

**REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF EAST RIDGE**

**AGENDA
October 24, 2024
6:00 pm**

1. Call to Order
2. Invocation
3. Roll Call
4. Consent Agenda:
 - A. Approval of Minutes October 10, 2024 Council Meeting
 - B. Approval of August 2024 Financial Report
5. Communication from Citizens
6. Communication from Councilmembers
7. Communication from City Manager
8. Old Business:
 - A. **ORDINANCE NO. 1205** – AN ORDINANCE OF THE EAST RIDGE CITY COUNCIL TO AMEND ORDINANCE 1028 WHICH AMENDED THE EAST RIDGE ZONING ORDINANCE NO. 481, BY ADDING AN ADDITIONAL SECTION THERETO, BEING SECTION 111 OF ARTICLE VI (SUPPLEMENTAL REGULATIONS AND EXCEPTIONS), IN THE EAST RIDGE ZONING ORDINANCE AND AMENDING THE NUMBER OF DAYS FOR COMPLIANCE WITH THIS ORDINANCE (2nd and final reading)
 - B. **ORDINANCE NO. 1210** – AN ORDINANCE OF THE EAST RIDGE CITY COUNCIL TO AMEND THE ZONING REGULATIONS AND THE ZONING MAP OF THE CITY OF EAST RIDGE, TENNESSEE SO AS TO REZONE THE PROPERTY LOCATED AT 4012 BENNETT ROAD, TAX MAP #168L-L-009 FROM R-1 RESIDENTIAL DISTRICT TO C-5 NEIGHBORHOOD COMMERCIAL DISTRICT (2nd and final reading)
9. New Business:
 - A. **ORDINANCE NO. 1211** – AN ORDINANCE OF THE EAST RIDGE CITY COUNCIL TO AMEND EAST RIDGE MUNICIPAL CODE, TITLE 20, CHAPTER 2, WHICH CHAPTER IS KNOWN AS “THE EAST RIDGE AIR POLLUTION CONTROL ORDINANCE,” BY REMOVING “AFFIRMATIVE DEFENSE” PROVISIONS, PROVIDING FOR INCORPORATION BY REFERENCE OF THE MOST CURRENT OF VARIOUS FEDERAL REGULATIONS, AND PROVIDING FOR CERTAIN HOUSEKEEPING PROVISIONS (1st reading)

- B. **RESOLUTION NO. 3608** – A RESOLUTION OF THE EAST RIDGE CITY COUNCIL APPROVING THE UPDATE OF A SERVICES AGREEMENT WITH VERIZON WIRELESS FOR CELLULAR PHONE SERVICE THROUGH THE TENNESSEE DEPARTMENT OF GENERAL SERVICES STATE-WIDE CONTRACT LISTING #R811-64345, PURSUANT TO TENNESSEE CODE ANNOTATED 12-3-1201(b)
- C. **RESOLUTION NO. 3609** – A RESOLUTION OF THE EAST RIDGE CITY COUNCIL APPROVING AN AGREEMENT WITH PARKRIDGE MEDICAL CENTER TO SERVE AS A MENTAL HEALTH SERVICES PROVIDER FOR CITY OF EAST RIDGE FIRST RESPONDERS AND TO APPROVE THE DONATION OF \$7,000 FROM OAKBRIDGE INSURANCE TO COVER THE COST FOR THE FIRST YEAR OF SERVICES
- D. **RESOLUTION NO. 3610** – A RESOLUTION OF THE EAST RIDGE CITY COUNCIL AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO HAVE GUARDRAILS REPLACED AT FOUR LOCATIONS BY TENNESSEE GUARDRAIL, INC. THROUGH THE 2024 TDOT GUARDRAIL MAINTENANCE CONTRACT #CNY089
- E. **RESOLUTION NO. 3611** – A RESOLUTION OF THE EAST RIDGE CITY COUNCIL AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH WASTE CONNECTIONS OF TENNESSEE DBA CITY WASTE, LLC FOR SOLID WASTE DISPOSAL/TRANSFER STATION SERVICES
- F. **RESOLUTION NO. 3612** – A RESOLUTION OF THE EAST RIDGE CITY COUNCIL AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO OPEN A CHECKING ACCOUNT AT FIRST BANK IN WHICH TO DEPOSIT FEDERAL FORFEITURE FUNDS
- G. **RESOLUTION NO. 3613** – A RESOLUTION OF THE EAST RIDGE CITY COUNCIL AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO HAVE THE HEAT EXCHANGER IN THE AIR UNIT AT THE EAST RIDGE COMMUNITY CENTER REPLACED
- H. **RESOLUTION NO. 3614** – A RESOLUTION OF THE EAST RIDGE CITY COUNCIL APPROVING A SETTLEMENT AGREEMENT RELATIVE TO THE LAWSUIT FILED BY TENNESSEE 1 PROPERTIES, LLC, AGAINST THE CITY OF EAST RIDGE, TENNESSEE
- I. Discussion of Tentative Agenda Items for the **November 14, 2024** City Council Meeting (see Attachment A)

10. Adjourn

**ATTACHMENT A
TENTATIVE AGENDA
November 14, 2024**

3. B. Special Proclamation

C. Milestone Awards for October 2024

8. **Old Business:**

A. **ORDINANCE NO. 1211** – AN ORDINANCE OF THE EAST RIDGE CITY COUNCIL TO AMEND EAST RIDGE MUNICIPAL CODE, TITLE 20, CHAPTER 2, WHICH CHAPTER IS KNOWN AS “THE EAST RIDGE AIR POLLUTION CONTROL ORDINANCE,” BY REMOVING “AFFIRMATIVE DEFENSE” PROVISIONS, PROVIDING FOR INCORPORATION BY REFERENCE OF THE MOST CURRENT OF VARIOUS FEDERAL REGULATIONS, AND PROVIDING FOR CERTAIN HOUSEKEEPING PROVISIONS (2nd and final reading)

9. **New Business:**

A. **ORDINANCE NO. ____** - Rezoning of Camping World Property

- Tract 1 6728 Ringgold Road – Rezone from R-3 Apartment District and C-1 Tourism Commercial District to C-2 General Commercial District (1st reading)
- Tract 2 – Rezone from C-1 Tourism Commercial District to C-2 General Commercial District

B. **ORDINANCE NO. ____** - Budget Amendment (1st reading)

C. **RESOLUTION NO. ____** - Approval of Ridgeside contracts for Fire and Police

D. **RESOLUTION NO. ____** – Approval of Advancement of State Salary Supplements for Fire and Police

E. **RESOLUTION NO. ____** - Approval of Nomination by Councilmember Cagle to fill a Term on the East Ridge Beer Board

F. **RESOLUTION NO. ____** - Approval of Nomination by Councilmember Tyler to fill a Term on the East Ridge Beer Board

G. **RESOLUTION NO. ____** - Mayor’s Appointment of Chairperson of the East Ridge Beer Board

H. **RESOLUTION NO. ____** - Approval of Bids for PD Tablets and Mounts (Bid Opening 10/22/24)

**REGULAR MEETING OF THE CITY COUNCIL
OF THE CITY OF EAST RIDGE**

**October 10, 2024
6:00 pm**

The East Ridge City Council met pursuant to notice on October 10, 2024, 6:00 pm at East Ridge City Hall. Mayor Williams called the meeting to order.

Rev. Jeff Baden, Hamilton Life Church, gave the invocation. All joined in the Pledge of Allegiance to the Flag.

Present: Mayor Williams, Vice Mayor Haynes, Councilmember Cagle, Councilmember Tyler, Councilmember Witt, City Manager Miller, City Attorney Litchford, and City Recorder Middleton.

Attendance: 20

Presentation of Proclamation for Parkridge East Hospital – Mayor Williams presented a proclamation to Caroline Burris, CEO of Parkridge East Hospital on the occasion of their 50th anniversary. He stated that Parkridge East is a vital part of our community. Ms. Burris thanked the Mayor and Council and stated it is a privilege to be located in the City of East Ridge.

Presentation of Life Saving Awards – Fire and Police – Chief Williams stated that on September 30, 2023, East Ridge Fire and Police, and Hamilton County EMS were dispatched to 1359 Ridgefield Circle on a CPR in progress. Mr. Kevin Pritt was lying on the ground with his wife performing CPR. Fire crews and Police took over CPR and applied the Automatic External Defibrillator. Mr. Pritt was then transported by Hamilton County EMS to Memorial Hospital. Mr. Pritt came by the Fire Station almost a year later to thank the crews for saving his life. Chief Williams and Chief Uselton presented Life-saving Awards to the following firefighters, police officers, and EMS crewmember for their actions in saving Mr. Pritt's life.

- Battalion Chief Eric Bowen
- Captain Thomas Finch
- Engineer Brandon Dycus
- Officer Jonah Goddard
- Officer Toni Kirby
- Paramedic Mason Twomey

Mr. Pritt and his wife were also present. He thanked everyone involved for their efforts in saving his life.

Employee Milestone Awards for September – Mayor Williams announced the milestone award for Chris Gilbert who has five years of service to the City. The Mayor thanked Mr. Gilbert and all the employees for their service to the City.

Approval of Minutes September 26, 2024 – Vice Mayor Haynes made a motion, seconded by Councilmember Witt, to approve the minutes of September 26, 2024. The vote was unanimous. Motion approved.

Communication from Citizens: None

Communication from Councilmembers:

Councilmember Tyler had nothing at this time.

Councilmember Witt stated the River Rescue was a great success. She thanked all the 61 volunteers, as well as the ROTC members, who helped.

Vice Mayor Haynes had nothing at this time.

Councilmember Cagle asked everyone to remember the family of Doug Rosser who passed away today.

Mayor Williams announced the following:

- The Fall Festival was a success, although it was adjusted because of the weather. He thanked everyone that helped.
- The City worked to provide relief for citizens of East Tennessee that were involved in the storms from Hurricane Helene and the flooding that followed. Community members, businesses, neighbors, and city staff came together to help by collecting donations. City staff delivered ten trucks, two trailers, and one sprinter van packed with items to the City of Collegedale, then to be flown to the affected areas. The Mayor thanked the many volunteers, businesses, citizens, and staff for their help.
- The Mayor asked everyone to remember the people in Florida in their thoughts and prayers after Hurricane Milton made landfall on the previous night.
- Drive thru trick or treat - October 29, 2024, 3:00 – 5:30 pm– Dress up in costume. The Library is also accepting candy donations until October 28, 2024.
- Halloween Crafty Cauldron – October 25, 2024, 6:00 – 8:00 pm, Community Center
- Christmas Parade – November 23, 2024 with line-up at 3:45 and parade at 6:30 pm
- Community Thanksgiving – November 26, 2024
- Parks and Recreation Director Skiles stated that Hope House will hold a Halloween event on October 27th at the arena which is free to the community.
- October is Breast Cancer Awareness Month. The Mayor stated that approximately 42,000 women and 530 men will die in 2024 from this disease. Screening is important for early diagnosis.

Communication from City Manager:

- October 21st - National Night Out, 5:30 – 8 pm. – Behind City Hall.
- The bid for the construction of the multi-purpose pavilion was awarded to Pillar Construction. We are working on getting all paperwork completed and schedule a pre-construction meeting.
- N. Mack Smith Road– Chattanooga Gas has almost completed tying in the last two service lines. EPB is removing existing poles, and EPB fiber has installed new fiber lines. Employees from Comcast and EPB have gone to Florida, East Tennessee, and Western North Carolina to do repairs after the hurricane damage.

Old Business:

ORDINANCE NO. 1205 – AN ORDINANCE OF THE EAST RIDGE CITY COUNCIL TO AMEND ORDINANCE 1028 WHICH AMENDED THE EAST RIDGE ZONING ORDINANCE NO. 481, BY ADDING AN ADDITIONAL SECTION THERETO, BEING SECTION 111 OF ARTICLE VI (SUPPLEMENTAL REGULATIONS AND EXCEPTIONS), IN THE EAST RIDGE ZONING ORDINANCE AND AMENDING THE NUMBER OF DAYS FOR COMPLIANCE WITH THIS ORDINANCE (1st reading) – City Attorney Litchford read on caption. Chief Building Official Howell stated that the Planning Commission reviewed and approved the following changes:

- All businesses have 90 days to comply with lighting display regulations from the original 60-day requirement, additional language was added to store-front display regulations to include “businesses sold two years after” the effective date of this ordinance.

Councilmember Witt made a motion, seconded by Councilmember Tyler to approve Ordinance No. 1205 on first reading. Roll call vote: Vice Mayor Haynes - yes; Councilmember Cagle - no; Councilmember Tyler - yes; Councilmember Witt - yes; Mayor Williams - yes. Motion approved.

New Business:

PUBLIC HEARING FOR ORDINANCE NO. 1210 – AN ORDINANCE OF THE EAST RIDGE CITY COUNCIL TO AMEND THE ZONING REGULATIONS AND THE ZONING MAP OF THE CITY OF EAST RIDGE, TENNESSEE SO AS TO REZONE THE PROPERTY LOCATED AT 4012 BENNETT ROAD, TAX MAP #168L-L-009 FROM R-1 RESIDENTIAL DISTRICT TO C-5 NEIGHBORHOOD COMMERCIAL DISTRICT – City Attorney Litchford read on caption. Mayor Williams opened the public hearing. Chief Building Official Howell stated the applicant wants to use the building as an office for the Needy Child Fund. The Planning Commission approved the request for rezoning with two conditions: 1) that it be used as office space only, and 2) that a 6-foot high privacy fence be constructed on the west side of the property. Cathy Patterson, 3711 Olmstead Drive, East Ridge, TN 37412 came forward representing the Needy Child Fund. She stated they have been temporarily housed at Frawley Church, but now the church needs their space back. No one came forward in favor of or in opposition to the rezoning. Mayor Williams closed the public hearing

ORDINANCE NO. 1210 – AN ORDINANCE OF THE EAST RIDGE CITY COUNCIL TO AMEND THE ZONING REGULATIONS AND THE ZONING MAP OF THE CITY OF EAST RIDGE, TENNESSEE SO AS TO REZONE THE PROPERTY LOCATED AT 4012 BENNETT ROAD, TAX MAP #168L-L-009 FROM R-1 RESIDENTIAL DISTRICT TO C-5 NEIGHBORHOOD COMMERCIAL DISTRICT (1st reading) – City Attorney Litchford read on caption. Vice Mayor Haynes made a motion, seconded by Councilmember Witt, to approve Ordinance No. 1210 on first reading. Councilmember Cagle asked Ms. Patterson if they are going to store any items in this space. She stated that they have some toys stored there. Mr. Cagle asked if we could add warehouse zoning to this ordinance. Mr. Litchford stated that accessory storage that compliments the business is allowed in the C-5 zoning. If it is rezoned to warehouse it could open it up to other types of warehouses. The vote was unanimous. Motion approved.

PUBLIC HEARING FOR RESOLUTION NO. 3600 – A RESOLUTION OF THE EAST RIDGE CITY COUNCIL APPROVING A REQUEST TO OPEN A CHILD CARE FACILITY AT 4306 SOUTH TERRACE, TAX MAP #1570-L-011, LOCATED WITHIN A R-1 RESIDENTIAL DISTRICT, AS AN EXTENSION OF AN EXISTING CHILD CARE FACILITY PREVIOUSLY APPROVED BY CITY COUNCIL, LOCATED AT 4308 SOUTH TERRACE, IN ACCORDANCE WITH CITY CODE, ARTICLE V, SECTION 201 TITLED USES PERMITTED ON REVIEW – City Attorney Litchford read on caption. Mayor Williams opened the public hearing. Chief Building Official Howell stated Council approved a use on review for 4308 South Terrace in March 2023. Now the applicants want to expand the school and connect the two buildings with a breezeway. They also want to abandon the interior lot line to create one lot. Cody Etling, 1712 Violet Way, Dalton, GA, with Miller-McCoy Engineers stated the applicants will abandon the interior lot line in order to connect the buildings by a breezeway. No one came forward in favor of or in opposition to the rezoning. Mayor Williams closed the public hearing.

RESOLUTION NO. 3600 – A RESOLUTION OF THE EAST RIDGE CITY COUNCIL APPROVING A REQUEST TO OPEN A CHILD CARE FACILITY AT 4306 SOUTH TERRACE, TAX MAP #1570-L-011, LOCATED WITHIN A R-1 RESIDENTIAL DISTRICT, AS AN EXTENSION OF AN EXISTING CHILD CARE FACILITY PREVIOUSLY APPROVED BY CITY COUNCIL, LOCATED AT 4308 SOUTH TERRACE, IN ACCORDANCE WITH CITY CODE, ARTICLE V, SECTION 201 TITLED USES PERMITTED ON REVIEW – City Attorney Litchford read on caption. Councilmember Tyler made a motion, seconded by Councilmember Witt, to approve Resolution No. 3600. The vote was unanimous. Motion approved.

