

**ORDINANCE NO. 983**

**“AN ORDINANCE TO AMEND ‘THE ZONING ORDINANCE OF THE CITY OF ATHENS, TENNESSEE,’ SO AS TO AMEND THE OFFICIAL ZONING MAP TO REZONE PROPERTY ON DUPIT STREET FROM B-2 (SHOPPING CENTER DISTRICT) TO R-3 (MULTI-FAMILY RESIDENTIAL) SAID AREA BEING LOCATED WITHIN THE CORPORATE LIMITS OF ATHENS, TENNESSEE.”**

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

Section 1. That the official Zoning Map of Athens, Tennessee, identified and referred to in Section 3.02 of said Zoning Ordinance, be amended to show the following described property and zoning designation as described within the body of this ordinance and shown on the attached illustration; Dupit Street Rezoning Request B-2 to R-3 (February 2010), said property being within the corporate limits of Athens, Tennessee:

**Area Description (B-2 to R-3)**

The area to be rezoned from B-2 to R-3 includes a portion of two parcels, shown on McMinn County Tax Map as Map 056 Parcel 96.00 (portion of parcel) and Map 056 Parcel 73.00 (portion of parcel). The area to be rezoned is further described on the attached illustration that has been created from the Official Zoning Map of the City of Athens, Tennessee.

Section 2. Any Ordinance, Resolution, Motion or parts thereof in conflict herewith are hereby repealed and superseded. If any sentence, clause, phrase or paragraph of this Ordinance is declared to be unconstitutional by any Court of competent jurisdiction, such holding will not affect any other portion of this Ordinance.

Section 3. BE IT FURTHER ORDAINED, that this Ordinance shall take effect upon final passage and as provided by law. As required by TENNESSEE CODE ANNOTATED, Section 13-7-203, a Public Hearing subject to fifteen day's notice has been held, and this ordinance meets the requirements of TENNESSEE CODE ANNOTATED, Section 13-7-201 through 13-7-210, including the approval of all necessary agencies.

PASSED ON FIRST READING: February 16, 2010

PASSED ON SECOND READING: \_\_\_\_\_

DATE OF PUBLIC HEARING: March 18, 2010

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R. HAL BUTTRAM, Mayor

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MITCHELL B. MOORE, City Manager

APPROVED AS TO FORM:

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H. CHRIS TREW, City Attorney

