#### SEVIERVILLE PLANNING COMMISSION

4/4/2024

5:00 P.M. – Civic Center



## Planning Commission AGENDA

4/4/2024

- A. Call to Order
- B. Approval of Minutes -3/7/2024
- C. Public Forum
- D. Old Business
- E. New Business
  - 1. Rezoning Lynn Janutolo requests rezoning from LDR to NC 1415 Middle Creek Road (City).
  - 2. Subdivision W.C. Whaley, Inc requests final approval for A.T. Umbarger Farm Subdivision Tax Map 063, Parcel 013.00, Harrisburg Road (Planning Region).
  - 3. Subdivision The Land Surveyors, Inc requests final approval for Lloyd Meyers Subdivision Tax Map 073, Parcel 032.03, Myers Road (Planning Region).
  - 4. Subdivision Robert Campbell and Associates requests final subdivision plat approval for Foxwood Subdivision– Tax Map 062H, Group B, Parcels 026.00, 027.00, & 028.00 (City).
  - 5. Site Plan Johnson Architecture requests conceptual approval for the Ann Mitchell 101 E Main Street (City).
  - 6. Site Plan SITE, Inc requests final approval for Smoky Mountain Flats Two Rivers Boulevard (City).
  - 7. Site Plan Compass Ventures requests final approval for Edmond's Quad 1515 Ridge Road (City).
  - 8. Site Plan Will Robinson & Associates requests final approval for BJ's Wholesale Allensville Road (City).
  - 9. Sevier County Zoning Ordinance Amendment.
- F. Staff Report
- G. Adjournment



## Planning Commission AGENDA NOTES

4/4/2023

- A. Call to Order
- B. Approval of Minutes -3/7/2023
- C. Public Forum
- D. Old Business
- E. New Business
  - 1. Rezoning Lynn Janutolo requests rezoning from LDR to NC 1415 Middle Creek Road (City). Please see the staff report for full comments and details.
  - 2. Subdivision W.C. Whaley, Inc requests final approval for A.T. Umbarger Farm Tax Map 063, Parcel 013.00, Harrisburg Road (Planning Region).
    - This is a proposed eight lot subdivision with public right-of-way located off Harrisburg Road in the Planning Region. The plat meets all standards and staff recommends approval.
  - 3. Subdivision The Land Surveyors, Inc requests final subdivision plat approval for Lloyd Meyers Subdivision Tax Map 073, Parcel 032.03, Myers Road (Planning Region).
    - This is a proposed four lot subdivision located off Myers Road in the Planning Region. The plat meets all standards and staff recommends approval.
  - 4. Subdivision Robert Campbell and Associates requests final subdivision plat approval for Foxwood Subdivision Tax Map 062H, Group B, Parcels 026.00, 027.00, & 028.00 (City).
    - This is a proposed three lot subdivision located off Foxwood Drive and Ernest McMahan Road. The plat meets all standards and staff recommends approval.
  - 5. Site Plan Johnson Architecture requests conceptual approval for the Ann Mitchell 101 E Main Street (City).
    - This is a proposed mixed use building that currently shows retail on the ground floor and six residential units on the upper floors. Staff is working with the developer to adjust the conceptual design and will likely have additional information available at the meeting.
  - 6. Site Plan SITE, Inc requests final approval for Smoky Mountain Flats Two Rivers Boulevard (City).
    - This is a proposed 120-unit condominium complex to be used for long-term residential located off Two Rivers Boulevard. The plan meets the standards and staff recommends approval.
  - 7. Site Plan Compass Ventures requests final approval for Edmond's Quad 1515 Ridge Road (City).
    - This is a proposed quadplex to be used for short-term rental. There are currently minor comments regarding utilities and stormwater. Staff recommends approval subject to correction of staff comments.

8. Site Plan – Will Robinson & Associates requests final approval for BJ's Wholesale – Allensville Road (City).

This is a proposed BJ's Wholesale Club located off Allensville Road in the Home Depot Shopping Plaza. There are currently outstanding staff comments regarding utilities, landscaping, and minor required notations. Staff recommends approval subject to correction of staff comments.

9. Sevier County Zoning Ordinance Amendment.

This is a proposed amendment to the Sevier County Zoning Ordinance. As portions of the county are within the City of Sevierville Planning Region, a recommendation from the Sevierville Regional Planning Commission is required. Staff has reviewed the proposed amendments and can recommend approval.

- F. Staff Report
- G. Adjournment



## PLANNING COMMISSION MINUTES MARCH 7, 2024

The regularly scheduled meeting of the Sevierville Regional Planning Commission was held at the Civic Center, 130 Gary Wade Boulevard, Sevierville, Tennessee on Thursday, March 7, 2024 at 5:00 PM.

There were present and participating:

#### MEMBERS PRESENT

Vincent Snider, Chairman Douglas Messer, Secretary Robbie Fox Wayne Helton Butch Stott

#### MEMBERS ABSENT

**Daryl Roberts** 

#### **STAFF PRESENT**

Dustin Smith, Deputy City Administrator Corey Divel, Development Director Kristina Rodreick, Senior Planner Charles Valentine, Building Official JC Green, Fire Marshal Jim Ellison, City Surveyor Brooke Fradd, Recording Secretary

Chairman Snider declared a quorum present and announced the meeting would proceed.

#### APPROVAL OF MINUTES

Mr. Messer made a motion to approve the minutes from the February 1, 2024 meeting, which received a second from Mr. Helton. The motion passed with a unanimous vote.

#### **OLD BUSINESS**

None

#### **NEW BUSINESS**

 $\underline{REZONING-MOON\ BUG\ CONSTRUCTION\ LLC\ REQUESTS\ REZONING\ FROM\ HDR\ TO\ AC-100}$   $\underline{JOHN\ L\ Marshall\ Drive\ (CITY)}.$ 

#### **Staff Recommendation**

Mr. Divel explained that the commission approved a rezoning on this property from AC – Arterial Commercial to HDR – High Density Residential in November 2023. Plans for the site have been altered to build a boutique hotel at this location. The site is less than an acre and adjoins an AC parcel to the south. Given the topography and elevation of the front of the lot, the development would be accessed from John L Marshall Drive. Staff recommended approval.

#### **Action Taken**

Mr. Stott made a motion to approve the rezoning request, which received a second from Mr. Helton. The motion passed unanimously and is certified to the Board of Mayor and Aldermen.

