
**CITY OF GALLATIN
COUNCIL COMMITTEE MEETING**

April 22, 2014

6:00 p.m.

**Dr. J Deotha Malone
Council Chambers**

- Call to Order – Councilman Overton
- Roll Call: Vice Mayor Alexander – Brackenbury – Camp – Kemp – Hayes – Mayberry – Mayor Graves
- Approval of Minutes: April 8, 2014 Council Committee Meeting
- Public Recognition
- Mayor's Comments

AGENDA

1. Reappoint Roger Matchett to Historic District Commission (**Jo Ann Graves, Mayor**)
2. Reappoint James Robert Ramsey to the Regional Board of Zoning Appeals (**Jo Ann Graves, Mayor**)
3. Exceptions to Noise Ordinance for Triple Creek Park Events (**Joe Thompson, City Attorney**)
4. Resolution No. R14Ø2-4 Concurring and Approving Local Historic Landmark Design Guidelines for 126 East Main Street (**Bill McCord, City Planner**)
5. Request to Grant a Right-of-Way Use Agreement or License Agreement (**Bill McCord, City Planner**)
6. Rezoning of a New Subdivision near the Sumner County Regional Airport (**Councilman Camp**)
7. Rainy Day Fund (**Joe Thompson, City Attorney**)

- Other Business
- Recess
- Adjourn

City of Gallatin Council Committee Meeting

Tuesday, April 8, 2014
Dr. J. Deotha Malone Council Chambers
Gallatin City Hall

Call to Order

Councilman Jimmy Overton called the meeting to order at 6:00 P.M.

Roll Call

City Recorder Connie Kittrell called the roll:

PRESENT:

Mayor Jo Ann Graves
Vice Mayor John D. Alexander
Councilwoman Julie Brackenbury
Councilman Steve Camp
Councilman Craig Hayes
Councilwoman Anne Kemp
Councilman Ed Mayberry
Councilman Jimmy Overton

ABSENT:

None

OTHERS PRESENT:

Rosemary Bates, Special Projects Director
Rachel Nichols, Finance/IT Director
Nick Tuttle, City Engineer
Debbie Johnson, Human Resources Director
News Examiner, Reporter
David Brown, Leisure Services Director
Joe Thompson, City Attorney
Chuck Stuart, Building Official
Rob Kalisz, Planning Department

Don Bandy, Police Chief
Ronnie Stiles, Public Works Dir.
Bill McCord, City Planner
David Gregory, Public Utilities
Connie Kittrell, City Recorder
Billy Crook, Fire Chief
Gallatin Newspaper, Reporter
James Fenton, EDA Director

Approval of Minutes

Councilman Jimmy Overton presented the minutes of the March 25, 2014 Council Committee Meeting for approval. Councilman Mayberry made motion to approve; Councilwoman Brackenbury second. Motion carried with 6 ayes and 0 nays.

Public Recognition

Councilman Overton opened public recognition.

- Donna Hartley Lucas of 111 College Street spoke about ADA compliance at the Civic Center involving a wrist band requirement. Ms. Lucas recommended staff training on the Disability Act. Ms. Lucas provided council with an informational handout.

Vice Mayor Alexander entered the meeting at this time.

- Bob Thomas of 166 Grandview Circle stated he had other requests from people that live on Gibbs Lane that wish to sign the noise petition that he presented last week.

With no one else wishing to speak, Councilman Overton closed public recognition.

Mayor's Comments

Mayor Graves had no comments.

Agenda

1. Roadside Produce Vendors - Councilwoman Brackenbury

Councilwoman Brackenbury explained the exemptions for the Farmers Market and stated the Market will be open seven (7) days a week and have six (6) designated parking spaces available for vendors to park their trucks.

There was much discussion.

Councilwoman Brackenbury made motion that all roadside produce vendors must use the Farmers Market and no vendors permitted on private property; Vice Mayor Alexander second. Motion carried with 6 ayes and Councilman Mayberry voting nay.

2. Social Media Policy - Joe Thompson

City Attorney Joe Thompson explained the policy for the personal websites of elected officials. There was also discussion on posting information by the IT department.

Councilman Hayes made motion to approve; Councilman Overton second. Motion carried with 7 ayes and 0 nays.

3. Re-appointing Michelle Haynes to the Sumner Board of Equalization - Mayor Graves

Councilman Hayes made motion to approve; Councilman Mayberry second. Motion carried with 7 ayes and 0 nays.

4. Ordinance #O1403-14 - Ronnie Stiles

Public Works Director Ronnie Stiles presented this ordinance.

Councilman Hayes made motion to approve; Councilman Mayberry second. Motion carried with 7 ayes and 0 nays.

5. Assistant Building Official Job Description - Chuck Stuart

Building Official Chuck Stuart spoke about the new job description for Assistant Building Official with a pay grade of T5.

Councilman Mayberry made motion to approve; Councilwoman Kemp second. Motion carried with 7 ayes and 0 nays.

6. Ordinance #O1403-13 - Bill McCord

City Planner Bill McCord combined Items #6, #7, and #8, because they are all related. Mr. McCord informed council on the annexation request, the plan of service, rezoning of three parcels and approval of the preliminary master development plan. Mr. McCord stated the planning commission recommended approval of these requests.

