



TO: Knoxville-Knox County Planning Commission  
FROM: Jeff Welch, AICP, Executive Director  
DATE: 6/1/2023  
SUBJECT: 6-A-23-OA Agenda Item #43

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### **RECOMMENDATION**

At the request of Knox County Commission (Resolution R-23-4-906), planning staff recommends an amendment to the Knox County Zoning Ordinance, Section 2.20, "Specific terms", amending the definition of "Swimming pool" to read as follows:

*Swimming pool:* Any structure intended for swimming or recreational bathing that has the capacity to contain water over twenty-four (24) inches deep. This includes in-ground, aboveground and on-ground pools, hot tubs and spas.

Exhibit 1: County Commission Resolution (R-23-4-906)


RESOLUTION

A RESOLUTION OF THE COMMISSION OF KNOX COUNTY, TENNESSEE, REQUESTING THE KNOXVILLE-KNOX COUNTY PLANNING COMMISSION TO RECOMMEND AMENDMENTS TO SECTION 2.20 OF THE KNOX COUNTY ZONING ORDINANCE REGARDING THE DEFINITION OF SWIMMING POOL.

RESOLUTION: R-23-4-906

REQUESTED BY: COMMISSIONER DAILEY

PREPARED BY: KNOX COUNTY LAW DIRECTOR'S OFFICE

APPROVED AS TO FORM AND CORRECTNESS:   
DIRECTOR OF LAW

APPROVED: April 24, 2023  
DATE

VETOED: \_\_\_\_\_  
DATE

VETO OVERRIDE: \_\_\_\_\_  
DATE

MINUTE BOOK \_\_\_\_\_ PAGE \_\_\_\_\_

WHEREAS, the zoning ordinances for Knox County are codified at Appendix A of the Knox County Code (the "Knox County Zoning Ordinance"); and

WHEREAS, the Knox County Codes Department has discovered instances wherein the definition of "swimming pool" is so overly restrictive that uses which ought to be regulated cannot be; and

WHEREAS, the Knox County Commission desires to request the Knoxville-Knox County Planning Commission to recommend amendments to the Knox County Zoning Ordinance regarding the definition of swimming pool.

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

The Knox County Commission hereby requests the Knoxville-Knox County Planning Commission to consider and make a recommendation on amendments to the Knox County Zoning Ordinance at Section 2.20, "Specific terms", to amend the definition of "Swimming pool" to read as follows:

*Swimming pool:* Any structure intended for swimming or recreational bathing that has the capacity to contain water over twenty-four (24) inches deep. This includes in-ground, aboveground and on-ground pools, hot tubs and spas.

BE IT FURTHER RESOLVED, that the County Clerk is hereby requested to forward a copy of this Resolution to the Executive Director of Knoxville-Knox County Planning to make the Planning Commission aware of the Commission's request with respect to this matter.

BE IT FURTHER RESOLVED, that if any other notifications are to be made to effectuate this Resolution, then the County Clerk is hereby requested to forward a copy of this Resolution to the proper authority.

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.

Courtney Dunnett 4/24/2023  
Presiding Officer of the Commission Date

Sherry W. Hill 4/25/2023  
County Clerk Date

Approved: W. Jacobs 4/27/2023  
County Mayor Date

Vetoed: \_\_\_\_\_  
County Mayor Date