## <u>REZONING – WHALEY CONSTRUCTION LLC REQUESTS REZONING FROM LDR TO IC – 109 RIVER MILL ROAD (CITY).</u>

#### **Staff Recommendation**

Mr. Divel stated that an existing small home is currently located on this 1.3-acre parcel. The owner would like to use the structure, located just off Winfield Dunn Parkway, for short-term rentals. The parcel to the north is zone IC – Intermediate Commercial and is the proposed home of the Sevierville Townhomes site plan, which is also to be considered for approval at this meeting. The property to the east is a retail store zoned AC – Arterial Commercial. Staff recommended approval.

#### **Action Taken**

Mr. Helton made a motion to approve the rezoning request, which received a second from Mr. Messer. The motion passed unanimously and is certified to the Board of Mayor and Aldermen.

## REZONING – MARCEL CERNEK REQUESTS REZONING FROM COUNTY R-1, RURAL RESIDENTIAL TO COUNTY R-2M, MEDIUM RESIDENTIAL – 903 JERSEY DRIVE (PLANNING REGION).

#### **Staff Recommendation**

Mr. Divel stated that this rezoning request considers an 11.8-acre portion of a larger parcel located in the Planning Region. The surrounding property, both within the city limits and in the county jurisdiction, is zoned for low density residential use. The road is deficient and could not handle the traffic that a higher density would create.

Mrs. Rodreick explained that, at this time, detached cabins currently exist on the property. The current zone allows for this use. Approval of the rezoning request would allow for an increase in density by allowing triplexes instead of single units.

#### **Action Taken**

Mr. Stott made a motion to recommend denial of the rezoning, which received a second from Mr. Fox. The motion passed with a unanimous vote and is certified to the County Commission.

### SUBDIVISION PLAT – COMPASS VENTURES REQUESTS PRELIMINARY APPROVAL FOR W DUMPLIN VALLEY SUBDIVISION – 008, PARCEL 132.00, W DUMPLIN VALLEY RD (CITY).

#### **Staff Recommendation**

Mr. Divel explained that this plat proposes a 42-lot subdivision, with commercial uses in the front, and residential in the rear of the development. The residential is proposed for long term housing. If this is the case, the street will be accepted as a city street. Prior to final approval, a recorded agreement from the developer will be required. Additionally, a 20-foot easement provides access to an adjacent cemetery. Staff is awaiting revisions addressing stormwater comments and recommended approval subject to these updates.

#### **Action Taken**

Mr. Stott made a motion to grant preliminary approval of the subdivision plat, subject to resolution of outstanding staff comments. The motion received a second from Mr. Fox and passed unanimously.

## SITE PLAN – BERRY ENGINEERS, LLC REQUESTS FINAL APPROVAL FOR URGENT CARE MEDICAL OFFICE – TAX MAP 050, PARCEL 101.01, DOLLY PARTON PARKWAY (CITY).

#### **Staff Recommendation**

Mr. Divel explained that this plan proposes a clinic next to the Walmart Neighborhood Market located on Dolly Parton Parkway. The urgent care facility would be accessed through the Walmart parking lot. A 2-lot plat associated with this site has been submitted and issues with the subdivision will be addressed when the plat is reviewed by staff. The site plan meets city requirements, and staff recommended approval.

#### **Action Taken**

Mr. Fox made a motion to approve the site plan. The motion received a second from Mr. Messer and passed unanimously.

## SITE PLAN – CES REQUESTS FINAL APPROVAL FOR PANDA EXPRESS – TAX MAP 038, PARCEL 27.06, WINFIELD DUNN PARKWAY (CITY).

#### **Staff Recommendation**

Mr. Divel explained that this plan proposes a Panda Express restaurant in front of the Target shopping center currently under construction. Landscaping, pedestrian, and stormwater comments are all outstanding. Subject to the resolution of these comments, staff recommended approval.

#### **Action Taken**

Mr. Stott made a motion to approve the site plan, subject to resolution of staff comments. The motion received a second from Mr. Helton and passed unanimously.

#### <u>SITE PLAN – KARPINSKI ENGINEERING REQUESTS FINAL APPROVAL FOR LONG JOHN SILVER – TAX</u> <u>MAP 049J, Group B, Parcel 42.00, Forks of the River Parkway (City).</u>

#### **Staff Recommendation**

Mr. Divel explained that this new restaurant would be in the same location as the current Long John Silver. The existing structure will be demolished and replaced with a new structure. The redevelopment will also improve the landscaping from its current state and floodproofing of the building. Staff recommended approval.

#### **Action Taken**

Mr. Helton made a motion to approve the site plan. The motion received a second from Mr. Messer and passed unanimously.

### <u>SITE PLAN – WK DICKSON REQUESTS FINAL APPROVAL FOR SEVIERVILLE TOWNHOMES – TAX</u> MAP 027, PARCEL 5.01, WINFIELD DUNN PARKWAY (CITY).

#### **Staff Recommendation**

Mr. Divel explained that this 58-unit townhome development is proposed for a lot adjacent to property approved for rezoning earlier in this meeting. The planned townhomes are designed to be used for long term residential, which is defined as over 30 days in duration. FEMA documentation is required and staff comments regarding fire hydrants are outstanding. Staff recommended approval subject to resolution of outstanding comment.

#### **Action Taken**

Mr. Helton made a motion to approve the site plan, subject to resolution of staff comments. The motion received a second from Mr. Stott and passed unanimously.

#### DIRECTIONAL SIGNAGE LOCATION AND MESSAGING SCHEDULE FOR WAYFINDING PHASE II.

#### **Staff Recommendation**

Mr. Smith explained that Phase I and Ib of the city's wayfinding project covered the Municipal Campus and main city roadway entrances. Phase II, as presented, will cover smaller entrances, while retaining the previous phase's style. The directional signage proposed will be for public entities only at this time. Locations with existing directional signs will be removed and replaced with updated signs to fit with the Wayfinding style.

#### **Action Taken**

Mr. Stott made a motion to approve the Wayfinding Phase II proposal. The motion received a second from Mr. Messer and passed unanimously.

#### **ADJOURNMENT**

There being no further business, the meeting	g adjourned at 5:39 PM.
Vincent Snider, Chairman	Douglas Messer, Secretary
Brooke Fradd, Recording Secretary	



## Development Department Staff Report to Planning Commission Rezoning Request – City of Sevierville 1415 Middle Creek Road – Parcel 072 163.29

**Applicant**: Lynn Janutolo

Owners: Jalisco LLC

**Staff**: Corey Divel and Kristina

Rodreick

Tax ID Number: Tax Map 072,

Parcel 163.29

**Current Zone**: Low Density

Residential

Requested Zone:

Neighborhood Commercial

Number of Lots: 1

**Current Use:** Commercial

**Proposed Use:** Commercial

**Notification:** City will provide notice in accordance with City of Sevierville Planning Department policies and procedures.

