

1ST READING 4-13-04  
2ND READING 4-26  
3RD READING 4-20-04  
INDEX NO. \_\_\_\_\_

2004-026  
George B. Harless, Jr.

ORDINANCE NO. 11546

AN ORDINANCE TO AMEND ORDINANCE NO. 6958, AS AMENDED, KNOWN AS THE ZONING ORDINANCE, SO AS TO AMEND CERTAIN CONDITIONS IMPOSED IN ORDINANCE NO. 11224 ON PROPERTY LOCATED IN THE 1900 BLOCK OF KELLY STREET AND THE 2200 BLOCK OF EAST 21<sup>ST</sup> STREET, BEING MORE PARTICULARLY DESCRIBED HEREIN, SUBJECT TO CERTAIN CONDITIONS.

SECTION 1. BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That Ordinance No. 6958, as amended, known as the Zoning Ordinance, be and the same hereby is amended so as to amend certain conditions imposed by Ordinance No. 11224 on the following tracts of land:

Tracts of land located in the 1900 block of Kelly Street, and the 2200 block of East 21<sup>st</sup> Street. Lots 1 thru 10 and 17 thru 20 G.P. Close Addition to Ridgedale, Plat Book 6, Page 11, ROHC, Lots 38 and 39, Sutton and Anderson Subdivision, Plat Book 5, Page 51, ROHC, being the properties described as Tracts 3, 19 and 21 and part of Tracts 17, 18, and 20 in Deed Book 4134, Page 924, ROHC. Tax Map 156G-F-023, 027 (part), and 049.

SECTION 2. BE IT FURTHER ORDAINED, That this rezoning shall be subject to the following conditions:

1. Condition No. 2 be amended by adding the language "or apartments only"

so as to read as follows:

"Approval of Lots 1 through 10 and 17 through 20 along Baskette Street between Ease 19<sup>th</sup> Street and 21<sup>st</sup> Street subject to Lots 1 and 20 remaining wooded with existing foliage; type "B" screening in accordance with the City Landscape Ordinance along the

residentially zoned property on the east and west boundary line;  
and subject to a flea market or apartments only; and"

~~2.~~ All remaining conditions of Ordinance No. 11224 shall remain in full  
force and effect.

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

PASSED on Third and Final Reading

April 20, 2004.

W. Robert Benson Sr.  
CHAIRPERSON

APPROVED:   X   DISAPPROVED:       

DATE: 4-22, 2004

[Signature]  
MAYOR

Reviewed By: [Signature]  
David Etchenhal

AKS/pm



CHATTANOOGA

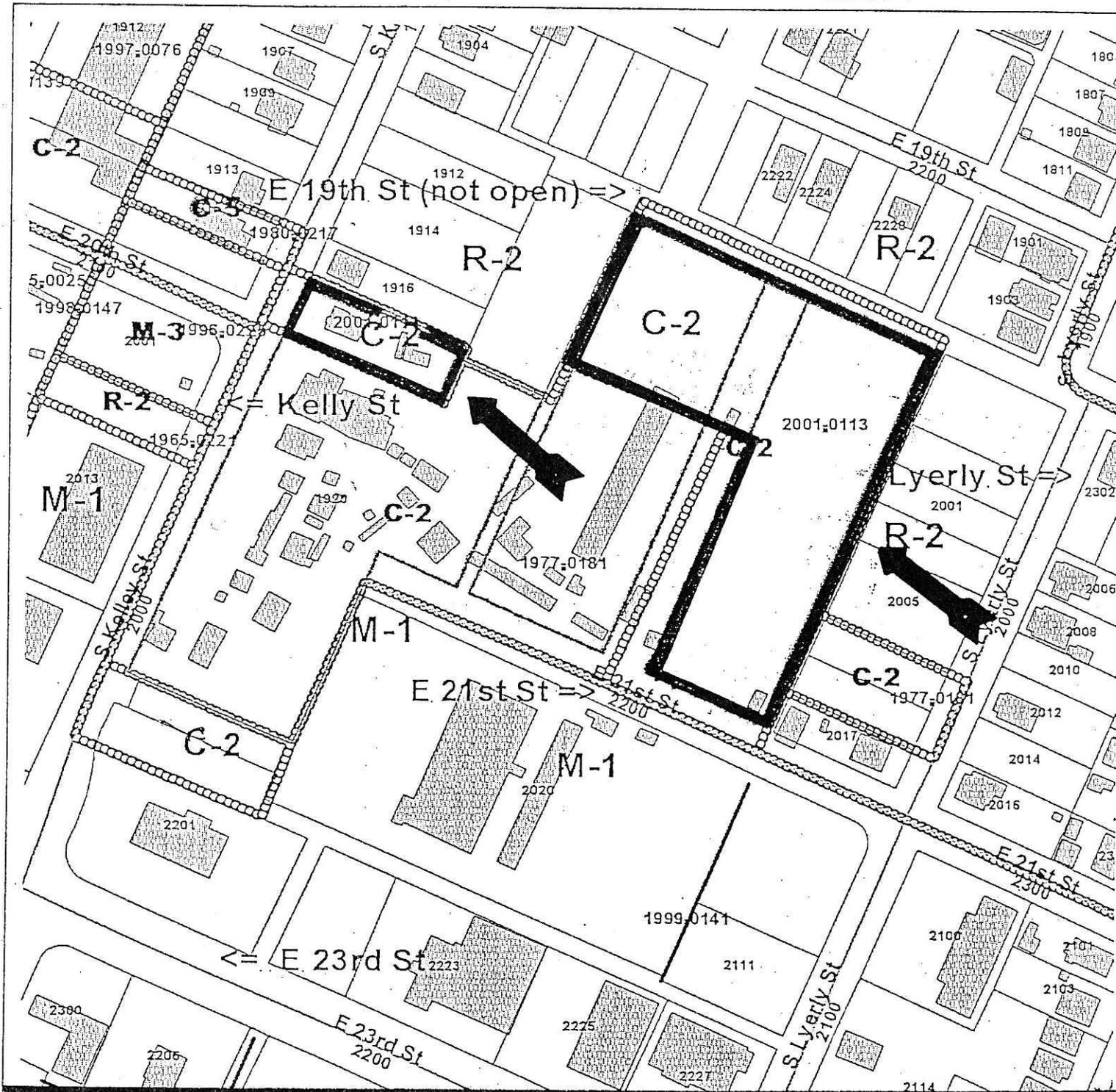
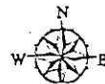
CASE NO: 2004-0026

PC MEETING DATE: February 9, 2004 March 8, 2004

AMEND ORD. 11224 CONDITION #2 FLEA MARKET ONLY

TO ALLOW APARTMENT DEVELOPMENT

1 in. = 150.0 feet



PLANNING COMMISSION RECOMMENDATION FOR CASE NO. 2004-026: Approve, subject to a flea market or apartments only.