

ORDINANCE 18-O-53 amending the Murfreesboro City Code, Appendix A-Zoning, Sections 7, 9, 24, 26, 27, 31 and Chart 1 Endnotes by: (1) globally changing references to the Murfreesboro Water and Sewer Department (MWSD) and Water and Sewer Board, respectively, to the Murfreesboro Water Resources Department (MWRD) and Water Resources Board; (2) changing certain references to the City Engineer to the Development Services Division or Development Services Director; and (3) changing certain references to the City Horticulturalist and Urban Environmental Department to Development Services Division and Public Works Division.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MURFREESBORO, TENNESSEE, AS FOLLOWS:

SECTION 1. Appendix A – Zoning, of the Murfreesboro City Code, is hereby amended by deleting references to “Water and Sewer Department” and “Water and Sewer Board” and substituting in lieu thereof “Water Resources Department” and “Water Resources Board” respectively.

SECTION 2. Appendix A – Zoning, Section 7(E)(2), of the Murfreesboro City Code, is hereby amended:

- a. at item J(2) of the Planning Commission Site Plan Review Checklist by deleting the phrase “independent review” and substituting in lieu thereof the word “review” and by deleting reference to “Building and Codes Department” and substituting in lieu thereof the phrase “Development Services Division”;
- b. at item J(3) of the Planning Commission Site Plan Review Checklist by deleting the words “City Engineer” in the second sentence and substituting in lieu thereof the words “Development Services Division” and by deleting the phrase “office of the City Engineer” in the third sentence and substituting in lieu thereof the phrase “Development Services Division”;
- c. at item J(4) of the Planning Commission Site Plan Review Checklist by deleting the phrase “office of the City Engineer” and substituting in lieu thereof the phrase “Development Services Division”; and
- d. at item J(8) of the Planning Commission Site Plan Review Checklist by deleting the words “City Engineer” and substituting in lieu thereof the words “Director of the Murfreesboro Water Resources Department.”

SECTION 3. Appendix A – Zoning, Section 9(D)(2) of the Murfreesboro City Code, is hereby amended:

- a. at subsection (qqq)[6] by deleting the words “Zoning Administrator” and substituting in lieu thereof the words “Development Services Division.”
- b. at subsection (uuu)(2) by deleting the phrase “satisfactory to the City Horticulturalist.”

SECTION 4. Appendix A – Zoning, Section 24, Article III, of the Murfreesboro City Code, is hereby amended:

- a. at subsection (C)(7)(c)[4] by deleting the phrase “City Horticulturalist and”;
- b. at subsection (D)(1)(c)[4] by deleting the phrase “City Horticulturalist or designee” and substituting in lieu thereof the words “Development Services Division”;
- c. at subsection (M)(1) of the Gateway Design Overlay Final Design Review Checklist by deleting all references to the “City Engineer” and “office of the City Engineer” and substituting in lieu thereof the words “Development Services Division”;
- d. at subsection (D)(2)(e) by deleting the phrases “Planning and Engineering Departments” and “Planning and Engineering departments” and substituting in lieu thereof the words “Development Services Division”;
- e. at subsection (D)(3)(a) by deleting the phrase “Planning, Engineering, Building and Codes [sic] Water and Sewer, Transportation, and Urban Environmental Departments” and substituting in lieu thereof the words “City’s Development Services Division and Public Works Division”;
- f. at subsection (D)(3)(b) by deleting the words “Planning Department” and substituting in lieu thereof the words “Development Services Division”;
- g. at subsection (E)(4)(a)[3] by deleting the phrase “approved by the City Horticulturalist”;
- h. at subsection (F)(3)(a) by deleting the words “City Horticulturalist” and substituting in lieu thereof the words “Development Services Division”;
- i. at subsection (F)(3)(h) by deleting the words “City Horticulturalist” and substituting in lieu thereof the words “Development Services Division”;
- j. at subsection (G)(1)(d) by deleting the words “City Horticulturalist” and substituting in lieu thereof the words “Development Services Division”; and

- k. at subsection (G)(5) by deleting the words “Planning and Engineering Departments” and substituting in lieu thereof the words “Development Services Division.”

SECTION 5. Appendix A – Zoning, Section 26, of the Murfreesboro City Code, is hereby amended at subsection (C)(7)(b) by deleting the words “Planning Director in consultation with the City Engineer” and substituting in lieu thereof the words “Development Services Division.”

