

**RESOLUTION**

RESOLUTION NO. R-245-2019

A RESOLUTION AMENDING RESOLUTION R-41-2017 CONFIRMING THE MAYOR'S APPOINTMENT OF MEMBERS TO THE PUBLIC STAKEHOLDER ADVISORY COMMITTEE, AN AD HOC ADVISORY GROUP OF CITIZENS TO PROVIDE FEEDBACK ON THE PROPOSED COMPREHENSIVE UPDATE (COMMONLY KNOWN AS "RECODE") TO THE ZONING ORDINANCE OF THE CITY OF KNOXVILLE AND ESTABLISHING A TERMINATION DATE FOR THE COMMITTEE.

RESOLUTION NO: R-245-2019

REQUESTED BY: Mayor

PREPARED BY: Law Department

APPROVED: 7-16-2019

APPROVED AS AN EMERGENCY MEASURE: \_\_\_\_\_

MINUTE BOOK: 83 PAGE \_\_\_\_\_

**WHEREAS**, the City of Knoxville hired a Consultant to review and update the City of Knoxville's Zoning Code; and

**WHEREAS**, pursuant to Resolution R-41-2017, the Council approved the Mayor's appointment of an ad hoc advisory group of citizens called the Public Stakeholder Advisory Committee ("the Committee") to provide feedback on the comprehensive update (commonly known as "Recode") to the Zoning Ordinance of the City of Knoxville; and

**WHEREAS**, Resolution R-41-2017 did not specify a procedure for adding new members to the Committee or the terms of said Committee members; and

**WHEREAS**, Resolution R-41-2017 did not establish a termination date for the conclusion of the Committee's work; and

**WHEREAS**, the Mayor wishes to reauthorize the work of the Committee for a period of two (2) years following the anticipated adoption of Recode and to appoint community representatives to reconstitute the Committee; and

**WHEREAS**, the Mayor wishes to appoint the following individuals to serve on the Committee:

- Rick Blackburn- President, Knox Heritage Board of Directors
- Michelle Moyers- Director of Community Development and Planning, Knox County Health Department
- Terrence Carter- Director of Economic & Business Development, Knoxville Area Urban League
- Dr. Caroline Cooley- President, Bike Walk Knoxville
- Mary English- Land Use & Environmental Director, League of Women Voters of Knoxville-Knox County
- Mike Truitt- Representative, Home Builders' Association of Greater Knoxville
- Duane Grieve- East Tennessee Community Design Center
- Brian Hann- Past President, Appalachian Mountain Bike Club
- Don Horton- Chair, U.S. Green Building Council, East Tennessee Chapter
- Andy Powers- Facilities Services Director of Design Services, University of Tennessee
- Gayle Atherton- Neighborhood Advisory Council, Seat A (At Large)
- Amy Nolan- Vice President of Public Policy, Knoxville Chamber of Commerce
- Matt Sterling- Mayor's Makers Council
- Joe Petre- President, Conversion Properties, Inc.
- Patrick Phillips- City Mayor Appointee to the Knoxville-Knox County Planning Commission
- Jennifer Roche- Government Affairs Director, Knoxville Area Association of Realtors
- John Sanders- Member, The American Institute of Architects, East Tennessee Chapter
- Brian Tapp- Certified Commercial Investment Member, East Tennessee Chapter
- Stephanie Welch- President, Great Schools Partnership
- Chad Hellwinckel- Knoxville Permaculture Guild
- Samuel Brown- Chair of Housing Committee, NAACP East Tennessee Chapter

; and

**WHEREAS**, the Council of the City of Knoxville affirms that the Mayor's appointees represent a cross-section of the community and that these individuals should be appointed to the Committee for the purpose of providing feedback on Recode following its anticipated adoption; and

**WHEREAS**, the Council of the City of Knoxville agrees that the Committee should provide such feedback on Recode for a period of two (2) years following codification of Recode; and

**WHEREAS**, as an advisory committee to City Council, the Committee shall be subject to the Open Meetings Act, TENN. CODE ANN. § 8-44-101, *et seq.*, and shall provide its feedback only in meetings open to the public; and

**WHEREAS**, to the extent that the Committee makes recommendations on the proposed update of the Zoning Code and amendments thereto by a straw poll or otherwise, such recommendations shall be advisory only, and while the Knoxville-Knox County Planning Commission (“KKPC”, formerly known as the Metropolitan Planning Commission), KKPC staff, the City and City Council shall give appropriate consideration to the recommendations of the Committee, the Committee’s recommendations shall not be binding; and

**WHEREAS**, the Council of the City of Knoxville finds that assistance by certain members of City and KKPC staff would be valuable to the Committee members, on a non-voting basis; and

**WHEREAS**, at its July 16, 2019 regular meeting, the Council of the City of Knoxville amended this resolution to add a tenant representative to the Committee; the appointment of which shall be made at a later date.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF KNOXVILLE:**

**SECTION 1:** The Council of the City of Knoxville hereby reconstitutes and reauthorizes the Public Stakeholder Advisory Committee for the purpose of providing feedback on Recode following its anticipated adoption.

