

First Reading: December 11, 2018
Second Reading: December 18, 2018

ORDINANCE NO. 13407

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 38, ZONING ORDINANCE, ARTICLE II, DEFINITIONS BY ADDING A DEFINITION FOR FRATERNAL, PROFESSIONAL, OR HOBBY CLUBS, AND TO AMEND ARTICLE VIII, BOARD OF ZONING APPEALS FOR VARIANCES AND SPECIAL PERMITS, SECTION 38-568, POWERS, ETC. BOARD, HEARINGS BY ADDING SITE PLAN REQUIREMENTS FOR FRATERNAL, PROFESSIONAL, OR HOBBY CLUBS.

WHEREAS, the R-4 Special Zone permits Fraternal, Professional, or Hobby Clubs as a use permitted by the Chattanooga Board of Zoning Appeals; and

WHEREAS, the Chattanooga Zoning Regulations do not include a definition as to what constitutes a Fraternal, Professional, or Hobby Club; and

WHEREAS, without a clear definition in the Chattanooga Zoning Regulations for Fraternal, Professional, or Hobby Club places the Chattanooga Codes Enforcement Office and the Chattanooga Board of Zoning Appeals in situations of interpreting if a proposed use would be classified as a Fraternal, Professional, or Hobby Club; and,

WHEREAS, the intent of this amendment is to provide the Chattanooga Codes Enforcement and Board of Zoning Appeals with a clear definition of what would constitute a Fraternal, Professional, or Hobby Club.

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, Section 38-2, shall be amended by adding the following:

Sec. 38-2 – Definitions.

FRATERNAL, PROFESSIONAL OR HOBBY CLUB: Buildings and facilities, owned or operated by a corporation, association, person, or persons for a social, educational, or recreational purpose operated as not-for-profit or does not render a service which is customarily carried on as a business for persons/members paying annual dues in which the premises is restricted to such members and their guests.

The following uses are not a Fraternal, Professional, or Hobby Club:

- (a) Late Night Entertainment/Event Facility
- (b) Nightclub
- (c) Professional Office/Office
- (d) Catering Service
- (e) Restaurants

SECTION 2. BE IT FURTHER ORDAINED, That Chattanooga City Code, Part II, Chapter 38, Zoning Ordinance, Article VIII, Board of Appeals for Variances and Special Permits, Section 38-568, Powers, etc., board; hearings by deleting (3) for fraternal, professional, or hobby clubs in the R-4 Special Zone in its entirety and in Article XVI, Form-Based Code zones, where allowed with Special Permits and replace with the following:

Sec. 38-568 – Powers, etc., board; hearings.

(3) for fraternal, professional, or hobby clubs in the R-4 Special Zone and in Article XVI, Form-Based Code zones, where allowed with a Special Permit applications to the Board of Zoning Appeals for a Special Permit for these uses shall be accompanied by a site plan showing the following information:

- (a) A site plan drawn to scale and no less than 1" = 100';
- (b) Size and location of existing and proposed buildings;
- (c) Show the location, and label as such all existing and proposed outdoor structures/buildings, such as swimming pools, playgrounds, picnic areas, etc.;

- (d) Show existing and proposed parking areas and number of existing or proposed parking spaces;
- (e) Show and label existing and/or proposed ingress/egress points;
- (f) Show and label existing and/or proposed landscaping and landscape buffers;
- (g) Label adjacent land uses;
- (h) State the hours of the use of the building; and
- (i) State the expected total membership.

SECTION 3. BE IT FURTHER ORDAINED, That this Ordinance shall take effect two (2) weeks from and after its passage.

Passed on second and final reading: December 18, 2018



CHAIRPERSON

APPROVED: DISAPPROVED:



MAYOR

/mem