

**A RESOLUTION TO AMEND THE HAMILTON COUNTY ZONING REGULATIONS,  
ARTICLE VI, EXCEPTIONS, SECTION 400 SPECIAL PERMITS BY  
HAMILTON COUNTY COMMISSION,  
SUBSECTION 401.7, APPLICATION PROCEDURE FOR PLANNED UNIT DEVELOPMENT  
BY DELETING ITEM "F(1)" THAT REFERENCES A SIXTY (60) MONTH  
EXPIRATION PERIOD AND CORRECT MINOR WORDING WITHIN REMAINING ITEMS  
B(2), E(1) AND F(3)**

**WHEREAS**, development projects have certain "vested rights" under state law that did not exist at the time the 5-year (sixty month) expiration rule was added to the PUD requirements; and

**WHEREAS**, the "major change" section of the PUD requirements are very specific and are a better tool than an expiration date to regulate change over time; and

**WHEREAS**, PUD Plans must follow existing platting and/or permitting process and timelines; and

**WHEREAS**, the current sixty (60) month expiration requirement is proving to create administrative conflicts and confusion.

**NOW THEREFORE, BE IT RESOLVED**, that the Chattanooga-Hamilton County Regional Planning Commission on February 8, 2016 does hereby recommend to the Hamilton County Commission that the Hamilton County Zoning Regulations be amended as follows:

**Subsection 401.7 Application Procedure for Planned Unit Development:**

**Item "B(2)" :**

**Change** the minimum scale from one inch equals one hundred feet (1"=100') to one inch equals two hundred feet (1"=200').

**Item "F(1)" :**

**DELETE** in its entirety and renumber the remaining sub-items in numeric order.

**Item "E(1)" :**

**Remove** the word "active" from the last sentence.

**Item "F(3)":**

**Remove** the words "expires or" from the first sentence.

Respectfully submitted,

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John Bridger, Secretary

Date of Adoption: February 8, 2016

JB:GH:PD:sh