**Exhibits:** Application and Map

Request

Rezoning 1 parcel totaling .35 acres +/- from Low Density Residential (LDR) to Neighborhood Commercial (NC).

**Background** 

Property is located within the City Limits

The properties abutting the proposed rezoning area are as follows:

North & South – Low Density Residential (LDR) currently vacant

East - Neighborhood Commercial (NC) used for commercial

West- Arterial Commercial (AC) currently vacant

**Staff Comments** 

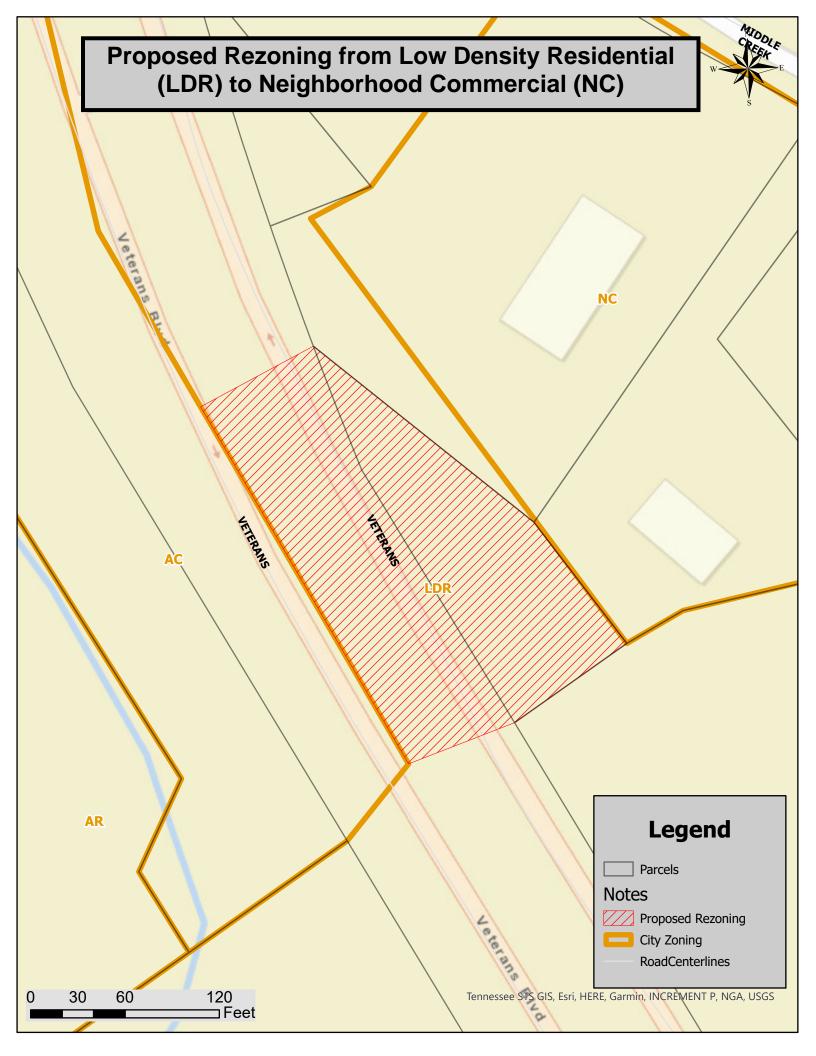
The immediate surrounding area is zoned for commercial and residential.

**Public Comments** 

None to date.

**Staff Recommendation** 

The property is located off Middle Creek Road to the east and Veterans Blvd to the west. The property is part of an existing development which includes a restaurant and apartments. The rezoning will create consistent zoning across the development and allow for adequate commercial signage as the current designation of LDR does not allow for normal commercial signage. Staff recommends approval.







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SURVEYOR'S CERTIFICATION

TOTAL ACREAGE - 26.27 AC VICINITY MAP

TRACT 3 JOHN L MARSHALL INST BK 3004 PG 129

LOT 3 141670.7 SF 3.25 AC

LOT 2 178966.3 SF 4.11 AC

LOT 1 178120.9 SF 4.09 AC

SEVIER CO. HEALTH DEPARTMENT

SEVIES COMITS

SHACDNAGE SHACDNAGE PBK 28 PG 237 INST BK 4853 PG 106

LOT 4 90367.7 SF 2.07 AC

S 8719'58 E

LOT 7 125404.7 SF 2.88 AC

HARRISBURG ROAD

A J COURT 50 S 8719'38" WED

UTILITY EASEMENT FOR VATER LINE AND INDERGROUND ELECTRIC

MOUNTAIN VISTA RD

CERTIFICATION OF STREET NAMES
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SECRETARY, REGIDIAL PLANNING COMMISSION

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SMELCER INST BK 4760 PG 526

310.99° N 88'53'21" W

JUNIOR VEBB INST BK 3562 PG 61

125.00 IR(D) 132.28\* IR(D) N 88'53'21 W N 88'53'21 W IR(D) NO BK 518 PG 333

LOT 8 143053.5 SF 3.28 AC

LOT 6 121945.0 SF 2.80 AC

CERTIFICATE OF OWNERSHIP AND DEDICATION

SITE \*

NOUNTAIN YISTA RD

BUILDING SETBACKS
FRONT = 20'
SIDE = 10'
REAR = 10' ZONING\BUILDING SETBACKS
ZONING SEVIER COUNTY) 7.5' UTILITY AND DRAINAGE EASEMENT ALDING ALL INTERIOR LOT LINES, 15" ALDING ALL EXTERIOR LOT LINES.

