

CASE SUMMARY

APPLICATION TYPE: ORDINANCE AMENDMENT

KNOXVILLE • KNOX COUNTY

M P C
METROPOLITAN
P L A N N I N G
C O M M I S S I O N

T E N N E S S E E

Suite 403 • City County Building
4 0 0 M a i n S t r e e t
Knoxville, Tennessee 37902
8 6 5 • 2 1 5 • 2 5 0 0
F A X • 2 1 5 • 2 0 6 8
w w w • k n o x m p c • o r g

File Number: 6-A-11-OA

Related File Number:

Application Filed: 5/6/2011

Date of Revision:

Applicant: KNOX COUNTY COMMISSION

PROPERTY INFORMATION

General Location:

Other Parcel Info.:

Tax ID Number: 999 999

Jurisdiction:

Size of Tract:

Accessibility:

GENERAL LAND USE INFORMATION

Existing Land Use:

Surrounding Land Use:

Proposed Use:

Density:

Sector Plan:

Sector Plan Designation:

Growth Policy Plan:

Neighborhood Context:

ADDRESS/RIGHT-OF-WAY INFORMATION (where applicable)

Street:

Location:

Proposed Street Name:

Department-Utility Report:

Reason: Amendments to the Knox County Zoning Ordinance regarding locations of establishments serving beer

ZONING INFORMATION (where applicable)

Current Zoning:

Former Zoning:

Requested Zoning:

Previous Requests:

Extension of Zone:

History of Zoning:

PLAN INFORMATION (where applicable)

Current Plan Category:

Requested Plan Category:

SUBDIVISION INFORMATION (where applicable)

Subdivision Name:

No. of Lots Proposed:

No. of Lots Approved: 0

Variances Requested:

S/D Name Change:

OTHER INFORMATION (where applicable)

Other Bus./Ord. Amend.: Amendments to the Knox County Zoning Ordinance regarding locations of establishments serving beer

MPC ACTION AND DISPOSITION

Planner In Charge: Mark Donaldson

Staff Recomm. (Abbr.): MPC staff recommends that the planning commission recommend amendment of the Knox County Zoning Ordinance as shown in EXHIBIT B

Staff Recomm. (Full):

Comments: REQUEST
Knox County Commission at its May 23 meeting requested that MPC consider and make recommendations to those sections of the Knox County Zoning Ordinance regarding the location of establishments selling beer for consumption on premises so that the requirement regarding the separation of such establishments from adjoining residential and agriculture zone districts will not apply to those establishments that hold a license from the State of Tennessee to sell liquor by the drink. See EXHIBIT A.

BACKGROUND

The State of Tennessee has preemptive authority over the issuance of licenses to sell liquor by the drink, yet it defers to local government in matters involving the selling of beer. The Knox County Zoning Ordinance, in several of its zone district regulations make reference to establishments selling beer for consumption on premises, but those establishments holding licenses from the State of Tennessee to sell liquor by the drink are not required to comply with local requirements prohibiting the selling of beer for consumption on premises. To avoid a conflict between the rules of the State of Tennessee and the County Code, the Knox County Commission has asked MPC to consider making a recommendation on amendments to the Knox County Zoning Ordinance.

Action: Approved

Meeting Date: 6/9/2011

Details of Action:

Summary of Action: MPC approval of the amendment to the Knox County Zoning Ordinance as shown in EXHIBIT B

Date of Approval:

Date of Denial:

Postponements:

Date of Withdrawal:

Withdrawn prior to publication?: Action Appealed?:

LEGISLATIVE ACTION AND DISPOSITION

Legislative Body: Knox County Commission

Date of Legislative Action: 7/25/2011

Date of Legislative Action, Second Reading: 8/22/2011

Ordinance Number: O-11-7-103

Other Ordinance Number References: O-11-7-103

Disposition of Case: Approved

Disposition of Case, Second Reading: Approved

If "Other":

If "Other":

Amendments:

Amendments:

Date of Legislative Appeal:

Effective Date of Ordinance: