



MEMORANDUM

Agenda Item #8

Date: January 31, 2013
To: Planning Commission
From: Mark Donaldson, Executive Director
RE: South County Sector Plan

RECOMMENDATION: APPROVE

Staff recommends that the planning commission forward a recommendation to the County Commission to adopt the South County Sector Plan with the amendment contained in their resolution of December 17, 2012. That change is: That Table 11 on page 27 of the South County Sector Plan 2012 shall be amended by replacing the words after the asterisk under the table with the following language: "Please note that this is not a complete list of the policies from the Knoxville-Knox County Hillside and Ridgetop Protection Plan, as adopted by County Commission Resolution RZ-12-1-101 on January 23, 2012."

BACKGROUND

In October MPC recommended approval of the South County Sector Plan to both County Commission and City Council. Council adopted the plan as presented to them.

In considering the Sector Plan at its November meeting, the Commission failed to approve the plan, with a few commissioners noting concerns about the effect of the Hillside and Ridgetop Protection Plan. At its December meeting, the County Commission reconsidered the sector plan with amended language that is quoted above and voted to approve the plan. That amendment was offered by the County Law Department.

The County Commission's Resolution, which contains their amendment, is attached.

RESOLUTION

A RESOLUTION OF THE COMMISSION
OF KNOX COUNTY, TENNESSEE,
AMENDING THE SOUTH COUNTY
SECTOR PLAN, ADOPTED BY
RESOLUTION RZ-02-2-102 ON
FEBRUARY 5, 2002.

RESOLUTION: R-12-12-908
REQUESTED BY: COMMISSIONER NORMAN
PREPARED BY: KNOX COUNTY LAW
DIRECTOR'S OFFICE

APPROVED AS TO FORM AND CORRECTNESS: Richard B. Armstrong Jr.
DIRECTOR OF LAW

APPROVED: December 17, 2012
DATE

VETOED: _____
DATE

VETO
OVERRIDE: _____
DATE

MINUTE
BOOK _____ PAGE _____

WHEREAS, the Commission has adopted the Knoxville-Knox County General Plan 2033 which includes the South County Sector Plan; and

WHEREAS, Tenn. Code Ann. §13-3-304 provides that the general regional plan may be amended upon the initiative of the Commission by transmitting the amendment to the Metropolitan Planning Commission ("MPC") for review, consideration and vote; and

WHEREAS, MPC recommended updating the General Plan and the South County Sector Plan by adoption of the South County Sector Plan 2012; and

WHEREAS, it is the sense of the Commission that certain amendments to the recommended South County Sector Plan 2012 are appropriate; and

WHEREAS, MPC must take action on the amendment within sixty-one (61) days of the submittal of the amendment to the planning commission by the legislative body; and

WHEREAS, if MPC votes to approve or not approve the amendment or transmits it back to the legislative body with no recommendation, the legislative body must approve the amendment by a majority vote, in order for the amendment to be operative; and

WHEREAS, accordingly, the Commission initiates this Sector Plan amendment for review, consideration and vote by the MPC.

NOW THEREFORE BE IT RESOLVED BY THE COMMISSION OF KNOX COUNTY AS FOLLOWS:

The South County Sector Plan shall be amended in the form of the attached South County Sector Plan 2012.

BE IT FURTHER RESOLVED, that Table 11 on page 27 of the South County Sector Plan 2012 shall be amended by replacing the words after the asterisk under the table with the following language: "Please note that this is not a complete list of the policies from the Knoxville-Knox County Hillside and Ridgetop Protection Plan, as adopted by County Commission Resolution RZ-12-1-101 on January 23, 2012."


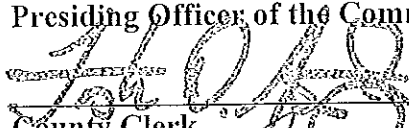

BE IT FURTHER RESOLVED, that the County Clerk shall transmit this resolution to the MPC for review, consideration and vote.

BE IT FURTHER RESOLVED, that the MPC shall take action on this amendment within sixty-one (61) days of receipt.

BE IT FURTHER RESOLVED, that upon taking action on this amendment, MPC shall transmit this amendment together with its recommendation back to County Commission.

BE IT FURTHER RESOLVED, that upon receipt of the amendment and report of recommendation from MPC, the MPC staff shall place the item on the next Commission agenda.

BE IT FURTHER RESOLVED, that this Resolution is to take effect from and after its passage, as provided by the Charter of Knox County, Tennessee, the public welfare requiring it.

	<u>12/18/12</u>
Presiding Officer of the Commission	Date
	<u>12/13/12</u>
County Clerk	Date
Approved: 	<u>12/20/12</u>
County Mayor	Date
Vetoed: _____	_____
County Mayor	Date