SECTION 6. Appendix A – Zoning, Section 27, of the Murfreesboro City Code, is hereby amended:

- a. at subsection (D)(42) by deleting the words “Urban Environmental Department” and substituting in lieu thereof the words “Public Works Division”;
- b. at subsection (E) by deleting the words “Urban Environmental Director” and substituting in lieu thereof the words “Development Services Division”;
- c. at subsection (H)(1) by deleting the phrase “Urban Environmental Director or designee” and substituting in lieu thereof the words “Development Services Division”;
- d. at subsection (H)(2) by deleting the phrase “Urban Environmental Director or designee” and substituting in lieu thereof the words “Development Services Division”;
- e. at subsection (H)(3) by deleting the phrases “Urban Environmental Director, or designee” and “Urban Environmental Director” and substituting in lieu thereof the words “Development Services Division”;
- f. at subsection (I)(2) by deleting the phrase “, a copy of which is on file with the City Recorder and Urban Environmental Director”;
- g. at subsection (I)(6) by deleting the words “Urban Environmental Director or designee” and substituting in lieu thereof the words “Public Works Division”;
- h. at subsection (I)(11) by deleting the words “Urban Environmental Director” and substituting in lieu thereof the words “Public Works Division”;
- i. at subsection (I)(14) by deleting the words “Urban Environmental Department” and substituting in lieu thereof the words “Development Services Division and the Public Works Division”;

- j. at (O)(1) by deleting the words “Urban Environmental Director,” and “,or designee” in the fourth sentence;
- k. at subsection (O)(2) by deleting the phrases “Urban Environmental Director or designee” and “Urban Environmental Department” and substituting in lieu thereof the words “Development Services Division”;
- l. at subsection (P)(4) by deleting the phrase “the Urban Environmental Director or designee or ”;
- m. at subsection (Q)(2) by deleting the phrase to “Urban Environmental Director and/or the City Arborist or their designee” and substituting in lieu thereof the words “Development Services Division”;
- n. at subsection (Q)(9) by deleting the phrase to “Urban Environmental Director or designee” and substituting in lieu thereof the words “Development Services Division”;
- o. at subsection (Q)(10) by deleting the phrase to “Urban Environmental Director” and substituting in lieu thereof the words “Development Services Division”;
- p. at subsection (R)(1) and (R)(2) by deleting all references to the “Urban Environmental Department” and substituting in lieu thereof the words “Public Works Division”;
- q. at subsection (T)(1) by deleting the phrase “as determined by the Urban Environmental Department”;
- r. at subsection (T)(2) by deleting the period at the end of the first sentence and the words “The Urban Environmental Department,” and substituting the in lieu thereof the phrase “, provided that the Development Services Division,”;
- s. at subsection (U) by deleting the phrase “Urban Environmental Director or designee, by the Planning Director or designee, and by the Building and Codes Official or designee” and substituting in lieu thereof the words “Development Services Division”; and

SECTION 7. Appendix A – Zoning, Section 31, of the Murfreesboro City Code, is hereby amended:

- a. at subsection (E)(1) by deleting the words "Engineering Department" and substituting in lieu thereof the words "City Engineer"; and
- b. at subsection (E)(3) by deleting the phrase "Planning Department, the Urban Environmental Department," and substituting in lieu thereof the words "Development Services Division."

SECTION 8. Appendix A – Zoning, Chart 1 Endnotes. Uses Permitted by Zoning District, of the Murfreesboro City Code, is hereby amended at note 16(b) by deleting the reference to "City Horticulturalist" and substituting in lieu thereof "Development Services Division."

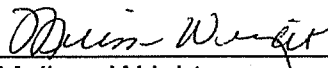
SECTION 9. That this Ordinance shall take effect immediately after its passage upon second and final reading, the public welfare and the welfare of the City requiring it.

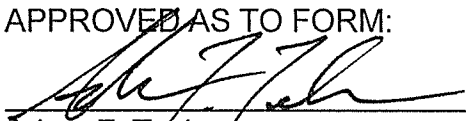
Passed:

1st reading September 20, 2018
2nd reading September 27, 2018


Shane McFarland, Mayor

ATTEST:


Melissa Wright
City Recorder

APPROVED AS TO FORM:

Adam F. Tucker
Interim City Attorney

SEAL