There was discussion on whether Cumberland Electric or Gallatin Electric Department will supply the electricity to this area. Andy Leath, Engineer on this project, stated he has a scheduled meeting to discuss Gallatin Electric serving this subdivision.

Discussion continued on the size and construction requirements for the structures.

Vice Mayor Alexander made motion to approve; Councilwoman Brackenbury second. Motion carried with 7 ayes and 0 nays.

7. Ordinance #O1404-19 - Bill McCord

Councilwoman Kemp made motion to approve; Vice Mayor Alexander second. Motion carried with 7 ayes and 0 nays.

8. Ordinance #O1403-12 - Bill McCord

Councilwoman Brackenbury made motion to approve; Councilwoman Kemp second. Motion carried with 7 ayes and 0 nays.

9. Ordinance #O1404-18 - Bill McCord

Rob Kalisz of the Planning Department presented this ordinance. Mr. Kalisz stated the owner/applicant is requesting approval to reaffirm the mixed use district zoning and approval of the preliminary master development plan. Mr. Kalisz added that the planning commission recommended approval.

Councilman Mayberry made motion to approve; Vice Mayor Alexander second. Motion carried with 7 ayes and 0 nays.

10. East Park Avenue Road Improvements - Nick Tuttle

City Engineer Nick Tuttle provided council with a handout of the two proposals for East Park Avenue. Mr. Tuttle stated he would be working with public works and explained the two proposals.

There was discussion on the two proposals; drainage, sidewalks, curb/gutter and funds.

Councilwoman Kemp made motion to approve Alternate "B"; Councilwoman Brackenbury second. Motion carried with 7 ayes and 0 nays.

11. Centralized 911 Dispatch - Mayor Graves and Don Bandy

Police Chief Don Bandy provided council with an informational handout on the centralized 911 dispatch project. Chief Bandy and Officer Jeff Wright explained the handout and answered questions of council.

There was much discussion.

Mayor Graves stated they need a resolution to take back to the committee to show the city's intent of approval for this project.

Councilwoman Brackenbury made motion to approve; Vice Mayor Alexander second. Motion carried with 7 ayes and 0 nays.

12. Noise Ordinance for Events in Parks - David Brown

Leisure Services Director David Brown asked for clarification on noise levels for special events in the parks.

Council discussed requiring special event permits, time restrictions for the events, limited number of events and other guidelines.

Mr. Brown offered a recommendation of events Sunday - Thursday cut-off at 9:00 PM and events Friday - Saturday cut-off at 10:00 PM.

Councilman Overton made motion to approve; Councilman Hayes second.

Discussion continued.

Councilman Overton requested council defer this item for two weeks until the next committee meeting. Mr. Overton also requested City Attorney Joe Thompson draft a resolution for a special event permit.

There was no objection to the request for deferral.

13. Planning Department Requests authorization from council to apply for an Active Transportation Grant for Sidewalk Improvements Projects from the Nashville Area Metropolitan Transportation Planning Organization's 2014-2017 Call for Projects Application Cycle - Bill McCord

City Planner Bill McCord requested council authorize the application for an Active Transportation Grant for sidewalk improvements projects from the Nashville Area Metropolitan Transportation Planning Organization's 2014-2017 Call for Projects Application Cycle.

Mr. McCord explained the grant requires 20% local funds and 80% federal funds. Mr. McCord presented a draft of sidewalk improvements.

Council discussed Mr. McCord's draft presented, other sidewalk requests, the application request and using Mr. Stiles \$50,000 designated for sidewalks for the 20% local payment.

Councilwoman Anne Kemp left the meeting at this time.

Council members requested a larger copy of Mr. McCord's draft and the map showing the sidewalk layouts.

Councilman Overton motioned for Mr. Thompson to create a resolution authorizing application of the grant but leave the dollar amount requested blank. There was no objection to Councilman Overton's motion.

Other Business

- Councilman Mayberry presented a handout to all council members on a paving cost estimate to repair the parking lot at the Civic Center.

Councilman Mayberry made motion to approve; Councilwoman Brackenbury second.

Mayor Graves suggested increasing the amount to \$100,000 because Mr. Brown has that in his budget request for this year.

City Attorney Joe Thompson said to bid the job before requesting an amount.

Councilman Overton requested Mr. Thompson draft the resolution but leave the amount blank. There was no objection to Councilman Overton's request.

- Councilwoman Brackenbury provided handouts to council on an outdoor pool cost estimates.
- Vice Mayor Alexander asked City Engineer Nick Tuttle about a resolution to the traffic light issue at Locust/Broadway.

Mr. Tuttle stated he had an engineering group adjust the lights on the downtown corridor but there are no significant changes to the timing of the Locust traffic light.

Vice Mayor Alexander stated cars are pulling through the Auto Zone parking lot to avoid the traffic light at that intersection.

Discussion continued.

- Special Projects Director Rosemary Bates reminded Councilman Hayes about a light issue.

- EDA Director James Fenton requested council waive the sign permit fees for the Industrial Park.

Councilman Overton made motion to approve; Vice Mayor Alexander second. Motion carried with 6 ayes and 0 nays.

- EDA Director James Fenton requested permission to apply for a FastTrack Grant for ABC Technologies. There was no objection.
- Police Chief Don Bandy informed council on the automatic renewal with Automated Camera Enforcement System and asked if they wanted to make any changes. Council agreed to leave it status quo and there was no objection.
- Larry Maynard of 1016 Odoms Bend Private Court spoke about the Sertoma Club Tractor Pull event held in Triple Creek Park. Mr. Maynard stated this is a great fundraiser for the Club and is planned for September 20th of this year.