OWNER

VARREN HURST
1730 DIXON BRANCH RD
SEVIERVILLE, TN 37876
0865) 254-8513

TRACTS 1 1 2 A T UMBARGER FARM PBK 4 PG 74 VD BK 240 PG 368 395.61°

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UTILITY SYSTEM MANAGER

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UMBARGER FARM ESTATES

RESUBDIVISION OF PART OF TRACT 2 & ALL OF TRACT 3

A. T. UMBARGER FARM

FOURTH CIVIL DISTRICT SEVIER COUNTY, TENNESSEE INSTRUMENT BOOK 6256 PAGE 466 PLAT BOOK 4 PAGE 74 MAP BOOK 45 PAGE 292 MARCH 5, 2024

CERTIFICATION OF STREET NAMES I CERTY THAT ALL STREET MAKES HAVE BEEN APPROXED BY THE SOURS COUNTY CHARGINGS INSTRUCT, ARE IN COMPUNES WITH E-911 SPECIFICATION AND DO NOT CONFLICT WITH OTHER STREET NAMES IN THE COUNTY. LOTS: ARE APPROVED FOR STANDARD INDIVIDUAL SUBSURFACE SEWAGE. I CERTIFY THAT THE PLAT HAS BEEN FOUND TO COMPAY WITH THE SUBDIVISION RECOVERABITY OF THE PLANNING RECOVER WITH THE EXCEPTION OF SUCH WARNINGS. IF AMY, WHICH HAVE WORDS. ALL IMPRODERSTS HAVE BEEN INSTILLED, ON AN ACCEPTIBALE SHEET POSTED IN GROUN TO ASSIRE COMPLETION. THIS PLAT IS APPROVED FOR RECOVERAGING IN THE OFFICE OF THE COUNTY REGISTER. 107S; This Lot(s) have not been evaluated pursuant to this plat review, for an SSD System and plat approval, does not constitute approval, of this lot on the Existing system. DISPOSAL SYSTEM SERVING A MAXIMUM OF LOTS:
ARE APPROVED FOR STANDARD INDIVIDUAL SUBSURFACE SEWAGE. DISPOSAL SYSTEM SERVING A MAXIMUM OF DISPOSAL SYSTEM SERVING A MAXIMUM OF LOTS: ARE APPROVED FOR STANDARD INDIVIDUAL SUBSURFACE SEWAGE. House size and design will determine the actual number of bedrooms for which a permit may be issued. HEALTH DEPARTMENT NOTES AND RESTRICTIONS DIRECTOR, ENVIRONMENTAL HEALTH SEVIER CO. HEALTH DEPARTMENT Vicinity THEO MS.
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2. PROPERTY IS SUBJECT TO ANY AND ALL APPLICABLE ENSIDENT NOTATIONS, SETBACKS, SETBINGTON, REGULATION AND LEVEZ TO THE APPLICABLE OF BEDS AGREEMENTS OF RECORDED IN THE COUNTY REASTER OF DEEDS. ransformed from IIRF00 (epoch 1997.0) X = 50603.985 m latitude = 35 51 57.94887 N X = 5514225.348 m longitude = 83 33 29.17304 W Z = 3716313.195 m ellipsoid height = 259.013 m , instruments used topcon PS robotic total station, and yper HR G.P.S., R.T.K. receiver. RTK data provided by d.O.T. corps stations. Geoid Used for project = geiod 20 BASE STATION USED: NAD\_83 (CORS96) POSITION (EPOCH 102.0) 1''=100'I HEREBY CERTIFY THAT THIS IS A CATEGORY 1
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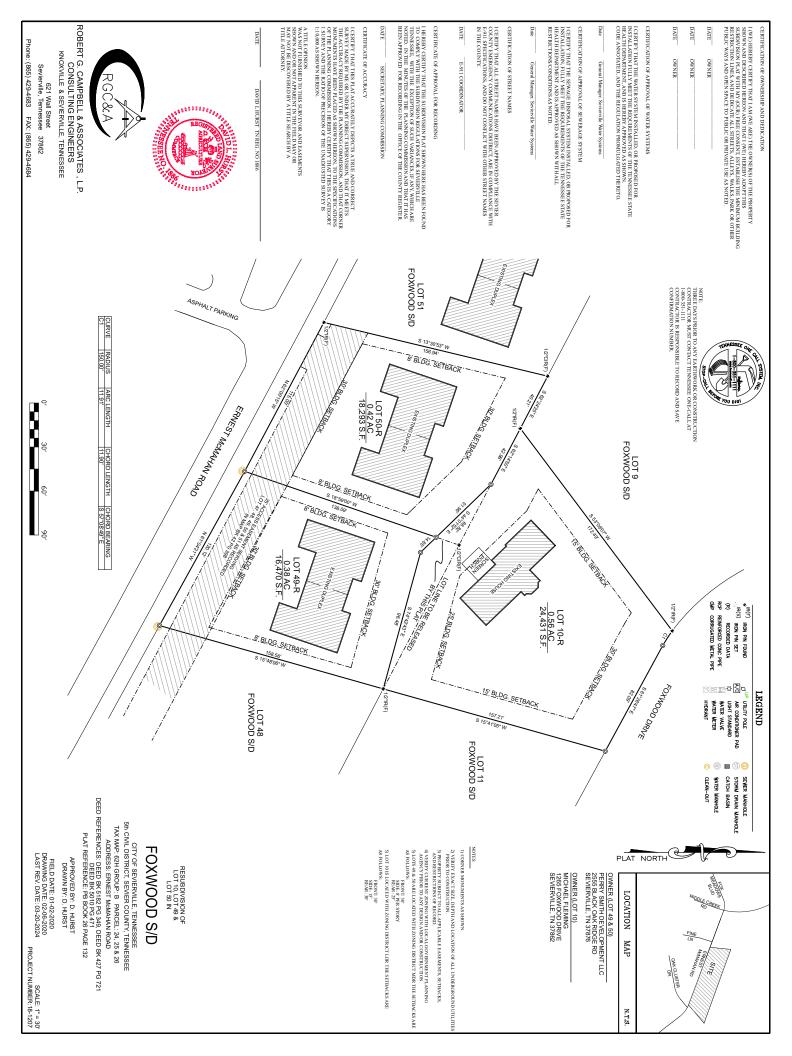
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GARRY D. MYERS and
wife IVA D. MYERS,
BARRY A. MYERS and
MELISSA Y. VALENTINE
525 MOUNTAIN VISTA T
DANDRIDGE, TN 37725 **DECEMBER 18, 2023** BY THE LAND SURVEYORS, INC.
REPRODUCTION BY PERMISSION ONLY
TRANSMISSION BY PERMISSION ONLY FOR SOURCE OF TITLE SEE: INST BOOK 6389 PAGE 693 926 CENTER VIEW ROAD SEVIERVILLE, TN 37862 OFFICE (865) 453-7970 8096468@GMAIL.COM  $\mathrm{THE}$ FOR MAP REFERENCE SEE PLAT BOOK 46 PAGE 312 RESUBDIVISION OF LOT 2 LLOYD MYERS FARM JRVEYORS, INC PARCEL INFORMATION: TAX MAP 73 PARCEL 32.05 6 CENTER VIEW ROAD SEVIERVILLE, TN 37862 OFFICE (865) 453-7970

FOURTH CIVIL DISTRICT VIER COUNTY, TENNESS







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SITE PLAN

## New Construction For: THE ANN MITCHELL 114 Court Ave Sevierville, TN 37862 THE ANN MITCHELL 114 Court Ave Sevierville, TN 37862



JOHNSON architecture inc.
2018 Davenport Road
Rearville, TN 37920
(865) 671-9960
www.joinc.com orchitecture.

