

BILL LUSK
Mayor

PHILLIP A. NOBLETT
Town Attorney

HONNA K. ROGERS
Town Manager



SUSAN ROBERTSON
Vice Mayor

PAUL M. HENDRICKS
Councilmember

HERSHEL DICK
Councilmember

ANNETTE ALLEN
Councilmember

Town of Signal Mountain

1111 RIDGEWAY AVENUE
SIGNAL MOUNTAIN, TENNESSEE 37377
423-886-2177

REGULAR MONTHLY MEETING OF SIGNAL MOUNTAIN TOWN COUNCIL, MONDAY, February 8, 2010 TOWN HALL, 6:30 P.M.

AGENDA

1. Pledge
2. Prayer
3. Roll Call
4. Approval of minutes:
 - a. Regular Meeting January 11, 2010
 - b. Agenda Meeting January 29, 2010
5. Honorary Resolutions
 - a. Commending the Thrasher Elementary Environmental Club
 - b. Commending Kids in the Kitchen
6. Citizens Opportunity to Address Council (Three minute time limit)
7. Resolutions
 - a. Recognizing Earth Hour
 - b. Appointments to the Library Board (Beaty, Morel)
8. Ordinances
 - a. Rezoning of 315 Ault Road (2nd Reading)
9. Discussions
 - a. Other items of business
10. Other Business
11. Adjourn

RESOLUTION NO. _____

A RESOLUTION RECOGNIZING AND COMMENDING THE
THRASHER ENVIRONMENTAL CLUB ON ITS TENTH ANNIVERSARY

WHEREAS, the Thrasher Environmental Club was formed in 1999 by community-minded Thrasher parents Corinne Giagnorio and Debbie Fassino to educate students in grades 3-5 about how to protect the natural environment ; and,

WHEREAS, Corinne Giagnorio, Debbie Fassino, Rhea Thurman, Eva Conwell, Annette Allen, Nancy Caldwell, Teresa Garland, Tony Pyron, Cathy Pyron, Peggy Hunnewell and Alaine Gray have served as leaders and co-leaders through the years and recycling coordinators; and,

WHEREAS, the enthusiastic support of principals Jean Trohanis and Aimee Randolph and teachers Ruth Van Horn, Ann Cushing, Judy Niedbala, Cindy Ezell, Brandi Buntain, Beau Jennings and custodians Allen and Belinda Reed have made it possible for the Thrasher Environmental Club to develop and thrive; and,

WHEREAS, in the past years over three hundred children have come together to make a difference by leading school recycling efforts; leading school programs during Earth Week; participating in community environmental events and learning how to have fun while taking care of the earth.

NOW, THEREFORE, BE IT RESOLVED THAT THE TOWN COUNCIL OF SIGNAL MOUNTAIN, TENNESSEE recognizes and commends the Thrasher Environmental Club on its tenth anniversary and encourages all citizens to do the same.

MAYOR

RECORDER

DATE

DATE

RESOLUTION NO. _____

A RESOLUTION RECOGNIZING, COMMENDING,
AND SUPPORTING "KIDS IN THE KITCHEN"

WHEREAS, "Kids in the Kitchen", a health and fitness event, is sponsored by the Junior League of Chattanooga working in collaboration with the Hamilton County Health Department, Coordinated School Health, the University of Tennessee at Chattanooga, Thrasher Elementary School, local dieticians, chefs, and restaurants; and,

WHEREAS, "Kids in the Kitchen" will be held on Saturday, March 13, 2010 from 10am to 2pm at Thrasher Elementary School; and,

WHEREAS, "Kids in the Kitchen" is a free community event that targets parents and children in grades K-5 to promote healthy lifestyles through interactive learning about cooking, nutrition, and exercise through chef demonstrations, games, healthy snack ideas, and physical activities; and,

WHEREAS, "Kids in the Kitchen" along with Signal Mountain businesses and organizations Sweet Gypsy, Southern Star, Nino's Pasteria, the Tree House, the Cohutta Bank, the School of Physical Education, the Athletic Club, the Mountain Education Fund, and the Town of Signal Mountain will provide giveaways and prizes;

NOW, THEREFORE, BE IT RESOLVED that the Town Council of Signal Mountain, Tennessee recognizes commends and supports "Kids in the Kitchen" and encourages all families with children under 12 to attend.