Budget Presentations

There were no budget presentations.

Adjourn

With no further business to discuss, Councilman Overton adjourned the meeting.

Mayor Jo Ann Graves

City Recorder Connie Kittrell

**CITY OF GALLATIN
COUNCIL COMMITTEE AGENDA**

April 22, 2014

DEPARTMENT: Mayor

AGENDA # |

SUBJECT:

Reappoint Roger Matchett to Historic District Commission

SUMMARY:

The Gallatin Historic District Commission requires that one member be an architect. Roger Matchett has served the Commission in that capacity and his term is up for reappointment.

RECOMMENDATION:

ATTACHMENT:

Resolution
 Ordinance

Correspondence
 Contract

Bid Tabulation
 Other

Approved
Rejected
Deferred

Notes:

RESOLUTION CONFIRMING REAPPOINTMENT OF ROGER MATCHETT TO
GALLATIN HISTORIC DISTRICT COMMISSION

BE IT RESOLVED BY THE CITY OF GALLATIN, TENNESSEE, that,

WHEREAS, Section 10.02.040.A of the Gallatin Zoning Ordinance authorizes the Mayor to appoint members to the Gallatin Historic District Commission and

WHEREAS, the Mayor has forwarded the reappointment of Roger Matchett to serve a five year term expiring in January, 2019 to the City Council for confirmation; and

WHEREAS, Section 10.02.040.A requires that the City Council confirm the appointment by resolution;

THEREFORE, BE IT RESOLVED BY THE CITY OF GALLATIN, TENNESSEE, that Roger Matchett is confirmed as an appointee to the Gallatin Historic District Commission.

IT IS SO ORDERED.

AYE:

NAY:

DATE:

MAYOR JO ANN GRAVES

ATTEST:

APPROVED AS TO FORM:

CONNIE KITTRELL
CITY RECORDER

JOE H. THOMPSON
CITY ATTORNEY

**CITY OF GALLATIN
COUNCIL COMMITTEE AGENDA**

April 22, 2014

DEPARTMENT: Mayor

AGENDA # 2

SUBJECT:

Reappoint James Robert Ramsey to the Regional Board of Zoning Appeals

SUMMARY:

RECOMMENDATION:

ATTACHMENT:

Resolution
 Ordinance

Correspondence
 Contract

Bid Tabulation
 Other

Approved
Rejected
Deferred

Notes:

RESOLUTION REAPPOINTING JAMES ROBERT RAMSEY TO GALLATIN REGIONAL
BOARD OF ZONING APPEALS

BE IT RESOLVED BY THE CITY OF GALLATIN, TENNESSEE, that,

WHEREAS, Section 15.04.020(c) of the Gallatin Zoning Ordinance authorizes the Mayor to appoint members to the Gallatin Regional Board of Zoning Appeals with confirmation by the City Council; and

WHEREAS, the Mayor has forwarded the appointment of James Robert Ramsey to serve a five year term ending September 2018 to the City Council for confirmation; and

WHEREAS, Section 15.04.020 (c) requires that the City Council confirm the appointment by resolution;

THEREFORE, BE IT RESOLVED BY THE CITY OF GALLATIN, TENNESSEE, that James Robert Ramsey is confirmed as an appointee to the Gallatin Regional Board of Zoning Appeals.

IT IS SO ORDERED.

AYE:

NAY:

DATE:

MAYOR JO ANN GRAVES

ATTEST:

APPROVED AS TO FORM:

CONNIE KITTRELL
CITY RECORDER

JOE H. THOMPSON
CITY ATTORNEY

**CITY OF GALLATIN
COUNCIL COMMITTEE AGENDA**

April 22, 2014

DEPARTMENT: City Attorney

AGENDA # 3

SUBJECT:

Exceptions to Noise Ordinance for Triple Creek Park Events

SUMMARY:

After researching the municipal code, an exception to the city's noise ordinances already exists for non-profit events. This ordinance would have to be modified slightly to accommodate the events at Triple Creek Park. See below:

Sec. 10-87. Exceptions.

None of the terms or prohibitions in sections 10-86 through 10-99 shall apply to or be enforced against:

(3) Noncommercial and nonprofit use of loudspeakers or amplifiers. The reasonable use of amplifiers or loudspeakers in the course of public addresses which are noncommercial in character and in the course of advertising functions sponsored by nonprofit organizations. However, no such use shall be made until a permit therefor is secured from the recorder. Hours for the use of an amplifier or public address system will be designated in the permit so issued and the use of such systems shall be restricted to the hours so designated in the permit.

(Code 1979, § 10-233(2))

RECOMMENDATION:

ATTACHMENT:

Resolution
 Ordinance

Correspondence
 Contract

Bid Tabulation
 Other

Approved
Rejected
Deferred

Notes:

**CITY OF GALLATIN
COUNCIL COMMITTEE AGENDA**

APRIL 22, 2014

DEPARTMENT: PLANNING

AGENDA # 4

SUBJECT:

Resolution No. R1402-4 Concurring and Approving Local Historic Landmark Design Guidelines for 126 East Main Street.