RESOLUTION NO. 3601 – A RESOLUTION OF THE EAST RIDGE CITY COUNCIL APPROVING A NOMINATION BY COUNCILMEMBER CAGLE TO FILL AN UNEXPIRED TERM ON THE EAST RIDGE HOUSING COMMISSION – Councilmember Cagle nominated Robert Vallone. Councilmember Tyler made a motion, seconded by Councilmember Witt, to approve Resolution No. 3601, with the nomination of Robert Vallone. The vote was unanimous. Motion approved. Mayor Williams thanked David Sherrill for his service on the Housing Commission and thanked Mr. Vallone for his willingness to serve.

RESOLUTION NO. 3602 – A RESOLUTION OF THE EAST RIDGE CITY COUNCIL APPROVING A NOMINATION BY MAYOR WILLIAMS TO FILL AN UNEXPIRED TERM ON THE EAST RIDGE HOUSING COMMISSION – Mayor Williams nominated Wayne Thompson. Vice Mayor Haynes made a motion, seconded by Councilmember Tyler, to approve Resolution No. 3602. The vote was unanimous. Motion approved. Mayor Williams thanked Debbie Lance for her service on the Housing Commission and thanked Mr. Thompson for his willingness to serve.

RESOLUTION NO. 3603 – A RESOLUTION OF THE EAST RIDGE CITY COUNCIL TO ACCEPT THE FY 2025 TENNESSEE HIGHWAY SAFETY OFFICE HIGH VISIBILITY GRANT – City Attorney Litchford read on caption. Development Administrator McAllister stated the amount of the grant is \$9,995.00 which will go to the cost for saturation and radar equipment. Councilmember Witt made a motion, seconded by

Councilmember Tyler, to approve Resolution No. 3603. The vote was unanimous. Motion approved.

RESOLUTION NO. 3604 – A RESOLUTION OF THE EAST RIDGE CITY COUNCIL ACCEPTING THE BUREAU OF JUSTICE ASSISTANCE FY 24 - 25 PATRICK LEAHY BULLETPROOF VEST PARTNERSHIP GRANT – City Attorney Litchford read on caption. Mr. McAllister stated the amount of the grant increased to \$22,144.14, with a 50% match required from the City in the amount of \$11,072.07. Chief Uselton stated the City’s match would come from the Drug Fund. Councilmember Tyler made a motion, seconded by Councilmember Witt, to approve Resolution No. 3604. The vote was unanimous. Motion approved.

RESOLUTION NO. 3605 – A RESOLUTION OF THE EAST RIDGE CITY COUNCIL AUTHORIZING THE ACCEPTANCE OF THE FY 25 PUBLIC ENTITY PARTNERS (“PEP”) PROPERTY CONSERVATION GRANT – City Attorney Litchford read on caption. Mr. McAllister stated the City was awarded \$8,000 to be used for additional security surveillance at the Community Center. Councilmember Tyler made a motion, seconded by Councilmember Witt, to approve Resolution No. 3605. The vote was unanimous. Motion approved

RESOLUTION NO. 3606 – A RESOLUTION OF THE EAST RIDGE CITY COUNCIL AUTHORIZING THE CITY MANAGER TO APPROVE THE ATTACHED CHANGE ORDER REQUEST #1 FROM MUSCO SPORTS LIGHTING, LLC IN REGARD TO LIGHTING FOR THE SOCCER FIELDS AS PART OF THE OF THE CAMP JORDAN LIGHTING ENHANCEMENT PROJECT – City Attorney Litchford read on caption. Parks and Recreation Director Skiles stated this change order is for pressure drilling through rock on fields 7, 8, 10, an 11 in order to install light poles. Councilmember Tyler made a motion, seconded by Councilmember Witt, to approve Resolution No. 3606. The vote was unanimous. Motion approved.

RESOLUTION NO. 3607 - A RESOLUTION OF THE EAST RIDGE CITY COUNCIL AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS TO REPLACE THE ROOF AT THE LIBRARY LOCATED IN CITY HALL – City Attorney Litchford read on caption. City Manager Miller stated that the Library roof sustained leaks from Hurricane Helene and we must protect the books and other library materials. He stated we are sending out bid packets that will be presented at the October 24, 2024 meeting. Councilmember Witt made a motion, seconded by Councilmember Tyler, to approve Resolution No. 3607. Mayor Williams asked if the damage would allow the City to apply for FEMA dollars. Mr. Miller stated the County has to be certified regarding damages and costs for clean-up, personnel costs, labor costs, vehicle costs, etc. and we had nothing to put in for as far as damages. Councilmember Cagle asked about replacing the roof over the Administration portion of the building. Mr. Miller stated they have found no leaks, but the costs could be \$120,000 to \$150,000 for a roof because of raising the air units, etc. He will put this in the budget for next year. The vote was unanimous. Motion approved.

Discussion of Tentative Agenda Items for the **October 24, 2024** City Council Meeting (see Attachment A)

- **Old Business:**

- **ORDINANCE NO. 1205 – AN ORDINANCE OF THE EAST RIDGE CITY COUNCIL TO AMEND ORDINANCE 1028 WHICH AMENDED THE EAST RIDGE ZONING ORDINANCE NO. 481, BY ADDING AN ADDITIONAL SECTION THERETO, BEING SECTION 111 OF ARTICLE VI (SUPPLEMENTAL REGULATIONS AND EXCEPTIONS), IN THE EAST RIDGE ZONING ORDINANCE AND AMENDING THE NUMBER OF DAYS FOR COMPLIANCE WITH THIS ORDINANCE (2nd and final reading) – No discussion**
- **ORDINANCE NO. 1210 – AN ORDINANCE OF THE EAST RIDGE CITY COUNCIL TO AMEND THE ZONING REGULATIONS AND THE ZONING MAP OF THE CITY OF EAST RIDGE, TENNESSEE SO AS TO REZONE THE PROPERTY LOCATED AT 4012 BENNETT ROAD, TAX MAP #168L-L-009 FROM R-1 RESIDENTIAL DISTRICT TO C-5 NEIGHBORHOOD COMMERCIAL DISTRICT (2nd and final reading) – No discussion.**
- **New Business:**
 - **RESOLUTION NO. ____ - Approval of Verizon Contract – Finance Director Qualls stated there have been slight changes in the amounts charged by Verizon. Verizon has the state and federal contracts.**
 - **RESOLUTION NO. ____ - Approval of agreement with Parkridge Medical Center to serve as Mental Health Services Provider and accept donation from Oakbridge Insurance for \$7,000 to help cover costs. - Chief Uselton stated Parkridge will provide social workers for first responders through this program. Our insurance broker has also offered to donate \$7,000 toward the first year’s cost.**
 - **RESOLUTION NO. ____ - Approval to Replace Guardrails at Various Locations in the City – Mr. Miller stated we received a quote from Tennessee Guardrails to replace guardrails in four areas in the amount of approximately \$26,000. We will have more definite figures at the next meeting.**
- **Addendum Items:**
 - **ORDINANCE NO. ____ - Approval of Revisions to the Air Pollution Ordinance (1st reading) – Mr. Miller stated we adopted amendments to the air pollution ordinance last year. The Air Pollution Bureau has adopted additional minor changes which the County and municipalities in the County must approve.**
 - **RESOLUTION NO. ____ - Approval of Proposal for Solid Waste Disposal Services – City Manager Miller stated that in September council authorized him to advertise for proposals for solid waste disposal. He will make a recommendation at the next meeting.**

Being no further business, the meeting was adjourned.

City of East Ridge

Summary Financial Statement of Revenues and Expenditures
Aug-24

Unaudited		Spent YTD			16.67%	
FISCAL YEAR ENDING 06/30/2025		Year-To-Date by Amount			Variance	
Account	Description	BUDGET	FY 2024	FY 2025	YTD	Avg Yr %
110 General Fund						
REVENUE						
31100	Property Taxes	6,657,579	0	0	0.00%	16.67%
31200	Property Taxes (Delinquent)	500,000	25,722	97,038	19.41%	16.67%
31610	Local Sales Tax - Co. Trustee	4,740,000	393,635	409,150	8.63%	16.67%
31611	Incremental State Sales Tax	8,597,436	0	0	0.00%	16.67%
31710	Wholesale Beer Tax	440,000	38,624	41,522	9.44%	16.67%
31800	State Net Allocation	300,000	7,232	9,936	3.31%	16.67%
31810	Minimum Business Licenses	10,000	0	1,034	10.34%	16.67%
31824	Solicitors Permit	0	0	0	0.00%	16.67%
31827	5% State Commission	30,000	808	0	0.00%	16.67%
31912	* Cable TV Franchise Tax	196,000	0	0	0.00%	16.67%
31961	Liens Collected by Trustee	25,000	0	3,699	14.79%	16.67%
32120	Wrecker Licenses	350	0	0	0.00%	16.67%
32200	Alcoholic Beverage Tax	240,000	21,611	18,149	7.56%	16.67%
32210	Beer Licenses & Etc.	9,500	283	356	3.75%	16.67%
32220	Liquor Licenses	3,500	0	0	0.00%	16.67%
32225	Fireworks Fees/Permits	3,000	0	0	0.00%	16.67%
32226	Annual Fireworks Permit Fee	300	0	0	0.00%	16.67%
32227	Vacation Rental Fee	0	0	0	0.00%	16.67%
32610	Building Permits	225,000	17,770	23,879	10.61%	16.67%
32615	Fire Preventions/Permits	1,000	250	990	99.00%	16.67%
32620	Electrical Permits	30,000	3,244	5,663	18.88%	16.67%
32630	Plumbing Permits	15,000	1,974	3,473	23.15%	16.67%
32640	Natural Gas Permits	2,000	759	40	2.00%	16.67%
32650	Excavating Permits (St. Opening	8,000	5,200	200	2.50%	16.67%
32660	Zoning Permits	3,000	650	1,050	35.00%	16.67%
32671	Regular Sign Permits	3,500	765	210	6.00%	16.67%
32672	Temporary Sign Permits	300	0	0	0.00%	16.67%
32690	Plan Review Fees	100	0	0	0.00%	16.67%
32691	Tree Trimming Permits	100	10	0	0.00%	16.67%
32905	Other Code Enforcement Fees	28,000	4,860	3,239	11.57%	16.67%
32960	Yard Sale Permits	200	10	20	10.00%	16.67%
32990	Mechanical Permits	20,000	1,560	3,199	16.00%	16.67%
33191	Direct Appropriation State of TN	300,000	0	0	0.00%	16.67%
33410	State Law Enforcement Education	37,600	0	0	0.00%	16.67%
33420	Police Bonus Salary Supplement	0	0	30,400	0.00%	16.67%
33430	State Fire Service Educational Grai	24,800	0	0	0.00%	16.67%
33510	State Sales Tax	2,754,000	236,789	238,851	8.67%	16.67%
33511	Interstate Telecom. Sales Tax	5,000	367	367	7.66%	16.67%
33512	Sportsbetting	38,000	8,808	9,788	25.76%	16.67%
33513	Occupcity Tax	1,500	317	158	10.51%	16.67%
33515	State Sales Tax/Telecommunicatio	500	0	0	0.00%	16.67%
33520	State Income Tax	0	0	0	0.00%	16.67%
33530	** State Beer Tax	10,680	0	0	0.00%	16.67%
33540	State Mixed Drink Tax	110,000	11,338	10,904	9.91%	16.67%
33552	State-City Streets And Transportati	40,565	3,384	3,373	8.32%	16.67%
33560	Seized/Awarded by State	0	0	0	0.00%	16.67%

33591	* TVA - Gross Receipts Tax	266,004	0	0	0.00%	16.67%
33593	Corporate Excise Tax	6,000	0	0	0.00%	16.67%
34121	Clerks' Fees - Business Tax	2,000	480	270	13.50%	16.67%
34211	Accident Report Charges	2,000	180	363	18.15%	16.67%
34212	Driver Licenses Reinstatement Fee	2,000	0	0	0.00%	16.67%
34221	Ridgeside Fire Service Contract	121,268	19,434	20,211	16.67%	16.67%
34231	Police Services	1,000	882	2,067	206.70%	16.67%
34314	Mowing	9,800	0	0	0.00%	16.67%
34500	Donations - New Animal Shelter	5,000	520	435	0.03%	16.67%
34515	Rabies & Spay/Neuter Cert.	500	0	0	0.00%	16.67%
34516	Registration	1,000	80	135	9.00%	16.67%
34517	Adoption	1,500	0	75	5.00%	16.67%
34518	Board & Impound Fees	1,000	140	0	0.00%	16.67%
34520	A/S Donations-Designated	1,000	300	0	0.00%	16.67%
34641	Indoor Soccer Income	188,760	1	0	0.00%	16.67%
34642	Community Center Income	43,000	15,590	16,258	13.69%	16.67%
34643	Outdoor Soccer Fees	81,320	38,950	43,471	53.45%	16.67%
34644	Baseball Fees	41,550	16,116	10,445	25.13%	16.67%
34645	Softball Fees	28,510	9,165	13,685	48.00%	16.67%
34646	Gate	30,000	4,541	4,782	15.94%	16.67%
34647	McBrien Complex	0	0	0	0.00%	16.67%
34648	Adult League - Softball	30,000	15,330	16,360	54.53%	16.67%
34649	Concerts/Events - Camp Jordan	10,000	585	1,970	19.70%	16.67%
34651	Multi-Purpose Building (Arena)	145,000	28,941	31,736	21.89%	16.67%
34652	Pavilion Rental	22,000	2,913	2,497	11.35%	16.67%
34653	Track Rental	2,000	0	0	0.00%	16.67%
34654	Field Rental	62,000	14,060	19,720	31.81%	16.67%
34655	Amphitheater	16,000	2,900	3,000	18.75%	16.67%
34656	Concessions	50,000	10,604	16,256	32.51%	16.67%
34657	Overnight - Rv Rental	24,000	3,582	4,357	18.15%	16.67%
34658	Tournament Team Fees	4,000	165	770	19.25%	16.67%
34712	Sponsorship/Parks & Rec	5,000	1,350	5,980	119.60%	16.67%
34720	Football Gate	5,000	0	0	0.00%	16.67%
34751	Basketball Gate	20,000	0	0	0.00%	16.67%
34742	Basketball Player Fees	22,850	0	0	0.00%	16.67%
34743	Football Player Fees	23,530	11,632	15,640	66.47%	16.67%
34744	Photography	1,200	0	0	0.00%	16.67%
34745	Vending/Concessions	15,000	1,351	1,208	8.06%	16.67%
34746	Cheerleading	2,270	940	2,750	121.15%	16.67%
34747	Rent-Arena Equipment	25,000	2,025	2,203	8.81%	16.67%
34749	Soccer Field Rentals	80,000	11,747	9,913	33.92%	16.67%
34760	Library Charges	1,000	121	65	6.53%	16.67%
34761	Library - Copies	1,000	254	103	10.29%	16.67%
34794	Community Center M. Fee	1,000	0	185	18.50%	16.67%
35100	Municipal Court Fines & Costs	325,000	50,342	62,984	19.37%	16.67%
35110	Fortfeiture of Bond	0	0	0	0.00%	16.67%
35120	Public Defender Fees	0	0	0	0.00%	16.67%
35150	Diversion Filing	0	0	0	0.00%	16.67%
36100	Interest Earnings	6,500	1,757	8,034	123.60%	16.67%
36211	Rent - Cell Tower	12,925	2,154	2,154	16.67%	16.67%
36310	Sale of Land	0	0	0	0.00%	16.67%
36330	Sale Of Equipment	10,000	0	0	0.00%	16.67%
36350	Insurance Recoveries	50,000	30,484	22,717	45.43%	16.67%
36901	Pipes/Culverts	3,000	0	137	4.58%	16.67%
36902	Repayment - Damages- Traffic Dev	0	0	0	0.00%	16.67%

36903	Christmas Parade	600	0	0	0.00%	16.67%
36905	Police - Sale of Surplus	15,000	4,343	0	0.00%	16.67%
36906	Fire - Sale of Surplus	5,000	766	0	0.00%	16.67%
36990	Miscellaneous Revenues	25,000	370	395	1.58%	16.67%
36992	Hamilton County	0	0	0	0.00%	16.67%
37200	AHO - Fines/Court Costs	0	0	0	0.00%	16.67%
	Use of Fund Balance	0	2,333,612	4,146,942	0.00%	16.67%
	Total Revenues	27,265,597	3,424,640	5,406,959	4.41%	16.67%