MAYOR

RECORDER

DATE

DATE

RESOLUTION NO. _____

A RESOLUTION RECOGNIZING AND ENCOURAGING THE CITIZENS OF THE TOWN TO CELEBRATE MARCH 27, 2010, FROM 8:30 PM TO 9:30 PM AS EARTH HOUR WITHIN THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE.

WHEREAS, March 27, 2010, from 8:30 pm until 9:30 pm has been designated as Earth Hour by the World Wildlife Foundation; and,

WHEREAS, Earth Hour is a global event in which many cities participate which has been created to symbolize that each one of us, working together, can make a positive impact on climate change; and, the Town of Signal Mountain agrees to recognize Earth Hour by turning off lights at all Town facilities, other than essential emergency services, during this hour; and,

WHEREAS, all citizens are encouraged to participate in Earth Hour celebrations by turning off nonessential lights and electrical items in their homes during this hour and all commercial, recreational and educational facilities within the Town are encouraged to participate in making a difference by turning off their lights and other nonessential electrical items during this hour.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council Members of the Town of Signal Mountain, Tennessee, hereby recognizes Saturday, March 27, 2010, from 8:30 pm until 9:30 pm as Earth Hour within the Town and all citizens are encouraged to participate in this celebration.

MAYOR

RECORDER

DATE

DATE

RESOLUTION NO. _____

A RESOLUTION APPOINTING DICK MOREL AND JUDY BEATY
AS MEMBERS OF THE TOWN OF SIGNAL MOUNTAIN'S
LIBRARY BOARD.

BE IT RESOLVED by the Town Council of the Town of Signal Mountain,
Tennessee, that the Town Council appoints Dick Morel, 6 Hidden Brook Lane, Signal
Mountain, Tennessee, and Judy Beaty, 901 Arden Way, Signal Mountain, Tennessee, for
three (3) year terms each expiring on December 31, 2012 to the Signal Mountain Library
Board.

MAYOR

RECORDER

DATE

DATE

ORDINANCE NO. _____

AN ORDINANCE REZONING THE PROPERTY LOCATED AT 315 AULT ROAD, MAP 108B-A-031, WHICH WAS FORMERLY OCCUPIED BY SIGNAL MOUNTAIN MIDDLE SCHOOL FROM LOW DENSITY RESIDENTIAL DISTRICT TO COMMUNITY COMMERCIAL DISTRICT (CCD) AND WAREHOUSING AND WHOLESALING DISTRICT (WWD), SUBJECT TO CERTAIN CONDITIONS.

WHEREAS, the Town of Signal Mountain Planning Commission held a public hearing on June 4, 2009, on the application of Tom Poteet, Jr. to rezone the property located at 315 Ault Road at Map 108B-A-031 from Low Density Residential District to Community Commercial District and Warehousing and Wholesaling District; and

WHEREAS, a staff recommendation was provided recommending this rezoning request, subject to certain conditions, and found this rezoning request to be consistent with the Land Use Plan;

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE, THAT:

SECTION 1. The property located at 315 Ault Road at Map 108B-A-031, which was formerly occupied by Signal Mountain Middle School is hereby rezoned from Low Density Residential District to Community Commercial District (CCD) and Warehousing and Wholesaling District (WWD), subject to the following conditions:

1. A 50' natural landscape buffer shall remain along the perimeter of the property (not including along Ault Road). If the buffer is disturbed either through natural means (such as storms or infestation) or through human activity (such as utility repair), the buffer shall be replanted with appropriate trees and shrubbery to meet the intent of this condition. If substantial removal of greenery within the 50' buffer is removed by utility providers who have utilities within that easement, the property owner shall supplement screening (to the interior of the site) outside the 50' buffer either through plantings or a sight-obscuring fence as determined by the Town Manager.