SUMMARY:

The Schamberger Opera House, located at 126 East Main Street, was designated as a local historic landmark, under Article 10 of the Gallatin Zoning Ordinance, in 1997. No design guidelines were adopted by City Council at that time. According to Section 10.02.030.C of the Gallatin Zoning Ordinance, design guidelines must be in place for the Gallatin Historic District Commission to review a proposed project. The attached guidelines have been created by members of the Gallatin Historic District Commission and the current property owner so that design guidelines can be in place for the property owner to move forward with work on the storefront of the building.

RECOMMENDATION:

ATTACHMENT:

Resolution
 Ordinance

Correspondence
 Contract

Bid Tabulation
 Other

Approved
Rejected
Deferred

Notes:

Please find attached a copy of the proposed design guidelines for 126 East Main Street.

RESOLUTION NO. R1402-4

RESOLUTION CONFIRMING LOCAL HISTORIC LANDMARK DESIGN
GUIDELINES FOR THE SCHAMBERGER OPERA HOUSE AT 126 EAST MAIN
STREET

WHEREAS, Section 10.02.030.C of the Gallatin Zoning Ordinance authorizes the Mayor and City Council to approve design review guidelines for use by the Gallatin Historic District Commission and

WHEREAS, the building at 126 East Main Street (Schamberger Opera House) was designated a local historic landmark by the Gallatin City Council on February 4, 1997 (Ordinance No. 09701-003) and

THEREFORE, BE IT RESOLVED BY THE CITY OF GALLATIN, TENNESSEE, that the design review guidelines for 126 East Main Street (Schamberger Opera House) are approved for use by the Gallatin Historic District Commission.

IT IS SO ORDERED.

AYE:

NAY:

DATE:

MAYOR JO ANN GRAVES

ATTEST:

APPROVED AS TO FORM:

CONNIE KITTRELL
CITY RECORDER

JOE H. THOMPSON
CITY ATTORNEY

DESIGN GUIDELINES FOR
SCHAMBERGER OPERA HOUSE
126 EAST MAIN STREET
GALLATIN, TENNESSEE

INTRODUCTION

These guidelines have been prepared for the current and future owners of the locally designated historic landmark at 126 East Main Street, known as the Schamberger Opera House.

In addition to being of value to the property owner and professionals which may be involved with the property, these Guidelines are intended to give objectivity to the work of the Gallatin Historic District Commission.

HISTORIC DISTRICT COMMISSION DUTIES

In brief, no building or structure within this property may be erected, altered, changed, removed, demolished, or site altered until a Certificate of Appropriateness has been granted whether or not a building permit is required.

Requirements - In considering an application for a Certificate of Appropriateness, the Commission has no specific requirements as to architectural form or style. The Commission recognizes that change is inevitable and in many cases desirable. The Commission asks only that all new work introduced, and changes to the structure already in place be appropriate, be competently designed and show respect to the property as a whole and its immediate neighbors. It seeks especially to avoid the false, the quaint, or the cute.

DEFINITIONS

Additions are anything that adds square footage to the structure. Additions should not replicate the historic structure. Additions shall be built so one can find the details existing of the historic structure.

Alterations are changes to the exterior of the existing structure that is not minimum maintenance.

Certificate of Appropriateness is a document issued by the Gallatin Historic District Commission certifying that the Commission has reviewed the described proposal and determined that it meets all applicable standards of the Commission.

Minimum Maintenance is any work to repair, the same way it originally existed, using like materials. Minimum Maintenance does not require a Certificate of Appropriateness.

Primary Façade, the most important of the building elevations, is the facade which faces East Main Street. In terms of historic preservation, the architectural details and materials of this façade receive the most specific attention.

Secondary Facades are the side and rear elevations.



A. ADDITIONS

1. Additions to the existing structure should not replicate the historic structure. Additions shall be built so one can find the original details existing on the historic structure, i.e. sizes of openings of windows and doors, roof shape, window moldings, cornices, and upper façade cornice details, and types of finish materials.
2. Additions shall be to the secondary facades or roof.
3. Any rooftop addition should be setback from the front and side elevations so that the addition is not visible from the public right-of-way below.
4. No sandblasting will be permitted on wood or masonry surfaces.

B. ALTERATIONS

Changes to the exterior of the building that are not minimum maintenance are;

1. Doors - should be related to the historic style of the structure.
2. Roof material - a change from the material that exists to a new material.
3. Windows - should be related to the historic style of the structure.
4. Secondary Façade Architectural Details – replacement, removal, or repair of things unique to the historic use of the structure, i.e. a former opera house, such as a crane for lifting stage equipment, raised roofline to accommodate stage equipment, or any other exterior detail associated with the opera house function.
5. Exterior brick and trim - the exterior wall materials should maintain the original materials of the structure.

