

ORDINANCE # 841

AN ORDINANCE AMENDING THE OFFICIAL ZONING ORDINANCE TO PROHIBIT THE OBSTRUCTION OF SIDEWALKS AND ADA ACCESS IN THE C-1 CENTRAL BUSINESS DISTRICT IN THE CITY OF ETOWAH, TENNESSEE.

WHEREAS, the City of Etowah, Tennessee has adopted a zoning ordinance under authority granted in Tennessee Code Annotated (TCA) Section 13-7-201; and,

WHEREAS, Tennessee Code Annotated Section 13-7-204 enables a municipality to amend zoning ordinances and maps; and,

WHEREAS, pursuant to the requirements of TCA Section 13-7-204, the planning commission has recommended this amendment to the zoning ordinance, as herein described; and,

WHEREAS, pursuant to the requirements of TCA, Section 13-7-203, the City of Etowah conducted a public hearing prior to the final reading and adoption of this ordinance to allow for community input into the ordinance amendment herein described;

NOW, THEREFORE, BE IT ORDAINED by the Board of Mayor and Commissioners of Etowah, Tennessee, in accordance with those powers granted to it by the State of Tennessee that:

Section 1.

Chapter 4 Supplementary Provisions Applying to All Districts Where Applicable shall be amended by adding Section 4.24 Obstructing Streets, Alleys, or Sidewalks Prohibited

Section 4.24 Obstructing Streets, Alleys, or Sidewalks Prohibited

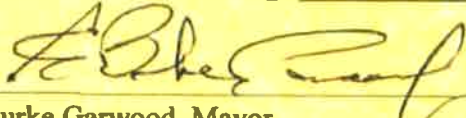
No person shall use or occupy any portion of any public street, alley, sidewalk, or right-of-way for the purpose of storing, selling, or exhibiting any goods, wares, merchandise, or materials. However, an exception may be allowed on sidewalks in the C-1 Central Business District where there is a minimum sidewalk width of ten (10) feet, provided a minimum sidewalk clearance of no less than five (5) feet is maintained along the sidewalk for pedestrian traffic and ADA access. Sales in the C-1 District along sidewalks of less than ten (10) feet in width may still be allowed provided five (5) feet is still maintained for pedestrian traffic and ADA access.

NOW, THEREFORE, BE IT FURTHER ORDAINED THAT this Ordinance shall be effective immediately from and after its date of final passage.

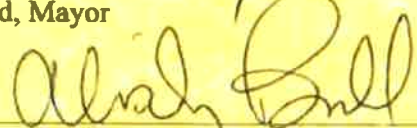
Passed on 1st reading: August 26, 2019

Passed on 2nd reading: September 23, 2019.

Date of Public Hearing: _____



Burke Garwood, Mayor

ATTEST: 

Alison Bull, City Recorder

Approved as to form:



Russell J Blair, City Attorney