

PLAN AMENDMENT REPORT

► FILE #: 19 4-K-20-SP AGENDA ITEM #:

> **AGENDA DATE:** 4/9/2020

► APPLICANT: **KNOXVILLE - KNOX COUNTY PLANNING**

OWNER(S): David Fiser

TAX ID NUMBER: 93 K B 00201 View map on KGIS

JURISDICTION: Council District 6

STREET ADDRESS: 4295 Middlebrook Farm Way

LOCATION: West of Ed Shouse Dr., east of I-75 / I-640

APPX. SIZE OF TRACT: 25 acres

SECTOR PLAN: Northwest City

GROWTH POLICY PLAN: N/A

ACCESSIBILITY: Ed Shouse Drive is a major arterial with a 25.5 ft pavement width inside a

> right-of-way that varies from 253 ft to 285 ft along the length of this parcel. It is a divided highway with two lanes traveling in each direction separated by a

grass median with the occasional cut-through.

UTILITIES: Water Source: Knoxville Utilities Board

> Sewer Source: Knoxville Utilities Board

WATERSHED: Third Creek

PRESENT PLAN AND **ZONING DESIGNATION:** AGC (Agricultural Conservation) / I-MU (Industrial Mixed-Use)

PROPOSED PLAN

DESIGNATION:

HI (Heavy Industrial)

EXISTING LAND USE: Agricultural/forestry/vacant

EXTENSION OF PLAN

DESIGNATION:

Yes, HI (Heavy Industrial) is adjacent to the west

HISTORY OF REQUESTS: Property was rezoned from A-1 (General Agricultural) and F-1 (Floodway)

Districts to C-6 (General Commercial Park) District

SURROUNDING LAND USE

AND PLAN DESIGNATION:

North: Agricultural/forestry/vacant - GC (General Commercial)

Agricultural/forestry/vacant - AGC (Agricultural Conservation) South:

Single family residential (separated by interstate right-of-way) - TDR East:

(Traditional Neighborhood Development)

Public/quasi-public land - GC (General Commercial) and HI (Heavy West:

Industrial)

NEIGHBORHOOD CONTEXT The area is somewhat isolated from the nearby residential uses since they

lie across the interstate to the east and across Western Avenue to the north. KUB's Hoskins Center is across Ed Shouse Way. The property is not

currently visible from I-640/I-75 due to the existing vegetation.

GERALD GREEN 4/3/2020 03:44 PM AGENDA ITEM #: 19 FILE #: 4-K-20-SP PAGE #: 19-1

STAFF RECOMMENDATION:

Adopt resolution 4-K-20-SP amending the Northwest City Sector Plan to HI (Heavy Industrial) as it is an extension of the I-H designation to the west because of the changes in the development pattern in this area, with more industrial uses locating in the area and demand for industrial land increasing, and since the transportation and utility infrastructure in the area isappropriate for industrial uses.

COMMENTS:

SECTOR PLAN AMENDMENT REQUIREMENTS FROM GENERAL PLAN (May meet any one of these):

CHANGES OF CONDITIONS WARRANTING AMENDMENT OF THE LAND USE PLAN:

1. There are no recent changes to conditions that would warrant amending the land use plan.

INTRODUCTION OF SIGNIFICANT NEW ROADS OR UTILITIES THAT WERE NOT ANTICIPATED IN THE PLAN AND MAKE DEVELOPMENT MORE FEASIBLE:

1. No new roads or additional utilities have been introduced in this area.

AN OBVIOUS OR SIGNIFICANT ERROR OR OMISSION IN THE PLAN:

1. The area is developed established industrial and commercial properties. The plan should have taken this into account and realized that additional properties along Ed Shouse Drive would transition to these uses, as they are near the intersection of Ed Shouse Drive with both Middlebrook Pike and Western Avenue, and is in close proximity to an interstate interchange. Also, many of the industrial uses in the area have been there for some time.

TRENDS IN DEVELOPMENT, POPULATION OR TRAFFIC THAT WARRANT RECONDISERATION OF THE ORIGINAL PLAN PROPOSAL:

- 1. The area has had a number of industrial and intense commercial uses for the last several decades and these uses continue to expand in the area.
- 2. The property is bounded by Ed Shouse Drive and industrial properties to the west, commercial properties to the north, and I-40/I-75 to the east. These adjacent land uses create an environment for industrial use of this property.

ESTIMATED TRAFFIC IMPACT: Not required.

ESTIMATED STUDENT YIELD: Not applicable.

If approved, this item will be forwarded to Knoxville City Council for action on 5/5/2020 and 5/19/2020. If denied, Knoxville-Knox County Planning Commission's action is final, unless the action to deny is appealed to Knoxville City Council. The date of the appeal hearing will depend on when the appeal application is filed. Appellants have 15 days to appeal a Planning Commission decision in the City.

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PLAN AMENDMENT/ REZONING REPORT

► FILE #: 4-K-20-RZ AGENDA ITEM #: 19

4-G-20-PA AGENDA DATE: 4/9/2020

► APPLICANT: KNOXVILLE - KNOX COUNTY PLANNING

OWNER(S): David Fiser

TAX ID NUMBER: 93 K B 00201 View map on KGIS

JURISDICTION: Council District 6

STREET ADDRESS: 4295 Middlebrook Farm Way

► LOCATION: West of Ed Shouse Dr., east of I-75 / I-640

► TRACT INFORMATION: 25 acres.

SECTOR PLAN: Northwest City
GROWTH POLICY PLAN: Within City limits

ACCESSIBILITY: Ed Shouse Drive is a major arterial with a 25.5 ft pavement width inside a

right-of-way that varies from 253 ft to 285 ft along the length of this parcel. It is a divided highway with two lanes traveling in each direction separated by a

grass median with the occasional cut-through.

UTILITIES: Water Source: Knoxville Utilities Board

Sewer Source: Knoxville Utilities Board

WATERSHED: Third Creek

PRESENT PLAN AGC (Agricultural Conservation) / I-MU (Industrial Mixed-Use)

DESIGNATION/ZONING:

► PROPOSED PLAN HI (Heavy Industrial) / I-H (Heavy Industrial) DESIGNATION/ZONING:

► EXISTING LAND USE: Agricultural/forestry/vacant

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EXTENSION OF PLAN Yes, HI (Heavy Industrial) is adjacent to the west / No, I-H (Heavy Industrial)

DESIGNATION/ZONING: zoning is not adjacent

HISTORY OF ZONING Property was rezoned from A-1 (General Agricultural) and F-1 (Floodway)

REQUESTS: Districts to C-6 (General Commercial Park) District

North:

SURROUNDING LAND USE,

PLAN DESIGNATION, (Highway

(Highway Commercial) District

ZONING South: Agricultural/forestry/vacant - AGC (Agricultural Conservation) - AG

(Agricultural) District

East: Single family residential (separated by interstate right-of-way) - TDR

(Traditional Neighborhood Development) - (RN-1) Single Family

Agricultural/forestry/vacant - GC (General Commercial) - C-H-1

Residential Neighborhood) District

West: Public/quasi-public land - GC (General Commercial) and HI (Heavy

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Industrial) - I-MU (Industrial Mixed Use) District and I-G (General Industrial) District

NEIGHBORHOOD CONTEXT: The area is somewhat isolated

The area is somewhat isolated from the nearby residential uses since they lie across the interstate to the east and across Western Avenue to the north. KUB's Hoskins Center is across Ed Shouse Way. The property is not currently visible from I-640/I-75 due to the existing vegetation.

STAFF RECOMMENDATION:

- ▶ Staff recommends approval of the HI (Heavy Industrial) One Year Plan land use designation as an extension of the I-H designation to the west because of changes in the development pattern in this area, with more industrial uses locating in the area and demand for industrial land increasing and because the transportation and utility infrastructure in the area is appropriate for industrial uses.
- ► Staff recommends approval of the I-H (Heavy Industrial) zoning for the property as it is permitted by the Northwest City Sector Plan designation and would permit uses permitted by the C-6 zoning assigned by the City's old zoning ordinance.

COMMENTS:

CHANGES OF CONDITIONS WARRANTING AMENDMENT OF THE LAND USE PLAN (May meet any one of these.)

AN ERROR IN THE PLAN:

- 1. The area is home to several established industrial and commercial properties. The One Year Plan should have taken this into account and realized that additional properties along Ed Shouse Drive would transition to these uses, as they are near the intersection of Ed Shouse Drive with both Middlebrook Pike and Western Avenue, and is in close proximity to an interstate interchange. Also, many of the industrial uses in the area have been there for some time.
- 2. The property was zoned C-6 under the City's old zoning ordinance to accommodate the expansion of industrial uses in the area. The zoning is not consistent with the Northwest City sector plan's AG designation. Amending the sector plan for this property corrects this nonconformity.

A SIGNIFICANT CHANGE IN THE DEVELOPMENT PATTERN, OR THE COMPLETION OF A PUBLIC IMPROVEMENT (ROAD, PARK, SEWER), WHICH CHANGES THE BASIS ON WHICH THE PLAN WAS DEVELOPED FOR AN AREA:

- 1. The area has had a number of industrial and intense commercial uses for the last several decades and these uses continue to expand in the area.
- 2. The property is bounded by Ed Shouse Drive and industrial properties to the west, commercial properties to the north, and I-40/I-75 to the east. These adjacent land uses create an environment for industrial use of this property.

A CHANGE IN PUBLIC POLICY, UNANTICIPATED BY THE PLAN:

1. No change in public policy directly impacts this plan amendment.

NEW INFORMATION (INCLUDING NEW PLANS AND STUDIES PRODUCED BY KNOXVILLE-KNOX COUNTY PLANNING) BECOMING AVAILABLE, WHICH REVEALS THE NEED FOR A PLAN AMENDMENT:

1. No new information has become available to reveal the need for a plan amendment.

REZONING REQUIREMENTS FROM ZONING ORDINANCES (must meet all of these):

THE PROPOSED AMENDMENT SHALL BE NECESSARY BECAUSE OF SUBSTANTIALLY CHANGED OR CHANGING CONDITIONS IN THE AREA AND DISTRICTS AFFECTED, OR IN THE CITY/COUNTY GENERALLY:

1. Development in this area is a mix of primarily commercial and industrial uses. The property to the south, under the same ownership, is zoned Agricultural. The industrial and commercial zoning designations of area properties has been in place for some time. The pace of the development and redevelopment has quickened in the past 2 – 3 years, increasing the demand for industrial property. The C-6 zoning of the property under the old zoning code permitted many of the uses permitted in the requested I-H zone. The requested I-H zoning is a better fit for the property and the types of uses proposed than the current I-MU zoning, which is designed to

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facilitate the redevelopment of older industrial properties.

