

PLAN AMENDMENT/ **REZONING REPORT**

► FILE #: 11-T-24-RZ AGENDA ITEM #: 53

> AGENDA DATE: 11-F-24-PA 11/14/2024

▶ APPLICANT: **MESANA INVESTMENTS, LLC**

OWNER(S): Charlene Troutt

TAX ID NUMBER: 96 049 (PART OF) View map on KGIS

JURISDICTION: Commission District 9

STREET ADDRESS: 0 STRAWBERRY PLAINS PIKE

► LOCATION: South side of Strawberry Plains Pike, north side of Thorn Grove Pike

▶ TRACT INFORMATION: 12.62 acres

GROWTH POLICY PLAN: Planned Growth Area

Access is via Strawberry Plains Pike, a minor arterial street with a 23-ft ACCESSIBILITY:

> pavement width within a 40-ft right-of-way. Access is also via Thorn Grove Pike, a minor arterial street with an 18-ft pavement width within a 40-ft right-

of-way.

UTILITIES: Water Source: **Knoxville Utilities Board**

> Sewer Source: Knoxville Utilities Board

FIRE DISTRICT: Rural Metro Fire

WATERSHED: Holston-French Broad

PRESENT PLAN RC (Rural Conservation), HP (Hillside Protection) / RB (General

DESIGNATION/ZONING: Residential)

► PROPOSED PLAN SR (Suburban Residential), HP (Hillside Protection) (for the entire **DESIGNATION/ZONING:**

parcel) / PR (Planned Residential) (for only the portion of the parcel

zoned RB)

EXISTING LAND USE: Agriculture/Forestry/Vacant Land

North:

DENSITY PROPOSED: 9 du/ac

EXTENSION OF PLAN No, this is not an extension of the plan designation or zone. **DESIGNATION/ZONING:**

HISTORY OF ZONING None noted

REQUESTS:

SURROUNDING LAND USE.

PLAN DESIGNATION,

Conservation), HP (Hillside Protection) - RB (General Residential)

Agriculture/forestry/vacant land, single family residential - RC (Rural

Rural residential - RC (Rural Conservation), HP (Hillside South: **ZONING** Protection) - RB (General Residential). A (Agricultural)

> Agriculture/forestry/vacant land, single family residential - RC (Rural East:

Conservation), HP (Hillside Protection) - A (Agricultural)

Single family residential, rural residential - RC (Rural Conservation), West:

AGENDA ITEM #: 53 11/6/2024 10:42 AM JESSIE HILLMAN PAGE #: FILE #: 11-F-24-PA 53-1 NEIGHBORHOOD CONTEXT: This is a forested, hilly rural residential area west of an industrial and

manufacturing corridor along E Governor John Sevier Highway.

STAFF RECOMMENDATION:

▶ Deny the plan amendment to the SR (Suburban Residential) place type because conditions do not meet any of the criteria for a plan amendment.

Approve the PR (Planned Residential) zone with a density of up to 5 du/ac because it is more compatible with surrounding development and conditions.

COMMENTS:

This is a request to rezone approximately 12.6 acres of a 36-acre lot from RB (General Residential) to the PR zone. It is accompanied by a request to amend the future land use map of the same portion of the parcel from the RC (Rural Conservation) place type to SR (Suburban Residential).

PURSUANT TO THE COMPREHENSIVE PLAN, CHAPTER 3 IMPLEMENTATION, A PLAN AMENDMENT MAY BE APPROPRIATE IF THERE IS AN OBVIOUS OR SIGNIFICANT ERROR OR OMISSION IN THE PLAN. OR IF TWO OR MORE OF THE OTHER CRITERIA APPLY.

OBVIOUS OR SIGNIFICANT ERROR OR OMMISSION IN THE PLAN:

- 1. The existing RC (Rural Conservation) place type on the subject property and surrounding area is aligned with the intent of this land use designation. RC areas are intended to conserve forests, ridges, wetlands and other significant natural areas by clustering development and minimizing land disturbance. The RC place type is not exclusive to properties in the Rural Area of the Growth Policy Plan. They can be applied to Planned Growth Areas, as is the case with the subject property, but it indicates that a more compact, low impact residential design is still expected.
- 2. The subject property is entirely forested with approximately 4 acres within the Hillside Protection area. Surrounding land uses are predominantly comprised of open, natural areas, rural residential and single-family residential development. These physical attributes of the subject parcel and surrounding land uses indicate that the RC place type is not the result of an error or omission in the Knox County Comprehensive Plan.

