

First Reading: _____
Second Reading: _____

ORDINANCE NO. _____

AN ORDINANCE DEANNEXING CERTAIN TRACTS OF
PROPERTY LOCATED AT 4440 WOODLAND DRIVE WHICH
IS CURRENTLY IN THE CITY OF CHATTANOOGA.

WHEREAS, on March 1, 1990, the Chattanooga City Council adopted Ordinance No. 9335 on third and final reading which annexed certain territory, including certain properties of Summit Landfill; and

WHEREAS, one resident residing at 4440 Woodland Drive after his home was destroyed by fire, has filed a petition with the Chattanooga City Council on December 31, 2014, requesting one parcel of land to be deannexed, 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 areas outside of Hamilton County and after considering the petition request, it is recommending deannexation to certain tracts adjacent to Summit Landfill (Tax Map No. 140-136), 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. 9335 shall

be contracted by this Ordinance to deannex the following territory set forth in the map which is attached hereto as Exhibit "B" and including the following specific tax parcel and owner referenced in the tax records of Hamilton County, Tennessee:

<u>Parcel #</u>	<u>Owner Name</u>
140-136	Donald L. Barbee, Jr.

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: _____

CHAIRPERSON

APPROVED: _____ DISAPPROVED: _____

MAYOR

PAN/mem

PETITION FOR DEANNEXATION

I, DONALD L. BARBEE, JR., sole owner of tracts of property in Hamilton County, Tennessee, more fully described as follows:

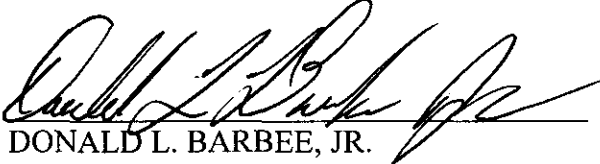
Tract One (1): BEING a part of the Northeast Quarter of Section Thirty (30), Township Four (4), Range Two (2), West of the Basis Line, Ocoee District, and being more particularly described as follows: BEGINNING at a point four hundred forty-one (441) feet North of the intersection of Woodland Drive and Middle Valley Road, and in the Eastern line of Middle Valley Road; thence Eastwardly at right angles to said road, and adjoining the property of Barbara Powell Knight and husband, Herman Knight, two hundred ten (210) feet to a point; thence Northwardly, parallel with Middle Valley Road, one hundred five (105) feet to a stake; thence at right angles Westwardly two hundred ten (210) feet to the Eastern line of Middle Valley Road; thence Southwardly along the Eastern line of Middle Valley Road one hundred five (105) feet to the point of beginning.