**CITY OF GALLATIN
COUNCIL COMMITTEE AGENDA**

APRIL 22, 2014

DEPARTMENT: Planning Department

AGENDA # 5

SUBJECT:

Request to grant a Right-of-Way Use Agreement or License Agreement

SUMMARY:

At the March 24, 2014 Planning Commission meeting, the owner and the applicant for Supreme Motors, at the southeast corner of Woods Ferry Road and Coles Ferry Road, requested approval of a site plan adding a building to the existing car sales and car repair lot. Upon review of the plan, staff discovered that a fence surrounding the property was constructed in the public right-of-way of Woods Ferry Road. It is unknown when the fence was erected but staff has requested that it be removed from the right-of-way. Currently, occupying a right-of-way for a sales lot or other use is a violation of Chapter 15, Section 15-3 and Section 15-7, Gallatin Code of Ordinances. The Planning Commission approved the site plan with the condition that the fence be removed from the right-of-way unless the City Council grants approval of a Right-of-Way Use Agreement or License Agreement to use the public right-of-way for private benefit. In this case the fence and motor vehicle display area is located partially within the right-of-way. If Council is inclined to grant approval of a Right-of-Way Use Agreement or License Agreement then this should be considered at a future Council meeting after the City Attorney has prepared the formal agreement for review and consideration by the Council.

RECOMMENDATION:

ATTACHMENT:

Resolution
 Ordinance

Correspondence
 Contract

Bid Tabulation
 Other

Approved
Rejected
Deferred

Notes:

(b) The city engineer shall notify the owner of gutters and downspouts constituting nuisances under this section, or their agents, in writing, to abate or remove such nuisances, within ten (10) days from service of such notice. Any person who shall fail to comply with such notice shall be guilty of a misdemeanor.

(c) Upon the failure or refusal of any person to comply with any notice served pursuant to this section, the city engineer shall cause the gutters and downspouts constituting the nuisance to be altered or changed and such nuisance abated or removed at the expense of the city. The amount so expended shall be a lien upon the building or lot bearing such gutters and downspouts and shall be collectible in like manner as city taxes.

(Code 1979, § 12-802; Ord. No. 00212-075, 1-7-03)

Cross reference—Nuisances, § 10-56 et seq.

Sec. 15-3 Use of streets, alleys, or sidewalks.

(a) No person shall use or occupy any portion of any public street, alley, or right-of-way for the purpose of storing, selling, or exhibiting any goods, wares, merchandise, or materials. The occupants of property abutting on a sidewalk may be permitted to display goods, wares, merchandise, or materials normally sold in the course of that property owner's business upon the portion of the public sidewalk abutting their property; provided however, that such usage of the sidewalk shall not interfere with ADA requirements or the normal course of pedestrian traffic, nor shall such usage be conducted in such a manner as to create a public nuisance. Such displays shall be limited to twenty (20) days per calendar year. The twenty (20) days per calendar year limitation shall not apply to restaurants offering sidewalk dining.

(b) Any business using the sidewalks as allowed in section (a) shall furnish and maintain adequate liability insurance coverage for the protection of the general public in an amount and form satisfactory to the city attorney. The business owner shall also agree to hold the city harmless from any damages resulting from the placement of said tables, chairs, or merchandise. This shall be

accomplished by a separate written agreement provided on forms approved by the city attorney binding upon the applicants, their heirs, personal representatives, assigns and successors.

(Code 1979, § 12-803; Ord. No. 09804-028, 5-5-98; Ord. No. 00605-042, § 1, 6-6-06; Ord. No. 00909-65, 10-6-09)

Cross reference—Fire prevention and protection, ch. 9.

State law reference—Similar provisions, T.C.A. § 39-6-803.

Sec. 15-4. Trees projecting over streets, etc., regulated.

It shall be unlawful for any property owner or occupant to allow any limbs of trees on his property to project out over any street or alley at a height of less than fourteen (14) feet or out over any sidewalk at a height of less than eight (8) feet.

(Code 1979, § 12-804)

Sec. 15-5. Trees, etc., obstructing view at intersections prohibited.

It shall be unlawful for any property owner or occupant to have or maintain on his property any tree, shrub, sign, or other obstruction which prevents persons driving vehicles on public streets or alleys from obtaining a clear view of traffic when approaching an intersection.

(Code 1979, § 12-805)

State law reference—Similar provisions, T.C.A. § 39-6-803.

Sec. 15-6. Signs and awnings, etc., over or across streets, etc., restricted.

(a) Signs, awnings, or other structures which project over any street or other public way shall be erected subject to the requirements of the city zoning ordinance and applicable building codes. It shall be unlawful for any person to place or have placed any banner or sign across or above any public street or alley except as expressly authorized by the zoning ordinance or city council.

(b) It is further provided that any application to place any structure or device over any public way, alley, street or thoroughfare in the city must be accompanied by detailed plans and specifications and before approval is granted, the plans and

Sec. 15-7. Gates or doors opening over streets, alleys, or sidewalks prohibited.

It shall be unlawful for any person owning or occupying property to allow any gate or door to swing open upon or over any street, alley, or sidewalk except when required by statute.
(Code 1979, § 12-807)

Sec. 15-8. Obstruction of drainage ditches.