THE PROPOSED AMENDMENT SHALL BE CONSISTENT WITH THE INTENT AND PURPOSE OF THE APPLICABLE ZONING ORDINANCE:

- 1. The new zoning ordinance describes the I-H (Heavy Industrial) District zoning as intended to provide for a wide variety of general manufacturing, fabricating, processing, distributing, and warehousing uses. Industrial uses in the I-H District may result in some moderate external effects such as smoke, noise, glare or vibration, and typically include outdoor storage and related outdoor activities. The location of the property makes it appropriate for such uses.
- 2. Rezonings should be based on the entire range of uses allowed within a zone to ensure that any development brought forth at a future time would be compatible with the surrounding land uses.

THE PROPOSED AMENDMENT SHALL NOT ADVERSELY AFFECT ANY OTHER PART OF THE COUNTY, NOR SHALL ANY DIRECT OR INDIRECT ADVERSE EFFECTS RESULT FROM SUCH AMENDMENT.

- 1. The area is currently developed with industrial and intense commercial uses. These amendments support this development trend and allow continued growth and expansion of the City's industrial sector.
- 2. The proposed zoning area is bounded by highways and similar zoning.
- 3. The property has direct access to roadway systems capable of accommodating the traffic that would be generated by the uses permitted by the requested zoning.

THE PROPOSED AMENDMENT SHALL BE CONSISTENT WITH AND NOT IN CONFLICT WITH THE GENERAL PLAN OF KNOXVILLE AND KNOX COUNTY, INCLUDING ANY OF ITS ELEMENTS, MAJOR ROAD PLAN, LAND USE PLAN, COMMUNITY FACILITIES PLAN, AND OTHERS:

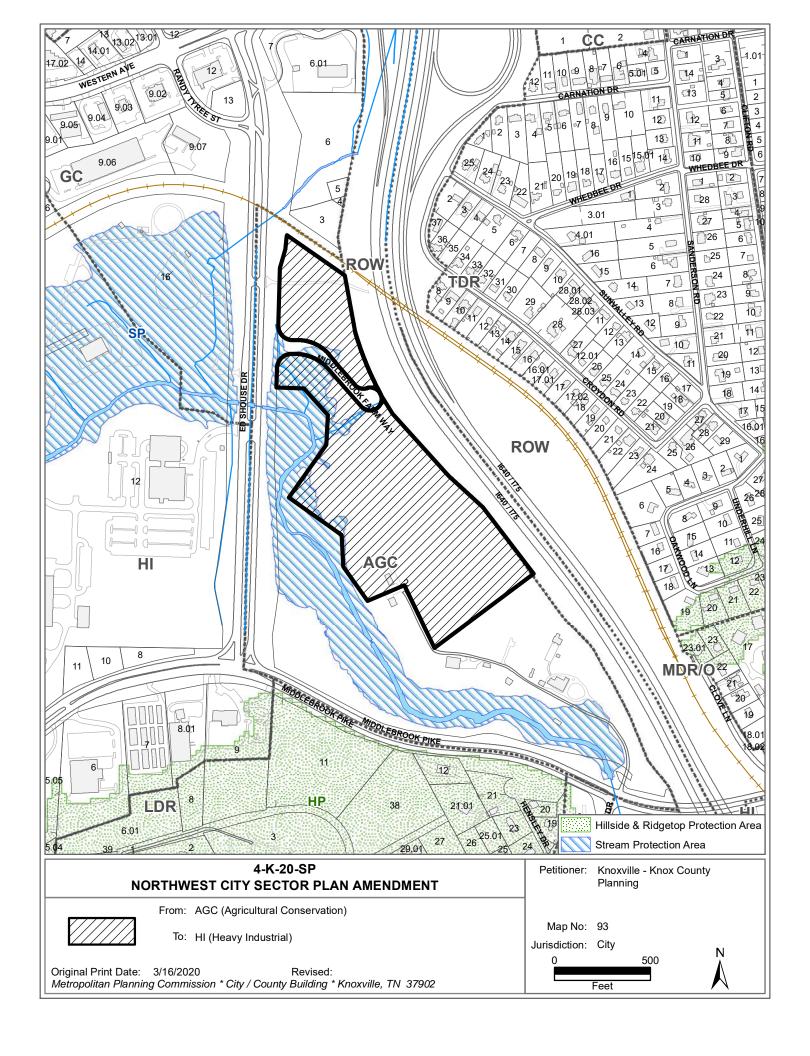
- 1. The property is currently zoned I-MU and was zoned C-6 under the old zoning code. Amending the sector plan for this property corrects this nonconformity.
- 2. The northwest portion of the property is located within a FEMA designated floodway and floodplain.