DATE: 0PROJECTNO:

03/07/24 XXX

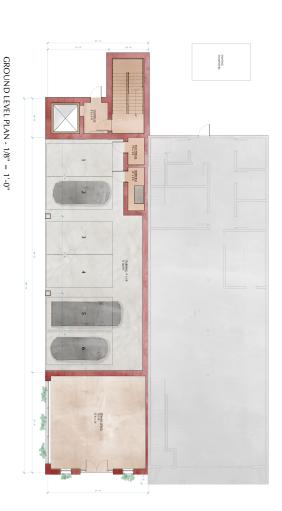
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REV # Description Date

REVISIONS



SECOND LEVEL PLAN: CONNECTION TO NEIGHBORING BLDG. - 1/8" = 1'-0"



## New Construction For: THE ANN MITCHELL 114 Court Ave Sevierville, TN 37862 THE ANN MITCHELL 114 Court Ave Sevierville, TN 37862



JOHNSON orchitecture inc.
2018 Devenport Road
Reaveille, TN 37920
(865)671-9660
www.joinc.com

- DATE: 03 03/07/24 XXXX

REVISIONS

REV # Description

Date

RENDERED FLOOR PLANS

ROOFTOP LEVEL PLAN - 1/8" = 1'-0"



FOURTH LEVEL PLAN - 1/8" = 1'-0"





New Construction For:

### THE ANN MITCHELL

114 Court Ave Sevierville, TN 37862

PLANNING
COMMISSION
SUBMITTAL
MARCH 7TH,
2024



JOHNSON orchitecture i 2018 Devempert Road 2018 Devempert Road Kaoxville, TN 37920 (865) 671-9060 www.jeinc.com

O N N O

- DATE: C

THIRD LEVEL PLAN - 1/8" = 1'-0"

REV # Description REVISIONS RENDERED FLOOR PLANS



RENDERED RIGHT ELEVATION - SHOWS NEIGHBORING BLDG.











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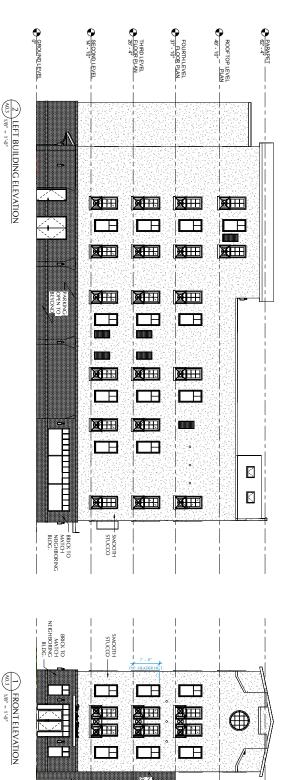
ONSTRUCTION

JOHNSON orchitecture
2018 Devemport Road
Knoxville, TN 37920
(865) 671-9060
www.joinc.com

RENDERED FRONT ELEVATION

PLANNING COMMISSION SUBMITTAL MARCH 7TH,

2024





SMOOTH STUCCO FINISH







1

PROJECT NO: DATE

03/07/24

New Construction For:

THIRD LEVEL
FLOOR PLAN
26" - 4"

THE ANN MITCHELL

FLOOR PLAN FLOOR PLAN 37 - 10"

ROOFTOP LEVEL
PLAN
49'-10"

114 Court Ave Sevierville, TN 37862

GROUND LEVEL .

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EXTERIOR ELEVATIONS

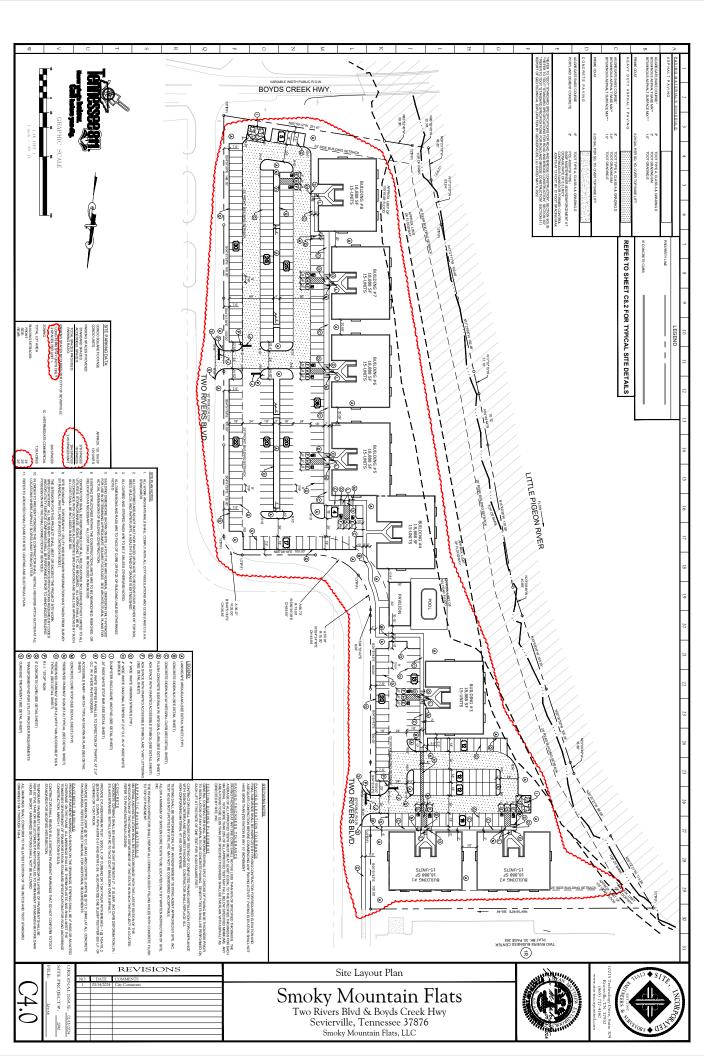
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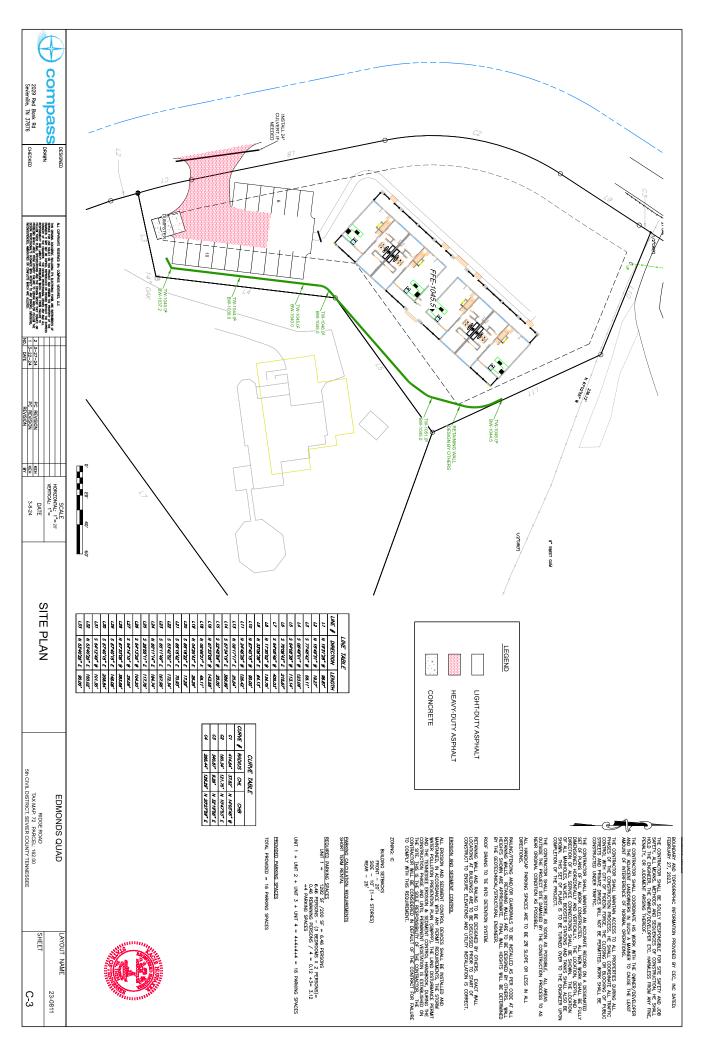
REV # Description