EXPENDITURES

41000	General Government	1,410,855	737,234	476,196	33.75%	16.67%
41100	Administrative	1,186,508	163,428	230,027	19.39%	16.67%
41111	City Council	119,117	19,846	28,905	24.27%	16.67%
41210	Municipal Court	430,074	52,822	64,820	15.07%	16.67%
41520	City Attorney	136,875	11,987	11,456	8.37%	16.67%
41800	Buildings & Grounds Maintenance	354,585	53,259	85,445	24.10%	16.67%
41900	City Hall Complex	56,500	6,376	15,110	26.74%	16.67%
42100	Police	2,627,428	579,785	1,451,208	55.23%	16.67%
42121	Criminal Investigation	962,325	92,615	141,564	14.71%	16.67%
42123	Patrol	2,728,973	410,314	478,579	17.54%	16.67%
42125	School Resource	349,475	26,627	31,785	9.10%	16.67%
42125	Traffic Division	356,976	643,412	10,989	3.08%	16.67%
42200	Fire Department	3,532,341	127,247	1,635,796	36.09%	16.67%
42400	Building/Planning/Zoning	663,399	87,327	128,955	19.44%	16.67%
43110	Highway And Street	582,500	50,006	79,143	13.59%	16.67%
43120	Traffic Control & Street Markers	310,121	24,599	49,223	15.87%	16.67%
43170	Transfer Station/Brush Pit/Fleet	12,100	4,432	3,385	27.97%	16.67%
44140	Animal Control	375,709	44,343	73,659	19.61%	16.67%
44410	Parks and Recreation	1,169,777	159,858	212,307	18.15%	16.67%
44420	Multi-Purpose Recreation Bldg	324,649	50,499	57,715	17.78%	16.67%
44430	Community Center	302,548	34,955	46,494	15.37%	16.67%
44450	McBrien Complex	1,200	201	202	16.80%	16.67%
44610	Soccer - Recreation	69,400	8,445	11,901	17.15%	16.67%
44620	Soccer - Indoor	108,200	12	0	0.00%	16.67%
44630	Baseball/Softball	83,400	6,618	8,730	10.47%	16.67%
44640	Football/Cheer	26,550	603	9,232	34.77%	16.67%
44650	Adult Softball	39,250	7,341	8,986	22.89%	16.67%
44700	Basketball	29,050	0	0	0.00%	16.67%
44800	Libraries	296,906	42,344	49,885	16.80%	16.67%
44810	History Museum	560	253	108	19.28%	16.67%
46500	Community Development Program:	10,000	1,575	0	0.00%	16.67%
43530	Transfer to ARPA Fund	0	8,750	0	0.00%	16.67%
47200	Economic Development	8,224,869	876	5,155	0.06%	16.67%
49100	Debt Service	106,720	0	0	0.00%	16.67%
49400	Capital Projects - Transfer Out	276,657	0	0	0.00%	16.67%
	Total Expenditures	27,265,597	3,457,990	5,406,959	19.13%	16.67%

Total ## General Fund 0 0 0

Unaudited

Spent YTD

16.67%

FISCAL YEAR ENDING 06/30/2025		Year-To-Date by Amount			Variance	
Account	Description	BUDGET	FY 2024	FY 2025	YTD	Avg Yr %
121 State Street Aid						
REVENUE						
33450	State Grant - TIP Funds	0	223	0	0.00%	16.67%
33460	State Grant - HIP Funds	234,000	0	0	0.00%	16.67%
33550	2017 Gas Tax Improve	200,000	16,736	17,692	8.85%	16.67%
33551	State Gasoline And Motor Fuel Tax	570,000	47,078	40,205	7.05%	16.67%
33558	City Transport Mod Tax (Electric)	1,000	0	770	77.05%	16.67%
36100	Interest Earnings	200	28	60	3.00%	16.67%
36330	Sale of Equipment	0	0	0	0.00%	16.67%
	Use of Fund Balance	294,038	0	0	0.00%	16.67%
	Total Revenues and Other Sourc	1,299,238	64,065	58,727	5.84%	16.67%
EXPENDITURES						
43190	State Street Aid	2,919,949	39,219	35,548	2.74%	16.67%
	Total Expenditures	1,299,238	39,219	35,548	2.74%	16.67%
Total ## State Street Aid Fund		0	24,846	23,125		

Unaudited

Spent YTD

16.67%

FISCAL YEAR ENDING 06/30/2025		Year-To-Date by Amount			Variance	
Account	Description	BUDGET	FY 2024	FY 2025	YTD	Avg Yr %
122 Grant Fund						
REVENUE						
33109	CSX Transportation Grant - 2022	0	0	0	0.00%	16.67%
33114	TML Driver Safety Grant	4,000	0	0	0.00%	16.67%
33120	TDOT 2015 Multi Modal Grant	0	0	0	0.00%	16.67%
33425	Aquatic Stream Clean Grant	1,000	0	0	0.00%	16.67%
33493	TML Safety Grant	3,000	0	0	0.00%	16.67%
36100	Interest Earnings	0	0	0	0.00%	16.67%
36420	Police Traffic Safety Grant	0	0	0	0.00%	16.67%
36421	TN AM Grants	0	0	0	0.00%	16.67%
36423	Animal Foundation Grants	425	425	0	0.00%	16.67%
36711	Safety Conservation Grant	4,000	0	0	0.00%	16.67%
36920	THS089-Police	0	0	0	0.00%	16.67%
36921	Homeland Security - Police	0	0	0	0.00%	16.67%
36922	Homeland Security - Fire	0	0	0	0.00%	16.67%
36925	Violent Crime Intervention Grant	0	0	0	0.00%	16.67%
	Use of Fund Balance	6,575	0	300	0.00%	16.67%
	Total Revenues and Other Sourc	19,000	425	0	0.00%	16.67%
EXPENDITURES						
43150	Grants	19,000	0	300	1.58%	8.33%
	Total Expenditures	19,000	0	0	1.58%	8.33%
Total	## Grant Fund	0	425	0		

Unaudited

Spent YTD

16.67%

FISCAL YEAR ENDING 06/30/2025		Year-To-Date by Amount			Variance	
Account	Description	BUDGET	FY 2024	FY 2025	YTD	Avg Yr %
127 Drug Investigation Fund						
REVENUE						
33197	Federal/State Grants	10,000	6,175	6,789	67.89%	16.67%
33560	Seized/Awarded by State	35,000	16,020	0	0.00%	16.67%
35200	Drug Fines	20,000	1,252	1,220	6.10%	16.67%
35400	Sale of Confiscated Property	0	0	0	0.00%	16.67%
36990	Misc. Revenues	0	0	0	0.00%	16.67%
	Use of Fund Balance	139,402	0	0	0.00%	16.67%
	Total Revenues and Other Sourc	204,402	23,447	8,009	12.32%	16.67%
EXPENDITURES						
42129	Drug Investigation and Control	204,402	0	3,142	1.54%	16.67%
	Total Expenditures	204,402	0	3,142	1.54%	16.67%
Total	## Drug Investigation Fund	0	23,447	4,867		

Unaudited

Spent YTD

16.67%

FISCAL YEAR ENDING 06/30/2025		Year-To-Date by Amount			Variance	
Account	Description	BUDGET	FY 2024	FY 2025	YTD	Avg Yr %
130 Economic Development Fund						
REVENUE						
31611	Incremental State Sales Tax Rev	8,174,869	0	0	0.00%	16.67%
33191	Direct Appropriation-State of TN	0	0	0	0.00%	16.67%
36100	Interest Earnings	0	0	0	0.00%	16.67%
	Transfer In	0	0	0	0.00%	16.67%
	Use of Fund Balance	0	0	0	0.00%	16.67%
	Total Revenues and Other Sourc	8,174,869	0	0	0.00%	16.67%
EXPENDITURES						
	Economic Development	6,787,697	0	0	0.00%	16.67%
	Debt Payment	1,387,172	0	0	0.00%	16.67%
	Total Expenditures	8,174,869	0	0	0.00%	16.67%
Total	## Economic Development Fund	0	0	0		

Unaudited

Spent YTD

16.67%

FISCAL YEAR ENDING 06/30/2025		Year-To-Date by Amount			Variance	
Account	Description	BUDGET	FY 2024	FY 2025	YTD	Avg Yr %
131 Solid Waste Fund						
REVENUE						
34415	Delinquent Sanitation Fees	0	0	4,809	0.00%	16.67%
34416	Special Assessment - Garbage	1,580,200	975	525	0.03%	16.67%
34418	Extra Cans	1,500	240	360	24.00%	16.67%
34420	Dumpster Rentals	9,000	200	1,200	13.33%	16.67%
34422	Recycling - Transfer Station	4,000	0	304	7.60%	16.67%
34426	Sale Of Mulch	100	0	40	40.00%	16.67%
34430	Refuse Collection And Disposal	2,500	116	295	11.80%	16.67%
36330	Sale of Equipment	0	0	0	0.00%	16.67%
36350	Insurance Recoveries	0	0	0	0.00%	16.67%
	Use of Fund Balance	44,296	517,141	245,751	0.00%	16.67%
	Total Revenues and Other Sourc	1,641,596	518,672	253,284	0.45%	16.67%
EXPENDITURES						
43200	Solid Waste	1,641,596	518,672	253,284	15.43%	16.67%
	Total Expenditures	1,641,596	518,672	253,284	15.43%	16.67%
Total ## Solid Waste Fund		0	0	0		

Unaudited

Spent YTD

16.67%

FISCAL YEAR ENDING 06/30/2025		Year-To-Date by Amount			Variance	
Account	Description	BUDGET	FY 2024	FY 2025	YTD	Avg Yr %
212 TML Loan Fund						
REVENUE						
31920	Room Occupancy Tax	750,000	71,693	120,850	16.11%	16.67%
36100	Interest Earnings	50,000	18,403	23,986	47.97%	16.67%
37940	Transfer In	1,731,833	0	0	0.00%	16.67%
	Use of Fund Balance	0	428,404	0	0.00%	16.67%
	Total Revenues and Other Sourc	2,531,833	518,500	144,837	5.72%	16.67%
EXPENDITURES						
49111	Camp Jordan - Phase Two - 2020	144,525	0	0	0.00%	16.67%
49114	Refunding Bond Issue - 2021	681,963	0	0	0.00%	16.67%
49300	Series 2022 Bond Issue	725,717	398,033	0	0.00%	16.67%
49310	2015 - Exit One/Capital Projects	206,813	66,938	65,906	31.87%	16.67%
49410	Public Safety Capital Outlay Note	0	0	0	0.00%	16.67%
49411	Public Safety Capital Outlay Note	0	0	0	0.00%	16.67%
49412	Public Safety - Lease Purchase	43,795	0	0	0.00%	16.67%
49413	Public Safety - Capital Outlay Note	105,508	0	0	0.00%	16.67%
49414	Public Safety - Lease Purchase	53,530	53,530	0	0.00%	16.67%
	Total Expenditures	1,961,851	518,500	65,906	13.85%	16.67%
Total ## TML Loan Fund		569,982	0	78,931		

Unaudited

Spent YTD 16.67%

FISCAL YEAR ENDING 06/30/2025		Year-To-Date by Amount			Variance	
Account	Description	BUDGET	FY 2024	FY 2025	YTD	Avg Yr %
341 Capital Projects Fund						
REVENUE						
33113	LPRF 2024 - C. CENTER	0	0	0	0.00%	16.67%
33120	TDOT 2015 Multi Modal Grant	0	0	0	0.00%	16.67%
36100	Interest	0	0	38,397	0.00%	16.67%
36421	TN American Water Grant	0	0	0	0.00%	16.67%
36915	Bond Proceeds	1,200,000	0	762,613	6.36%	16.67%
36990	Misc. Revenues	0	0	0	0.00%	16.67%
36992	Hamilton County	1,000,000	0	0	0.00%	16.67%
37940	Operating Transfers - Other Funds	276,657	0	0	0.00%	16.67%
	Use of Fund Balance	176,319	651,222	665,495	0.00%	16.67%
	Total Revenues and Other Sourc	13,452,976	651,222	1,466,505	0.00%	16.67%
EXPENDITURES						
41100	Administrative	0	0	225	0.00%	16.67%
41800	Bldg & Grounds/Maintenance	400,000	35,378	86,440	21.61%	16.67%
41920	Multi Purpose Pavillion - Town Ctr	6,000,000	0	5,935	0.10%	16.67%
43110	Multi Modal Project - Ringgold Roa	0	493,229	280,200	0.00%	16.67%
43121	North Mack Smith Road	4,500,000	25,275	34,505	0.77%	16.67%
43122	Resurfacing Projects	937,976	0	0	0.00%	16.67%
43123	Park Ridge Access Road	0	0	0	0.00%	16.67%
44410	Parks & Recreation	1,440,000	0	1,020,861	70.89%	16.67%
44421	Splash Pad/Playground	0	0	0	0.00%	16.67%
44423	Dog Park - Town Center	0	0	0	0.00%	16.67%
44424	Animal Shelter Building	0	51,089	0	0.00%	16.67%
44425	Dickert Pond Boardwalk & Pier	0	26,252	9,957	0.00%	16.67%
44426	Fuel Tank - Public Safety Facility	125,000	0	0	0.00%	16.67%
44430	Community Center - Upgrade	0	0	28,383	0.00%	16.67%
46511	Community Development	50,000	20,000	0	0.00%	16.67%
	Total Expenditures	13,452,976	651,222	1,466,505	10.90%	16.67%
Total	## Capital Projects Fund	0	0	0		

Unaudited

Spent YTD 16.67%

FISCAL YEAR ENDING 06/30/2025		Year-To-Date by Amount			Variance	
Account	Description	BUDGET	FY 2024	FY 2025	YTD	Avg Yr %
410 ARPA FUND						
REVENUE						
37940	Transfer In	0	0	0	0.00%	16.67%
	Use of Fund Balance	1,922,845	0	502,153	0.00%	16.67%
	Total Revenues and Other Sourc	1,922,845	0	502,153	0.00%	16.67%
EXPENDITURES						
44424	Animal Shelter Facility	1,065,553	0	502,153	0.00%	16.67%
46490	Stormwater Projects - Ringgold Ro	857,292	0	0	0.00%	16.67%
	Total Expenditures	1,922,845	0	12,293	2.82%	16.67%
Total ## Capital Projects Fund		0	0	0		

ORDINANCE NO. 1205

AGENDA MEMORANDUM

Amendments to Ordinance 481 relating to Ordinance 1028 the East Ridge Sign Ordinance

Date: October 24th, 2024

Submitted by:



Michael Howell, Chief Building Official

SUBJECT:

On September 2nd, 2024, the Building Department Staff requested the East Ridge Planning Commission to re-review the proposed changes presented by the City Council. These changes amend Ordinance 481, which relates to Title 14, chapter 2, Article 6, sections 108 through 110 for on-premises and off-premises signs and billboard regulation (Ordinance 1028).

After reviewing the proposed amendments, the East Ridge Planning Commission recommended that the proposed changes to Ordinance 481 move forward to the City Council for review.

ORDINANCE NO. 1205

AN ORDINANCE OF THE EAST RIDGE CITY COUNCIL TO AMEND ORDINANCE 1028 WHICH AMENDED THE EAST RIDGE ZONING ORDINANCE NO. 481, BY ADDING AN ADDITIONAL SECTION THERETO, BEING SECTION 111 OF ARTICLE VI (SUPPLEMENTAL REGULATIONS AND EXCEPTIONS), IN THE EAST RIDGE ZONING ORDINANCE AND AMENDING THE NUMBER OF DAYS FOR COMPLIANCE WITH THIS ORDINANCE

WHEREAS, the City of East Ridge previously adopted the East Ridge Zoning Ordinance, No. 481, which is codified at Chapter 2 of Title 14 of the East Ridge City Code; and

WHEREAS, the City of East Ridge adopted Ordinance 1028 which amended Article VI, Sections 108-110, of Ordinance 481 relative to on-premise and off-premise sign regulations; and

WHEREAS, the City of East Ridge seeks to establish additional regulations regarding lighting and storefront displays and monument signs within the City to protect the health, safety, and welfare of the inhabitants and visitors to the City of East Ridge and to promote and enhance the aesthetic designs and/or display character and value of and throughout the City; and

WHEREAS, the City of East Ridge currently has lighting regulations as set forth in Article VI, Section 107; and

WHEREAS, reasonable regulations on lighting and storefront displays and monument signs are also necessary to promote an aesthetic and visually attractive environment that makes the City of East Ridge a desirable place to shop and visit and thereby contributes to the success of all businesses within the City of East Ridge; and

WHEREAS, the City of East Ridge recognizes the need to create reasonable regulations for lighting display, storefront displays, and monument signs in order to protect the residents, business owners and visitors from the negative effects of excessive, distracting, unnecessary, and inefficient lighting and to encourage lighting practices that protect against vehicular distraction, driving interference, and flashing light disturbances; and

WHEREAS, the adoption of this ordinance would be in the best interests of the health, safety, and welfare of the citizens, residents, and visitors of the City of East Ridge.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, that Ordinance No. 1028 is hereby amended by

adding an additional section thereto, being Section 111 of Article VI (Supplemental Regulations and Exceptions), in the East Ridge Zoning Ordinance, as follows:

111 Lighting and Storefront Displays and Monument Sign Displays

The purpose and intent of this section is to promote the health, safety, and welfare of the inhabitants of and visitors to the City of East Ridge by establishing regulations to protect against the negative effects of excessive, distractive, unnecessary and inefficient lighting and to encourage lighting practices that protect against vehicular distraction, driving interference, and flashing light disturbances, as well as to preserve, protect and enhance the aesthetic designs and/or display character and value of and throughout the City by creating reasonable regulations for lighting display, storefront displays, and monument signs.