IF THERE ARE NO ERRORS OR OMMISSIONS. TWO OF THE FOLLOWING CRITIERIA MUST BE MET:

CHANGES OF CONDITIONS (SUCH AS SURROUNDING LAND USES, ZONING, UNCONTROLLED NATURAL FORCES/DISASTERS, ETC.):

1. This is a stable rural residential area that has not seen any significant changes of conditions. Most of the development that has occurred in recent years is along E Governor John Sevier Highway to the east where industrial and heavy commercial businesses have expanded along the corridor. Industrial and manufacturing uses produce heavy trucking traffic and noxious environmental impacts, which is not supportive of the requested SR (Suburban Residential) place type.

INTRODUCTION OF SIGNIFICANT NEW UTILITIES OR LOCAL/STATE/FEDERAL ROAD PROJECTS THAT WERE NOT ANTICIPATED IN THE PLAN AND MAKE DEVELOPMENT MORE FEASIBLE:

- 1. Despite the presence of a Knoxville Utility Board (KUB) sewer line in the vicinity, sanitary sewer service is not readily accessible to this site. A supervisor with the KUB New Services Department communicated with staff that the sewer infrastructure here is a "high-pressure sanitary sewer force main," which is not designed to accommodate private connections to service a residential subdivision here. The nearest connection for that purpose would be from E Governor John Sevier Highway.
- 2. There have been no recent capital improvements to the minor arterial streets that access the subject property, and none are currently slated to occur. There are safety concerns with more residential intensity along these sections of Thorn Grove Pike and Strawberry Plains Pike, which vary in width from 18 to 23 ft and lack shoulders, turn lanes, and possibly adequate sight distance.

NEW DATA REGARDING TRENDS OR PROJECTIONS, POPULATION, HOUSING CONDITIONS, OR TRAFFIC GROWTH THAT WARRANT RECONSIDERATION OF THE ORIGINAL PLAN:

1. There have not been new trends or projections in development and population growth since the

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Comprehensive Plan was adopted earlier this year that would warrant reconsideration of the RC place type.

THE PROPOSED CHANGES SUPPORT THE POLICIES AND ACTIONS, GOALS, OBJECTIVES, AND CRITERIA OF THE PLAN:

1. Increasing the future land use intensity from RC to SR at this location would contradict several goals within the Comprehensive Plan. This includes Implementation Policy 9 to coordinate infrastructure improvements with development, and Policy 7 to encourage development practices that conserve and connect natural features and habitat.

PURSUANT TO THE KNOX COUNTY ZONING ORDINANCE, ARTICLE 6.30.01, THE FOLLOWING CONDITIONS MUST BE MET FOR ALL REZONINGS (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. The subject property is in a rural area of East Knox County with sparse residential development, steep, forested slopes and winding street access. There are no changes in development or transportation conditions that warrant the requested PR (Planned Residential) density of 9 du/ac, which would yield a maximum of 113 homes. Staff recommends a density no higher than 5 du/ac for a total of 63 dwellings to align better with existing smaller residential lot sizes in the area.
- 2. The nearest major arterial street is E Governor John Sevier Highway, where the corridor is primarily developed for industrial and manufacturing purposes with heavy trucking traffic. Commercial activity is not service-oriented or supportive of a residential intensity beyond what already exists in the area.

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

- 1. The remaining portion of the site not inncluded in this request is currently zoned A (Agricultural), and there is a coinciding request to rezone that portion of the lot to PR up to 5 du/ac (10-I-24-RZ). The RB zoning is part of a large swath of grandfathered zoning that predates any General Plan or sector plans, which looked at future land use, environmental issues, and incorporated public feedback. The RB zoning throughout this region conflicts with the Knox County Comprehensive Plan and is not reflective of any existing development.
- 2. The PR (Planned Residential) zone is intended to provide optional methods of development that are responsive to environmental challenges on a site. Residential development can be clustered in the more suitable areas of a lot to avoid features such as streams, steep slopes and sinkholes. The PR zone also emphasizes compatibility with surrounding areas.
- 3. The subject property is entirely forested with steep slopes included in the HP (Hillside Protection) area. These environmental conditions are aligned with the intent of the PR zone.

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 existing RB zone and the requested PR density of up to 9 du/ac is incompatible with this sparsely populated, wooded and steep-sloped region with winding street access. It could have an adverse impact on traffic as well as the rural and scenic character of the area.
- 2. The staff-recommended PR density of 5 du/ac balances the 12 du/ac intensity that is permitted by right under the existing RB zoning, with the limited utility and transportation infrastructure in this area. Where this property accesses Strawberry Plains Pike and Thorn Grove Pike, there are no shoulders or turn lanes, and there is limited sight distance. It would also require significant investment to bring sewer infrastructure to this property from E Governor John Sevier Highway.

