

First Reading: August 11, 2015
Second Reading: August 18, 2015

ORDINANCE NO. 12980

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, ARTICLE V, DIVISION 20, M-2 LIGHT INDUSTRIAL ZONE AND ARTICLE VI, HEIGHT AND AREA EXCEPTIONS AND OTHER SPECIAL EXCEPTIONS.

WHEREAS, the original ordinance resolution adopting the special permit for Ethanol Transfer Facilities noted that “the Chattanooga Zoning Enforcement Office determined that tank farms for petroleum and related products is more similar to those uses permitted in the M-1 Manufacturing Zone”, and that “the Chattanooga City Council in their Legal and Legislative Committee agenda session on August 23, 2011, directed Chattanooga-Hamilton County Regional Planning Agency staff to draft an ordinance establishing a Special Exceptions Permit for an ethanol transfer facility in the M-2 Light Industrial Zone”; and

WHEREAS, the Regional Planning Agency staff has been requested by a representative of the City Council to amend the zoning ordinance to remove the special permit for Ethanol Transfer Facilities in an M-2 Light Industrial Zone; and

WHEREAS, Ethanol Transfer Facilities will still be allowed in M-1 zones to provide a zone for this use as originally recommended by the Chattanooga Zoning Enforcement Office.

SECTION 1. BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, that Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Article V, Division 20, M-2 Light Industrial Zone, Use Regulations, Section 38-321, (2), (v), be deleted in its entirety and substitute in lieu thereof the following:

(v) Any similar use comparable in character, type or effect on the surrounding area to the above uses.

SECTION 2. BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, that Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Article V, Division 20, M-2 Light Industrial Zone, Uses Permitted as Special Exceptions by the City Council, be deleted in its entirety.

SECTION 3. BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, that Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Article VI, Division 2, Section 38-528, Special Exception Permit for Ethanol Transfer Facility, be deleted in its entirety.

SECTION 4. BE IT FURTHER ORDAINED, That this Ordinance shall take effect two (2) weeks upon passage of second reading.

Passed on second and final reading: August 18, 2015



CHAIRPERSON

APPROVED: DISAPPROVED:



MAYOR

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