This section shall provide additional business activity and design guidelines and prohibitions for businesses and establishes display restrictions and lighting display location and lumens guidelines for businesses and monument signs. Signs, lighting displays and storefront displays which are not visible to from the public streets and rights-of-way and/or sidewalks are exempt from these regulations.

A. Lighting Display Regulations for Business Storefronts.

- i. This subsection shall provide additional business activity and design guidelines and prohibitions for businesses located within all commercial, office and manufacturing zoned properties or districts.
- ii. “Accent/Storefront Lighting” shall be defined as lighting which outlines or is attached or affixed on a window, architectural feature, door, door opening, or any portion of a window with the intention to attract customers or attention to a storefront. Lights which outline or are placed on windows, on the building façade, doors, or door openings, either inside or outside of a business, and which are visible to the public, are prohibited.
- iii. Accent/Storefront lighting under this regulation shall include the following: LED/strobe lights, lights that mimic flashing emergency lights, flashing lights, LED/light strips, and LED/rope lights. Non-flashing open signs are allowed, not exceeding 2 ft. x 3 ft. in size.



- iv. Festoon-style low-output lights as defined by the NFPA National Electrical Code shall be permitted in commercial districts when placed in outdoor dining areas, canopies, or awnings attached to a building. Internal illuminated canopies or awnings, where the lights illuminate the awning or canopy are prohibited per Ordinance 1029 - Architectural Design Standards.



- v. Holiday lights installed at the start of the East Ridge Christmas parade and ending on January 7 are exempt from this requirement. Holiday lights which are utilized during this time must be removed or turned off not later than January 7 of each year.

B. Storefront Display Regulations.

- i. This subsection shall provide additional business activity and design guidelines and prohibitions for businesses located within all commercial, office, and manufacturing-zoned properties or districts.
- ii. For new construction, renovations of 50%, or business sold two years after the effective date of this ordinance, the maximum window space occupied by signs and merchandise shall not exceed 50% of the total storefront window area.
- iii. For existing businesses, storefront signage that lawfully existed and was maintained on the effective date of this ordinance or any amendment thereto may be continued although while such storefront signage does not conform to all of the provisions contained in this chapter, the following shall apply:
 - (a) 100% visibility for any storefront entrance/exit shall be maintained, and no signage is allowed except Push or Pull “Guidance” Signs no more than 4 in. x 6 in. on entrance /exit doors at the storefront for existing businesses.
- iv. Businesses in operation at the time of this ordinance can continue current storefront signage and on-premises detached signage. However, if a business ceases operations, the owner has thirty days (30) to remove all signage from the business storefront and all detached on-premises signs.
- v. When ownership of the business is sold or renovations exceed 50% of the county tax appraised value, storefront display regulations outlined in this ordinance shall apply.

- vi. If a business closes for renovations or damage, the owner has 180 days to complete the renovation to remain legal but non-conforming. If renovation exceeds 50% of the county tax appraised value of the building, then the following applies.
 - (a) The maximum window space occupied by signs and merchandise shall not exceed 50% of the total front storefront window area and shall apply to new businesses or businesses that have gone through renovations or damage exceeding 50% of the appraised building value.
 - (b) Businesses with non-conforming on-premises signs shall remove all detached signage from the parcel and adhere to the detached on-premises sign standards outlined within Ordinance 1028 – On-premise and off-premise signs
- vii. Renovation/damage shall be defined as renovation, restoration, modifications, addition, or retrofit of a building that exceeds fifty percent 50% of the current appraised value of the building, the appraised value shall be established by the Hamilton County Tax Assessors office
- viii. Existing businesses must comply with new light display regulations within 90 days of the passage of this ordinance.

C. Multi-Tenant Detached Monument or Directory Sign Regulations.

- i. This section shall provide additional design guidelines for monument & directory signs within all commercial, office and manufacturing zoned properties or districts.
- ii. Max sign height shall not exceed 15 feet in height. *See Table 1- size requirements*
- iii. Max sign area shall not exceed 125 sq ft in area per side.
- iv. The sign shall be constructed of the same or similar architectural elements and in similar materials and colors as the buildings as described in Section 109, subsection G, parts (1)(a) – (1)(e).

Table 1

Commercial, Office & Manufacturing, Development's max leasable sq ft.

If the Square Footage of development is between 0 and 15,000SF, then:

- Max Sign Area including supporting structure may not exceed 80SF
- Max Height of Sign may not exceed 11ft.

If the Square Footage of development is between 15,000SF and 50,000SF, then:

- Max Sign Area including supporting structure may not exceed 100SF
- Max Height of Sign may not exceed 13ft.

If the Square Footage of the development is between 50,000SF and 100,000SF, then:

- Max Sign Area including supporting structure may not exceed 125SF
- Max Height of Sign may not exceed 15ft.

BE IT FURTHER ORDAINED that all businesses shall have ninety (90) days from the effective date of this ordinance to bring such business into compliance with this ordinance.

BE IT FURTHER ORDAINED that if any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions hereof.

BE IT FURTHER ORDAINED that this Ordinance shall take effect immediately after its passage, the public welfare of the city requiring it.

Approved on first reading _____ 2024

Approved on second reading _____ 2024

Brian W. Williams, Mayor

Attest:

J. Scott Miller, City Manager

Approved as to form:

Mark W. Litchford, City Attorney

ORDINANCE NO. 1210

AGENDA MEMORANDUM

Rezone

Date: October 24th, 2024

Submitted by:



Michael Howell, Chief Building Official

SUBJECT:

On September 2nd, 2024, Ora City petitioned the East Ridge Planning Commission to rezone the parcel located at 4012 Bennett Rd (Tax Map # 168L-L-009) from R-1 Residential District to C-5 Neighborhood Commercial District. Ms. City intends to utilize the existing building as an office space for a nonprofit organization, specifically the Needy Child Fund.

The East Ridge Planning Commission has approved the rezoning request with the following conditions.

1. The permitted use of this structure is limited to office space only.
2. A six-foot-high privacy fence must be installed on the side adjacent to the residential property.

ORDINANCE NO. 1210

AN ORDINANCE OF THE EAST RIDGE CITY COUNCIL TO AMEND THE ZONING REGULATIONS AND THE ZONING MAP OF THE CITY OF EAST RIDGE, TENNESSEE SO AS TO REZONE THE PROPERTY LOCATED AT 4012 BENNETT ROAD, TAX MAP #168L-L-009 FROM R-1 RESIDENTIAL DISTRICT TO C-5 NEIGHBORHOOD COMMERCIAL DISTRICT

WHEREAS, the East Ridge Needy Child Fund petitioned the East Ridge Planning Commission to recommend to the Mayor and Councilmembers of the City of East Ridge, Tennessee, the rezoning of property located at 4012 Bennett Road, Tax Map #168L-L-009 from R-1 Residential District to C-5 Neighborhood Commercial District. The property is more particularly described as follows:

An unplatted tract of land located at 4012 Bennett Road, being the property described in Deed Book 13097, Page 647, ROHC. Tax Map 168L-L-009

WHEREAS, the East Ridge Planning Commission held a public hearing on this petition on September 4, 2024, where it reviewed the rezoning request and heard and considered all statements concerning the petition; and

WHEREAS, the East Ridge Planning Commission, by motion, recommended approval of the rezoning petition on September 4, 2024; and

WHEREAS, the applicant has properly advertised in a paper of general circulation in the City of East Ridge that they will make application to the City Council of the City of East Ridge to request approval of the rezoning; and

WHEREAS, notices of the public hearing before the City Council of the City of East Ridge have been served upon all property owners in the City within a distance of 300 feet from the affected property; and

WHEREAS, the East Ridge City Council held a public hearing on October 10, 2024, at which time all interested parties were given an opportunity to be heard.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, as follows:

Section 1. That the zoning regulations and the zoning map of the City of East Ridge, Tennessee, be and the same hereby are amended to rezone the property located at 4012 Bennett Road, Tax Map #168L-L-009 from R-1 Residential District to C-5 Neighborhood Commercial District, for uses consistent with such zoning.

BE IT FURTHER ORDAINED, that this ordinance shall take effect immediately after its passage, the public welfare of the City requiring it.

Approved on First Reading _____, 2024

Approved on Second Reading _____, 2024

Brian W. Williams, Mayor

ATTEST:

J. Scott Miller, City Manager

APPROVED AS TO FORM:

Mark W. Litchford, City Attorney

Application Narrative

A 501c3 non-profit organization wants to rezone to reuse existing house as an office. Parking will be in the driveway. The office will be used for board meetings. Applicant spoke to Michael Howell with East Ridge who recommended the C-5 district.



Chattanooga-Hamilton County Regional Planning Agency
Zoning Change Application Form

CASE NUMBER: 2024-0152	Date Submitted: 07/16/2024
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Sections 1-9 below to be filled out by Applicant- RPA staff will assist if needed

1 Applicant Request

Rezone From: R-1	Rezone To: C-5	Total acres in request area: 0.24
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2 Applicant Requested Conditions Yes: No:

3 Proposed Conditions – Attach a separate page if conditions won't fit in this box

N/A

4 Property Information

Property Address: 4012 Bennett Rd	Property Tax Map Number: 168L-L-009
-----------------------------------	-------------------------------------

5 Proposed Development

Reason for request/Project description:	Convert to use as office space
---	--------------------------------

6 Site Characteristics

Current Use:	Residential
Adjacent Uses:	Residential, Commercial, Manufacturing

7 Applicant Information

Name: East Ridge Needy Child Fund
 Address (street, city, state, zip): 4012 Bennett Rd, East Ridge, TN 37412
 Phone: 423-802-5777 Email: erncf2020@gmail.com
 Primary Contact (if different than applicant information): Alicia Stanfield, President
 Address (street, city, state, zip): 3712 Ringgold Rd, Box 105, Chattanooga, TN 37412
 Phone: Email:

← If the Applicants Information is the same as the Property Owners, please check the box to the left.

8 Property Owner Information *Only fill out this section if applicant is not the property owner. RPA requires a signed Owner Authorization form from the property owner. Property Owner Authorization Forms are available through the RPA.*

Name:
 Address (street, city, state, zip):
 Phone: Email:

9 Applicant Signature and Consent

By signing below, I verify that am the property owner, or have been authorized to act as an agent on behalf of the applicant or owner. I have read and understand the information provided in the RPA Application Policy, and agree to adhere to the policies of the RPA and responsibilities of the applicant as outlined.

Signature: See Submitted Application Date: _____

Office Use Only:

Checklist

<input checked="" type="checkbox"/> Application	<input checked="" type="checkbox"/> Site Plan	<input checked="" type="checkbox"/> Ownership Authorization
<input checked="" type="checkbox"/> Property Cards	<input checked="" type="checkbox"/> Deeds	<input checked="" type="checkbox"/> Plats
<input checked="" type="checkbox"/> Application Fee: \$635	<input type="checkbox"/> Cash	<input checked="" type="checkbox"/> Credit <input type="checkbox"/> Check
<input checked="" type="checkbox"/> Notice signs	Number of notice signs: 1	
Municipality: East Ridge	Planning District: 6	Neighborhood: None
County Commission District: 8	City Council District: 0	
PC meeting date: East Ridge	Application processed by: Jennifer Ware	

Staff Recommendation :	PC Action/Date:	Legislative Action/Date/Ordinance:
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**Chattanooga-Hamilton County Regional Planning Agency
PLANNING COMMISSION STAFF REPORT**

CASE NUMBER: 2024-0152 **APPLICANT:** East Ridge Needy Child Fund **PROPERTY OWNER:** East Ridge Needy Child Fund

PROPERTY ADDRESS: 4012 Bennett Road **TAX MAP PARCEL ID:** 168L-L-009 **JURISDICTION:** East Ridge

SIZE OF PROPERTY: 0.24 acres **REQUEST:** Rezone from R-1 to C-5

REASON FOR REQUEST/PROPOSED USE: Rezone from R-1 Residential District to C-5 Neighborhood Commercial District to convert a single-family dwelling into an office for a non-profit organization.

PROPERTY DESCRIPTION

EXISTING LAND USE Single-Family Dwelling	SURROUNDING LAND USES <u>North:</u> Multi-Family Residential <u>East:</u> Warehouse <u>South:</u> Single-Family Residential <u>West:</u> Single-Family Residential	ACCESS Bennett Road
TRANSPORTATION Mockingbird Drive is an Urban Major Collector.	PROPOSED RESIDENTIAL DENSITY N/A	ADJACENT RESIDENTIAL DENSITY 2.73 du/ac for the R-1 zoned property adjacent to the site & 12.5 du/ac for the multi-family north of the site
		NATURAL RESOURCES N/A

ZONING

- ZONING HISTORY**
- There is no recent zoning history for the site.
 - 1227 Greens Lake Rd (north of site) was rezoned from R-1 and C-5 to M-2 with conditions in 2005. The conditions include the following:
 1. Proposed use only.
 2. No outdoor storage of materials.
 3. A sight-obscuring fence or sight-obscuring landscaping screen between the M-2 property and the abutting R-1 property (Ordinance #798).
 - 4014 & 4016 Bennett Rd (east of the site) was rezoned from R-1 and C-5 to M-3 in 2013 (Ordinance #942).

ZONE DISTRICT COMPATIBILITY	USE	CURRENT R-1 DISTRICT	PROPOSED C-5 DISTRICT
	Single-Family Residential	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
	Two-Family Residential	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	Institutional	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	Office	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	Commercial	<input type="checkbox"/>	<input checked="" type="checkbox"/>
	DEVELOPMENT STANDARDS	CURRENT R-1 DISTRICT	PROPOSED C-5 DISTRICT
	Lot Size	10,000 sf	N/A
	Lot Frontage	75'	N/A

Setbacks	Front: 25' Side: 10' Rear: 25'	Front: 25' Side: 10' when adjoins residential district Rear: 25' when adjoins residential district 2.5 stories or 35'
Building Height	2.5 stories or 35' except that a building may exceed requirements provided for every foot of additional height the building shall be set back 1' from all property lines	

DISCUSSION OF STAFF RECOMMENDATION

- Yes No See Comments **COMPATIBILITY WITH ADJACENT LAND USES**
The site is surrounded by a mix of uses including single-family and multi-family residential, warehousing and institutional uses.
- Yes No See Comments **COMPATIBILITY WITH DEVELOPMENT FORM**
The site is surrounded by 1-2 story single-family dwellings with individual driveways, multi-family dwellings with paved parking lots, and warehousing buildings with paved parking lots and outdoor storage.
- Yes No See Comments **CONCERNS REGARDING LOCATION, LIGHTING, OR HEIGHT**
There are no concerns with office uses at this location. The proposed C-5 district will act as a buffer between the M-3 and R-1 zoned property.

**Chattanooga-Hamilton County Regional Planning Agency
PLANNING COMMISSION STAFF REPORT**

CASE NUMBER: 2024-0152	APPLICANT: East Ridge Needy Child Fund	PROPERTY OWNER: East Ridge Needy Child Fund
PROPERTY ADDRESS: 4012 Bennett Road	TAX MAP PARCEL ID: 168L-L-009	JURISDICTION: East Ridge
SIZE OF PROPERTY: 0.24 acres	REQUEST: Rezone from R-1 to C-5	
REASON FOR REQUEST/PROPOSED USE: Rezone from R-1 Residential District to C-5 Neighborhood Commercial District to convert a single-family dwelling into an office for a non-profit organization.		