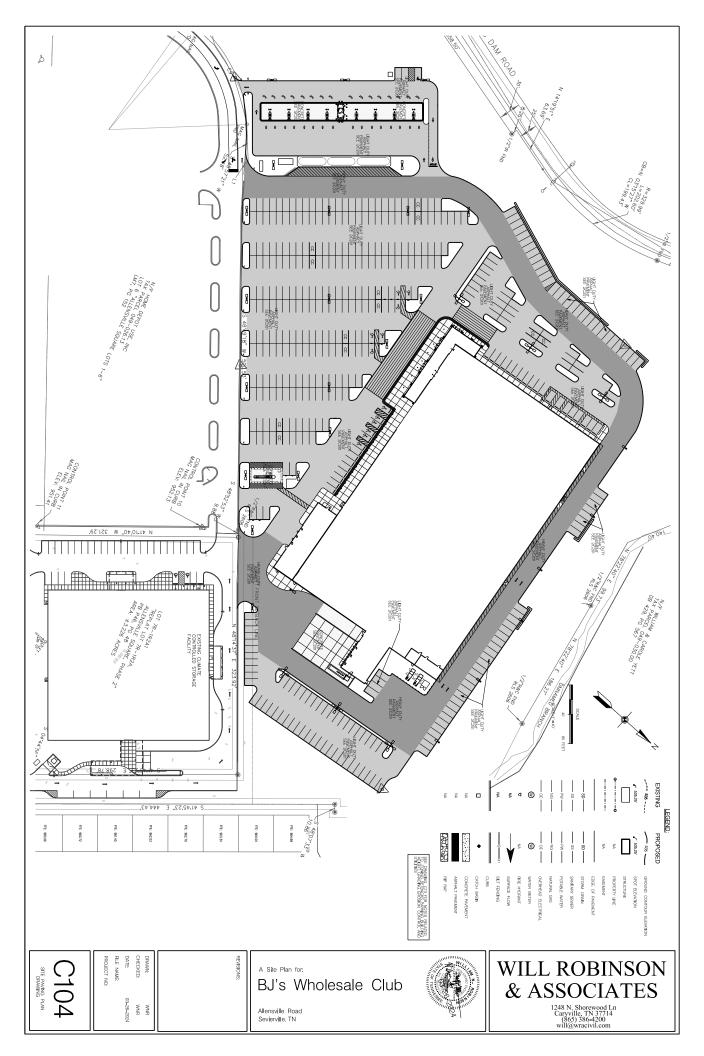
Date

REVISIONS

SECOND LEVEL









## SEVIER COUNTY BOARD OF COMMISSIONERS RESOLUTION

No.20xx-xx-xx

#### A RESOLUTION BY THE SEVIER COUNTY BOARD OF COMMISSIONERS TO AMEND THE ZONING RESOLUTION FOR SEVIER COUNTY, TENNESSEE.

- WHEREAS, the Sevier County Board of Commissioners may amend the Zoning Resolution for Sevier County, Tennessee from time to time per Tennessee Code Annotated 13-7-105; and,
- WHEREAS, the Sevier County Planning Commission has forwarded its recommendation to the Sevier County Board of Commissioners regarding the amendment to Sections 201., 303.4.1., 303.4.2., 305.2., 305.2.3., 306.3 thru 306.7., 308., 308.1.6., 308.1.7., 308.1.8., 502.3.7., 502.3.10., 507.5.2.c., Appendix A & C of the Sevier County Zoning Resolution of Sevier County, Tennessee; and,
- WHEREAS, the Sevier County Board of Commissioners feel that amending the Zoning Resolution is in the best interest of the community.

NOW, THEREFORE, BE IT RESOLVED BY THE SEVIER COUNTY, TENNESSEE BOARD OF COMMISSIONERS THAT:

#### Section 1.

Article II Section 201. establishes definitions for the Sevier County Zoning Resolution.

This section is hereby amended by adding the following:

**Developer:** The Owner, Developer, Surveyor, Engineer and/or a representative of the Owner or the Developer of the property to be developed.

<u>Disturbance.</u> A man-made change to the land surface that potentially changes its runoff characteristics and view sheds including clearing, cutting of trees (while leaving the stumps), grubbing, grading, or excavation.

