

ORDINANCE NO. 1082

AN ORDINANCE OF THE CITY OF ATHENS, TENNESSEE, PROVIDING THAT THE ATHENS MUNICIPAL CODE, TITLE 14 CHAPTER 2, SECTION 2.02 DEFINITIONS BE AMENDED; TO ADD LANGUAGE THAT DESCRIBES AN EFFICIENCY DWELLING (APARTMENT); AND PROVIDING FOR CONFLICTS, SEVERABILITY AND AN EFFECTIVE DATE

BE IT ORDAINED BY THE CITY OF ATHENS, TENNESSEE, AS FOLLOWS:

WHEREAS, the City of Athens wants to better control residential uses and parking in the Central Business District to ensure the future of the commercial center; and

WHEREAS, Multi-Family Residential Dwellings and efficiency apartments are allowed as a Use on Review in the B-2 Central Business District and need a clear definition of an efficiency apartment in the Zoning Code; and

WHEREAS, the Athens Municipal-Regional Planning Commission met in open public meeting on August 5, 2019 and recommended the following changes to the zoning code as described herein.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ATHENS, TENNESSEE:

SECTION 1: That the Section 2.02 Definitions be amended to include the following text that reads as follows:

“DWELLING, EFFICIENCY (APARTMENT): An attached building designed for occupancy by a maximum of two persons that includes its own bathroom and kitchen facilities.”

SECTION 2: That all Ordinances or parts of ordinances in conflict with this ordinance are hereby repealed to the extent necessary to implement this ordinance.

SECTION 3: In the event that any part of this ordinance is invalidated by a court of competent jurisdiction, all other parts shall remain in full force and effect unless otherwise lawfully repealed or amended.

SECTION 4: **BE IT FURTHER ORDAINED**, this ordinance shall take effect immediately upon passage on second reading, the public necessity requiring it.

PASSED ON FIRST READING: _____ August 20, 2019 _____

PASSED ON SECOND READING: _____

DATE OF PUBLIC HEARING: _____ September 17, 2019 _____

CHARLES T. BURRIS, II, Mayor

C. SETH SUMNER, City Manager

APPROVED AS TO FORM:

H. CHRIS TREW, City Attorney