PROPERTY DESCRIPTION

EXISTING LAND USE Single-Family Dwelling	SURROUNDING LAND USES <u>North:</u> Multi-Family Residential <u>East:</u> Warehouse <u>South:</u> Single-Family Residential <u>West:</u> Single-Family Residential		ACCESS Bennett Road
TRANSPORTATION Mockingbird Drive is an Urban Major Collector.	PROPOSED RESIDENTIAL DENSITY N/A	ADJACENT RESIDENTIAL DENSITY 2.73 du/ac for the R-1 zoned property adjacent to the site & 12.5 du/ac for the multi-family north of the site	NATURAL RESOURCES N/A

ZONING

ZONING HISTORY	<ul style="list-style-type: none"> • There is no recent zoning history for the site. • 1227 Greens Lake Rd (north of site) was rezoned from R-1 and C-5 to M-2 with conditions in 2005. The conditions include the following: <ol style="list-style-type: none"> 1. Proposed use only. 2. No outdoor storage of materials. 3. A sight-obscuring fence or sight-obscuring landscaping screen between the M-2 property and the abutting R-1 property (Ordinance #798). • 4014 & 4016 Bennett Rd (east of the site) was rezoned from R-1 and C-5 to M-3 in 2013 (Ordinance #942).
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ZONE DISTRICT COMPATIBILITY	USE	CURRENT R-1 DISTRICT	PROPOSED C-5 DISTRICT
	Single-Family Residential		<input checked="" type="checkbox"/>
Two-Family Residential		<input type="checkbox"/>	<input checked="" type="checkbox"/>
Institutional		<input checked="" type="checkbox"/>	<input type="checkbox"/>
Office		<input type="checkbox"/>	<input checked="" type="checkbox"/>
Commercial		<input type="checkbox"/>	<input checked="" type="checkbox"/>
	DEVELOPMENT STANDARDS	CURRENT R-1 DISTRICT	PROPOSED C-5 DISTRICT
	Lot Size	10,000 sf	N/A
	Lot Frontage	75'	N/A

	Setbacks	Front: 25' Side: 10' Rear: 25'	Front: 25' Side: 10' when adjoins residential district Rear: 25' when adjoins residential district
	Building Height	2.5 stories or 35' except that a building may exceed requirements provided for every foot of additional height the building shall be set back 1' from all property lines	2.5 stories or 35'

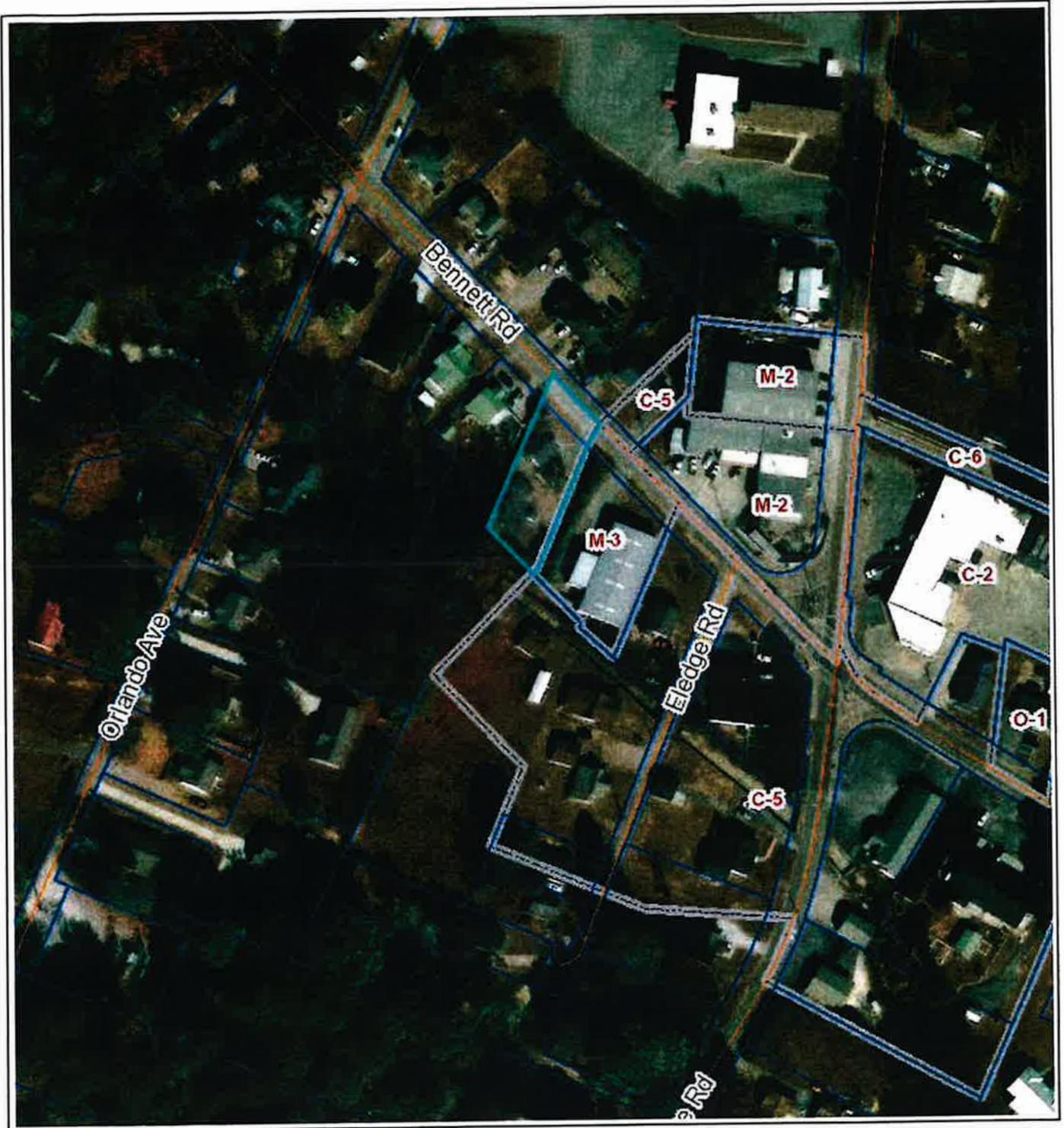
DISCUSSION OF STAFF RECOMMENDATION

<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> See Comments	COMPATIBILITY WITH ADJACENT LAND USES The site is surrounded by a mix of uses including single-family and multi-family residential, warehousing and institutional uses.
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> See Comments	COMPATABILITY WITH DEVELOPMENT FORM The site is surrounded by 1-2 story single-family dwellings with individual driveways, multi-family dwellings with paved parking lots, and warehousing buildings with paved parking lots and outdoor storage.
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> See Comments	CONCERNS REGARDING LOCATION, LIGHTING, OR HEIGHT There are no concerns with office uses at this location. The proposed C-5 district will act as a buffer between the M-3 and R-1 zoned property.

2024-0152 Rezoning from R-1 to C-5



2024-0152 Rezoning from R-1 to C-5



APPROVED SUBDIVISION OF LAND

DATE: 11/1/74

BY: [Signature]

FOR: [Signature]

APPROVED FOR THE CITY OF MOBILE

DATE: 11/1/74

BY: [Signature]

FOR: [Signature]

APPROVED FOR THE CITY OF MOBILE

DATE: 11/1/74

BY: [Signature]

FOR: [Signature]

APPROVED FOR THE CITY OF MOBILE

DATE: 11/1/74

BY: [Signature]

FOR: [Signature]

APPROVED FOR THE CITY OF MOBILE

DATE: 11/1/74

BY: [Signature]

FOR: [Signature]

APPROVED FOR THE CITY OF MOBILE

DATE: 11/1/74

BY: [Signature]

FOR: [Signature]

APPROVED FOR THE CITY OF MOBILE

DATE: 11/1/74

BY: [Signature]

FOR: [Signature]

APPROVED FOR THE CITY OF MOBILE

DATE: 11/1/74

BY: [Signature]

FOR: [Signature]

APPROVED FOR THE CITY OF MOBILE

DATE: 11/1/74

BY: [Signature]

FOR: [Signature]

APPROVED FOR THE CITY OF MOBILE

DATE: 11/1/74

BY: [Signature]

FOR: [Signature]

APPROVED FOR THE CITY OF MOBILE

DATE: 11/1/74

BY: [Signature]

FOR: [Signature]

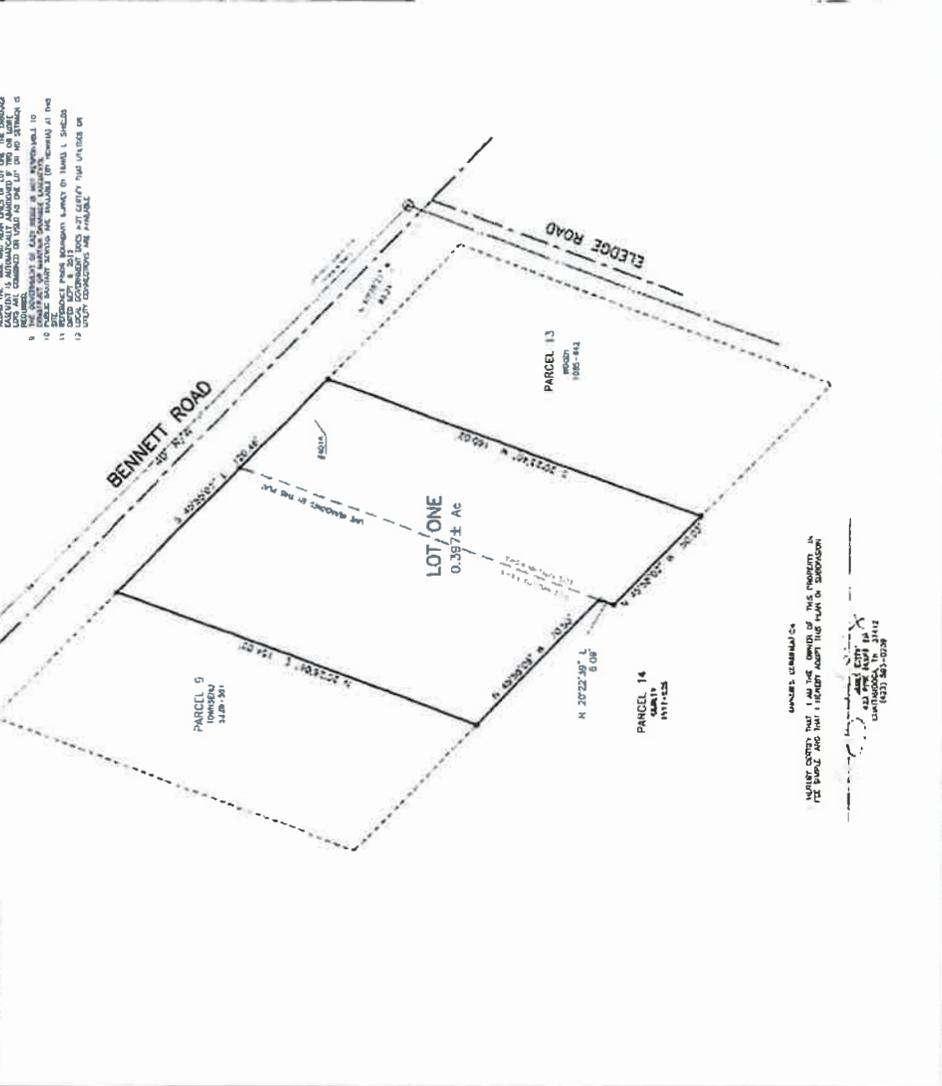
APPROVED FOR THE CITY OF MOBILE

DATE: 11/1/74

BY: [Signature]

FOR: [Signature]

NOTES:
 1. THIS PLAN IS A PRELIMINARY PLAN.
 2. THE PROPERTY IS NOT SUBJECT TO ANY EASES OR ENCUMBRANCES.
 3. THE PROPERTY IS NOT SUBJECT TO ANY LIENS OR ENCUMBRANCES.
 4. THE PROPERTY IS NOT SUBJECT TO ANY EASES OR ENCUMBRANCES.
 5. THE PROPERTY IS NOT SUBJECT TO ANY LIENS OR ENCUMBRANCES.
 6. THE PROPERTY IS NOT SUBJECT TO ANY EASES OR ENCUMBRANCES.
 7. THE PROPERTY IS NOT SUBJECT TO ANY LIENS OR ENCUMBRANCES.
 8. THE PROPERTY IS NOT SUBJECT TO ANY EASES OR ENCUMBRANCES.
 9. THE PROPERTY IS NOT SUBJECT TO ANY LIENS OR ENCUMBRANCES.
 10. THE PROPERTY IS NOT SUBJECT TO ANY EASES OR ENCUMBRANCES.
 11. THE PROPERTY IS NOT SUBJECT TO ANY LIENS OR ENCUMBRANCES.
 12. THE PROPERTY IS NOT SUBJECT TO ANY EASES OR ENCUMBRANCES.
 13. THE PROPERTY IS NOT SUBJECT TO ANY LIENS OR ENCUMBRANCES.



**FINAL PLAT
 CITY SUBDIVISION
 LOT ONE**

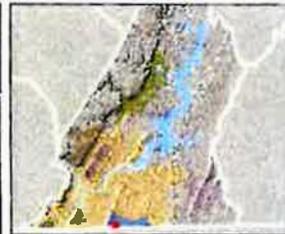
PROPERTY IDENTIFICATION

THE PARCEL MAP IS FILE NUMBER 188-441 IN MOBILE COUNTY, ALABAMA. THE CITY OF MOBILE HAS REVIEWED THIS PLAN AND APPROVED IT FOR THE CITY OF MOBILE. THE CITY ENGINEER HAS REVIEWED THIS PLAN AND APPROVED IT FOR THE CITY OF MOBILE. THE CITY CLERK HAS REVIEWED THIS PLAN AND APPROVED IT FOR THE CITY OF MOBILE.



DATE: 11/1/74
 BY: [Signature]
 FOR: [Signature]

GISMO 5



Legend

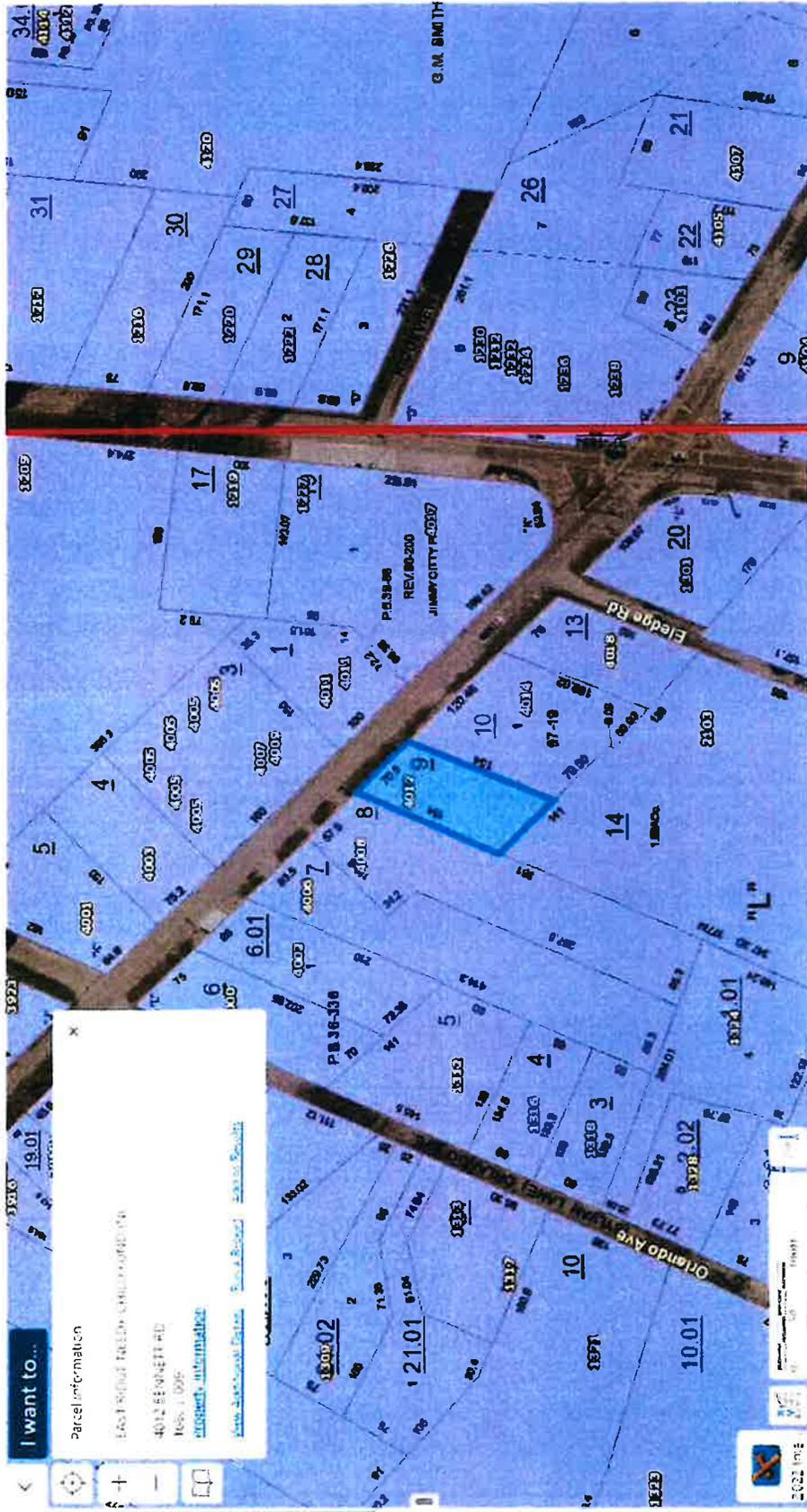
- Address Labels
- Parcels

0 50.00 100.00 Feet

NAD_1983_StatePlane_Tennessee_FIPS_4100_Feet
© Latitude Geographics Group Ltd



Disclaimer: This map is to be used for reference only, and no other use or reliance on the same is authorized. This map was automatically generated using HCGIS Mapping System. Parcel lines are shown for reference only and are not intended for conveyances, nor is it intended to substitute for a legal survey or property abstract.



