

AGENDA SESSION MINUTES

CHATTANOOGA CITY COUNCIL

June 14, 2016

In Attendance

Council Chairman Moses Freeman called the meeting to order at 3:00 p.m. in the Council Assembly Room. A quorum was present, including Vice Chair Jerry Mitchell and Councilpersons Chris Anderson, Carol Berz, Russell Gilbert, Larry Grohn, Yusuf Hakeem, Chip Henderson and Jerry Mitchell. Also present was Valerie Maleug, Assistant City Attorney, and Nicole Gwyn, CMC, Clerk. Councilman Ken Smith was not present.

Others in Attendance

Mayor's Office: Maura Sullivan, Chief Operating Officer; Fire Department: Chris Adams, Fire Chief; City Attorney's Office: Phil Noblett, Deputy City Attorney.

Approval of Minutes

On motion of Councilwoman Berz and seconded by Councilman Anderson, the minutes of the last meeting (June 7, 2016) were approved as published.

Ordinances (First Reading) - Agenda Item 6A

Ms. Sullivan explained the funds transfer from I.T.'s Data Center line item to fix the HVAC at the Tivoli. Upon no questions or comments, the issue was closed.

Ordinances (First Reading) - Agenda Item 6B

Councilman Henderson informed the Council that the Attorney for the Applicant is planning to ask for a withdrawal at tonight's meeting. He also noted that Opposition will be at the meeting. Councilman Mitchell asked Attorney Maleug about the withdrawal process. Attorney Maleug also confirmed for Councilman Henderson the withdrawal request is not automatic and that Opposition could be heard tonight. Upon no further questions or comments, the issue was closed.

Ordinances (First Reading) - Agenda Item 6C

Councilman Grohn informed the Council that he will add two (2) more conditions to this property based upon a survey he did with the City Arborist. He also noted that Opposition will be present for the hearing tonight. Upon further comments, the issue was closed.

Ordinances (First Reading) - Agenda Item 6D

Councilman Gilbert informed the Council that he will encourage against this rezoning due to the fact that brake burning will take place on the property. Upon no questions or other comments, the issue was closed.

Resolutions – Agenda Item 7A

In response to a question from Councilman Henderson, Chief Adams described how the his the Hydra RAM equipment will help with f hydraulic moving of doors that must be forced open in emergency situations. Upon no further questions, the issue was closed.

Resolutions – Agenda Item 7B

Ms. Sullivan confirmed that this resolution is needed to correct parcel numbers in a previously-adopted resolution. Upon no further questions, this issue was closed.

Meeting Recess

The meeting was momentarily recessed at 3:16 p.m. so that Council staff could print the latest version of the agenda, which has just been published. The Council began reviewing items 6F and 6G until the new agendas arrived. The meeting reconvened at 3:21 p.m.

Ordinances (First Reading) - Agenda Item 6F

Attorney Noblett discussed the amendments proposed by the Council that had been written into alternate versions of the ordinance.

- f. An ordinance to amend Chattanooga City Code, Part II, Chapter 38, to add a new Article XVI, Downtown Form-Based Code; provide for sunseting of Article V, Division 18, C-7 North Shore Commercial/Mixed Use Zone and all provisions referencing such zone within Chapter 38 after six (6) months; and to add new Sections 38-530 and 38-568(24). **(Ordinance A2) (Recommended for approval by RPA and City Attorney's office)**

An ordinance to amend Chattanooga City Code, Part II, Chapter 38, to add a new Article XVI, Downtown Form-Based Code; provide for sunseting of Article V, Division 18, C-7 North Shore Commercial/Mixed Use Zone and all provisions referencing such zone within Chapter 38 after six (6) months; and to add new Sections 38-530 and 38-568(24). **(Ordinance A3) (Recommended for approval by Councilman Jerry Mitchell)**

An ordinance to amend Chattanooga City Code, Part II, Chapter 38, to add a new Article XVI, Downtown Form-Based Code; provide for sunseting of Article V, Division 18, C-7 North Shore Commercial/Mixed Use Zone and all provisions referencing such zone within Chapter 38 after six (6) months; and to add new Sections 38-530 and 38-568(24). **(Ordinance A4) (Recommended for approval by Councilman Chip Henderson)**

An ordinance to amend Chattanooga City Code, Part II, Chapter 38, to add a new Article XVI, Downtown Form-Based Code; provide for sunseting of Article V, Division 18, C-7 North Shore Commercial/Mixed Use Zone and all provisions referencing such zone within Chapter 38 after six (6) months; and to add new Sections 38-530 and 38-568(24). **(Ordinance A5) (Recommended for approval by Councilman Chip Henderson)**

Upon no further questions or comments, the issue was closed.