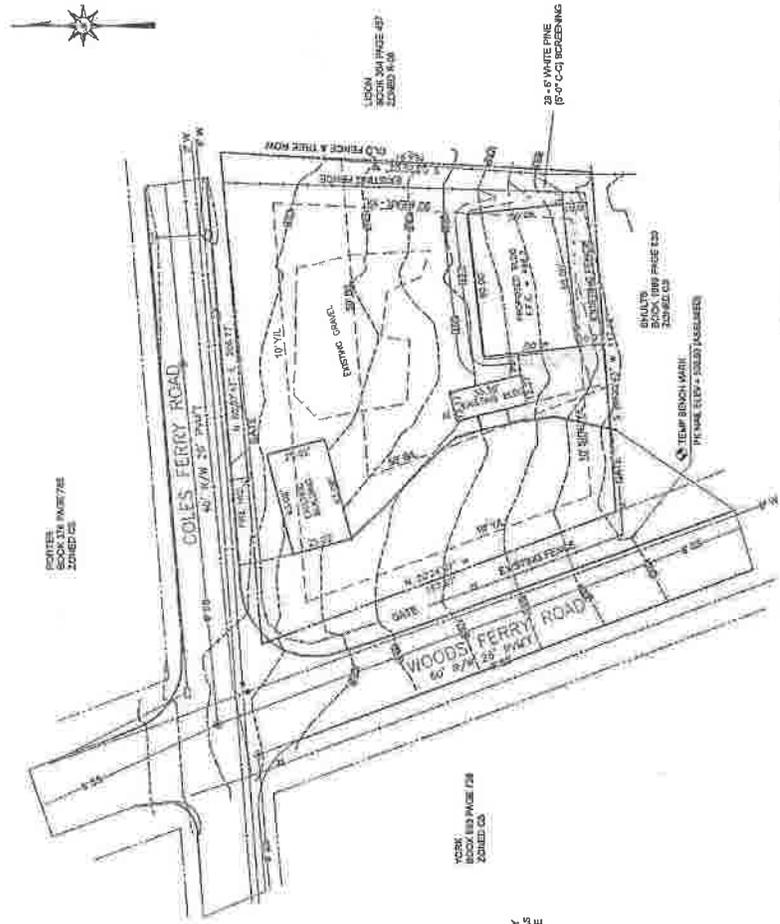
It shall be unlawful for any person to cause the obstruction of (by any means) or to install pipes or culverts in any public right-of-way or easement without prior written approval by the city engineer. No requests will be approved unless a hardship can be demonstrated.

Requests for approval to install pipe within public right-of-way or easements must be submitted to the city engineer in writing. Requests should be accompanied by a sketch showing location of proposed pipe, proposed catch basins, and existing conditions.

Documentation prepared by a registered civil engineer, supporting the proposed hydraulic characteristics of the system, must be submitted if required by the city engineer.
(Code 1979, § 12-809; Ord. No. 00312-047, 1-6-04)



DATE	14.2
SCALE	1" = 30'
PROJECT	2
SHEET	3



ACCORDING TO PLAT, MAP #101506070 DATED APRIL 17, 2011, NO PORTION OF THIS MAP OR THE PARTIAL SURVEY AND AREA PROPERTY IS LIEE IN ZONE 00

SITE DATA
 OWNER - MELISSA MATASICK
 1003 WOODS FERRY ROAD
 GALLATIN, TENNESSEE 37077
 ZONING - CS
 MAP 1284, GROUP B, PART 3
 1003 WOODS FERRY ROAD
 GALLATIN, TN 37086
 SETBACK AND YARD LINES
 FRONT YARD = 10 FEET
 FRONT YARD = 10 FEET
 SIDE YARD = 10 FEET
 REAR YARD = 20 FEET

- NOTES:**
1. THIS IS NOT A BOUNDARY SURVEY.
 2. THIS IS A BOUNDARY SURVEY OF THE PROPERTY SHOWN RECORDED IN BOOK 512, PAGE 385 R.O.S.C., TN.
 3. SHOTS OB TAINED BY EDM, USING RANDOM
 4. CONTIGUOUS INTERVAL - 1"
 5. BN ELEVATION = 590.00 ASSUMED
 6. ALL MEASUREMENTS TO BE MADE TO THE CENTERLINE OF THE ROAD.
 7. SALES, RETAIL AND DELIVERY VEHICULAR, CRANE RELATED EQUIPMENT
 8. ALL MEASUREMENTS ON AND USE OF THE PROPOSED FACILITY TO MEET THE APPLICABLE PERFORMANCE STANDARDS AS SET FORTH IN THE CITY OF GALLATIN ZONING ORDINANCE
 9. PERSON FINANCIALLY RESPONSIBLE FOR THE PROJECT - MELISSA MATASICK
 10. GARBAGE CHUTE AXLE INSIDE EXISTING 25' X 4' BUILDING.

LEGEND

⊙	SANITARY SEWER MANHOLE
⚡	POWER POLE
⊕	FIRE HYDRANT
—	GAS LINE
—	BOUNDARY LINES
—	UTILITY LINES
⊕	TREE
⊕	LIGHT POLE
⊕	TEMP BENCH MARK

**CITY OF GALLATIN
COUNCIL COMMITTEE AGENDA**

April 22, 2014

DEPARTMENT: Councilman Camp

AGENDA # 6

SUBJECT:

Rezoning of a New Subdivision near the Sumner County Regional Airport

SUMMARY:

Councilman Camp would like to give Jim Egan, Chairman of the Sumner County Airport Authority, an opportunity to address concerns about this zoning change.

RECOMMENDATION:

ATTACHMENT:

Resolution
 Ordinance

Correspondence
 Contract

Bid Tabulation
 Other

Approved
Rejected
Deferred

Notes:

**CITY OF GALLATIN
COUNCIL COMMITTEE AGENDA**

April 22, 2014

DEPARTMENT: CITY ATTORNEY

AGENDA # 7

SUBJECT:
RAINY DAY FUND

SUMMARY:

The City Council passed Ordinance No. O1302-5 on first reading in February last year. It has been approved by the TN General Assembly and is ready for second reading.