I want to...

Parcel information

EAST BRIDGE FREEDOM CORPORATION

4012 EIGHTH RD

ISS: 1/09C

[APPROXIMATE INFORMATION](#)

[View Historical Entries](#) [Email Report](#) [Export Results](#)



2021 ME

ORDINANCE NO. 1211

**AGENDA MEMORANDUM
AIR POLLUTION ORDINANCE REVISION**

October 24, 2024

Submitted By:



J. Scott Miller, City Manager

SUBJECT:

The City of East Ridge, as well as all other cities in Hamilton County, have been notified by the Chattanooga-Hamilton County Air Pollution Control Bureau that they have several small revisions in the County's air pollution ordinance that the Bureau needs to get all the municipalities to approve again.

The primary purpose of these revisions is to remove "affirmative defense" provisions that apply to excess emissions during periods of startup, shutdown, and malfunction, as directed by the US EPA. Other pertinent revisions concern the lowering of a national ambient air quality standard and the incorporation by reference of the most current of various federal regulations.

The Air Pollution Control Board recommends all these revisions and has asked that the County and all its municipalities enact them in order to maintain local jurisdiction over air pollution control.

Attachment

JSM/

CHATTANOOGA-HAMILTON COUNTY AIR POLLUTION CONTROL BUREAU

Summary of Revisions to
The East Ridge Air Pollution Control Ordinance
(East Ridge Bank Municipal Code, Title 20, Chapter 2)
August 2024

Sections 1 and 2: Removal of an unnecessary provision for alternatively permitting equipment as a locally defined “minor pollution source”

Sections 3, 4, and 7: Removal of general “affirmative defense” provisions that apply to excess emissions during periods of startup, shutdown, and malfunction, as recommended by the U.S. EPA

Section 5: Addition of a requirement for the Director to report confidentiality request determinations to the Board

Section 6: Correction of two date errors

Sections 8, 9, 10, 11, 13, 17, 18, 19, 20, and 23: Incorporation by reference of the most current of various federal regulations

Section 12: Update name of a national emission standard

Sections 14 and 15: Revision of a national ambient air quality standard

Section 16: Correction of an ordinance reference and clarification of wording

Sections 21 and 22: Removal of “affirmative defense” provisions that apply to excess emissions from Part 70 sources during periods of startup, shutdown, and malfunction, as directed by the U.S. EPA

Scott J. Miller

From: Ronald Drumeller <rdrumeller@chattanooga.gov>
Sent: Friday, October 4, 2024 2:39 PM
To: Scott J. Miller
Cc: Alan Frazier
Subject: Air Pollution Ordinance Revision
Attachments: 2024 East Ridge Ordinance Revision Summary.docx; 2024 East Ridge Ordinance Revision Summary.pdf; 2024 East Ridge Ordinance Revision.docx; 2024 East Ridge Ordinance Revision.pdf; 2024 REDLINED East Ridge Ordinance Revision.docx; 2024 REDLINED East Ridge Ordinance Revision.pdf

CAUTION: This email originated from outside the organization and may contain unverified links. Do not click on links or open attachments unless you recognize the sender and know the content is safe.

Hello Mr. Miller,

We have a very small revision in our air pollution ordinance that we have to get all of the municipalities to approve again.

The primary purpose of these revisions is to remove "affirmative defense" provisions that apply to excess emissions during periods of startup, shutdown, and malfunction, as directed by the U.S. EPA. Other pertinent revisions concern the lowering of a national ambient air quality standard and the incorporation by reference of the most current of various federal regulations.

The Air Pollution Control Board unanimously recommends all of these revisions and has asked that the County and all its municipalities enact them in order to maintain local jurisdiction over air pollution control.

Attached are the following documents for your review before the November "Small City Coalitions Meeting":

- 2024 East Ridge Ordinance Revision Summary (Word & PDF)**
- 2024 East Ridge Ordinance Revision (Word & PDF)**
- 2024 Redlined East Ridge Ordinance Revision (Word & PDF)**

Please call me with any questions that you might have.

Kind regards,

Ron Drumeller

Executive Director

Chattanooga-Hamilton County Air Pollution Control Bureau

CBL Center II

2034 Hamilton Place Blvd. Suite 300
Chattanooga, TN 37421

Office: (423) 643-5974

Phone: (678) 622-1135

rdrumeller@chattanooga.gov

www.apcb.org

ORDINANCE NO. 1211

AN ORDINANCE OF THE EAST RIDGE CITY COUNCIL TO AMEND EAST RIDGE MUNICIPAL CODE, TITLE 20, CHAPTER 2, WHICH CHAPTER IS KNOWN AS “THE EAST RIDGE AIR POLLUTION CONTROL ORDINANCE,” BY REMOVING “AFFIRMATIVE DEFENSE” PROVISIONS, PROVIDING FOR INCORPORATION BY REFERENCE OF THE MOST CURRENT OF VARIOUS FEDERAL REGULATIONS, AND PROVIDING FOR CERTAIN HOUSEKEEPING PROVISIONS

WHEREAS it is the declared public policy of this city to achieve and maintain such levels of air quality as will protect human health and safety, and to the greatest degree practicable, prevent injury to plant and animal life and property, and to foster the comfort and convenience of the people; and

WHEREAS local regulation of air quality is the most efficient means toward that end; and

WHEREAS, in order to maintain the Certificate of Exemption granted by the Tennessee Air Pollution Control Board for operating a local air pollution control program, it is necessary to adopt regulations no less stringent than state standards; and

WHEREAS the adoption of these amendments is required for the protection of the health, safety, and welfare of the citizens of East Ridge and to insure maintaining the local Certificate of Exemption;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, that Chapter 2 of Title 20 of the East Ridge Municipal Code be amended as is hereafter set forth:

SECTION 1. That East Ridge Municipal Code, Title 20, Chapter 2, Section 20-202, is hereby amended so as to delete the definition of “Minor pollution source” in its entirety.

SECTION 2. That East Ridge Municipal Code, Title 20, Chapter 2, Section 20-208, is hereby amended so as to delete Section 20-208(d)(6) in its entirety and substitute in lieu thereof the following:

(6) (Reserved)

SECTION 3. That East Ridge Municipal Code, Title 20, Chapter 2, Section 20-212, is hereby amended so as to delete Section 20-212(c) in its entirety and substitute in lieu thereof the following:

(c) (Reserved)

SECTION 4. That East Ridge Municipal Code, Title 20, Chapter 2, Section 20-212, is hereby amended so as to delete Section 20-212(d) in its entirety and substitute in lieu thereof the following:

(d) (Reserved)

SECTION 5. That East Ridge Municipal Code, Title 20, Chapter 2, Section 20-219, is hereby amended so as to add the following Section 20-219(d):

(d) The Director shall report to the Board at the next board meeting any determinations made by the Director concerning requests for confidentiality made pursuant to this Section 20-219.

SECTION 6. That East Ridge Municipal Code, Title 20, Chapter 2, Section 20-241, is hereby amended so as to delete Rule 2.6 in its entirety and substitute in lieu thereof the following:

Rule 2.6. No owner or operator of any Portland cement plant shall cause, suffer, allow or permit the emission of nitrogen oxides (NO_x) in excess of seven hundred and fifty (750) parts per million when averaged over any three (3) consecutive hour period. After April 30, 2007, the owner or operator of any Portland cement kiln subject to this rule shall not operate the kiln during May 1 through September 30 unless the kiln has installed and operates during May 1 through September 30 with at least one (1) of the following:

- (a) Low-NO_x burners;
- (b) Mid-kiln system firing;
- (c) Alternative control techniques approved by the Director and the EPA and achieving the same emissions decreases as low-NO_x burners or mid-kiln system firing; or
- (d) Reasonably available control technology approved by the Director and the EPA.

By April 30, 2007, the owner or operator of a cement kiln subject to this rule shall provide the Director with a statement confirming that the kiln is subject to the rule and a report demonstrating compliance with the requirements of the rule. If compliance is achieved by the use of prescribed equipment, the compliance demonstration shall be a written certification that the equipment is installed and in use. By October 31, 2007, the owner or operator shall provide the Director a report documenting the NO_x emissions for the period of May 1, 2007, through September 30, 2007. Beginning in 2008, an annual report documenting NO_x emissions for May 1 through September 30 of each year shall be submitted to the director by October 31 of that year. The annual report shall include a certification that the kiln has continued to be in compliance with this rule as stated in the initial compliance certification.

SECTION 7. That East Ridge Municipal Code, Title 20, Chapter 2, Section 20-241, is hereby amended so as to delete Rule 3.2 in its entirety and substitute in lieu thereof the following:

Rule 3.2. (Reserved)

SECTION 8. That East Ridge Municipal Code, Title 20, Chapter 2, Section 20-241, is hereby amended so as to delete Rule 15.1 in its entirety and substitute in lieu thereof the following:

Rule 15.1 The provisions of Title 40 Code of Federal Regulations Part 60 “Standards of Performance for New Stationary Sources,” Subparts A, D, Da, Db, Dc, E, Ea, Eb, Ec, F, G, Ga, H, I, J, Ja, K, Ka, Kb, L, M, N, Na, O, P, Q, R, S, T, U, V, W, X, Y, Z, AA, AAa, BB,

BBa, CC, DD, EE, GG, HH, KK, KKa, LL, MM, MMa, NN, PP, QQ, RR, SS, TT, UU, VV, VVa, WW, XX, AAA, BBB, DDD, FFF, GGG, GGGa, HHH, III, JJJ, KKK, LLL, NNN, OOO, PPP, QQQ, RRR, SSS, TTT, TTTa, UUU, VVV, WWW, XXX, AAAA, CCCC, EEEE, IIII, JJJJ, KKKK, LLLL, OOOO, OOOOa, QQQQ, and TTTT and Appendices A-1, A-2, A-3, A-4, A-5, A-6, A-7, A-8, B, C, D, F, and I (Revised as of July 1, 2023) are hereby incorporated by reference in Chapter 2 as requirements of this municipality pursuant to the provisions of T.C.A. § 68-201-115 and § 10-7-121. The following subparts and appendices are included:

- Subpart A – General Provisions
- Subpart D – Fossil-Fuel-Fired Steam Generators
- Subpart Da – Electric Utility Steam Generating Units
- Subpart Db – Industrial-Commercial-Institutional Steam Generating Units
- Subpart Dc – Small Industrial-Commercial-Institutional Steam Generating Units
- Subpart E – Incinerators
- Subpart Ea – Municipal Waste Combustors for Which Construction is Commenced After December 20, 1989 and On or Before September 20, 1994
- Subpart Eb – Large Municipal Waste Combustors for Which Construction is Commenced After September 20, 1994 or for Which Modification or Reconstruction is Commenced After June 19, 1996
- Subpart Ec – Hospital/Medical/Infectious Waste Incinerators
- Subpart F – Portland Cement Plants
- Subpart G – Nitric Acid Plants
- Subpart Ga – Nitric Acid Plants for Which Construction, Reconstruction, or Modification Commenced After October 14, 2011
- Subpart H – Sulfuric Acid Plants
- Subpart I – Hot Mix Asphalt Facilities
- Subpart J – Petroleum Refineries
- Subpart Ja – Petroleum Refineries for Which Construction, Reconstruction, or Modification Commenced After May 14, 2007
- Subpart K – Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After June 11, 1973, and Prior to May 19, 1978
- Subpart Ka – Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After May 18, 1978, and Prior to July 23, 1984

Subpart Kb –	Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced After July 23, 1984
Subpart L –	Secondary Lead Smelters
Subpart M –	Secondary Brass and Bronze Production Plants
Subpart N –	Primary Emissions from Basic Oxygen Process Furnaces for Which Construction is Commenced After June 11, 1973
Subpart Na –	Secondary Emissions from Basic Oxygen Process Steelmaking Facilities for Which Construction is Commenced After January 20, 1983
Subpart O –	Sewage Treatment Plants
Subpart P –	Primary Copper Smelters
Subpart Q –	Primary Zinc Smelters
Subpart R –	Primary Lead Smelters
Subpart S –	Primary Aluminum Reduction Plants
Subpart T –	Phosphate Fertilizer Industry: Wet Process Phosphoric Acid Plants
Subpart U –	Phosphate Fertilizer Industry: Superphosphoric Acid Plants
Subpart V –	Phosphate Fertilizer Industry: Diammonium Phosphate Plants
Subpart W –	Phosphate Fertilizer Industry: Triple Superphosphate Plants
Subpart X –	Phosphate Fertilizer Industry: Granular Triple Superphosphate Storage Facilities
Subpart Y –	Coal Preparation and Processing Plants
Subpart Z –	Ferroalloy Production Facilities
Subpart AA –	Steel Plants: Electric Arc Furnaces Constructed After October 21, 1974 and On or Before August 17, 1983
Subpart AAa –	Steel Plants: Electric Arc Furnaces and Argon-Oxygen Decarburization Vessels Constructed After August 17, 1983
Subpart BB –	Kraft Pulp Mills
Subpart BBa –	Kraft Pulp Mill Affected Sources for Which Construction, Reconstruction, or Modification Commenced After May 23, 2013
Subpart CC –	Glass Manufacturing Plants
Subpart DD –	Grain Elevators
Subpart EE –	Surface Coating of Metal Furniture
Subpart GG –	Stationary Gas Turbines
Subpart HH –	Lime Manufacturing Plants

Subpart KK –	Lead-Acid Battery Manufacturing Plants for Which Construction, Reconstruction, or Modification Commenced After January 14, 1980, and On or Before February 23, 2022
Subpart KKa –	Lead-Acid Battery Manufacturing Plants for Which Construction, Modification or Reconstruction Commenced After February 23, 2022
Subpart LL –	Metallic Mineral Processing Plants
Subpart MM –	Automobile and Light Duty Truck Surface Coating Operations for Which Construction, Modification or Reconstruction Commenced After October 5, 1979, and On or Before May 18, 2022
Subpart MMA –	Automobile and Light Duty Truck Surface Coating Operations for Which Construction, Modification or Reconstruction Commenced After May 18, 2022
Subpart NN –	Phosphate Rock Plants
Subpart PP –	Ammonium Sulfate Manufacture
Subpart QQ –	Graphic Arts Industry: Publication Rotogravure Printing
Subpart RR –	Pressure Sensitive Tape and Label Surface Coating Operations
Subpart SS –	Industrial Surface Coating: Large Appliances
Subpart TT –	Metal Coil Surface Coating
Subpart UU –	Asphalt Processing and Asphalt Roofing Manufacture
Subpart VV –	Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry for Which Construction, Reconstruction, or Modification Commenced After January 5, 1981, and on or Before November 7, 2006
Subpart VVa –	Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry for Which Construction, Reconstruction, or Modification Commenced After November 7, 2006
Subpart WW –	Beverage Can Surface Coating Industry
Subpart XX –	Bulk Gasoline Terminals
Subpart AAA –	New Residential Wood Heaters
Subpart BBB –	Rubber Tire Manufacturing Industry
Subpart DDD –	Volatile Organic Compound (VOC) Emissions from the Polymer Manufacturing Industry
Subpart FFF –	Flexible Vinyl and Urethane Coating and Printing
Subpart GGG –	Equipment Leaks of VOC in Petroleum Refineries for Which Construction, Reconstruction, or Modification Commenced After January 4, 1983, and on or Before November 7, 2006