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

- 1. The subject property is included in the boundaries of the adopted East Knox Community Plan, which primarily focuses on ways to retain the rural character of East Knox County. The subject property is in a designated "Rural Area" of that plan, and Thorn Grove Pike is identified as a "Rural Corridor" where infrastructure expansion should be limited and natural assets preserved. The recommended rezoning from RB to PR up to 5 du/ac is aligned with the intent of this small area plan by reducing existing residential potential with a zone that allows for concentration of development to conserve scenic areas.
- 2. The subject parcel is in the RC (Rural Conservation) place type in the Comprehensive Plan, which permits

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consideration of PR up to 5 du/ac as a partially related zone. The subject property meets the additional criteria of a partially related zone by being consistent with the primary and secondary uses of the RC place type, which are detached and attached dwellings in a conservation land use pattern. The conservation development approach permitted in the PR zone is also aligned with the intent of the RC place type, which describes preserving 50 to 70 percent of a site as natural open space.

- 3. The PR zone at 5 du/ac is consistent with the Comprehensive Plan's Implementation Policy 9 to coordinate infrastructure improvements with development, and more specifically with policy 9.5, to avoid approving isolated developments where infrastructure is inadequate or not yet planned. The road and utility infrastructure in this area is not currently suitable for the requested residential intensity of 9 du/ac. There are few nearby amenities, such as service-oriented businesses and schools. The intensive manufacturing and industrial activity nearby is also not supportive of more residential development, with its potentially noxious environmental and trucking traffic impacts.
- 4. The PR zone at 5 du/ac is aligned with the property's location in the Planned Growth Area of the Growth Policy Plan. The Plan states that housing choices in the Planned Growth Area should be coordinated with the provision of adequate roads, utilities, schools and other facilities and services.

ESTIMATED TRAFFIC IMPACT: 1129 (average daily vehicle trips)

Average Daily Vehicle Trips are computed using national average trip rates reported in the latest edition of "Trip Generation," published by the Institute of Transportation Engineers. Average Daily Vehicle Trips represent the total number of trips that a particular land use can be expected to generate during a 24-hour day (Monday through Friday), with a "trip" counted each time a vehicle enters or exits a proposed development.

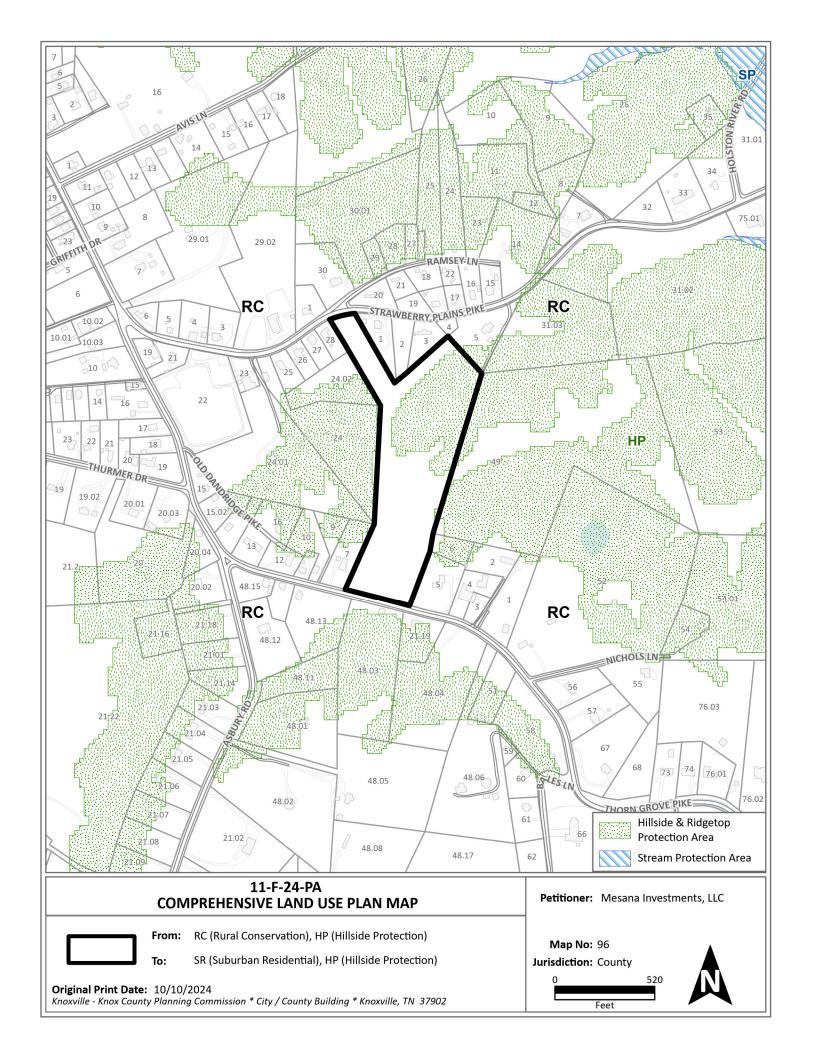
ESTIMATED STUDENT YIELD: 25 (public school children, grades K-12)

