



**A RESOLUTION TO AMEND THE HAMILTON COUNTY ZONING REGULATIONS,
ARTICLE VI, EXCEPTIONS, SECTION 404 RESIDENTIAL HOME FOR THE HANDICAPPED AND/OR AGED OPERATED
ON A COMMERCIAL BASIS RELATING TO BEING REVOCABLE**

WHEREAS, a Residential Home for the Handicapped and/or Aged Operated on a Commercial Basis are permitted with the issuance of a Special Permit by the Hamilton County Commission in the A-1 Agricultural District, the R-2 Urban Residential District, the R-2A Rural Residential District, and the R-3 Multi-Family Residential District; and

WHEREAS, the Hamilton County Commission in their regular scheduled meeting of December 20, 2017 has requested the Regional Planning Agency to draft an amendment to have the Special Permit for a Residential Home for the Handicapped and/or Aged Operated on a Commercial Bases be revocable.

NOW THEREFORE, BE IT RESOLVED, that the Chattanooga-Hamilton County Regional Planning Commission on January 8, 2018 does hereby recommend to the Hamilton County Commission that the Hamilton County Zoning Regulations be amended as follows:

Amend Article VI, Exceptions, Section 404 Residential Home for the Handicapped and/or Aged Operated on a Commercial Basis, by adding a new item B as follows:

B. Revocation

Hamilton County reserves the right to revoke a granted Special Permit for a Residential Home for the Handicapped and/or Aged Operated on a Commercial Basis at any time upon notice to the owner and after a public hearing once the property has two (2) documented county or state violations within a 12 month period. Such violations shall be evidenced by a finding of guilt or fault by court or an administrative officer or body. A Residential Home for the Handicapped and/or Aged Operated on a Commercial Basis which is revoked shall prevent the property owner or designee and specific property from applying for a new Special Permit for a Residential Home for the Handicapped and/or Aged Operated on a Commercial Basis for a period of one (1) year from date of revocation.

Respectfully submitted,

John Bridger, Secretary

Date of Adoption: January 8, 2018

JB:SH:bs