Subpart GGGa –	Equipment Leaks of VOC in Petroleum Refineries for Which Construction, Reconstruction, or Modification Commenced After November 7, 2006
Subpart HHH –	Synthetic Fiber Production Facilities
Subpart III –	Volatile Organic Compound (VOC) Emissions From the Synthetic Organic Chemical Manufacturing Industry (SOCMI) Air Oxidation Unit Processes
Subpart JJJ –	Petroleum Dry Cleaners
Subpart KKK –	Equipment Leaks of VOC From Onshore Natural Gas Processing Plants for Which Construction, Reconstruction, or Modification Commenced After January 20, 1984, and on or Before August 23, 2011
Subpart LLL –	SO ₂ Emissions From Onshore Natural Gas Processing for Which Construction, Reconstruction, or Modification Commenced After January 20, 1984, and on or Before August 23, 2011
Subpart NNN –	Volatile Organic Compound (VOC) Emissions From Synthetic Organic Chemical Manufacturing Industry (SOCMI) Distillation Operations
Subpart OOO –	Nonmetallic Mineral Processing Plants
Subpart PPP –	Wool Fiberglass Insulation Manufacturing Plants
Subpart QQQ –	VOC Emissions From Petroleum Refinery Wastewater Systems
Subpart RRR –	Volatile Organic Compound Emissions from Synthetic Organic Chemical Manufacturing Industry (SOCMI) Reactor Processes
Subpart SSS –	Magnetic Tape Coating Facilities
Subpart TTT –	Industrial Surface Coating: Surface Coating of Plastic Parts for Business Machines
Subpart TTTa –	Industrial Surface Coating: Surface Coating of Plastic Parts for Business Machines for Which Construction, Reconstruction, or Modification Commenced After June 21, 2022
Subpart UUU –	Calciners and Dryers in Mineral Industries
Subpart VVV –	Polymeric Coating of Supporting Substrates Facilities
Subpart WWW –	Municipal Solid Waste Landfills That Commenced Construction, Reconstruction, or Modification on or After May 30, 1991, but Before July 18, 2014
Subpart XXX –	Municipal Solid Waste Landfills That Commenced Construction, Reconstruction, or Modification After July 17, 2014

Subpart AAAA –	Small Municipal Waste Combustion Units for Which Construction is Commenced After August 30, 1999 or for Which Modification or Reconstruction is Commenced After June 6, 2001
Subpart CCCC –	Commercial and Industrial Solid Waste Incineration Units
Subpart EEEE –	Other Solid Waste Incineration Units for Which Construction is Commenced After December 9, 2004, or for Which Modification or Reconstruction is Commenced on or After June 16, 2006
Subpart IIII –	Stationary Compression Ignition Internal Combustion Engines
Subpart JJJJ –	Stationary Spark Ignition Internal Combustion Engines
Subpart KKKK –	Stationary Combustion Turbines
Subpart LLLL –	New Sewage Sludge Incineration Units
Subpart OOOO –	Crude Oil and Natural Gas Facilities for which Construction, Modification, or Reconstruction Commenced After August 23, 2011, and on or Before September 18, 2015
Subpart OOOOa –	Crude Oil and Natural Gas Facilities for which Construction, Modification or Reconstruction Commenced After September 18, 2015
Subpart QQQQ –	New Residential Hydronic Heaters and Forced-Air Furnaces
Subpart TTTT –	Greenhouse Gas Emissions for Electric Generating Units
Appendix A-1 –	Test Methods 1 through 2F
Appendix A-2 –	Test Methods 2G through 3C
Appendix A-3 –	Test Methods 4 through 5I
Appendix A-4 –	Test Methods 6 through 10B
Appendix A-5 –	Test Methods 11 through 15A
Appendix A-6 –	Test Methods 16 through 18
Appendix A-7 –	Test Methods 19 through 25E
Appendix A-8 –	Test Methods 26 through 30B
Appendix B –	Performance Specifications
Appendix C –	Determination of Emission Rate Change
Appendix D –	Required Emission Inventory Information
Appendix F –	Quality Assurance Procedures
Appendix I –	Owner’s Manuals and Temporary Labels for Wood Heaters Subject to Subparts AAA and QQQQ of Part 60

SECTION 9. That East Ridge Municipal Code, Title 20, Chapter 2, Section 20-241, is hereby amended so as to delete Rule 15.4 in its entirety and substitute in lieu thereof the following:

Rule 15.4 The provisions of Title 40 Code of Federal Regulations Part 62 “Approval and Promulgation of State Plans for Designated Facilities and Pollutants,” Subpart OOO “*Federal Plan Requirements for Municipal Solid Waste Landfills That Commenced Construction On or Before July 17, 2014 and Have Not Been Modified or Reconstructed Since July 17, 2014*” (Revised as of July 1, 2023) is hereby incorporated by reference in Chapter 2 as requirements of this municipality pursuant to the provisions of T.C.A. § 68-201-115 and § 10-7-121.

SECTION 10. That East Ridge Municipal Code, Title 20, Chapter 2, Section 20-241, is hereby amended so as to delete the *first paragraph only* of Rule 16.1 and substitute in lieu thereof the following:

Rule 16.1 The provisions of Title 40 Code of Federal Regulations Part 61 “National Emissions Standards for Hazardous Air Pollutants,” Subparts A, B, C, D, E, F, H, I, J, K, L, N, O, P, Q, R, T, V, W, Y, BB, and FF and Appendices A, B, C, D, and E (Revised as of July 1, 2023) are hereby incorporated by reference in Chapter 2 as requirements of this municipality pursuant to the provisions of T.C.A. § 68-201-115 and § 10-7-121. The following subparts and appendices are included:

SECTION 11. That East Ridge Municipal Code, Title 20, Chapter 2, Section 20-241, is hereby amended so as to delete the *first paragraph only* of Rule 16.5(c) and substitute in lieu thereof the following:

- (c) The provisions of Title 40 Code of Federal Regulations Part 63 “National Emissions Standards for Hazardous Air Pollutants for Source Categories,” Subparts A, B, C, D, F, G, H, I, J, L, M, N, O, Q, R, S, T, U, W, X, Y, AA, BB, CC, DD, EE, GG, HH, II, JJ, KK, LL, MM, NN, OO, PP, QQ, RR, SS, TT, UU, VV, WW, XX, YY, CCC, DDD, EEE, GGG, HHH, III, JJJ, LLL, MMM, NNN, OOO, PPP, QQQ, RRR, TTT, UUU, VVV, XXX, AAAA, CCCC, DDDD, EEEE, FFFF, GGGG, HHHH, IIII, JJJJ, KKKK, MMMM, NNNN, OOOO, PPPP, QQQQ, RRRR, SSSS, TTTT, UUUU, VVVV, WWWW, XXXX, YYYY, ZZZZ, AAAAA, BBBB, CCCC, DDDDD, EEEEE, FFFFF, GGGGG, HHHHH, IIII, JJJJ, KKKKK, LLLLL, MMMMM, NNNNN, PPPPP, QQQQQ, RRRRR, SSSSS, TTTTT, UUUUU, WWWW, YYYYY, ZZZZ, BBBBB, CCCCC, DDDDD, EEEEE, FFFFF, GGGGG, HHHHH, JJJJJ, LLLLL, MMMMM, NNNNN,

OOOOOO, PPPPPP, QQQQQQ, RRRRRR, SSSSSS, TTTTTT, VVVVVV, WWWWWW, XXXXXX, YYYYYY, ZZZZZZ, AAAAAA, BBBBBB, CCCCCC, DDDDDD, EEEEEEE, and HHHHHH and Appendices A, B, C, D, and E (Revised as of July 1, 2023) are hereby incorporated by reference in Chapter 2 as requirements of this municipality pursuant to the provisions of T.C.A. § 68-201-115 and § 10-7-121. The following subparts and appendices are included:

SECTION 12. That East Ridge Municipal Code, Title 20, Chapter 2, Section 20-241, is hereby amended so as to delete the *96th row* of the table given in Rule 16.5(c) and substitute in lieu thereof the following:

Subpart IIIII – Mercury Cell Chlor-Alkali Plants

SECTION 13. That East Ridge Municipal Code, Title 20, Chapter 2, Section 20-241, is hereby amended so as delete the *first paragraph only* of Rule 17 and substitute in lieu thereof the following:

Rule 17. Emission Standard for Asbestos.

Title 40 Code of Federal Regulations Part 763, Subpart E “*Asbestos-Containing Materials in Schools*,” Appendix E “*Interim Method of the Determinations of Asbestos in Bulk Insulation Samples*” (Revised as of July 1, 2023) is hereby incorporated by reference in Chapter 2 as a requirement of this municipality pursuant to the provisions of T.C.A. § 68-201-115 and § 10-7-121.

SECTION 14. That East Ridge Municipal Code, Title 20, Chapter 2, Section 20-241, is hereby amended so as to delete the *entry that is found in the eighth row* (that begins with “Particulate Matter PM_{2.5}” and “Primary”) *and fourth column* (that has a heading of “Level”) of the table given in Rule 21 in its entirety and substitute in lieu thereof the following:

9.0 µg/m ³

SECTION 15. That East Ridge Municipal Code, Title 20, Chapter 2, Section 20-241, is hereby amended so as to delete Note (3) of the table given in Rule 21 in its entirety and substitute in lieu thereof the following:

(3) To attain these standards, the three (3) year average of the weighted annual PM_{2.5} concentrations from single or multiple community-oriented monitors must not exceed 9.0 µg/m³ for the primary standard and 15.0 µg/m³ for the secondary standard.

SECTION 16. That East Ridge Municipal Code, Title 20, Chapter 2, Section 20-241, is hereby amended so as to delete Rule 22.1(1) in its entirety and substitute in lieu thereof the following:

- (1) This Rule 22 provides that the degree of emission limitation required of any source for control of any air pollutant must not be affected by that portion of any source's stack height that exceeds good engineering practice (GEP) or any other dispersion technique, except as provided in Rule 22.1(2). Before a new or revised emission limitation is established that is based on a GEP stack height that exceeds the height allowed by Rule 22.2(3)a. or b., the Director must notify the public of the availability of the applicable demonstration study that is specified by Rule 22.2(3)c. and must provide opportunity for a public hearing on it. This Rule 22 does not restrict in any manner the actual stack height of any source.

SECTION 17. That East Ridge Municipal Code, Title 20, Chapter 2, Section 20-252, is hereby amended so as to delete Section 20-252(d) in its entirety and substitute in lieu thereof the following:

- (d) The requirements of Title 40 Code of Federal Regulations Part 70 "*State Operating Permit Programs*" (Revised as of July 1, 2023), which are incorporated herein by reference in Chapter 2 as requirements of this municipality pursuant to the provisions of T.C.A. § 68-201-115 and § 10-7-121, including provisions regarding schedules for submission and approval or disapproval of permit applications, shall apply to the permitting of affected sources under the acid rain program, except as provided herein or modified in regulations promulgated under Title IV of the Act (acid rain program) in Title 40 Code of Federal Regulations Part 72 "*Permits Regulation*," Part 75 "*Continuous Emission Monitoring*," and Part 76 "*Acid Rain Nitrogen Oxides Emission Reduction Program*" (Revised as of July 1, 2023), which are also incorporated herein by reference in Chapter 2 as requirements of this

municipality pursuant to the provisions of T.C.A. § 68-201-115 and § 10-7-121. If the provisions or requirements of Title 40 CFR Part 72 conflict with or are not included in this ordinance, the Part 72 provisions and requirements shall apply and take precedence.

SECTION 18. That East Ridge Municipal Code, Title 20, Chapter 2, Section 20-253, is hereby amended so as to delete Item (9) under the definition of “Applicable requirements” in its entirety and substitute in lieu thereof the following:

- (9) Any standard or other requirement of the regulations promulgated to protect stratospheric ozone under Title VI of the Act in Title 40 Code of Federal Regulations Part 82 “*Protection of Stratospheric Ozone*” (Revised as of July 1, 2023), which are incorporated herein by reference in Chapter 2 as requirements of this municipality pursuant to the provisions of T.C.A. § 68-201-115 and § 10-7-121, unless the Administrator has determined that such requirements need not be contained in a Part 70 permit;

SECTION 19. That East Ridge Municipal Code, Title 20, Chapter 2, Section 20-253, is hereby amended so as to delete Item (2) under the definition of “Regulated air pollutant” in its entirety and substitute in lieu thereof the following:

- (2) Any pollutant for which a national ambient air quality standard has been promulgated in Title 40 Code of Federal Regulations Part 50 “National Primary and Secondary Ambient Air Quality Standards” (Revised as of July 1, 2023), the requirements of which are incorporated herein by reference in Chapter 2 as requirements of this municipality pursuant to the provisions of T.C.A. § 68-201-115 and § 10-7-121;

SECTION 20. That East Ridge Municipal Code, Title 20, Chapter 2, Section 20-253, is hereby amended so as to delete the *first paragraph only* of Item (5) under the definition of “Regulated air pollutant” and substitute in lieu thereof the following:

- (5) Any pollutant subject to a standard that has been promulgated under Section 112 of the Act [42 U.S.C. § 7412] in Title 40 CFR Part 61 or Title 40 CFR Part 63, which have been incorporated by reference in Chapter 2, or Title 40 Code of Federal Regulations Part 68 “*Chemical Accident Prevention Provisions*” (Revised as of July 1, 2023), the requirements of which are

incorporated herein by reference in Chapter 2 as requirements of this municipality pursuant to the provisions of T.C.A. § 68-201-115 and § 10-7-121, including the following:

SECTION 21. That East Ridge Municipal Code, Title 20, Chapter 2, Section 20-257, is hereby amended so as to delete Section 20-257(g) in its entirety and substitute in lieu thereof the following:

(g) (Reserved)

SECTION 22. That East Ridge Municipal Code, Title 20, Chapter 2, Section 20-265, is hereby amended so as to delete Section 20-265(g) in its entirety and substitute in lieu thereof the following:

(g) Appropriateness of penalties and fines. A civil penalty or criminal fine assessed, sought, or agreed upon by the permitting authority under paragraph (e)(3) of this section shall be appropriate to the violation. The Board may consider emergency circumstances in mitigation or reduction in assessing a penalty, and shall consider those factors enumerated in § 113(e)(1) [42 U.S.C. 7413(e)(1)] of the Act and those factors enumerated in T.C.A. 68-201-106, as well as those factors set forth at Section 20-204(e) of this ordinance. An emergency means any situation arising from sudden and reasonably unforeseeable events beyond the control of the source, including acts of God, which situation requires immediate corrective action to restore normal operation, and that causes the source to exceed a technology-based emission limitation under the permit, due to unavoidable increases in emissions attributable to the emergency. An emergency shall not include noncompliance to the extent caused by improperly designed equipment, lack of preventative maintenance, careless or improper operation, or operator error.

SECTION 23. That East Ridge Municipal Code, Title 20, Chapter 2, Section 20-268, is hereby amended so as to delete Section 20-268 in its entirety and substitute in lieu thereof the following:

Sec. 20-268. - Incorporation of documents by reference.