Schools affected by this proposal: Sunnyview Pr/Chilhowee Int, Carter Middle, and Carter High.

- Potential new school population is estimated using locally-derived data on public school student yield generated by new housing.
- Students are assigned to schools based on current attendance zones as determined by Knox County Schools. Students may request transfers to different zones, and zone boundaries are subject to change.
- Estimates presume full build-out of the proposed development. Build-out is subject to market forces, and timing varies widely from proposal to proposal.
- Student yields from new development do not reflect a net addition of children in schools. Additions occur incrementally over the build-out period. New students may replace current population that ages through the system or moves from the attendance zone.

If approved, this item will be forwarded to Knox County Commission for action on 12/9/2024. If denied, Knoxville-Knox County Planning Commission's action is final, unless the action to deny is appealed to Knox County Commission. The date of the appeal hearing will depend on when the appeal application is filed. Appellants have 30 days to appeal a Planning Commission decision in the County.

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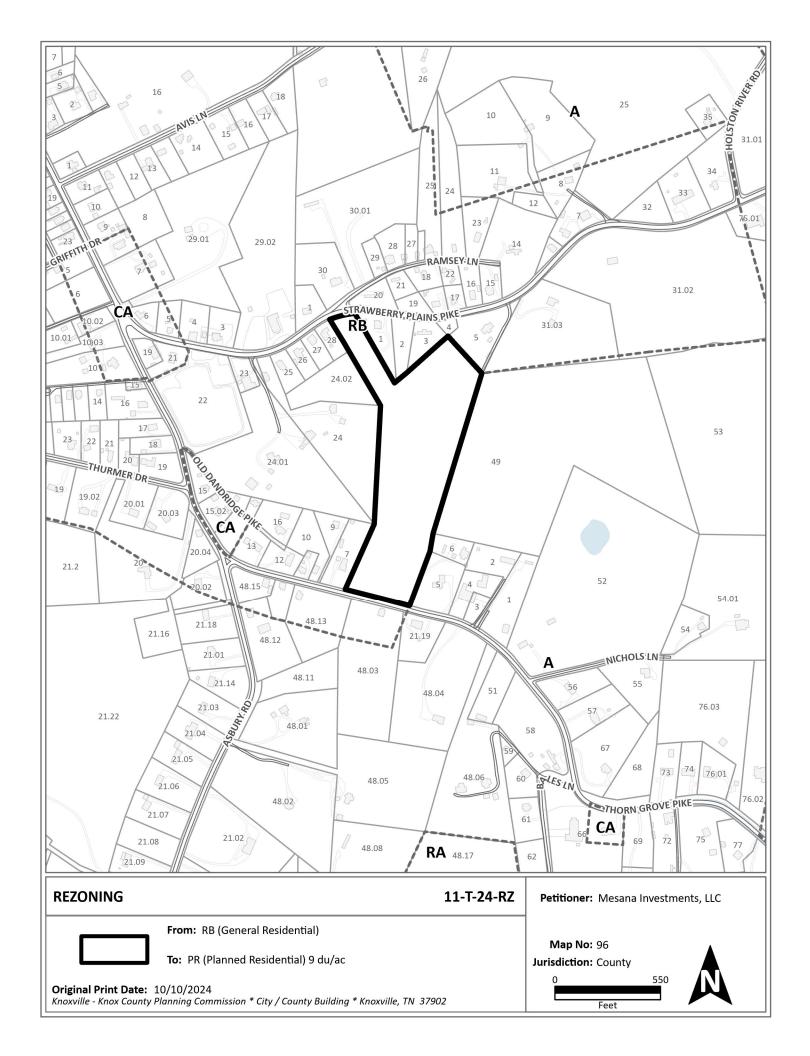
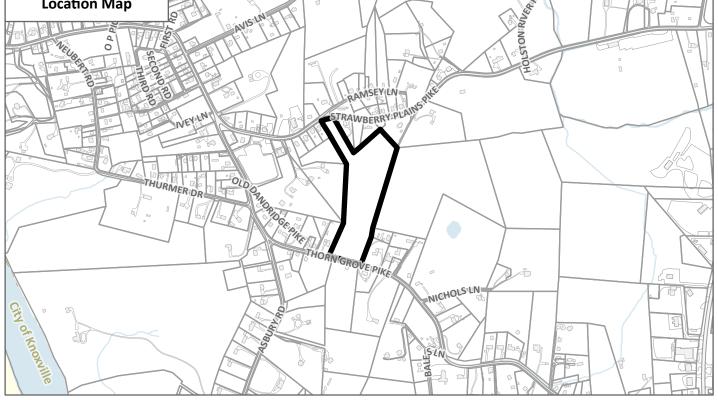