**Event Venue.** A lot with or without permanent structures for the purpose of housing private social events not open to the general public, including, but not limited to weddings, wedding rehearsals, wedding parties, with or without live entertainment, where food and drink, including alcohol, may be consumed on site, but which provides no overnight accommodations.

<u>Traveled Way.</u> The portion of the roadway for the movement of vehicles, exclusive of the shoulders, berms, sidewalks, and parking lanes.

This section is hereby amended by replacing the definition for **Lot.** with the following:

<u>Lot.</u> A tract or parcel of land which fronts on and has access to either a public road, private road, or private easement, serving the tract or parcel of land; and which is occupied or intended to be occupied by a building or buildings with customary accessories and open spaces.

#### Section 2.

Article III, General Provisions of the Sevier County Zoning Resolution is hereby amended as follows:

Delete Section 303.4.1. and replace with the following:

**303.4.1 <u>Sketch Site Plan Regulations.</u>** A Sketch Plan shall be submitted with the application for a Building Permit to build on a lot in an A-1, R-1, R-2M, R-2, C-1, C-2 Zoning District.

- Property owners name.
- Permit for Construction or a Certificate of Completion for a Subsurface Sewage
  Disposal System, from the Sevier County Health Department, Division of
  Environmental Health or a Will-Serve Letter from the Public Sewer Utility providing
  service.
- A Sketch Plan of the building, showing porches, decks, overhangs & steps, with dimensions to the front, sides & rear property lines.
- Floor Plans, showing porches, decks, overhangs & steps, of each floor, and elevations views of the building may be required to verify the average building height.

#### Add Section 303.4.2.

<u>303.4.2. Site Plan Submittal.</u> A detailed site plan shall be submitted with the application for Building Permit to build on a lot in a Critical Slope (CS) District. The detailed Site Plan, prepared by a Registered Land Surveyor or a Professional Engineer, shall show the following information.

- Existing contours with a 2' interval.
- The building including all porches, decks, overhangs and steps with dimensions to the front, side & rear property lines.
- The entrances into the building with finish floor elevations.
- The location and vertical grade of the driveway from the traveled way to the parking area. See Section 306.
- The required parking spaces with spot elevations at the edge of the traveled way or the driveway and near the building. See Section 305.
- All retaining walls around the building with estimated height of the wall.
- The minimum setbacks to the front, side & rear property lines.

Delete Section 305.2. and replace with the following:

#### 305.2. Off-Road Parking Lot Design.

The following design regulations shall apply to all parking lots <u>except</u> those associated with single family dwellings and duplexes. All parking lots shall include handicap parking spaces in accordance to the <u>2010 ADA Standards for Accessible Design</u>.

Delete Section 305.2.3. and replace with the following:

**305.2.3** <u>Surfacing.</u> All off-road parking lots, loading, and drive-through areas shall be surfaced with asphalt, concrete, brick, pavers, gravel, or crushed stone. The surfaces of all handicap spaces and access aisles shall be asphalt or concrete.

Delete Sections 306.3., 306.4. 306.5. and replace with the following:

<u>306.3. Spacing.</u> The driveway entrance shall be no closer than twenty-five (25) feet from any adjacent roadway, measured from the edge of the traveled way.

306.4. Driveway Width. The traveled way shall be a minimum of twelve (12) feet.

<u>306.5. Vertical Grades.</u> From the edge of the traveled way, the first twenty feet (20'), of a driveway, shall be not exceed twelve percent (12%), remainder of a private driveway shall not exceed twenty-five percent (25%).

<u>306.6. Driveway Surface.</u> The traveled way of the driveway may be surfaced with gravel or crushed stone, provided the vertical grade is less than 12%. If the vertical grade is greater than 12% the surface should be pavers, concrete, asphalt or brick.

<u>306.7. Drainage.</u> When a driveway crosses a ditch, swell or natural drainage way a drainage pipe shall be placed in the ditch, swell or natural drainage way. The drainage pipe shall be a minimum of fifteen inches (15").

Delete Section 308. and replace with the following:

#### **308. Signs.**

It the intent of this section is to protect the safety and orderly development of signs and sign structures that identify a business and/or an event or the use of a property within the County. All new signs and sign structures erected, constructed, or placed upon any property or building within the County, if allowed, shall conform to the following.

#### Delete Section 308.1.6. and replace with the following:

**308.1.6.** Signs which advertise a person, activity, business, product, goods or service not conducted on the premises upon which the sign is actually located are Off-Premise Signs shall be not be allowed.

#### Delete Section 308.1.7. and replace with the following:

**308.1.7.** Auction signs shall be allowed in all districts, not to exceed thirty-two (32) square feet. Auctions sign may be erected twenty-one (21) days prior to the occurrence of the auction and be removed within seven (7) days after the auction.

Add Section 308.1.8.

**308.1.8.** The conversion of an existing off-premise sign to a digital sign shall not be allowed.

#### Section 3.

Article V, Zoning Districts of the Sevier County Zoning Resolution is hereby amended as follows:

Add Section 502.3.7.

502.3.7. Event Venues

Add Section 506.3.10.

506.3.10. Event Venues

Delete Section 507.5.2.c. and replace with the following:

**507.5.2.c.** Required Documents. The following shall be provided with the application for the Use on Review: Any appropriate license and/or certificate of need and compliance with all statutes, rules regulations promulgated by the State of Tennessee as per TCA 63-1-301 through 311.

#### Section 4.

Article VII, Administration and Enforcement of the Sevier County Zoning Resolution is hereby amended as follows:

Delete Sections 701., 702., 703., 704., 705., 706. and replace with the following:

#### 701. Building Permits.

It shall be unlawful to start construction of a principal building or accessory building unless a Building Permit "Permit" is obtained. It shall also be unlawful to construct additions to any existing commercial or industrial building unless a Permit is obtained. The applicant is required to submit relevant details of construction and certify on the permit application that the details are correct.

<u>701.1 Exceptions.</u> No Building Permit is required for any proposed agricultural or farm related building See Tennessee Code Annotated, Section 13-7-114.

#### 702. Zoning Official.

The Planning Director, or its designee, shall be the Zoning Official shall administer the Sevier County Zoning Resolution, maintain records, and forward materials to the Board of Zoning Appeals and the Planning Commission. The Zoning Official shall attend meetings of these two public bodies. Current zoning maps and map amendments shall be maintained by the Zoning Official. The Zoning Official shall conduct inspections as prescribed by this Resolution.

#### 703. Permit Denial.

A Building Permit application shall be denied, by the Zoning Official, when the proposed construction or land use is not allowed within current zoning district, when the setbacks cannot be met, or otherwise is in violation of this Zoning Resolution.