RECOMMENDATION:

ATTACHMENT:

Resolution
 Ordinance

Correspondence
 Contract

Bid Tabulation
 Other

Approved
Rejected
Deferred

Notes:

ORDINANCE AMENDING THE CITY OF GALLATIN, TENNESSEE CHARTER AS ESTABLISHED IN CHAPTER 67 OF THE PRIVATE ACTS OF 1953 AND AS AMENDED THEREAFTER TO ESTABLISH A RAINY DAY FUND

BE IT ORDAINED BY THE CITY OF GALLATIN, TENNESSEE, as follows:

- 1. Chapter 67 of the Private Acts of 1953, as subsequently amended, Article I, Section 1 is amended by adding a new subsection (22) which shall read as follows:

(22) *Rainy Day Fund.* The City Council shall have power to establish a “rainy day” fund in such amounts as it deems appropriate, but in no event less than twenty (20) percent of that fiscal year's operating expenses, excluding any capital purchases. Notwithstanding any provision in Article III, Section 15 of this Charter to the contrary, expenditures from the rainy day fund shall require the affirmative vote of five (5) members of the City Council.

- 2. This Ordinance shall have no effect unless it shall receive final approval within the time required by law by a two-thirds (2/3) vote of the Gallatin City Council after passage by the Tennessee General Assembly.
- 3. This Ordinance shall become effective after final passage thereof, the public welfare requiring such.

PASSED FIRST READING: February 19, 2013.

PASSED SECOND READING: _____, 2013.

MAYOR JO ANN GRAVES

APPROVED AS TO FORM:

JOE H. THOMPSON
CITY ATTORNEY

ATTEST:

CONNIE KITTRELL
CITY RECORDER

State of Tennessee



The Secretary of State
State Capitol
Nashville, Tennessee 37243-0305

Tre Hargett
Secretary of State

615-741-2819
Tre.Hargett@tn.gov

April 1, 2014

The Honorable Joe Thompson
City Attorney
132 West Main Street
Gallatin, TN 37066

Dear Mr. Thompson,

Enclosed is a certified copy of Private Chapter 30 relating to the City of Gallatin. This legislation was recently passed by the Tennessee General Assembly.

Pursuant to Tenn. Code Ann. §§8-3-201 and 8-3-202, the local legislative body must send notice to the secretary of state of its action by December 1 of the year of passage by the General Assembly. Please see Section 2 of Private Chapter 30 for instructions on ratification and notice to the secretary. Notification forms are enclosed for your convenience.

Please feel free to contact me at the number above if you have any questions. You may also contact Mr. Cody Ryan York, Director of Publications, at 615-741-2650. We are here to assist you in any way.

Thank you for your attention to this matter.

Sincerely,

A handwritten signature in cursive script that reads "Tre Hargett".

Tre Hargett
Secretary of State

cc: Senator Ferrell Haile
Representatives William Lamberth and Terri Lynn Weaver
Jo Ann Graves, Mayor, City of Gallatin
Private Chapter 30 file - Publications

Enclosures



**NOTICE TO
LOCAL LEGISLATIVE BODY OF
LEGISLATIVE ACTION ON
PRIVATE ACT**

Private Chapter No. 30, which is Senate
(House or Senate)
Bill No. 1404, of the 108th General Assembly, was passed on
February 5, 2014

SECRETARY OF STATE

by: *Lee Haight*
Division of Publications
312 Rosa L. Parks Avenue
Eighth Floor
Snodgrass Tennessee Tower
Nashville, TN 37243

Pursuant to T.C.A. 8-3-201 and 8-3-202, the attached is being provided by the Secretary of State. A two-thirds majority of the local legislative body is required for approval. The presiding officer shall complete the attached form, certify within 30 days of action, and return to the Secretary of State, Publications Division at the given address. In the absence of a deadline in the act, failure to approve by December 1 of the year of passage by the General Assembly will render the act null and void. **TO GUARANTEE PROPER AND TIMELY DELIVERY OF YOUR DOCUMENTS TO THE SECRETARY OF STATE, PUBLICATIONS DIVISION, A COURIER DELIVERY SERVICE IS RECOMMENDED. (Examples: Overnight Postal, Express Postal, Federal Express, etc.)**

cc: Senator Ferrell Haile
Representatives William Lamberth and Terri Lynn Weaver



**NOTICE TO
SECRETARY OF STATE
OF
RATIFICATION OF PRIVATE ACT**

**SECRETARY OF STATE
Division of Publications
312 – Rosa L. Parks Avenue
Eighth Floor
Snodgrass Tennessee Tower
Nashville, TN 37243**

Private Chapter No. 30, which is Senate
(House or Senate)
Bill No. 1404, of the 108th General Assembly, was:

approved _____

disapproved _____

no action taken _____

Presiding Officer of the Local
Legislative Body

Embossed Seal:
(if applicable)

County or City

Date

State of Tennessee



The Secretary of State
State Capitol
Nashville, Tennessee 37243-0305

Tre Hargett
Secretary of State

615-741-2819
Tre.Hargett@tn.gov

April 1, 2014

The Honorable Jo Ann Graves
Mayor
132 West Main Street
Gallatin, TN 37066

Dear Mayor Graves,

Enclosed is a certified copy of Private Chapter 30 relating to the City of Gallatin. This legislation was recently passed by the Tennessee General Assembly.

