



**AGENDA ITEM #: 6**

**MEMORANDUM**

**TO:** Metropolitan Planning Commission  
**FROM:** Mark Donaldson, Executive Director  
**DATE:** Wednesday, March 05, 2008  
**SUBJECT:** Amendments to the Knoxville-Knox County Minimum Subdivision Regulations revising language dealing with appeals of concept plans and subdivision plats consistent with state law  
2-A-08-OA

---

**STAFF RECOMMENDATION:**

APPROVE amendments.

**BACKGROUND:**

In consideration of the recent Opinion and Order rendered by Judge Rosenbalm, Judge of the Circuit Court of Knox County, Tennessee in the case of LHL Properties vs. The City of Knoxville, et al, and the authority granted to the Knoxville-Knox County Metropolitan Planning Commission under state law, we have prepared the appropriate amendments to the Knoxville-Knox County Minimum Subdivision Regulations regarding appeals of any action or decision rendered pursuant to these regulations. All appeals will go before a Court of competent jurisdiction.

**AMENDMENTS TO SUBDIVISION REGULATIONS**

1. Delete Section 36 in its entirety, and in lieu thereof provide as follows:

**36 APPEALS**

An appeal of any action or decision rendered pursuant to these regulations shall be to any Court of competent jurisdiction.

2. Delete Section 42-60 in its entirety
3. Delete Section 43-40 in its entirety.
4. Delete Section 43-50 in its entirety.
5. Delete Section 44-60 in its entirety.