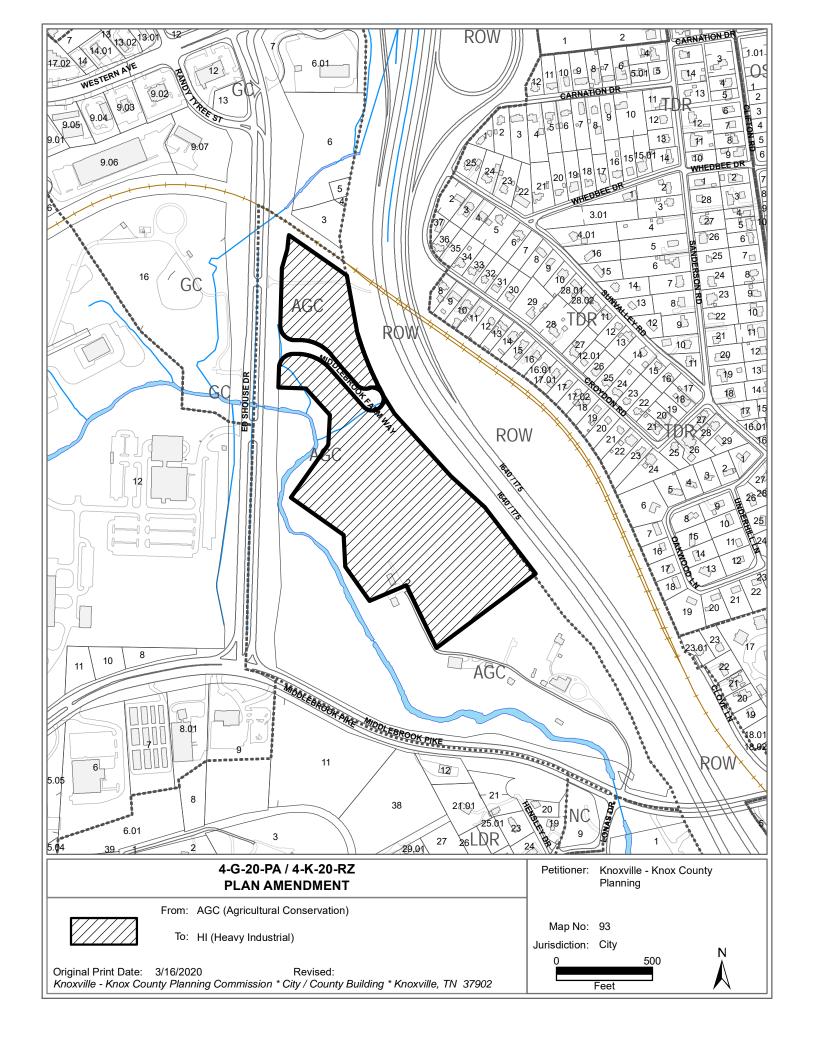
ESTIMATED TRAFFIC IMPACT: Not required.

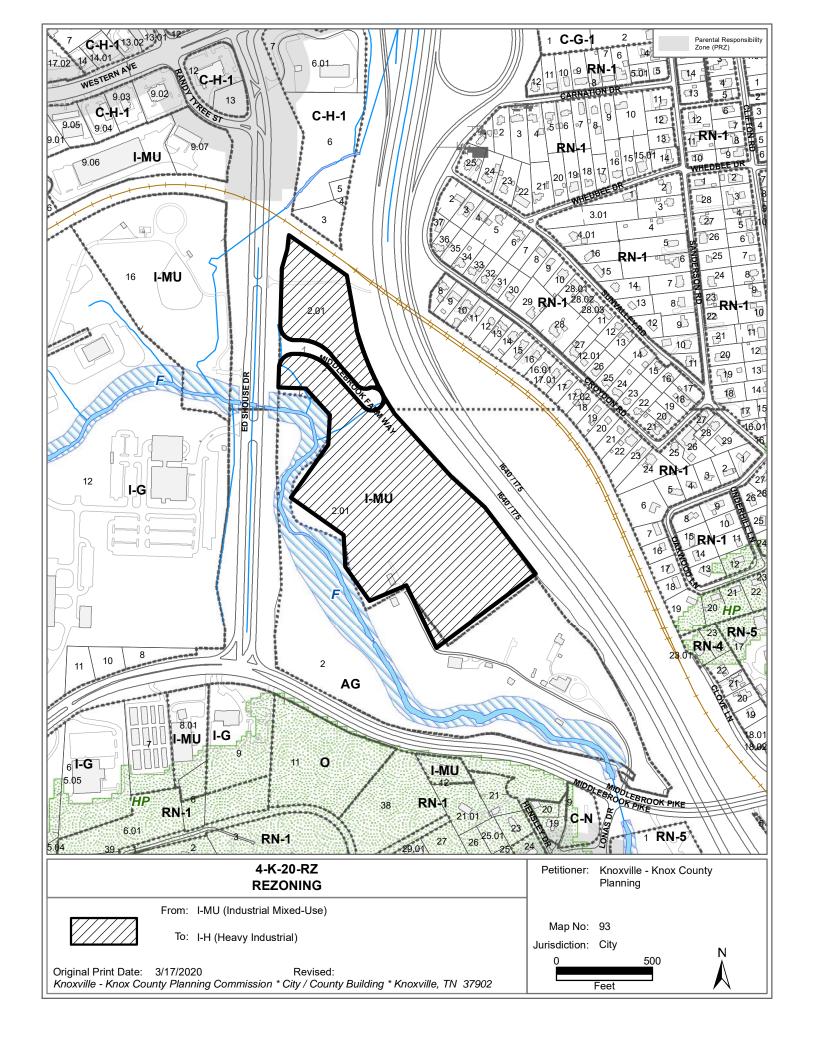
ESTIMATED STUDENT YIELD: Not applicable.