**SECTION 2:** The Council of the City of Knoxville hereby approves the Mayor’s appointment of the following individuals (or their successors in position) to serve as the sole members of the Committee:

1. Rick Blackburn—President, Knox Heritage Board of Directors
2. Michelle Moyers—Director of Community Development and Planning, Knox County Health Department

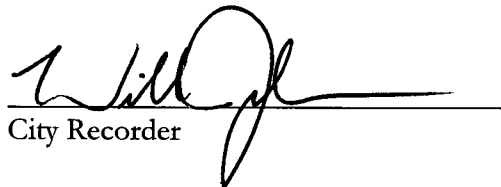
3. Terrence Carter—Director of Economic & Business Development, Knoxville Area Urban League
4. Dr. Caroline Cooley—President, Bike Walk Knoxville
5. Mary English—Land Use & Environmental Director, League of Women Voters of Knoxville-Knox County
6. Mike Truitt, Representative, Home Builders' Association of Greater Knoxville
7. Duane Grieve—East Tennessee Community Design Center
8. Brian Hann—Past President, Appalachian Mountain Bike Club
9. Don Horton—Chair, U.S. Green Building Council, East Tennessee Chapter
10. Andy Powers— Facilities Services Director of Design Services, University of Tennessee
11. Gayle Atherton—Neighborhood Advisory Council, Seat A (At Large)
12. Amy Nolan—Vice President of Public Policy, Knoxville Chamber of Commerce
13. Matt Sterling—Mayor's Makers Council
14. Joe Petre—President, Conversion Properties, Inc.
15. Patrick Phillips—City Mayor Appointee to the Knoxville-Knox County Planning Commission
16. Jennifer Roche—Government Affairs Director, Knoxville Area Association of Realtors
17. John Sanders—Member, The American Institute of Architects, East Tennessee Chapter
18. Brian Tapp—Certified Commercial Investment Member, East Tennessee Chapter
19. Stephanie Welch—President, Great Schools Partnership
20. Chad Hellwinckel—Knoxville Permaculture Guild
21. Samuel Brown—Chair of Housing Committee, NAACP East Tennessee Chapter
22. VACANT—tenant representative

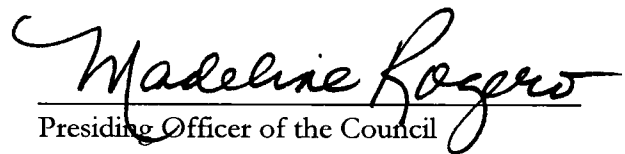
**SECTION 3:** The Council of the City of Knoxville hereby respectfully requests that the following individuals (or their successors in position) assist the members of the Committee on a non-voting basis, with the Executive Director of the Knoxville-Knox County Planning Commission serving as Committee chair:

1. Christina Magráns, Staff Attorney, City of Knoxville Law Department
2. Peter Ahrens, Director, City of Knoxville Plans Review and Inspections Department
3. Scott Elder, Zoning Chief, City of Knoxville Plans Review and Inspections Department
4. Gerald Green, Executive Director, Knoxville-Knox County Planning Commission
5. Amy Brooks, Senior Planning Manager, Knoxville-Knox County Planning Commission

**SECTION 4:** The Council of the City of Knoxville hereby determines that the Committee shall continue to provide feedback on Recode for a period of two (2) years following its adoption, at which time the work of the Committee shall be concluded, unless renewed or extended by a Resolution of the Council of the City of Knoxville.

**SECTION 5:** This Resolution shall take effect from and after its passage, the public welfare requiring it.

  
City Recorder

  
Presiding Officer of the Council



**CITY OF KNOXVILLE, TENNESSEE**

**City Council**

**AGENDA INFORMATION SHEET**

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**AGENDA DATE:** July 16, 2019  
**DEPARTMENT:** Law Department  
**DIRECTOR:** Charles Swanson

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**AGENDA SUMMARY** A Resolution amending Resolution R-41-2017 confirming the Mayor's appointment of members to the Public Stakeholder Advisory Committee, an ad hoc advisory group of citizens to provide feedback on the proposed comprehensive update (commonly known as "Recode") to the Zoning Ordinance of the City of Knoxville and establishing a termination date for the committee.

**COUNCIL DISTRICT(S) AFFECTED** All Districts

**BACKGROUND** The City of Knoxville hired a Consultant to review and update the City of Knoxville's Zoning Code. Recognizing the significance of the project and the importance of citizen input, in 2017 the Mayor appointed an advisory, ad hoc group of citizens to provide feedback on the proposed version of Recode.

The individuals named in the attached resolution have appointed by the Mayor to serve as the members of the Committee by virtue of their positions or involvement with specific community organizations. If any named individual ceases to serve in their identified position, that individual will be succeeded on the Committee by the new individual in that position.

The Mayor wishes to reauthorize the Committee to continue providing feedback for a period of two (2) years after the date of the City Council's anticipated adoption of Recode, at which point the Committee's work shall conclude unless the City Council chooses to extend this time frame by Resolution.

The Committee is advisory in nature. To the extent that the Committee makes recommendations on the proposed comprehensive update of the Zoning Code by a straw poll or otherwise, such recommendations shall be advisory only; the Knoxville-Knox County Planning Commission ("KKPC"), KKPC staff, the City, and City Council shall give appropriate consideration to the recommendations of the Committee, but shall not be bound by such recommendations. The Executive Director of KKPC shall act as the chair of the Committee. The Committee shall be subject to the Open Meetings Act, Tenn. Code Ann. § 8-44-101, et seq., and shall provide its feedback only in meetings open to the public.

**OPTIONS** Approve or Deny the Resolution

**RECOMMENDATION** Approve the Resolution

**ESTIMATED PROJECT SCHEDULE** Not applicable

**PRIOR ACTION/REVIEW** Resolution R-41-2017 was adopted on January 31, 2017.

**FISCAL INFORMATION** Not applicable

**ATTACHMENTS:**

- Resolution - Stakeholders - v3 [REM notes] (DOCX)

<b>RESULT:</b>	<b>APPROVED, AS AMENDED [UNANIMOUS]</b>
<b>MOVER:</b>	Finbarr Saunders, Vice-Mayor, At-Large Seat C
<b>SECONDER:</b>	George C. Wallace, At-Large Seat A
<b>AYES:</b>	Campen, McKenzie, Rider, Roberto, Saunders, Singh, Stair, Wallace, Welch