Ordinances (First Reading) - Agenda Item 6G

Attorney Noblett discussed the amendments proposed by the Council that been written into alternate versions of this ordinance.

- g. An ordinance to amend the Chattanooga City Code, Part II, Chapter 38 Zoning, known as the Zoning Ordinance, so as to rezone specific properties within the Downtown Chattanooga Form-Based Code Area Boundary, more particularly described herein and in the Downtown Zoning Study attached hereto and made a part hereof by reference from M-1 Manufacturing Zone, C-3 Central Business Zone, C-7 North Shore Commercial/Mixed Use Zone, R-3 Residential Zone, C-2 Convenience Commercial Zone, R-4 Special Zone, R-1 Residential Zone, R-T/Z Residential Townhouse/Zero Lot Line Zone, RT-1 Residential Townhouse Zone, UGC Urban General Commercial Zone, O-1 Office Zone, and M-2 Light Industrial Zone to the following zones within the Downtown Chattanooga Form-Based Code: D-RM Residential Multi-Unit Zone, D-CX Commercial Mixed Use Zone, D-SH Shopfront Mixed Use Zone, D-CIV Civic Zone, D-PK Parks and Open Space Zone, R-RF Riverfront Zone, R-RV River View Zone, R-CIV Civic Zone, R-PK Parks and Open Space Zone, U-RD Residential Detached Zone, U-RA Residential Attached Zone, U-RM Residential Multi-Unit Zone, U-CX Commercial Mixed Use Zone, U-SH Shopfront Mixed Use Zone, U-IX Industrial Mixed Use Zone, U-CC Commercial Corridor, U-IN Industrial Zone, U-CIV Civic Zone, U-PK Parks and Open Space Zone, E-RD Residential Detached Zone, E-RA Residential Attached Zone, E-RM Residential Multi-Unit Zone, E-CX Commercial Mixed Use, E-SH Shopfront Mixed Use Zone, E-IX Industrial Mixed Use Zone, E-IN Industrial Zone, E-CIV Civic Zone, and E-PK Parks and Open Space Zone. **(Ordinance B)**

An ordinance to amend the Chattanooga City Code, Part II, Chapter 38 Zoning, known as the Zoning Ordinance, so as to rezone specific properties within the Downtown Chattanooga Form-Based Code Area Boundary, more particularly described herein and in the Downtown Zoning Study attached hereto and made a part hereof by reference from M-1 Manufacturing Zone, C-3 Central Business Zone, C-7 North Shore Commercial/Mixed Use Zone, R-3 Residential Zone, C-2 Convenience Commercial Zone, R-4 Special Zone, R-1 Residential Zone, R-T/Z Residential Townhouse/Zero Lot Line Zone, RT-1 Residential Townhouse Zone, UGC Urban General Commercial Zone, O-1 Office Zone, and M-2 Light Industrial Zone to the following zones within the Downtown Chattanooga Form-Based Code: D-RM Residential Multi-Unit Zone, D-CX Commercial Mixed Use Zone, D-SH Shopfront Mixed Use Zone, D-CIV Civic Zone, D-PK Parks and Open Space Zone, R-RF Riverfront Zone, R-RV River View Zone, R-CIV Civic Zone, R-PK Parks and Open Space Zone, U-RD Residential Detached Zone, U-RA Residential Attached Zone, U-RM Residential Multi-Unit Zone, U-CX Commercial Mixed Use Zone, U-SH Shopfront Mixed Use Zone, U-IX Industrial Mixed Use Zone, U-CC Commercial Corridor, U-IN Industrial Zone, U-CIV Civic Zone, U-PK Parks and Open Space Zone, E-RD Residential Detached Zone, E-RA Residential Attached Zone, E-RM Residential Multi-Unit Zone, E-CX Commercial Mixed Use, E-SH Shopfront Mixed Use Zone, E-IX Industrial Mixed Use Zone, E-IN Industrial Zone, E-CIV Civic Zone, and E-PK Parks and Open Space Zone. **(Ordinance B(1) (Recommended for approval by Councilman Moses Freeman)**

Councilman Mitchell indicated that he would amend Ordinance B, to *add ESH-4 maximum and 42-ft. height* for property located at 500 Frazier Avenue. He also indicated that he wanted to change "Item C" to ERD-2. Councilman Anderson noted that he would amend this ordinance

regarding the 100 block of Cherry St. Attorney Noblett noted the Council will need to make two decisions tonight: approve the text of Form-Based Code and approve the maps for Form-Based Code. Upon no further questions or comments, the issue was closed.

Adjournment

There being no further business, Chairman Freeman adjourned the meeting at 3:36 p.m.