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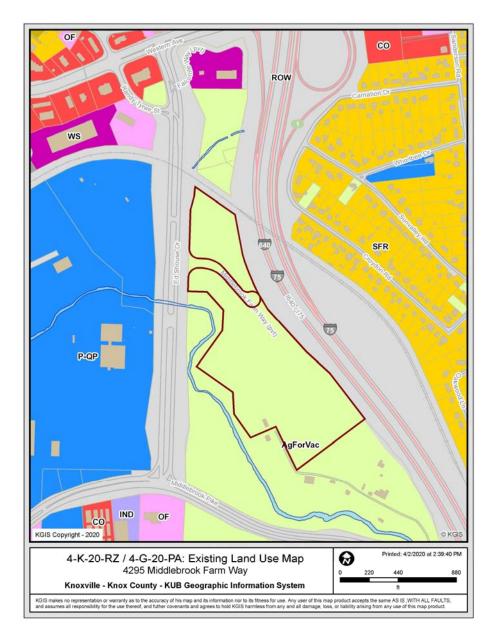


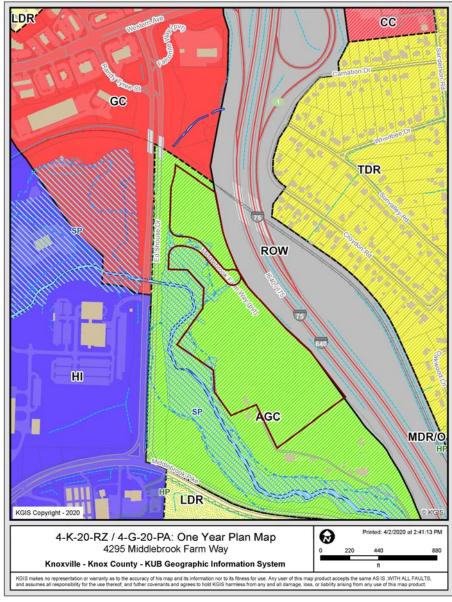


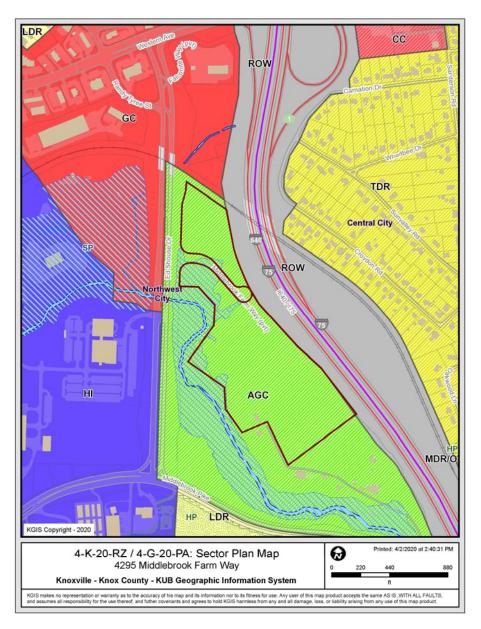




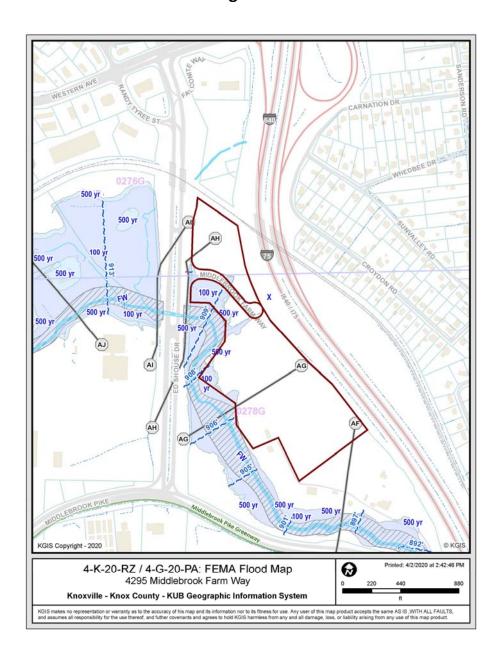












KNOXVILLE-KNOX COUNTY PLANNING COMMISSION A RESOLUTION AMENDING THE NORTHWEST CITY SECTOR PLAN

WHEREAS, the Knoxville-Knox County Planning Commission, a regional planning commission established pursuant to state statute, has the duty to make, adopt and amend plans for the physical development of Knoxville and Knox County; and

WHEREAS, the Planning Commission pursuant to state statute has prepared and adopted the Knoxville-Knox County General Plan 2033, as the official comprehensive plan for Knoxville and Knox County; and

WHEREAS, the Council of the City of Knoxville and the Commission of Knox County have adopted the Knoxville Knox County General Plan 2033, as the official comprehensive plan for Knoxville and Knox County; and

WHEREAS, the Planning Commission has prepared the Knox County Future Land Use Map, a portion of which is contained within the Northwest City Sector Plan, consistent with the requirements of the General Plan; and

WHEREAS, the Knoxville-Knox County General Plan 2033, provides criteria for periodic updates and amendments of the land use maps contained within plans initiated by the Planning Commission or in response to applications from property owners; and

WHEREAS, Knoxville-Knox County Planning has submitted an application to amend the Sector Plan from Agricultural Conservation to Heavy Industrial, for property described in the application; and

WHEREAS, the Planning Commission staff recommends approval of a revised amendment to the Northwest City Sector Plan, consistent with General Plan requirements that such amendment represents either a logical extension of a development pattern, or is warranted because of changing conditions in the sector as enumerated in the Plan; and

WHEREAS, the Planning Commission, at its regularly scheduled public hearing on April 9, 2020, after consideration of the staff recommendation and testimony from those persons in support and opposed to the plan amendment, approved the amendment for the subject property, as requested, and/or amended.

