

ORDINANCE NO. 2016-011

AN ORDINANCE TO AMEND ORDINANCE 2016-009 – THE EAGLEVILLE ZONING ORDINANCE BY ADDING CONTENT TO ARTICLE VIII ENTITLED *Design Review*.

Whereas, the Eagleville Municipal Planning Commission has duly recommended certain changes to the Eagleville City Council that the Official Zoning Ordinance of Eagleville, Tennessee, be amended; and

Whereas, the Eagleville City Council has reviewed such recommendation and has conducted a public hearing thereon.

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF EAGLEVILLE, TENNESSEE, AS FOLLOWS:

That the Official Zoning Ordinance of the City of Eagleville, Tennessee, is hereby amended by adding content to Article VIII as follows:

8.010 – PURPOSE

If/when the City of Eagleville endeavors to apply certain design standards to certain zones of properties – particularly commercial, industrial, and multi-family – this section shall guide the city in organizing a Design Review Committee (DRC) and establishing Design Review Criteria to which developments in those zones must adhere.

At the City Council or Planning Commission’s discretion, the DRC may be charged from time to time with reviewing or establishing similar criteria on a case-by-case basis for Planned Developments where building design criteria for single-family housing is negotiated.

8.020 – ORGANIZATION

- A. Membership shall consist of five (5) individuals.
 - a. Members:
 - i. Chairman of the Planning Commission or his/her designee from the Planning Commission
 - ii. A developer or real estate professional
 - iii. A builder/contractor associated with commercial, industrial, and/or multi-family development
 - iv. The owner or representative of a City of Eagleville business
 - v. A City of Eagleville resident (at-large member)
 - b. Members not designated by title shall be appointed by the Mayor, and confirmed by majority vote of the City Council.
 - c. At least one (1) among the developer/real estate professional, the builder/contractor, and the business owner must be a resident of the City of Eagleville – resulting in no less than three (3) members being City of Eagleville residents.
 - d. Other than the Planning Commission member stated above, no more than one other city elected official or Planning Commission member shall be among the appointed membership of the DRC. The only exception to this shall be if/when every reasonable effort to identify and/or appoint someone according to these guidelines has been unsuccessful, in which case, the Mayor may appoint any Planning Commission member.
- B. Authority, Charge, and Scope of Work.
 - a. The DRC is an advisory group whose ultimate charge is to make recommendation to the Planning Commission on issues of design criteria.

- b. The DRC may be called to order by the action of either the City Council or the Planning Commission, and the Mayor shall present a slate of appointees to the City Council, if no active slate exists, within thirty (30) days.
 - c. When calling the DRC to order, the call shall include a detailed charge for the scope of work (creation of criteria, review of criteria, recommendations for amendments, etc.)
 - d. Unless instructed otherwise, the DRC, in working toward a recommendation, shall make sufficient effort to gather input from the public. The degree of public input sought may vary depending on the degree of change potentially at issue.
 - e. The DRC will make periodic progress reports to the Planning Commission and to the City Council.
- C. Term.
- a. The Design Review Committee need not be a perpetual committee of the City of Eagleville.
 - b. The term of the DRC shall begin on the date the final member is confirmed by the City Council after being called to order (or the first day that the group begins to meet in the event there is not a full slate).
 - c. The term of the DRC shall end on the earlier of: the day following City Council taking final action relative to recommendations made by the DRC, or when declared by the City Council, or after ninety (90) days of inaction by either the DRC, the Planning Commission, or the City Council relative to a call to order or subsequent recommendation.
- D. Order.
- a. The members shall choose among themselves a chairman at their first gathering.
 - b. Meetings shall follow Robert's Rules of Order except where the group agrees to work with one another less formally.

That the Official Zoning Ordinance of the City of Eagleville, Tennessee, is hereby amended to recognize this amendment in the List of Amendments; and

That the Official Zoning Ordinance of the City of Eagleville, Tennessee, is hereby amended to recognize these sections in the Table of Contents.

7.140 EFFECTIVE DATE

BE IT ENACTED that this ordinance shall take effect 15-days after its adoption, the public welfare requiring it.

Recommended by the Eagleville Municipal Planning Commission on: October 10, 2016.

Approved:



Travis Brown, Mayor

ATTEST:

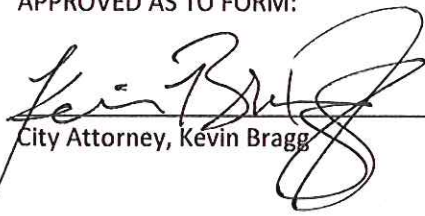


City Recorder, Phillip Dye

Passed First Reading: October 13, 2016
Passed Second Reading: November 17, 2016

Public Hearing held November 17, 2016 with 15-day notice given in the Rutherford Reader on October 20, 2016.

APPROVED AS TO FORM:



City Attorney, Kevin Bragg