

**A RESOLUTION TO AMEND THE CHATTANOOGA CITY CODE, 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 (12550, October 11, 2011) 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”

WHEREAS, the Regional Planning Agency Staff have 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,

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,

NOW THEREFORE, BE IT RESOLVED, that the Chattanooga-Hamilton County Regional Planning Commission on June 8, 2015, does hereby recommend to the Chattanooga City Council that the Chattanooga Zoning Ordinance be amended as follows:

Delete Sec. 38-321 M-2 Light Industrial Zone, Use Regulations, (2), (v) 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.

Delete in its entirety, Sec. 38-324 M-2 Light Industrial Zone Uses Permitted as Special Exceptions by the City Council

Delete in its entirety, Sec. 38-528 Special Exception Permit for Ethanol Transfer Facility

Respectfully submitted,

John Bridger, Secretary

Date of Adoption: **July 8, 2013**

JB:GH:PD:sh

PUDResJuly82013