The following documents are hereby incorporated by reference in Chapter 2 as requirements of this municipality pursuant to the provisions of T.C.A. § 68-201-115 and § 10-7-121:

- (a) The following appendices of Title 40 Code of Federal Regulations Part 50 (Revised as of July 1, 2023):
- (1) Appendix A-1 “*Reference Measurement Principle and Calibration Procedure for the Measurement of Sulfur Dioxide in the Atmosphere (Ultraviolet Fluorescence Method)*,”
 - (2) Appendix A-2 “*Reference Method for the Determination of Sulfur Dioxide in the Atmosphere (Pararosaniline Method)*,”
 - (3) Appendix B “*Reference Method for the Determination of Suspended Particulate Matter in the Atmosphere (High-Volume Method)*,”
 - (4) Appendix C “*Measurement Principle and Calibration Procedure for the Measurement of Carbon Monoxide in the Atmosphere (Non-Dispersive Infrared Photometry)*,”
 - (5) Appendix D “*Reference Measurement Principle and Calibration Procedure for the Measurement of Ozone in the Atmosphere (Chemiluminescence Method)*,”
 - (6) Appendix F “*Measurement Principle and Calibration Procedure for the Measurement of Nitrogen Dioxide in the Atmosphere (Gas Phase Chemiluminescence)*,”
 - (7) Appendix G “*Reference Method for the Determination of Lead in Total Suspended Particulate Matter*,”
 - (8) Appendix H “*Interpretation of the 1-Hour Primary and Secondary National Ambient Air Quality Standards for Ozone*,”
 - (9) Appendix I “*Interpretation of the 8-Hour Primary and Secondary National Ambient Air Quality Standards for Ozone*,”
 - (10) Appendix J “*Reference Method for the Determination of Particulate Matter as PM₁₀ in the Atmosphere*,”
 - (11) Appendix K “*Interpretation of the National Ambient Air Quality Standards for Particulate Matter*,”
 - (12) Appendix L “*Reference Method for the Determination of Fine Particulate Matter as PM_{2.5} in the Atmosphere*,”
 - (13) Appendix N “*Interpretation of the National Ambient Air Quality Standards for PM_{2.5}*,”
 - (14) Appendix O “*Reference Method for the Determination of Coarse Particulate Matter as PM_{10-2.5} in the Atmosphere*,”
 - (15) Appendix P “*Interpretation of the Primary and Secondary National Ambient Air Quality Standards for Ozone*,”
 - (16) Appendix Q “*Reference Method for the Determination of Lead in Particulate Matter as PM₁₀ Collected From Ambient Air*,”

- (17) Appendix R “*Interpretation of the National Ambient Air Quality Standards for Lead,*”
- (18) Appendix S “*Interpretation of the Primary National Ambient Air Quality Standards for Oxides of Nitrogen (Nitrogen Dioxide),*”
- (19) Appendix T “*Interpretation of the Primary National Ambient Air Quality Standards for Oxides of Sulfur (Sulfur Dioxide),*” and
- (20) Appendix U “*Interpretation of the Primary and Secondary National Ambient Air Quality Standards for Ozone*”;
- (b) Title 40 Code of Federal Regulations Part 51, Subpart I “*Review of New Sources and Modifications*” (Revised as of July 1, 2023);
- (c) The following appendices of Title 40 Code of Federal Regulations Part 51 (Revised as of July 1, 2023):
 - (1) Appendix M “*Recommended Test Methods for State Implementation Plans,*”
 - (2) Appendix P “*Minimum Emission Monitoring Requirements,*”
 - (3) Appendix S “*Emission Offset Interpretative Ruling,*” Section IV “*Sources That Would Locate in a Designated Nonattainment Area,*” and
 - (4) Appendix W “*Guideline on Air Quality Models*”;
- (d) Title 40 Code of Federal Regulations Part 58 “*Ambient Air Quality Surveillance*” and its Appendix B “*Quality Assurance Requirements for Prevention of Significant Deterioration (PSD) Air Monitoring*” (Revised as of July 1, 2023);
- (e) Title 40 Code of Federal Regulations Part 64 “*Compliance Assurance Monitoring*” (Revised as of July 1, 2023);
- (f) Title 40 Code of Federal Regulations § 70.4(b)(3)(viii) (Revised as of July 1, 2023);
- (g) The following appendices of Title 40 Code of Federal Regulations Part 75 (Revised as of July 1, 2023):
 - (1) Appendix A “*Specifications and Test Procedures,*”
 - (2) Appendix B “*Quality Assurance and Quality Control Procedures,*”
 - (3) Appendix C “*Missing Data Estimation Procedures,*”
 - (4) Appendix D “*Optional SO₂ Emissions Data Protocol for Gas-Fired and Oil-Fired Units,*”
 - (5) Appendix E “*Optional NO_x Emissions Estimation Protocol for Gas-Fired Peaking Units and Oil-Fired Peaking Units,*”
 - (6) Appendix F “*Conversion Procedures,*” and
 - (7) Appendix G “*Determination of CO₂ Emissions*”;
- (h) Title 40 Code of Federal Regulations Part 257, Subpart A “*Classification of Solid Waste Disposal Facilities and Practices,*” § 257.2 “*Definitions*” (Revised as of July 1, 2023);

- (i) The following sections of Title 40 Code of Federal Regulations Part 258 “*Criteria for Municipal Solid Waste Landfills*” (Revised as of July 1, 2023):
 - (1) Subpart D “*Design Criteria*,” § 258.40 “*Design criteria*,” and
 - (2) Subpart F “*Closure and Post-Closure Care*,” § 258.60 “*Closure criteria*”;
- (j) American Society for Testing and Materials (ASTM) Designation D 3266-91, Standard Test Method for Automated Separation and Collection of Particulate and Acidic Gaseous Fluoride in the Atmosphere (Double Paper Tape Sampler Method), 1994 Annual Book of ASTM Standards Volume 11.03;
- (k) American Society for Testing and Materials (ASTM) Designation D 323-94, Standard Test Method for Vapor Pressure of Petroleum Products (Reid Method), 1994 Annual Book of ASTM Standards Volume 5.01;
- (l) American Petroleum Institute (API) Bulletin 2517 “Evaporative Loss from External Floating-Roof Tanks” Third Edition with addendum May 1994;
- (m) Tennessee Visible Emissions Evaluation Method 1 – Visual Determination of Opacity of Emissions from Nontraditional Sources (Roads and Parking Areas), Visible Emissions Evaluation Instruction Manual, August 1988 Revised 1995, issued by the Tennessee Department of Health & Environment, Division of Air Pollution Control; and
- (n) National Association of Corrosion Engineers (NACE) Standard RP0294-94 “Recommended Practice Design, Fabrication, and Inspection of Tanks for Storage of Concentrated Sulfuric Acid and Oleum at Ambient Temperatures.”

SECTION 24. BE IT FURTHER ORDAINED that East Ridge Municipal Code, Title 20, Chapter 2, codifying ordinances as previously adopted be construed to be cumulative in effect, and it is here declared to be the legislative intent that compliance with any one or more provisions of that chapter shall not be construed as defense for non-compliance with any other applicable provisions of the Code or the Ordinance or rules or regulations thereof nor with any applicable provisions of that chapter.

SECTION 25. BE IT FURTHER ORDAINED that if any section, part of a section, sentence, clause or phrase of this Ordinance is for any reason declared unconstitutional or otherwise invalid by any court of competent jurisdiction, such decision shall not affect the

validity of any other portion of this Ordinance, and only such invalid portion shall be elided from this Ordinance.

SECTION 26. BE IT FURTHER AND FINALLY ORDAINED, that this Ordinance shall take effect immediately after its passage, the public welfare of the City requiring it.

Approved on first reading _____, 2024

Approved on second reading _____, 2024

Brian W. Williams, Mayor

ATTEST:

J. Scott Miller, City Manager

APPROVED AS TO FORM:

Mark W. Litchford, City Attorney

RESOLUTION NO. 3608

**AGENDA MEMORANDUM
UPDATE VERIZON CONTRACT**

October 24, 2024

Submitted by:

Diane Qualls

Diane Qualls, Finance Director

SUBJECT: VERIZON CONTRACT

The City needs to update our contract with Verizon, who holds the state and federal contracts currently. The update would enable 5G capable devices to take advantage of extra promotions and better plans when they become available and would add \$1.50 - \$2.00 per line (57 lines) per month for an approximate additional amount of \$86.00 - \$115 per month.

RESOLUTION NO. 3608

A RESOLUTION OF THE EAST RIDGE CITY COUNCIL APPROVING THE UPDATE OF A SERVICES AGREEMENT WITH VERIZON WIRELESS FOR CELLULAR PHONE SERVICE THROUGH THE TENNESSEE DEPARTMENT OF GENERAL SERVICES STATE-WIDE CONTRACT LISTING #R811-64345, PURSUANT TO TENNESSEE CODE ANNOTATED 12-3-1201(b)

WHEREAS, the City of East Ridge is continuously making efforts to improve its cell phone service in order to keep it up to date; and

WHEREAS, as part of these ongoing efforts, the City would like to update the agreement with Verizon Wireless in order to enable 5G capable devices to take advantage of extra promotions and better plans when they become available; and

WHEREAS, this update would add \$1.50 - \$2.00 per line (58 lines) per month for an approximate additional amount of \$85.00 - \$115 per month.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EAST RIDGE, TENNESSEE, that the City Council hereby approves the update of an agreement with Verizon Wireless for cellular phone services through the Tennessee Department of General Services State-wide Contract Listing #R811-64345, pursuant to Tennessee Code Annotated 12-3-1201(b).

WHEREAS, updating the Verizon Wireless agreement will add an approximate additional amount of \$85.00 - \$115.00 per month for the service.

BE IT FURTHER AND FINALLY RESOLVED that this Resolution shall take effect immediately after its passage, the public welfare of the City requiring it.

Adopted this _____ day of _____ 2024.

Brian W. Williams, Mayor

Attest:

J. Scott Miller, City Manager

Approved as to Form:

Mark W. Litchford, City Attorney

Cellco Partnership d/b/a Verizon Wireless (“Vendor”) and the State of Tennessee, Department of General Services, Central Procurement Office have entered into a contract for Cellular Devices, other Devices, Services, Accessories and Business Solutions with an effective date of November 1, 2019 (together with any and all amendments and/or addenda thereto the “Contract”). Pursuant to the Contract, [Enter Eligible Entity Name
CITY OF EAST RIDGE], a Tennessee State governmental entity; Tennessee local governmental agency; member of the University of Tennessee or Tennessee Board of Regents systems; private not-for-profit institution or higher education chartered in Tennessee; or any corporation which is exempted from taxation under 26 U.S.C. Section 501c (3), as amended and which contracts with the Department of Mental Health and Substance Abuse to provide services to the public (Tennessee Code Ann. 33-2-10001), is eligible to participate under the Contract as an authorized user (“Authorized User”). Authorized User and Vendor may be referred to herein individually as “Party” and collectively as “Parties.” All capitalized terms not defined herein shall have the meaning provided in the Contract.

In accordance with the Contract, the Authorized User may, pursuant to this Authorized User Agreement (the “User Agreement”), purchase wireless services and products under the terms, conditions, and pricing established by the Contract for Authorized User participation. Participation is further subject to any and all applicable state and local purchasing statutes and ordinances. Orders placed under the Contract through a Verizon Wireless online portal are subject only to the Contract terms and conditions. Any online Verizon “Terms of Service” do not apply to purchases made under the Contract.

Furthermore, the Authorized User states, acknowledges and agrees, as follows:

- (1) It is an Authorized User as defined under the terms of the Contract;
- (2) Authorized User is eligible and desires to purchase wireless services and products from Vendor pursuant to the terms and conditions of the Contract, User Agreement, and any and all amendments, addenda and schedules thereto, as well as the terms and conditions of all plans activated under this User Agreement, which are incorporated herein by reference;
- (3) Authorized User will provide documentation and substantiate Authorized User status as appropriate and as requested from time to time by Vendor;
- (4) The Authorized User by signing below agrees to be subject to the terms and conditions of the Contract and this User Agreement. By placing an order under the Contract, each and every Authorized User provides its consent to the disclosure, by Verizon Wireless to the State of Tennessee, Department of General Services, Central Procurement Office or its designee, upon the State of Tennessee, Department of General Services, Central Procurement Office request or as part of a contractual reporting requirement to the State of Tennessee, of its Customer Proprietary Network Information (CPNI), as defined by the Federal Communications Commission (FCC), or other Authorized User/account information, for purposes of managing the Services and Products provided under this User Agreement and the Contract;
- (5) This User Agreement will be effective when executed by the Authorized User and accepted by Vendor;
- (6) Authorized User acknowledges and agrees that the State of Tennessee, Department of General Services, Central Procurement Office (or successor agency) and Vendor may modify the Contract at any time and Authorized User shall be subject to all of the terms and conditions set forth in the Contract as so modified, and agrees to be bound by such modifications. If Vendor and the State of Tennessee execute a new agreement that supersedes the Contract, any User Agreement previously entered into under the Contract that is still in effect shall be deemed subject to the new agreement. Authorized User will ensure that wireless services and products purchased under the Contract via this User Agreement will only be used for government, not-for-profit or private education business;

- (7) The undersigned is duly authorized by the Authorized User to designate the individual(s) (the “Authorized Contacts”) set forth below who are authorized to access the Authorized User’s account, established pursuant to this User Agreement, to purchase equipment, add lines of service, cancel lines of service and make changes to the account that financially bind the Authorized User to the terms and conditions of this User Agreement, and the Contract;
- (8) The Contract specifically authorizes the purchase of wireless services and products only by an Authorized User. No third party, including but not limited to Authorized User’s agents, contractors, vendors, distributors, contract employees, members, franchisees, parents or affiliates, is permitted to purchase under this User Agreement, except upon written agreement between State of Tennessee and Vendor. Additionally, Authorized User may not resell wireless services or products purchased under the Contract to any third party. Authorized User shall be the customer of record for purchases made under the Contract and this User Agreement, and may not modify the price for any wireless services and products;
- (9) Applications added by device manufacturers or downloaded by end users may enable capabilities (such as file sharing, presence, cloud storage, etc.) that are not managed by Vendor. It is the responsibility of the Authorized User to take appropriate actions to ensure these applications are securely managed and monitored to meet their security requirements as Vendor does not make any representations or guarantees that these products meet any contract security requirements;
- (10) Vendor requires that an authorized representative of Authorized User approve the delegation of an Authorized Contact on your account in writing using this form. An Authorized Contact is defined as an individual who is designated and granted authority to act on behalf of the Authorized User for any and all matters contemplated by the User Agreement to include access to the account, ability to purchase equipment, add lines of service, cancel service, and make changes to the account that financially bind the Authorized User ("Authorized User Subscriber billed lines"). Authorized User billed lines of service are billed under the "Authorized User Name" and "Authorized User Federal Tax ID". At the request of the Authorized Contact, monthly billing for Authorized User billed lines of service can be sent to the Authorized User address. . By completing Schedule 'A' - "Request for Authorized Contact" and signing this form you have certified that you have the authority to bind the Authorized User to the terms of this User Agreement, including any financial terms.
- (11) The following employee(s) are authorized to access the account, purchase equipment, add lines of service, cancel service, make changes to the account and to sign a Vendor customer service order for Authorized User billed lines of cellular and paging service. Subsequent changes or removal of an Authorized Contact or Point of Contact information on your account must be in writing.

Schedule ‘A’ – “Request for Authorized Contact” - List below the employee(s) that you are designating as Authorized Contact(s).

Print Name: Tyler Basham	Print Name:
Title: IT Technician	Title:
Office Phone: 423.867.7711	Office Phone:
Cell Phone: 423.883.2797	Cell Phone:
Email Address: tbasham@eastridgetn.gov	Email Address:

Schedule 'B' – "Eligible Entity Information" - Enter below the Eligible Entity's information.

Participation Eligibility – check only one box **(REQUIRED)**:

- 1. **Tennessee State Agency:**
 (e.g., Tennessee Department of Health, etc.)
- 2. **Tennessee Local Governmental Agency:**
 (e.g., Anderson County, etc.)
- 3. **Member of the University of Tennessee or Tennessee Board of Regents system:**
 (e.g., Middle Tennessee State University, etc.)
- 4. **Private nonprofit institution of higher education chartered in Tennessee:**
 (e.g., King University, etc.)
- 5. **Corporation which is exempted from taxation under 26 U.S.C. Section 501c(3):**

Questions regarding your organization's eligibility to purchase from this Contract may be directed to State of Tennessee, Department of General Services, Central Procurement Office at (615) 741-1035 or <https://www.tn.gov/generalservices/procurement/central-procurement-office-cpo-contract-information.html>

Verizon Wireless Information to be completed by Account Manager.

Account Representative Name: Kisan Patel		
Account Representative Address/Location: 5959 Shallowford Rd STE 200 Chattanooga TN 37420		
Manager Name: George Somers		
Account Numbers: 0821817756-00002		
Add Domain(s):		
Existing Employee Profile:	Existing Corporate Profile:	Or Create New Profile (check only <u>1</u> box below):
	984566	Corporate Only: <input checked="" type="radio"/>
		M2M Only: <input type="radio"/>
		Corporate & M2M : <input type="radio"/>
		Employee Only: <input type="radio"/>
		Corporate & Employee : <input type="radio"/>
		Corporate, Employee & M2M : <input type="radio"/>

In no event will Vendor or the State of Tennessee be liable for any indirect, special, consequential incidental, or punitive damages, however caused, which arise out of any act or failure to act relating to this User Agreement, even if such party has been advised of the claim or potential claim or the possibility of such damages. This Agreement and the Contract set forth the entire agreement between the Parties regarding the subject matter contained herein, and supersede any and all previous communications, representations or agreements, whether oral or written. If any provision of the User Agreement or Contract conflicts with the law under which the agreement is to be construed or if any such provision is held invalid by a competent authority, such provision shall be deemed to be restated to reflect as nearly as possible the original intentions of the parties in accordance with such applicable law. The remainder of the agreement shall remain in full force and effect.

The Authorized User represents and warrants that: (a) it has received or read a copy of the Contract; (b) the execution, delivery and performance of this Authorized User Agreement has been duly authorized by all necessary action to the extent applicable; and (c) the person signing this Agreement is duly authorized to execute this Agreement and bind the Authorized User.

Agreed and Accepted:

Authorized User: BRIAN WILLIAMS
Signature:
Printed Name: BRIAN WILLIAMS
Title: MAYOR
Date: 10/24/2024