

First Reading: August 14, 2018
Second Reading: August 21, 2018

ORDINANCE NO. 13361

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE,
PART II, CHAPTER 38, ZONING ORDINANCE, ARTICLE II;
ARTICLE V, SECTIONS 38-183, 38-203, AND 38-263
RELATING TO HOME OCCUPATION AND CATERING
SERVICE.

WHEREAS, Chapter 38 Zoning Regulations currently do not include a definition or provide as a permitted land use catering services; and

WHEREAS, Chapter 38 Zoning Regulations include definitions for home occupations and professional offices; however, it is not clear from this definition if a catering service is considered to be a home occupation or a professional office use; and

WHEREAS, the Chattanooga Board of Zoning Appeals was asked to determine if a catering service is similar in character, type and effect to a professional office use such as: medical and dental offices, attorney offices, engineering, architectural offices, and accountant office; and

WHEREAS, the Chattanooga Board of Zoning Appeals requested through the Chattanooga City Council that the Chattanooga-Hamilton County Regional Planning Agency explore options of amending the zoning regulations to provide a definition of a catering service and which zones would permit catering services.

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 II, Definitions, be amended by adding the following:

Catering Service: A business establishment in which the principal use is the preparation of food and meals on the premises, and where such food and meals are delivered to an off-premise location for consumption.

SECTION 2. BE IT FURTHER ORDAINED, That Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Article II, Definitions, be amended by adding to the definition of Home Occupation the following:

(8) The following activities and land uses shall not be permitted as a home occupation:

(a) Catering Service.

SECTION 3. BE IT FURTHER ORDAINED, That Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Article II, Definitions, be amended by deleting in its entirety Professional Office and replacing with the following:

Professional Office: Professional offices shall include the following uses: medical and dental offices, attorney offices, engineering, architectural and planning offices, accountant offices, and any office use which in the judgement of the Board of Zoning Appeals is similar in character, type and effect to the above uses. Catering Services shall not be considered a professional office.

SECTION 4. BE IT FURTHER ORDAINED, That Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Article V. Zone Regulations, Division 13. C-2 Convenience Commercial Zone, Section 38-183. Principal uses permitted be amended by adding the following:

(18) Catering Service.

SECTION 5. BE IT FURTHER ORDAINED, That Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Article V. Zone Regulations, Division 14. UGC Urban General Commercial Zone, Section 38-203. Principal uses permitted be amended by adding the following:

- (19) Catering Service.

SECTION 6. BE IT FURTHER ORDAINED, That Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Article V. Zone Regulations, Division 17. C-5 Neighborhood Commercial Zone, Section 38-263. Principal uses permitted be amended by adding the following:

- (5) Catering Service.

SECTION 7. BE IT FURTHER ORDAINED, That this Ordinance shall take effect two (2) weeks from and after its passage.

Passed on second and final reading: August 21, 2018



CHAIRPERSON

APPROVED: DISAPPROVED:



MAYOR

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