

Maryville, Tennessee
February 1, 2011
6:58 P.M.

PUBLIC HEARING
AND
REGULAR MEETING

The City Council of the City of Maryville met for a Public Hearing at 6:58 p.m. when the following members were present and answered roll call: Mayor Tom Taylor presiding, Councilmen Tommy Hunt, Fred Metz, and Joe Swann. Also present were City Manager Greg McClain, City Recorder Deborah P. Caughron, and City Attorney Melanie Davis. Councilman Andy White was absent. The Mayor declared a quorum to be present.

Thereupon, the Mayor declared the Council in session for a Public Hearing at 6:58 p.m. in regard to amending historic zoning regulations. There were no comments from council or citizens so the Mayor declared said hearing closed.

Thereupon, the Mayor declared the Council in session for a Public Hearing at 6:59 p.m. in regard to amending the zoning ordinance relative to setback and height requirements in the High Density Residential areas. There were no comments from council or citizens so the Mayor declared said hearing closed.

Thereupon, Council convened for regular business at 7:00 p.m. with the same members of Council and Staff present.

Thereupon, it was moved by Councilman Metz and seconded by Councilman Hunt to approve the minutes from the January 4, 2011 Council Meeting. On roll call the vote was unanimous.

At this time, the Mayor read a proclamation declaring March 3, 2011 as Arbor Day in the City of Maryville.

THEREUPON, THE FOLLOWING PROCEEDINGS WERE HAD AND ENTERED
OF RECORD TO-WIT:

Thereupon, the following captioned ordinance was presented, considered, and placed
for passage on second and final reading:

AN ORDINANCE AMENDING TITLE 14, ZONING AND LAND
USE CONTROL, OF THE MARYVILLE MUNICIPAL CODE
DEFINING PROFESSIONAL AND PERSONAL CARE SERVICES
AND ALLOWING SAID SERVICES WITHIN THE OFFICE
DISTRICT, AND SPECIFYING THAT BODY PIERCING,
TATTOO ARTISTS AND TATTOO PARLORS ARE ALLOWED
IN THE BUSINESS AND TRANSPORTATION DISTRICT.

Thereupon, it was moved by Councilman Metz and seconded by Councilman Hunt that said
ordinance be passed on second reading. On roll call the vote was unanimous. Thereupon, the Mayor
declared that said ordinance had passed on second and final reading. The ordinance was signed by
the Mayor and City Recorder and the Mayor ordered said ordinance numbered 2011-03 and recorded
in the Ordinance Book of the City.

Thereupon, the following captioned ordinance was presented, considered, and placed
for passage on second and final reading:

AN ORDINANCE TO CLOSE A PORTION OF AN UNOPENED
ALLEY RUNNING FROM HANNA AVENUE TO
MORNINGSIDE AVENUE AND PARALLEL TO COLUMBUS
STREET AND ELIZABETH STREET.

Thereupon, it was moved by Councilman Hunt and seconded by Councilman Metz that said
ordinance be passed on second reading. On roll call the vote was unanimous. Thereupon, the Mayor
declared that said ordinance had passed on second and final reading. The ordinance was signed by
the Mayor and City Recorder and the Mayor ordered said ordinance numbered 2011-04 and recorded
in the Ordinance Book of the City.

Thereupon, the following captioned ordinance was presented, considered, and placed

for passage on second and final reading:

AN ORDINANCE TO ANNEX CERTAIN TERRITORY LOCATED OFF FOCH STREET AND OAKDALE STREET AND TO INCORPORATE THE SAME WITHIN THE CORPORATE BOUNDARIES OF THE CITY OF MARYVILLE, TENNESSEE.

Thereupon, it was moved by Councilman Metz and seconded by Councilman Swann that said ordinance be passed on second reading. On roll call the vote was unanimous. Thereupon, the Mayor declared that said ordinance had passed on second and final reading. The ordinance was signed by the Mayor and City Recorder and the Mayor ordered said ordinance numbered 2011-05 and recorded in the Ordinance Book of the City.

Thereupon, the following captioned ordinance was presented, considered, and placed for passage on second and final reading:

AN ORDINANCE TO AMEND THE OFFICIAL ZONING MAP OF THE CITY OF MARYVILLE, TENNESSEE, AS SET FORTH IN SECTION 13-7-203 THROUGH 13-7-204, TENNESSEE CODE ANNOTATED, BY REZONING TERRITORY LOCATED OFF FOCH STREET AND OAKDALE STREET FROM (COUNTY) SUBURBANIZING TO (CITY) HIGH INTENSITY RETAIL.

Thereupon, it was moved by Councilman Swann and seconded by Councilman Metz that said ordinance be passed on second reading. On roll call the vote was unanimous. Thereupon, the Mayor declared that said ordinance had passed on second and final reading. The ordinance was signed by the Mayor and City Recorder and the Mayor ordered said ordinance numbered 2011-06 and recorded in the Ordinance Book of the City.

Thereupon, the following captioned ordinance was presented, considered, and placed for passage on second and final reading:

AN ORDINANCE TO ANNEX CERTAIN TERRITORY LOCATED OFF MIDDLESETTLEMENTS ROAD AND ALONG CIMARRON STREET, OAKDALE STREET, PINEDALE STREET, SPRINGDALE STREET, WOODDALE STREET, AND

JEANIA LANE AND TO INCORPORATE THE SAME WITHIN
THE CORPORATE BOUNDARIES OF THE CITY OF
MARYVILLE, TENNESSEE.