2. Dumpster will be maintained at its existing location to the rear of the former school structure. Dumpster shall not be serviced between 8:00 p.m. and 8:00 a.m.
3. No outdoor amplification of noise between 8:00 p.m. and 8:00 a.m. without a special permit issued by the Town Manager.
4. Any new lights installed outside shall be downward directional lights that will not shine toward adjacent property owners.
5. All special events, including those proposed as sports camps, receptions, and birthday parties, proposed to include greater than 100 participants shall receive approval of the Town Manager. A parking plan and application for outdoor noise amplification shall be approved by the Town Manager for such special events.
6. No banks, savings and loan institutions, finance companies shall be allowed in the CCD or WWD.
7. If a restaurant/delicatessen becomes a tenant, any outdoor seating will not seat new customers outside after 10:00 p.m.
8. No new buildings shall be constructed or additions made that add over 10% to the existing square footage of any building. This does not include the proposed outdoor pool and outdoor batting cages.
9. Hours of operation for the indoor facilities of the athletic club may be 24 hours a day with onsite security cameras. Only members and staff will be allowed from 8:00 p.m. to 8:00 a.m.
10. No retail space shall exceed 5,000 square feet of gross leasable area. This condition is intended to allow use of the space shown as suites on the site plan by smaller-scale, lower-intensity offices and light retail. This condition is limiting the amount of area that one user can occupy so that the entirety of the main school building is not occupied by a large-scale retail use.
11. No outdoor storage.
12. No drive-through facilities.
13. If constructed, outdoor swimming pool shall be located no closer than 110' (110' reflects closes setbacks from rear property line of existing buildings) from a property line.
14. If constructed, outdoor pool hours shall be within the timeframe of 5:00 a.m. to 10:00 p.m. Use of the outdoor swimming pool shall be limited from the hours of 5:00 a.m. to 8:00 a.m. to exercising such as lap swimming.
15. Outdoor pool shall be available for full-time athletic club members and their guests only. The pool shall not be held out to the public as available for lease/rent/availability as a special event space.
16. Outdoor batting cages shall be no closer than 200' from any site property line.
17. No more than five (5) outdoor batting cages shall be built and may only be used between 10:00 a.m. to 6:00 p.m. and shall have a noise absorbing barrier to soften the noise from this use.
18. Permitted uses limited to indoor self-storage facilities, retail office space, and retail sales only.
19. In order to allow indoor self-storage facilities onsite while ensuring the retail component is compatible, retail sales shall be limited to those listed as permitted uses in the CCD (607.03-607.03.18), excluding 607.03.02 Banks, savings and loan institutions, finance companies and excluding 607.03.17 Department stores.

20. The following conditions apply to the self-storage facility:
- a. No perishable products may be stored in a mini-warehouse.
 - b. No flammable or explosive materials may be stored.
 - c. No operation of businesses may be conducted within the subleased space.
 - d. No access between 8:00 p.m. and 8:00 a.m.
 - e. The self-storage use shall be limited to Suites 150, 200, 250, 300, 350, 400, and 450, as shown on the site plan.
 - f. No access to individual compartments/subleased space shall be provided from the exterior.

SECTION 2. That this Ordinance shall become effective after the Town Council conducts a public hearing on this Zoning Amendment with at least fifteen (15) days notice of the time and place of such hearing, as required by T.C.A. § 13-7-203. After such public hearing has been conducted, this Ordinance shall become effective immediately from and after its Final passage as provided by law.

Passed First Reading _____, 2009.

Passed Second Reading _____, 2010.

MAYOR

TOWN RECORDER