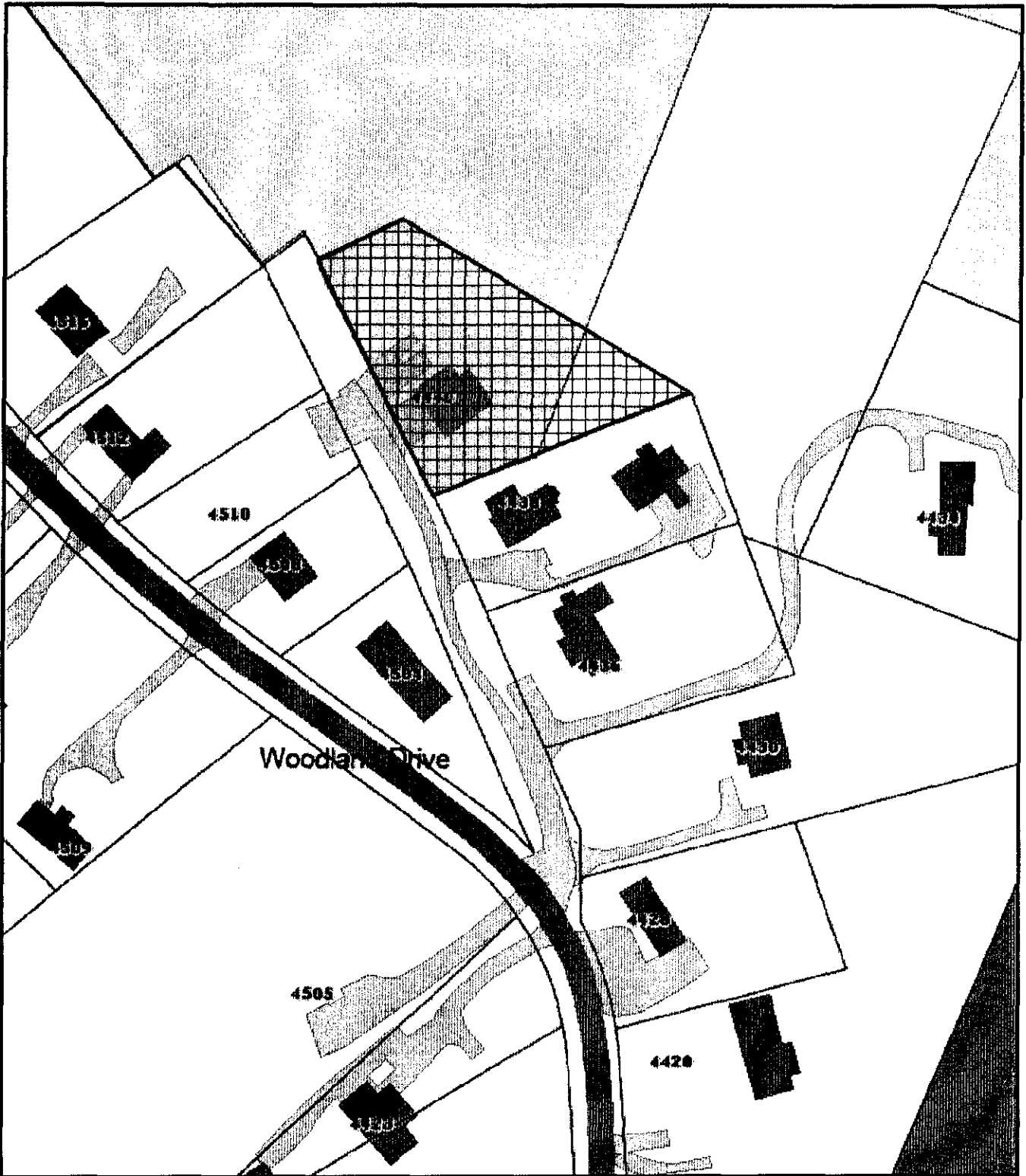
TRACT TWO (2): BEING a part of Northeast One Fourth (1/4), Section Thirty (30), Township Four (4), Range Two (2), West of the Basis Line, Ocoee District, more particularly described as follows: BEGINNING at a point four hundred forty-one (441) feet North of the intersection of Woodland Drive and Middle Valley Road, in the Southeast line of Middle Valley Road; thence Eastwardly along the Southern line of land conveyed to Ruby M. Maddron by deed recorded in Book 1568, Page 117, in the Register's Office of Hamilton County, Tennessee, two hundred ten (210) feet to a point; thence Southwardly parallel with Middle Valley Road, one hundred five (105) feet to a point; thence at right angles Westwardly, two hundred ten (210) feet to the East line of Middle Valley Road; thence Northwardly along the said line, one hundred five (105) feet to the point of beginning. This is the South one-half (1/2) of the land described in Book 1482, Page 209, in the Register's Office of Hamilton County, Tennessee.



Which tracts are adjacent to the current City limits which is located at 4440 Woodland Drive, Ooltewah, Tennessee, Tax Map 140, Parcel 136, more particularly described as Tracts One and Two in Deed Book 6585, Page 958, as recorded in the Hamilton County Register of Deeds Office, do hereby petition said City to be de-annexed thereto by Ordinance, pursuant to the provisions of Tennessee Code Annotated § 6-51-102.

This the 31st day of December, 2014.


DONALD L. BARBEE, JR.



4440 Woodland Drive

Printed: Dec 19, 2014

Tax Map 140-036

Disclaimer: This map is to be used for reference only, and no other use or reliance on the same is authorized. Parcel lines are shown for reference only and are not intended for conveyances, nor is it intended to substitute for a legal survey or property abstract.

EXHIBIT

B