#### 704. Notice of Violation and Stop Work Order.

A Notice of Violation and Stop Work Order may be issued when the zoning official is made aware of violation of this Zoning Resolution. The Notice of Violation and Stop Work Order requires all work must cease and desist until the violation is corrected.

#### 705. Not Used.

#### 706. Penalties.

It shall be unlawful for any person to violate or fail to comply with this Zoning Resolution. Such violation is declared an offense against Sevier County and punishment shall be a fine of not more than \$50.00 for each such violation. Each day that a violation occurs or continues shall be deemed a separate offense. The Zoning Official is empowered to issue citations to answer in the applicable courts by any person, organization, and/or entity found to be in such violation. In addition to the foregoing, Sevier County shall have every other remedy available to it in law or equity to require such person, organization and/or entity to remove and/or correct the violation.

#### Section 5.

The Appendix of the Sevier County Zoning Resolution is hereby amended as follows:

Delete Table 305-1 in Appendix A and replace with the following:

# **TABLE 305-1**

Use Type	Minimum Parking Spaces Required
Agricultural Use	
Rural Business	1 per 300 SF of floor area
Rural recreation business, livery or boarding stables, livestock feeding yards, 1 per employee on the largest shift + 1 per 4	1 per employee on the largest shift + 1 per 4
ariirial Keriireis, ariirial sriellers, arid ariirial ciliilos.	persons at the maximum capacity of the business
Residential Use	
Single Family, Two Family, Manufactured Residential Dwelling (Non transient 1-4 bedrooms - 2 + 1 per 2 bedrooms over 4	1-4 bedrooms - 2 + 1 per 2 bedrooms over 4
Single Family, Two Family Dwelling (Transient, over-night rentals)	1 per bedroom
	1 per 4 persons at the maximum capacity of any
raillij & riivate Celletelles	chapel or gathering place
Customary Home Occupations	1 additional
Day Care Centers	1 per 5 children up to 50, then 1 per 10 children
Tri-plex Dwelling Unit, Four-plex Dwelling Unit	1 per bedroom
Bed and Breakfast Establishment	2 + 1 per bedroom for rent
Multi-unit Family Dwelling	1.5 per dwelling for 1 or 2 bedrooms,
	2 per dwelling for 3 or more bedrooms
Assistad-care Living Centers	1 per employee on largest shift
Assisted-cale Living Centers	+ 1 per 3 resident beds
Manufactured Residential Dwelling Parks	2 per dwelling unit
Real Estate Offices	1 per 300 SF of floor area
Public Use	
Telecommunications Towers	2 per user
Club or Lodge	1 per 300 SF of floor area
Place of Worship, Large Assembly	1 per 4 user at maximum capacity
Public Uses	1 per employee on the largest shift + 1 per 3
	persons at the maximum capacity of the facility
Pain Management Clinic	1 per 300 SF of floor area

# **TABLE 305-1**

Use Type	Minimum Parking Spaces Required
Heliport	1 per employee on the largest shift + 1 per 4 persons at the maximum capacity of the business
Commericial Use	
Rural Business, Rural Retail Busness	1 per 300 SF of floor area
Convenience Stores	1 per 150 SF of floor area
Campgrounds	1 per camping site + 1 per 3 persons at maximum capacity
Antique Stores	1 per 300 SF of floor area
sdo	1 per 300 SF of floor area
Event Venue	1 per 300 SF of floor area or 1 per 4 user at
	maximum capacity whichever is greater
	1 per employee on the largest shift + 1 per 4
Funeral Homes	persons at the maximum capacity of any chapel or
3	gathering place
Restaurants	1 per 3 persons at maximum capicity or 1 per 150
	SF of floor area whichever is greater
	1 per 50 storage cubicles, evenly disturbuted
Warehouse, Mini or Self-storage	throughout the site, + 2 for any on-site manager + 5
	adjacent to the rental office for customers
	1 per employee on the largest shift + 1 per 3
	persons at the maximum capacity of the business
General Retail Busness, Shopping Center	1 per 250 SF of floor area
Professional Offices	1 per 300 SF of floor area
Motels and Hotels	1 per each guest room + 1 per each employee on
	the largest shift
Moter Vehicle Machinery Manufactured Dwelling Boat Sales & Benairs	1 per 300 SF of floor area + 1 per 5000 SF of
	outdoor display area
Animial Clinic, Animial Hospital, Medical or Dental Clinics, Public Health Cent 1 per 300 SF of floor area	t 1 per 300 SF of floor area

# **TABLE 305-1**

Use Type	Minimum Parking Spaces Required
Hospitals, Convalescent, Rest or Nursing Home	2 per 3 patient beds + 1 per staff doctor and each employee on the largest shift
Commericial Use (cont.)	
Warehousing and Distribution Centers 1-3000 SF of floor area	I per 250 SF of floor area
Warehousing and Distribution Centers 3001-5000 SF of floor area	l per 500 SF of floor area
Warehousing and Distribution Centers 5001-10000 SF of floor area	I per 750 SF of floor area
Warehousing and Distribution Centers 10001 or more of floor area	I per 1250 SF of floor area
Flea Markets - indoor	l per 200 SF of floor area
Flea Markets -outdoor 1-3000 SF	l per 750 SF of area
Flea Markets -outdoor 3001 SF or more	l per 1000 SF of area
	1 per employee on the largest shift + 1 per 4
Commercial Cemeteries and Mortuaries	persons at the maximum capacity of any chapel or
	gathering place
Amisement Parks	1 per 5000 SF of land area or 1 per 3 persons at
	maximum capacity, whichever is greater
Aminomont Contor	1 per 200 SF of floor area or 1 per 3 persons at
	maximum capacity, whichever is greater
Regulation Golf Courses (course only)	4 per hole + 1 per employee at the largest shift
Industrial Use	
Manufacturing, Assembly, or Fabrication	1 per employee on the largest shift + 1 per 3 persons at the maximum capacity of the business
Adult Oriented Business	1 per 300 SF of floor area

Delete Appendix C.		
Section 6.		
Planning Commission's Recommendations	:	
Sevier County Planning Commission	For:	Against:
Sevierville Planning Commission	For:	Against:
Pigeon Forge Planning Commission	For:	Against:
Public Hearing Held:		
BE IT FURTHERED RESOLVED THA AND AFTER ITS PASSAGE, THE PUB		
Done this day of 2023, in Sevier C	ounty, Tennessee.	
	Attest:	_
Honorable Mayor Waters	Adra Ro	owland
County Mayor	County	Clerk