NOW, THEREFORE, BE IT RESOLVED BY THE KNOXVILLE-KNOX COUNTY PLANNING COMMISSION:

SECTION 1: The Planning Commission hereby adopts the revised amendment to the Northwest City Sector Plan, with its accompanying staff report and map, file #4-K-20-SP.

SECTION 2: This Resolution shall take effect upon its approval.

SECTION 3: The Planning Commission further recommends that Knoxville City Count	cil
likewise consider this revised amendment to the General Plan 2033.	

-	Date		
Chairman		Secretary	



DEVELOPMENT REQUEST

RECEIVED FEB 2 8 2020

Knoxville-Knox County Planning ZONING

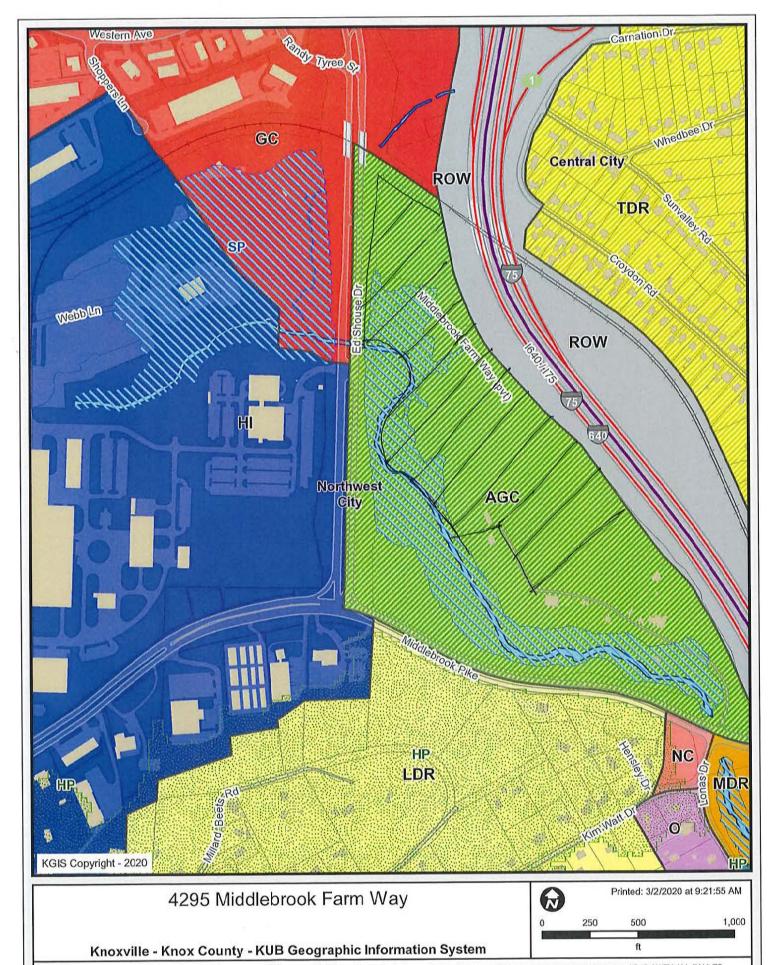
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	Development Plan		Concept

