, Chapter 2, Article XIII, by deleting Sections 2-750 through 2-774 in their entirety and substituting new sections in lieu thereof to the Code of Ethics ordinance for City of Chattanooga personnel. **(City Attorney's office)**
- VII. Resolutions:
- a) A resolution authorizing the Mayor to execute any and all documents for the City of Chattanooga to accept the amount of \$92,450.00 for consideration of the Temporary Construction Easement entered into with the State of Tennessee, Department of Transportation, as related to the Olgiati Bridge Project. **(District 7) (General Services)**
- b) **A resolution to award a contract to JDH Company, Inc. for the re-roofing of the Avondale Head Start Center, in the amount of \$64,120.00. (Youth and Family Development) (Added by permission of Chairman Hakeem)**

VIII. Departmental Reports:

- a) Police.
- b) Fire.
- c) Economic and Community Development.
- d) Youth and Family Development.
- e) Transportation.
- f) Public Works.
- g) Finance.

IX. Other Business.

X. Committee Reports.

XI. Agenda Session for Tuesday, February 18, 2014.

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

XIII. Adjournment.

AGENDA FOR TUESDAY, FEBRUARY 18, 2014

1. Call to Order.
2. Pledge of Allegiance/Invocation (Councilwoman Berz).
3. Minute Approval.
4. Special Presentation.
5. Ordinances - Final Reading:
 - a) An ordinance amending Chattanooga City Code, Part II, Chapter 2, Article III, Division 16, Sections 2-271 through 2-289, entitled "Occupational Safety and Health Program", to establish an updated Occupational Safety and Health Program Plan, devise rules and regulations, and to provide for a safety director and the implementation of such program plan.
 - b) An ordinance adopting a Plan of Services and extending the corporate limits of the City of Chattanooga, Tennessee, by annexing certain territory contiguous to the present corporate limits of said City, owned by the Irrevocable Family Trust dated August 4, 2004, under Will of Frances C. Cannon and the Estate of Alvin F. Cannon, being more fully described herein. **(Planning/City Attorney's office) (PUBLIC HEARING) (District 3)**
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 - d) 2014-002 City of Chattanooga/Regional Planning Agency **(Annexed "Area 4C")**. An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties generally located in the 6400 block of Fairview Road and the 6700 block of Big Ridge Road, more particularly described herein, from Temporary R-1 Residential Zone to Zoning Plan for Permanent R-1 Residential Zone for Annexed "Area 4C" in Ordinance Nos. 12293 and 12597. **(District 3) (Recommended for approval by Planning and Staff)**

- e) [2014-003 City of Chattanooga/Regional Planning Agency \(**Annexed Area "4A"**\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone properties generally located on thirty-nine \(39\) streets between the 6600 to 7000 blocks of Middle Valley Road and the 6500 to 7000 blocks of Hixson Pike, more particularly described herein, from Temporary R-1 Residential Zone, RT-1 Residential Townhouse Zone, R-2 Residential Zone, R-5 Residential Zone and C-2 Convenience Commercial Zone to Zoning Plan for Permanent Zones R-1 Residential Zone, RT-1 Residential Townhouse Zone, R-2 Residential Zone, R-5 Residential Zone and C-2 Convenience Commercial Zone for Annexed "Area 4A" in Ordinance Nos. 12292 and 12596. \(**District 3**\) \(**Recommended for approval by Planning and Staff**\)](#)
- f) [2014-006 Alan Haniszewski/RTB Holdings \(M-1 Manufacturing Zone to C-3 Central Business Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 1814 Madison Street, more particularly described herein, from M-1 Manufacturing Zone to C-3 Central Business Zone, subject to certain conditions. \(**District 7**\) \(**Recommended for approval by Planning and Staff**\)](#)
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- h) [2014-008 Scenic Land Company, LLC/Jack Lonas \(R-1 Residential Zone to R-3 Residential Zone, R-4 Special Zone and C-2 Convenience Commercial Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located in the 6300 block of Highway 153 and the 100 block of Dodson Road, more particularly described herein, from R-1 Residential Zone to R-3 Residential Zone, R-4 Special Zone and C-2 Convenience Commercial Zone, subject to certain conditions. **\(District 1\) \(Recommended for approval by Planning and recommended for denial by Staff\)**](#)
- i) [2014-009 Andrew Stone \(M-1 Manufacturing Zone to UGC Urban General Commercial Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 2701 South Broad Street, more particularly described herein, from M-1 Manufacturing Zone to UGC Urban General Commercial Zone. **\(District 7\) \(Recommended for approval by Planning and Staff\)**](#)
- j) [An ordinance to amend Chattanooga City Code, Part II, Chapter 2, Article XIII, by deleting Sections 2-750 through 2-774 in their entirety and substituting new sections in lieu thereof to the Code of Ethics ordinance for City of Chattanooga personnel. **\(City Attorney's office\)**](#)

6. Ordinances – First Reading:

- a) [An ordinance granting unto Publix Tennessee, LLC, c/o John W. Wilcox, III, a franchise to install retaining wall tiebacks for the area located within the 400 block of Hamilton Avenue, the 300 and 400 blocks of Woodland Avenue, and the unit block of East Kent Street bordering on the East side of, and part of the South side of Tax Map No. 135D-C-014, as shown on the photo and drawing attached hereto and made a part hereof referenced in MR-2013-160, subject to certain conditions. **\(Transportation\)**](#)
- b) [2013-153 The Broadway Group, LLC, John Haddock & Pamela Price \(R-4 Special Zone to C-2 Convenience Commercial Zone\). An ordinance to amend Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, so as to rezone property located at 7345 Lee Highway, more particularly described herein, from R-4 Special Zone to C-2 Convenience Commercial Zone, subject to certain conditions. **\(District 6\) \(Recommended for approval by Planning and Staff\) \(Deferred from 2/4/2014\)**](#)

7. Resolutions:

- a) A resolution authorizing the Director of General Services to execute a contract for one hundred (100) new lease-purchase golf carts and seventy-five (75) seasonal carts per course for the Brainerd and Brown Acres golf courses, for an estimated annual expenditure in the amount of \$125,000.00, for a contract term of five (5) years. **(General Services)**
- b) A resolution authorizing payment to Hamilton County for the 2014 GIS Aerial Imagery Update, in the amount of \$50,000.00. **(Public Works)**
- c) A resolution authorizing the Administrator for the Department of Public Works to enter into an agreement with Airsep Process and Control, LLC, for remote monitoring services for cryogenic oxygen generation system at Moccasin Bend Wastewater Treatment Plant, for an amount not to exceed \$75,000.00. **(Public Works)**
- d) A resolution authorizing Donny Garner to use temporarily the right-of-way located at 401 South Saint Marks Avenue for two parking spaces, as shown on the map and drawing attached hereto and made a part hereof by reference, subject to certain conditions. **(District 6) (Transportation)**
- e) A resolution to extend the expiration date related to Temporary Use Case Number 118789, John W. Wilcox, III, for an additional sixty (60) days, for a total time of one hundred eighty (180) days. **(Transportation)**

8. Departmental Reports:

- a) Police.
- b) Fire.
- c) Economic and Community Development.
- d) Youth and Family Development.
- e) Transportation.
- f) Public Works.
- g) Finance.

9. Other Business.

10. Committee Reports.

11. Agenda Session for Tuesday, February 25, 2014.

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

13. Adjournment.