Pursuant to Tenn. Code Ann. §§8-3-201 and 8-3-202, the local legislative body must send notice to the secretary of state of its action by December 1 of the year of passage by the General Assembly. Please see Section 2 of Private Chapter 30 for instructions on ratification and notice to the secretary. Notification forms are enclosed for your convenience.

Please feel free to contact me at the number above if you have any questions. You may also contact Mr. Cody Ryan York, Director of Publications, at 615-741-2650. We are here to assist you in any way.

Thank you for your attention to this matter.

Sincerely,

A handwritten signature in black ink that reads "Tre Hargett".

Tre Hargett
Secretary of State

cc: Senator Ferrell Haile
Representatives William Lamberth and Terri Lynn Weaver
Joe Thompson, City Attorney, Gallatin
Private Chapter 30 file - Publications

Enclosures

State of Tennessee



The Secretary of State
State Capitol
Nashville, Tennessee 37243-0305

Tre Hargett
Secretary of State

615-741-2819
Tre.Hargett@tn.gov

April 1, 2014

The Honorable Ferrell Haile
Senator
108th General Assembly
10A Legislative Plaza
Nashville, TN 37243

VIA MESSENGER MAIL

Dear Senator Haile,

Enclosed are copies of correspondence sent to the City of Gallatin concerning Private Chapter 30 which was recently passed by the General Assembly.

These copies are being sent to you for your information only. No action is required on your part.

Thank you for your attention. Please do not hesitate to contact me if you have any questions.

Sincerely,

A handwritten signature in cursive script that reads "Tre Hargett".

Tre Hargett
Secretary of State

cc: Private Chapter 30 file - Publications
Enclosures

State of Tennessee



The Secretary of State
State Capitol
Nashville, Tennessee 37243-0305

Tre Hargett
Secretary of State

615-741-2819
Tre.Hargett@tn.gov

April 1, 2014

The Honorable William Lamberth
Representative
108th General Assembly
22 Legislative Plaza
Nashville, TN 37243

VIA MESSENGER MAIL

Dear Representative Lamberth,

Enclosed are copies of correspondence sent to the City of Gallatin concerning Private Chapter 30 which was recently passed by the General Assembly.

These copies are being sent to you for your information only. No action is required on your part.

Thank you for your attention. Please do not hesitate to contact me if you have any questions.

Sincerely,

A handwritten signature in black ink that reads "Tre Hargett".

Tre Hargett
Secretary of State

cc: Private Chapter 30 file - Publications
Enclosures

State of Tennessee



The Secretary of State
State Capitol
Nashville, Tennessee 37243-0305

Tre Hargett
Secretary of State

615-741-2819
Tre.Hargett@tn.gov

April 1, 2014

The Honorable Terri Lynn Weaver
Representative
108th General Assembly
105 War Memorial Building
Nashville, TN 37243

VIA MESSENGER MAIL

Dear Representative Weaver,

Enclosed are copies of correspondence sent to the City of Gallatin concerning Private Chapter 30 which was recently passed by the General Assembly.

These copies are being sent to you for your information only. No action is required on your part.

Thank you for your attention. Please do not hesitate to contact me if you have any questions.

Sincerely,

A handwritten signature in cursive script that reads "Tre Hargett".

Tre Hargett
Secretary of State

cc: Private Chapter 30 file - Publications
Enclosures



To all to whom these Presents shall come, Greeting:

*I, Tre Kargett, Secretary of State of the State of Tennessee,
do hereby certify that the annexed is a true copy of*

Private Chapter 30

Senate Bill 1404

House Bill 1351

2014



*the original of which is now on file and a matter
of record in this office. In Testimony Whereof,
I have hereunto subscribed my official signature
and by order of the Governor affixed the
Great Seal of Tennessee at the Department
in the City of Nashville,
this 28th day of February, A.D. 2014.*

Tre Kargett, Secretary of State



State of Tennessee

PRIVATE CHAPTER NO. 30

SENATE BILL NO. 1404

By Haile

Substituted for: House Bill No. 1351

By Lamberth, Weaver

AN ACT to amend Chapter 67 of the Private Acts of 1953, as amended by Chapter 48 of the Private Acts of 1999, Chapter 4 of the Private Acts of 2009, and any other acts amendatory thereto, relative to the charter of the City of Gallatin.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Chapter 67 of the Private Acts of 1953, as amended by Chapter 48 of the Private Acts of 1999, Chapter 4 of the Private Acts of 2009, and any other acts amendatory thereto, is amended in Article II, Section 1 by adding a new subsection (22) which shall read as follows:

(22) *Rainy Day Fund.* The City Council shall have power to establish a "rainy day" fund in such amounts as it deems appropriate, but in no event less than twenty percent (20%) of that fiscal year's operating expenses, excluding any capital purchases. Notwithstanding any provision in Article III, Section 15 of this Charter to the contrary, expenditures from the rainy day fund shall require the affirmative vote of five (5) members of the City Council.

SECTION 2. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of the City of Gallatin. Its approval or nonapproval shall be proclaimed by the presiding officer of the legislative body and certified to the secretary of state.

SECTION 3. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in Section 2.