Exhibit A. Contextual Images Location Map

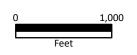




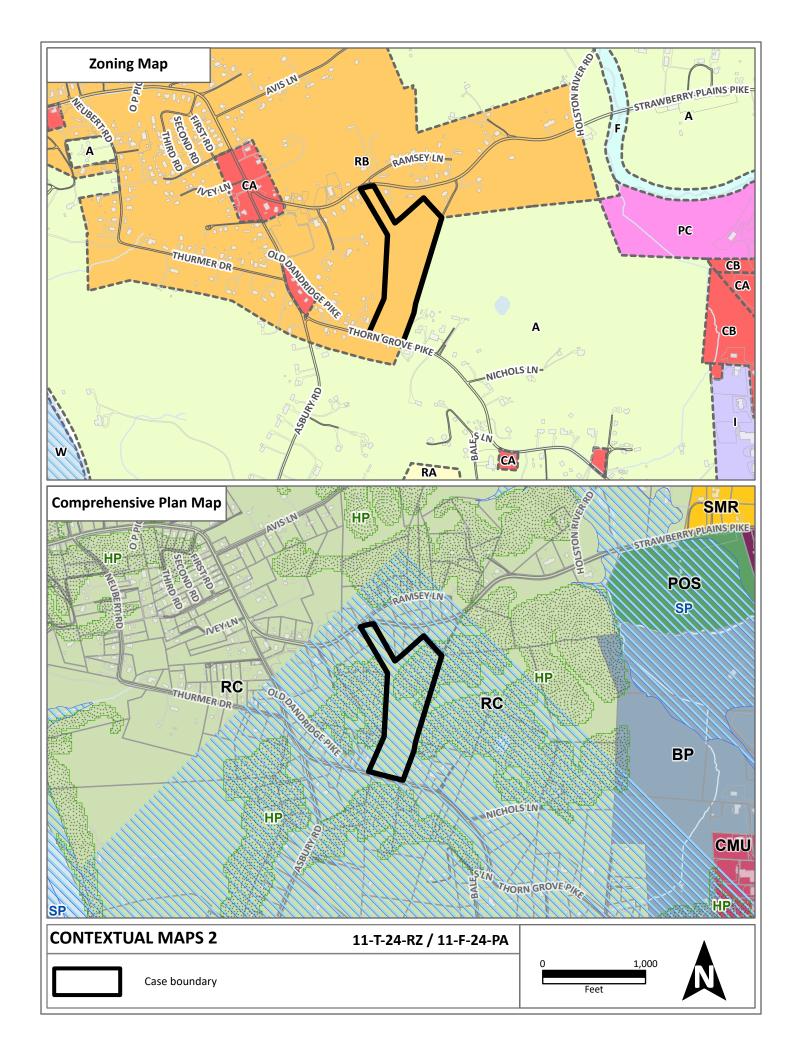
CONTEXTUAL MAPS 1

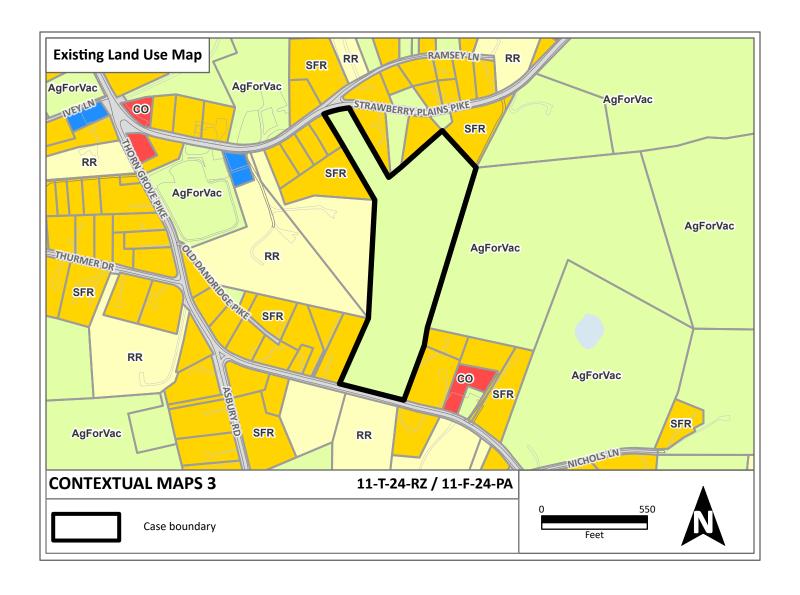
11-T-24-RZ / 11-F-24-PA

Case boundary

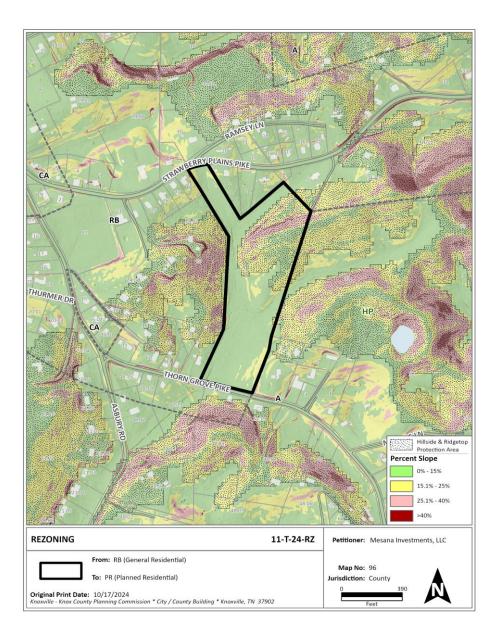








CATEGORY	ACRES	RECOMMENDED DISTURBANCE BUDGET (Percent)	DISTURBANCE AREA (Acres)
Total Area of Site	12.7		
Non-Hillside	8.6	N/A	
0-15% Slope	1.3	100%	1.3
15-25% Slope	1.8	50%	0.9
25-40% Slope	0.8	20%	0.2
Greater than 40% Slope	0.1	10%	0.0
Ridgetops			
Hillside Protection (HP) Area	4.1	Recommended disturbance budget within HP Area (acres)	2.4
		Percent of HP Area	59.4%





Development Request

	DEVELOPMENT	SUBDIVISION	ZONING
Dlanning	☐ Development Plan	☐ Concept Plan	Rezoning
Planning	☐ Planned Development	☐ Final Plat	✓ Plan Amendment
KNOXVILLE I KNOX COUNTY	\Box Use on Review / Special Use		Sector Plan
	☐ Hillside Protection COA		City OYP / County Comp Plan
Mesana Investments, LLC		A CC:1:	
Applicant Name		Affiliat	tion
10/2/2024	11/14/2024	11-T-24-RZ / 1	1-F-24-PA
Date Filed	Meeting Date (if applicable)	File Number(s)	
CORRESPONDENCE	All correspondence related to this application sl	nould be directed to the	e approved contact listed below.
Scott Davis Mesana Investments L	rc		
Name / Company			
PO Box 11315 Knoxville TN 37939			
Address			
865-806-8008 / swd444@gmail.co	m		
Phone / Email			
CURRENT PROPERTY INFO			
Charlene Troutt	12817 Union Rd Knoxville TN 379	934	
Owner Name (if different)	Owner Address		Owner Phone / Email
0 STRAWBERRY PLAINS PIKE			
Property Address			
96 049 (part of)			12.62 acres
Parcel ID	Part of F	arcel (Y/N)?	Tract Size
Knoxville Utilities Board	Knoxville Utilities E	Board	No
Sewer Provider	Water Provider		Septic (Y/N)

COMMUNITY ENGAGEMENT

Sign and return the **Public Notice and Community Engagement** form with this application.

Planning strives to provide community members with information about upcoming cases in a variety of ways. In addition to posting public notice signs, our agency encourages applicants to provide information and offer opportunities for dialogue related to their upcoming case(s). We require applicants to acknowledge their role in this process.