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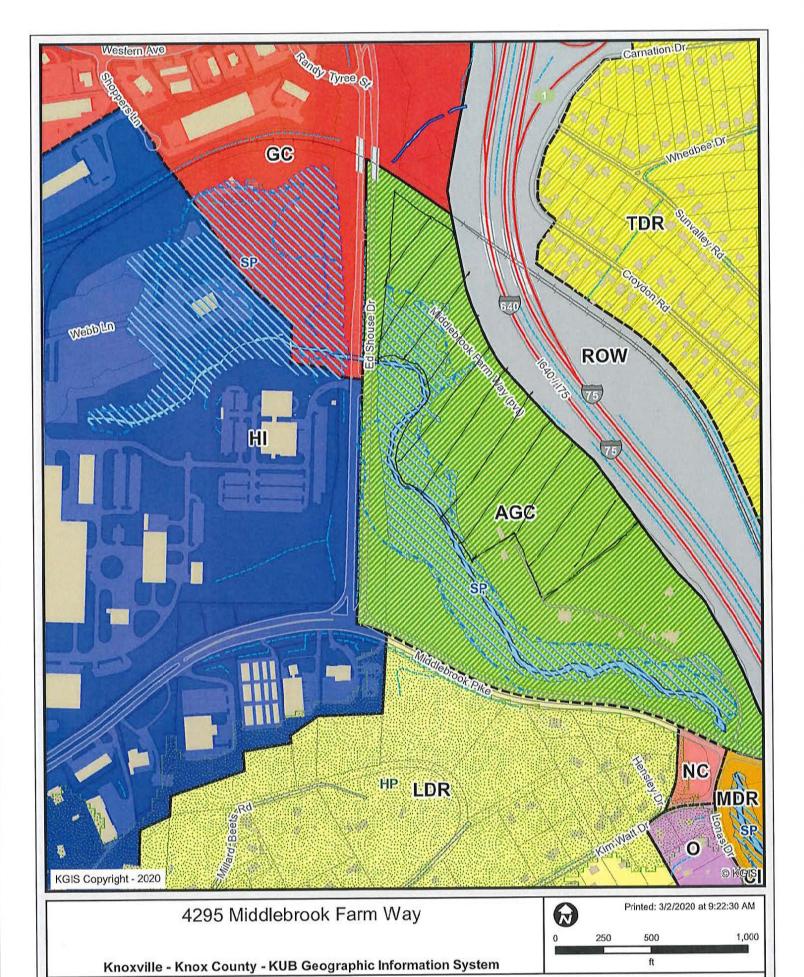
Planning KNOX VILLE I KNOX COUNTY	□ Development Plan□ Planned Developm□ Use on Review / Specific Plan	nent 🗆 Final		■ Plan Amendment ■ Rezoning
Knoxville-Knox County Plann	ing			
Applicant Name			Affiliation	
2/28/2020	4/9/2020		4-16-	20-SP
Date Filed	Meeting Date (if ap	plicable)	File Numb	
CORRESPONDENCE All correspondence related to this a	application should be directed	I to the approved contact lis	ted below.	
■ Applicant □ Owner □ Op	otion Holder 🔲 Project Sur	veyor 🗌 Engineer 🔲 A	rchitect/Landsca	pe Architect
Gerald Green		Knoxville-Knox C	ounty Plannin	g
Name .	***************************************	Company		
400 Main Street		Knoxville	TN	37902
Address		City	State	Zip (
865.215.3758	gerald.green@l	knoxplanning.org		
Phone	Email	- 1 		
CURRENT PROPERTY	INFO			
Middlebrook Farm LLC c/o D	avid Fiser 132 She	rlake LN Knoxville, TN 3	7922	865.693.0711
Owner Name (if different)	Owner Ade	dress	C	Owner Phone
4295 Middlebrook Farm Wa	у	093KB00	201	
Property Address	<u></u>	Parcel ID		
W of Ed Shouse Dr, E of I-75,	/I-640 ·		Approx	25 AC
General Location			Tract Size	
City Council District 2		I-MU (In	dustrial Mixed	Use)
Jurisdiction (specify district above)	City County	Zoning Dist	rict	
Northwest City	AGC		Urban G	Growth
Planning Sector	Sector Plan Land Us	se Classification	Growth Po	olicy Plan Designation
Vacant	No	KUB	KU	В
Existing Land Use	Septic (Y/N)	Sewer Provider	Wat	er Provider

REQUEST

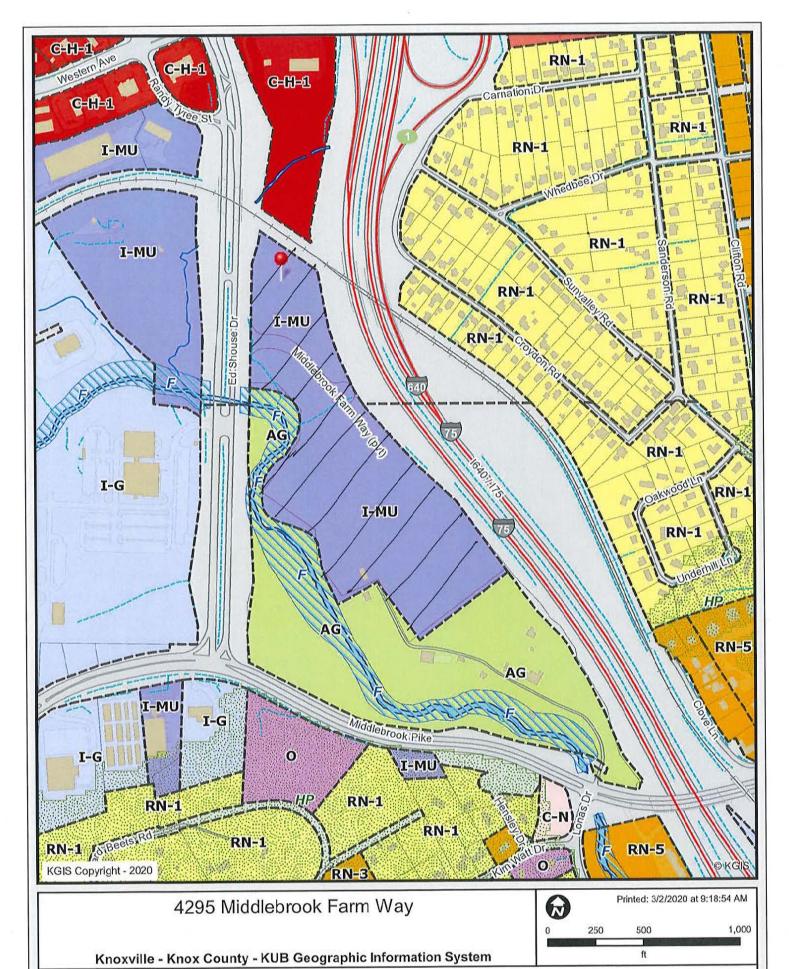
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DEVELOPIMENT		☐ Residential ☐ Non-Residential		· ·		
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DEV		Other (specify):				
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N		Proposed Subdivision Name			Unit / P	hase Number
ISIO		Parcel Change				
SUBDIVISION		☐ Combine Parcels ☐ Divide Parcel Total	tal Number of Lots Crea	nted:		
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		Attachments / Additional Requirements	· ·			
		Zoning Change: IH (Heavy Industrial)	¥.			
		Proposed Zoning			MARIE - 1997 - 1997 - 1997 - 1997 - 1997 - 1997	
		Plan Amendment Change: HI	**************************************			
DNINOZ	- 1717 1	Proposed Plan Designation	on(s)			
IOZ	Us	ses permitted by requested zoning				•
		Property Use (specify) Pr	oposed Density (units/	acre)	Previous Rezonir	g Requests
		Other (specify):				
HAM						
	PL	LAT TYPE		FEE 1:		TOTAL:
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STAFF USE 0	1 1	DDITIONAL REQUIREMENTS	quest			
AFF	100000	Design Plan Certification (Final Plat only)		FEE 3:		
SI		Use on Review / Special Use (Concept Plan only)		rees.		\sim
		1 Traffic Impact Study				
	Λ11	ITHORIZATION Designation below to settle to	, as the property of per	applicant or the ou	more authorized r	oprocontativo
	AU	JTHORIZATION By signing below, I certify I are		applicant of the ow		
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			ase Print		Date	
/			rald.green@knoxpl	anning.org		
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DEVELOPMENT REQUEST