Thereupon, it was moved by Councilman Swann and seconded by Councilman Hunt that said ordinance be passed on second reading. On roll call the vote was unanimous. Thereupon, the Mayor declared that said ordinance had passed on second and final reading. The ordinance was signed by the Mayor and City Recorder and the Mayor ordered said ordinance numbered 2011-07 and recorded in the Ordinance Book of the City.

Thereupon, the following captioned ordinance was presented, considered, and placed for passage on second and final reading:

AN ORDINANCE TO AMEND THE OFFICIAL ZONING MAP OF THE CITY OF MARYVILLE, TENNESSEE, AS SET FORTH IN SECTION 13-7-203 THROUGH 13-7-204, TENNESSEE CODE ANNOTATED, BY REZONING TERRITORY LOCATED OFF MIDDLESETTLEMENTS ROAD AND ALONG CIMARRON STREET, OAKDALE STREET, PINEDALE STREET, SPRINGDALE STREET, WOODDALE STREET, AND JEANIA LANE FROM (COUNTY) SUBURBANIZING TO (CITY) HIGH INTENSITY RETAIL.

Thereupon, it was moved by Councilman Metz and seconded by Councilman Swann that said ordinance be passed on second reading. On roll call the vote was unanimous. Thereupon, the Mayor declared that said ordinance had passed on second and final reading. The ordinance was signed by the Mayor and City Recorder and the Mayor ordered said ordinance numbered 2011-08 and recorded in the Ordinance Book of the City.

Thereupon, the following captioned ordinance was presented, considered, and placed for passage on first reading:

AN ORDINANCE TO AMEND THE HISTORIC ZONING REGULATIONS AS REFERENCED IN THE MARYVILLE MUNICIPAL CODE, TITLE 14, CHAPTER 3, SECTION 14-302, SUBSECTION (3).

Thereupon, it was moved by Councilman Swann and seconded by Councilman Hunt that said ordinance be passed on first reading. On roll call the vote was unanimous. Thereupon, the Mayor declared that said ordinance has passed on first reading.

Thereupon, the following captioned ordinance was presented, considered, and placed for passage on first reading:

AN ORDINANCE AMENDING TITLE 14, ZONING AND LAND USE CONTROL, OF THE MARYVILLE MUNICIPAL CODE BY AMENDING THE HIGH DENSITY RESIDENTIAL DISTRICT.

Thereupon, it was moved by Councilman Metz and seconded by Councilman Swann that said ordinance be passed on first reading. On roll call the vote was unanimous. Thereupon, the Mayor declared that said ordinance has passed on first reading.

Thereupon, the following resolution was presented, considered, and placed for adoption:

A RESOLUTION TO ACCEPT THE PROPOSAL OF THE TENNESSEE DEPARTMENT OF TRANSPORTATION TO CONSTRUCT A PROJECT ON SEVIERVILLE ROAD FROM WEST OF WALNUT STREET TO COLUMBUS STREET DESIGNATED AS FEDERAL PROJECT NO. HSIP-35(42) AND STATE PROJECT 05002-2237-94.

Thereupon, it was moved by Councilman Swann and seconded by Councilman Hunt that said resolution be adopted. On roll call the vote was as follows:

Councilman Hunt	Yes
Councilman Metz	Abstain
Councilman Swann	Yes
Mayor Taylor	Yes

The Mayor declared that said resolution had been adopted. The resolution was signed by the Mayor and City Recorder. The Mayor ordered said resolution numbered 2011-03 and recorded in the Resolution Book of the City.

Thereupon, the following resolution was presented, considered, and placed for adoption:

A RESOLUTION TO ACCEPT THE PROPOSAL OF THE TENNESSEE DEPARTMENT OF TRANSPORTATION TO CONSTRUCT A PROJECT ON SEVIERVILLE ROAD FROM NEAR COLUMBUS STREET TO EAST OF BOGART LANE DESIGNATED AS FEDERAL PROJECT NO. NHTSA-HE-35(43) AND STATE PROJECT 97005-2265-04.

Thereupon, it was moved by Councilman Swann and seconded by Councilman Hunt that said resolution be adopted. On roll call the vote was as follows:

Councilman Hunt	Yes
Councilman Metz	Abstain
Councilman Swann	Yes
Mayor Taylor	Yes

The Mayor declared that said resolution had been adopted. The resolution was signed by the Mayor and City Recorder. The Mayor ordered said resolution numbered 2011-04 and recorded in the Resolution Book of the City.

Thereupon, it was moved by Councilman Metz and seconded by Councilman Swann to consider a motion to approve and authorize the Mayor to sign change order #6 to the Bio Solids Composting Facility at the Wastewater Treatment facility. On roll call the vote was unanimous.

Thereupon, it was moved by Councilman Hunt and seconded by Councilman Swann to consider a motion to approve change order #1 for intersection improvements along East Broadway Ave (S.R. 33) at E. Lincoln Road and Wildwood Road. On roll call the vote was unanimous.

Thereupon, there being no further business, the Mayor adjourned the meeting until the next scheduled meeting unless sooner called by the Mayor or as otherwise provided by law.

Mayor

Attest:

City Recorder