DEVELOPM	ENT REQUEST							
☐ Developmen	t Plan 🗌 Planned D	evelopment	Use on F	Review	/ Special Use		Related City	Permit Number(s)
☐ Hillside Prote	ection COA		Resident	tial	☐ Non-resid	lential		
Home Occupati	on (specify)							
Other (specify)								
SUBDIVSIO	N REQUEST							
							Related Rezo	oning File Number
Proposed Subdi	vision Name						-	
Unit / Phase Nu	mber			Total	Number of Lot	s Created	1	
Additional Infor	mation							
Attachments	s / Additional Requirem	ents						
ZONING RE	QUEST							
✓ Zoning	PR (Planned Residentia	l)					Pending P	lat File Number
Change	Proposed Zoning							
✔ Plan	SR (Suburban Resident	ial)						
Amendment	Proposed Plan Design	ation(s)					<u> </u>	
9 du/ac								
Proposed Densi		ous Rezoning F	Requests					
Additional Infor	mation							
STAFF USE	ONLY					T		T
PLAT TYPE						Fee 1		Total
☐ Staff Review	Planning Cor	nmission				\$2,131.00		
ATTACHMEN	_							
	ners / Option Holders Request (Comprehens		ce Request			Fee 2		
	. REQUIREMENTS ew / Special Use (Conce	pt Plan)				Fee 3		
☐ Traffic Impac	ct Study							
COA Checklis	st (Hillside Protection)							
AUTHORIZA	ATION							
	er penalty of perjury the				ne/it is the own	er of the pro	perty, AND 2) th	ne application and
ali associated	materials are being subr		vestments, LLC					10/2/2024
Applicant Signa	ture	Please Print						Date
Phone / Email								
		Charlene T	routt					10/2/2024
Property Owner	r Signature	Please Print	t					Date

ു บอพภายนน นาน ภาก บนเ เการ Jornn at your convenience. ²) Sign the application digitally (or print, sign, and scan). (a) Enther print the completed form and bring it to the Knoxville-Knox County Planning offices OR email it to applications@knoxplanning.org

Reset Form



Development Request

DEVELOPMENT

☐ Development Plan
☐ Planned Development
☐ Use on Review / Special Use

☐ Hillside Protection COA

☐ Concept Plan☐ Final Plat

☐ Plan Amendment
☐ SP ☐ PA
■ Rezoning

Mesana Investments,	LLC				
Applicant Name		Affilia	ation		
8/13/24	10/3/24		File Number(s)		
Date Filed	Meeting Date (if	applicable)	11-T-24-RZ 11-F-24-PA		
CORRESPONDENCE	All correspondence related to	o this application should be dire	ected to the approv	ved contact listed below.	
■ Applicant □ Property Drew Staten	Owner 🗌 Option Holder 🗀] Project Surveyor ☐ Engin	eer 🗌 Architect,	/Landscape Architect	
Name P.O. Box 11315		Company Knoxville	TN	37939	
Address (865) 659-7311	drew.staten2	City 2019@gmail.com	State	ZIP	
Phone	Email	*** 17 S. S. Salakanin (M. S. Salakani (M. S. Salakani (M. S. Salakani (M. S. Salakanin (M. S. Salakani (M. S		50/ABABAS 1.A	
CURRENT PROPERTY II	VFO \				
Charlene Troutt	2817	Union Road Knoxville, TN	N 37934		
Property Owner Name (if diff O Strawberry Plains Pike/1	erent) Propert Thorngrove Pike Knoxville, TN	ty Owner Address I 37914 096 049		operty Owner Phone	
Property Address KUB		Parcel ID KUB			

COMMUNITY ENGAGEMENT

Sewer Provider

Sign and return the **Public Notice & Community Engagement** form with this application.

Planning strives to provide community members with information about upcoming cases in a variety of ways. In addition to posting public notice signs, our agency encourages applicants to provide information and offer opportunities for dialogue related to their upcoming case(s). We require applicants to acknowledge their role in this process.

Water Provider

Septic (Y/N)

