

Failed on 1st Reading
4-24-2012

ORDINANCE NO. 12-371

AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO REZONE PROPERTY ALONG INDEPENDENCE AVENUE FROM B-2, CENTRAL BUSINESS DISTRICT TO R-1, RESIDENTIAL DISTRICT; TO FIX A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

BE IT ORDAINED BY THE TOWN OF MOUNT CARMEL, AS FOLLOWS:

SECTION I. That the zoning code, text, and map, be and the same is hereby further amended to rezone property along Independence Avenue from B-2, Central Business District to R-1, Low Density Residential District; said area to be rezoned being further and more particularly described, in Ordinance 119, dated April 16, 1991, as follows:

BEGINNING at a point, said point being the eastern right-of-way of Independence Avenue approximately 150 feet north of Cypress Street; thence in an easterly direction a distance of approximately 100 feet to a point, thence in a northerly direction following the rear lot lines of the property on the easterly side of Independence Avenue a distance of approximately 1,000 feet to a point; thence in a northeasterly direction following the rear lot lines of lots on the northwest side of Pine Street a distance of approximately 350 feet to a point; thence in a northwesterly direction in a straight line crossing Independence Avenue for a distance of approximately 2,550 feet to a point; thence in a southwesterly direction approximately 900 feet to a point; thence paralleling the Seaboard Railroad right-of-way at a distance of approximately 200 feet in a southeasterly direction for a distance of approximately 1,850 to a point; thence in a southerly then easterly direction approximately 750 feet to a point, said point being in the eastern right-of-way of Seaboard Railroad; thence in a southerly direction with the eastern right-of-way of the Seaboard Railroad for a distance of approximately 975 feet to a point; thence with the rear property line of property fronting on Independence Avenue in a southerly direction for a distance of approximately 150 feet; thence in an easterly direction to a point, said point being in the eastern right-of-way of Independence Avenue; thence in a northerly direction with the right-of-way of Independence Avenue to the point of BEGINNING.

SECTION II. Any person violating any provisions of this ordinance shall be guilty of an offense and upon conviction shall pay a penalty of FIFTY DOLLARS (\$50.00) for each offense. Each occurrence shall constitute a separate offense.

SECTION III. That this ordinance shall take effect from and after the date of its passage and publication, as the law directs, the public welfare of the Town of Mount Carmel, Tennessee, requiring it.

GARY LAWSON, Mayor

ATTEST:

MARIAN SANDIDGE, Recorder

APPROVED AS TO FORM:

JOE MAY, Attorney

FIRST READING	AYES	NAYS	OTHER
Alderman Eugene Christian		✓	
Alderman Leann DeBord	✓		
Alderman Frances Frost		✓	
Alderman Kathy Roberts			absent
Alderman Thomas Wheeler	✓		
Vice-Mayor Carl Wolfe		✓	
Mayor Gary Lawson		✓	
TOTALS	2	4	1

~~PASSED~~ FIRST READING:

failed

<i>SECOND READING</i>	<i>AYES</i>	<i>NAYS</i>	<i>OTHER</i>
Alderman Eugene Christian			
Alderman Leann DeBord			
Alderman Frances Frost			
Alderman Kathy Roberts			
Alderman Thomas Wheeler			
Vice-Mayor Carl Wolfe			
Mayor Gary Lawson			
TOTALS			

PASSED SECOND READING: _____

NOTICE OF PUBLIC HEARING PUBLISHED ON: _____

NAME OF PUBLICATION: *Kingsport Times-News*

PUBLIC HEARING HELD ON: _____

PUBLISHED DATE: _____ NEWSPAPER: <i>Kingsport Times-News</i>

