

ORDINANCE 2010-5

**AN ORDINANCE AMENDING APPENDIX F OF THE
ZONING CODE OF THE BELLE MEADE MUNICIPAL CODE**

I

BE IT ORDAINED BY THE CITY OF BELLE MEADE, as follows:

On the recommendation of the Board of Commissioners, the City of Belle Meade acts to amend its Zoning Code, Title 14, Chapter 2 of the Belle Meade Municipal Code , Appendix F, Section "(2)" entitled "Reconstruction" currently reads as follows:

(2) Reconstruction. No nonconforming use or structure may be re-established or reconstructed where such has been discontinued or abandoned for a period of two months, unless said discontinuance or abandonment was the result of fire or other casualty, as is hereinafter provided. Notwithstanding the foregoing, any non conforming use or structure protected by Tennessee Code Annotated, § 13-7-208 shall be subject to applicable period of discontinuance or abandonment contained therein.

The first sentence, "No nonconforming use or structure may be re-established or reconstructed where such has been discontinued or abandoned for a period of two months, unless said discontinuance or abandonment was the result of fire or other casualty, as is hereinafter provided." is hereby deleted in its entirety, and the following substituted in its place so that Section 2 of Appendix F shall now read

2) Reconstruction. No nonconforming use or structure may be re-reconstructed without approval of the Zoning Appeals Board pursuant to application in accordance with the Zoning Code. For the purpose of this section, "reconstruction" and "reconstructed" are defined to mean work to be performed on the use or structure necessary to restore it to its as-built condition with a cost of more than fifty percent (50%) of the cost of as-built construction of the use or structure as determined by the current RS Means Construction Data.

Notwithstanding the foregoing, nothing in this ordinance shall negate Tennessee Code Annotated, § 13-7-208.

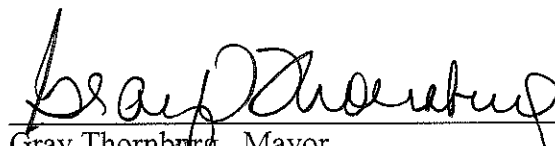
Section 2. This Ordinance shall become effective fifteen days after its passage.

Passed on first reading:

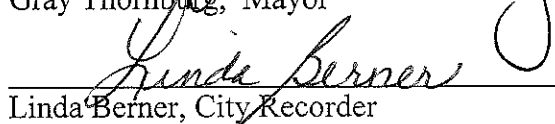
August 17, 2010

Passed on Second Reading:

September 16, 2010



Gray Thornburg, Mayor



Linda Berner, City Recorder