DEVELOPMENT REQUEST	Na and Anni Palatan de La Calanda de La Cala			
☐ Development Plan ☐ Use on Review / Special Use ☐ Hillside Protection COA			Related City Permit Number(;)
■ Residential				
Home Occupation (specify)				
Other (specify)				
				فددد
SUBDIVISION REQUEST				
			Related Rezoning File Number	r
Proposed Subdivision Name				
Combine Parcels	☐ Divide Parcel			
Unit / Phase Number		er of Lots Created		
Other (specify)				
☐ Attachments / Additional Requirements				
ZONING REQUEST				
A to PR			Pending Plat File Number	
Zoning Change Proposed Zoning				
☐ Plan Amendment Change				
Proposed Plan Desi PR up to 5 du/acre	gnation(s)			
	vious Rezoning Requests			
Zoning request to only include	A portion of property approxir	nately (20) acres. Om	rit RB along left side.	
STAFF USE ONLY		Fee 1		_
PLAT TYPE ☐ Staff Review ☐ Planning Commission			Total	
☐ Staff Review ☐ Planning Commission ATTACHMENTS		0609		
☐ Property Owners / Option Holders ☐ Variance	ce Request	Fee 2	\$2,131.00	
☐ Amendment Request (Comprehensive Plan)	'	0802	Ψ2,101.00	
ADDITIONAL REQUIREMENTS	-		a chann an anthright a mather's man after a chann and at a command. At the channels of the	
☐ Use on Review / Special Use (Concept Plan)		Fee 3		
Traffic Impact Study				
☐ COA Checklist (Hillside Protection)				
AUTHORIZATION /	t gammatanan at an ta sharata baranna hanta at a baashada sharata ta ta ba at an ta ab at an taba ba		and the second s	
I declare under penalty of perjury the foregoing is to 1) He/she/it is the owner of the property AND 2) The		aterials are being submi	tted with his/her/its consent	
dottop verified G8/12/24 4:24 PM EDT 9NDC-0343-BHLR-Q6AD	Mesana Investment	ts, LLC	8/13/24	
Applicant Signature	Please Print		Date	
(865) 806-8008	swd444@gmail.con	n		
Phone Number	Email		ama yan man, a mayara an mangan a mana an mana yan ama ma ama a maya na a ma ƙana ƙasar ƙasar ƙasar ƙasar ƙasa	
Charlene Troutt	Charlene Troutt		10/02/2024, SG	
Charlene Troutt (Aug 13, 2024 10:28 EDT) Property Owner Signature	Please Print		Date Paid	

dotloop signature verification: dtlp.us/gEY4-QsAx-qiyd



Amendment Request

All requests to amend the Knox County Comprehensive Land Use and Transportation Plan must include justification for the changes as part of the application process.

The applicant must provide justification per Implementation Action IM.6, demonstrating:

Either There is an obvious or significant error or omission in the Plan	OR	 2 or more of the following criteria apply Conditions Have Changed Changes of conditions, such as surrounding land uses, zoning, uncontrolled natural forces/disasters, etc. New Utilities / Projects Introduction of significant new utilities or local/state/federal road projects that were not anticipated in the Plan and make development more feasible New Data New data regarding trends or projections, population, housing conditions, or traffic growth that warrant reconsideration of the original Plan Proposed Changes Support Plan The proposed changes support the Policies and Actions, goals, objectives, and criteria of the Plan

Property Owner Signature

Print Name

Date



Public Notice and Community **Engagement**

Sign Posting and Removal

The Administrative Rules and Procedures of the Knoxville-Knox County Planning Commission require a sign to be posted on the property for each application subject to consideration by the Planning Commission.

Planning staff will post the required sign. If a replacement sign(s) is needed, the applicant is responsible for picking up the new sign(s) from Planning and will be charged \$10 for each replacement.

Location and Visibility

The sign must be posted on the nearest adjacent/frontage street and in a location clearly visible to vehicles traveling in either direction. If the property has more than one street frontage, the sign should be placed along the street that carries more traffic. Planning staff may recommend a preferred location for the sign to be posted at the time of application.

Timing

The sign(s) must be posted not less than 12 days prior to the scheduled Planning Commission public hearing and must remain in place until the day after the meeting. In the case of a postponement, the sign can either remain in place or be removed and reposted not less than 12 days prior to the next Planning Commission meeting. The applicant is responsible for removing the sign after the application has been acted upon by the Planning Commission.

Community Engagement

Planning strives to provide community members with information about upcoming cases in a variety of ways. In addition to posting public notice signs, our agency encourages applicants to provide information and offer opportunities for dialogue related to their upcoming case(s).

Acknowledgement			Have you engaged		
By signing below , you acknowledge that public notice signs must be posted and visible on the property consistent with the guidelines above			surrounding property owners to discuss your request?		
and between the dates listed	below.		☐ Yes ☐ No		
			■ No, but I plan to Planning Comm	·	
Date to be Posted	Date to be Rer	noved			
Scott Davis	dotloop verified 10/01/24 2:59 PM EDT 4EOG-R6HI-GZ0H-NENZ	Mesana Investn	nents, LLC	10/1/24	
Applicant Signature		Applicant Name		Date	

FILE NUMBER