RECEIVED
FEB 2 8 2020
ZONING
Knoxville-Knox County

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□ Development Plan□ Planned Development

☐ Concept Plan☐ Final Plat

Plan Amendment

Rezoning

KNOXVILLE I KNOX COUNTY	Use on Review / Sp	pecial Use		
Knoxville-Knox County Planning				
Applicant Name			Affiliation	
2/28/2020	4/9/2020		4.V-7	D-RZ
Date Filed	Meeting Date (if app	licable)	File Number	s(s) PA
CORRESPONDENCE All correspondence related to this appli	ication should be directed	to the approved contact listed	below.	
Applicant 🗆 Owner 🗎 Option	n Holder 🔲 Project Surv	veyor 🗆 Engineer 🗀 Arch	nitect/Landscap	e Architect
Gerald Green		Knoxville-Knox Cou	ınty Planning	
Name		Company		
400 Main Street		Knoxville	TN	37902
Address		City	State	Zip
865.215.3758	gerald.green@k	noxplanning.org		
Phone	Email	**************************************		
CURRENT PROPERTY IN Middlebrook Farm LLC c/o David Owner Name (if different)		lake LN Knoxville, TN 379		65.693.0711 Vner Phone
4295 Middlebrook Farm Way		093KB0020	1	
Property Address		Parcel ID		
W of Ed Shouse Dr, E of I-75/I-6	40		Approx 2	.5 AC
General Location			Tract Size	
City Council District 2		I-MU (Indu	strial Mixed (Jse)
Jurisdiction (specify district above)	City County	Zoning Distric		·
Northwest City	AGC		Urban Gr	owth
Planning Sector	Sector Plan Land Us	e Classification	Growth Poli	cy Plan Designation
Vacant	No	КИВ	KUB	
Existing Land Use	Septic (Y/N)	Sewer Provider	Water	Provider

REQUEST

DEVELOPIMENT	☐ Development Plan ☐ Use on Review / Speci	ial Use		e e _f e	· 3.3
PIME	☐ Residential ☐ Non-Residential			*	
ELO	☐ Home Occupation (specify):				man community and had been block as being a been block as the second of
DEV	Other (specify):			Contact with the transfer of the street of t	

7	☐ Proposed Subdivision Name	00.000,000,000,000,000,000,000,000,000,		Unit / I	Phase Number
ISIO	☐ Parcel Change				
SUBDIVISION	☐ Combine Parcels ☐ Divide Parcel	Total Number of Lots	Created:	*	
SU	☐ Other (specify):		*		
	☐ Attachments / Additional Requirements				
	Zoning Change: IH (Heavy Industrial)			2000 WW V V V	
	Proposed Zoning				and the second section of the section of the second section of the section of the second section of the section of th
9	Plan Amendment Change: HI				
DNING	Proposed Plan Des	signation(s)			î
07	Uses permitted by requested zoning				
	Property Use (specify)	Proposed Density (un	its/acre)	Previous Rezoni	ng Requests
	☐ Other (specify):				ALAMANA MARIANTANA AND AND AND AND AND AND AND AND AND
4512(0)));					
	PLAT TYPE		FEE 1:		TOTAL:
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60	ATTACHMENTS	Danisat	FEE 2:		
STAFF USE	☐ Property Owners / Option Holders ☐ Varian ADDITIONAL REQUIREMENTS	rice request	0-17		
45	☐ Design Plan Certification (Final Plat only)		0517		
ST	☐ Use on Review / Special Use (Concept Plan on	ıly)	FEE 3:		
	☐ Traffic Impact Study		1	100 CAR 8 W	-
PROTECTION			14	our ore authorized	renresentative
	AUTHORIZATION By signing below, I cer	tify I am the property owr	ner, applicant or the o	owners authorized	cpicacitative
	AUTHORIZATION By signing below, I cer		ner, applicant or the o		
	AUTHORIZATION By signing below, I cer	tify am the property owr Gerald Green Please Print	ner, applicant or the o	2/28/2	
	Celralative	Gerald Green	A THE STATE OF THE	2/28/2	
/	Applicant Signature	Gerald Green Please Print	A CONTRACTOR OF THE STATE OF TH	2/28/2	
	Applicant Signature 865.215.3758	Gerald Green Please Print gerald.green@kno	A CONTRACTOR OF THE STATE OF TH	2/28/2	

