

## Amendment of Growth Policy Plan

**WHEREAS**, The Growth Policy Plan was established in 1998 by the state legislature to:

1. Eliminate Annexation or incorporation out of fear; and
2. Establish incentives to annex or incorporate where appropriate; and
3. More closely matches the timing of development and the provision of public services; and
4. Stabilizes each county's education funding base and established an incentive for each county legislative body to be more interested in education matters; and
5. Minimizes urban sprawl.

**WHEREAS**, The legislature has abolished forced annexations; and

**WHEREAS**, The Growth Policy Plan specifically enables Farragut and Knoxville to annex within their Urban Growth Boundary, contrary to existing law; and

**WHEREAS**, T.C.A. § 6-58-104(d)(1) grants the Mayors of the Town of Farragut, The City of Knoxville and Knox County to submit proposed amendments for consideration by a Growth Policy Coordinating Committee; and

**WHEREAS**, the existing Growth Policy Plan was adopted by the Committee in January 2000; and

**WHEREAS**, the existing Growth Policy Plan required that the Committee remain intact at all times and such as not been accomplished (p. 8); and

**WHEREAS**, the existing Growth Policy Plan required that the plan be reviewed every 3 years for amendment to meet changed conditions (p. 8); and

**WHEREAS**, Twenty-three (23) years have passed without an approved amendment; and

**WHEREAS**, Knox County began the process its first comprehensive transportation and land use plan in 2021; and

**WHEREAS**, Knox County and Knoxville-Knox County Planning have acknowledged that there have been changed conditions requiring an amendment so to remove obstacles to smart growth and planning; and

**WHEREAS**, During the development of the comprehensive plan, areas for growth and preservation was identified; and

**WHEREAS**, the amendment does not alter the Plan as to zoning the Urban Growth Area of the Town of Farragut or the City of Knoxville; and

**WHEREAS**, the amendment proposed by the Mayor of Knox County, will allow Knox County to prepare for growth in areas where infrastructure is provided or planned for; and

**WHEREAS**, the amendment proposed, if passed, will not be effective until May 1, 2024; and

**NOW THEREFORE**, under *Section 1, Recommended Growth Plan, Growth Policy Map, Policies, and Other Recommendations* on page 5, 6, 7, and 8 of the plan, it is proposed to amend and reinstate the Plan as follows:

Under *Recommended Growth Plan*:

Knox County embarked on a two-year process to create an integrated land use and transportation plan for the unincorporated county in 2021. The resulting future land use plan and the designation of rural and planned growth areas included in this growth plan was formed through careful consideration of citizens, community groups and businesspeople. It was based on existing conditions and infrastructure, trends in land use, population, and the natural environment; and input by the citizens and detailed testimony by a wide variety of governmental service providers, including city and county departments, utility districts, emergency services and the school board.

The updated rural and planned growth areas presented in this plan, as well as the policies that guide development within these areas update the existing growth plan, originally developed in 2001. Terminology has been updated to refer to ‘placetypes’ which are the unit of land use categorization used in the Comprehensive Land Use and Transportation Plan. No recommended updates were made to any urban growth boundaries which surround the Town of Farragut or the City of Knoxville.

This section contains the policy recommendations of the coordinating committee; in addition to recommendations from the Knox County Comprehensive Plan, presented in written and graphic form. The remaining sections of the document provide background information used to develop the plan.

Under *Growth Policy Map*:

The Growth Policy Map (follows page 6) shows the recommended Rural and Planned Growth Areas for unincorporated portions of Knox County and Urban Growth Boundaries for Farragut and Knoxville. Knoxville’s Urban Growth Boundary contains 40.87 square miles; Farragut’s Urban Growth Boundary contains 0.80 square mile; the Planned Growth Area contains 151.34 square miles; and the Rural Area contains 201.38 square miles (see Appendix D for more details and percentages).

Under *Policies*:

1. Amend and Replace Number 3 with the text below:
  3. Rezoning of slopes shall be based on the adopted policies of each legislative body.
2. Amend and Replace Number 4 with the text to read as follows:

4. The following policies shall apply to the Rural Area

4.1 The Knox County Zoning Ordinance and Zoning Map shall determine land uses permitted in the Rural Area. The rural designation shall not impede the right of a property owner to use or develop the property for a purpose permitted by that property's zoning. A land use listed in the Zoning Ordinance as a "use on review" may be approved by the Planning Commission if they find that the proposed development complies with all applicable standards in the ordinance.

4.2 Rezoning within the Rural area shall be limited to zoning districts that are consistent with the following placetypes: Rural Crossroads, Rural Conservation, and Rural Living and be consistent with the adopted comprehensive land use and transportation plan. (See placetypes in Appendix).

4.3 Residential development in the rural area shall be limited to all of the following conditions: (a) no more than 2 dwelling units per acre; and (b) sanitary sewer, or a sewage system approved and maintained by a public utility company and public water must be available; and (c) must be on a collector road with a minimum width of 18ft pavement, or with an approved memorandum of understanding in place to improve the road to 18 ft or greater through the rural area to the adjacent Planned Growth or Urban Growth area, and as defined in the Major Road Plan or superseding documents, adopted by City Council and County Commission. The intent of this section is to allow residential development into rural areas where utilities and infrastructure are currently available, or able to be expanded and in accordance with the Rural placetypes.

4.4 Land within the Rural area may not be rezoned for business parks or industry, according to the Rural placetypes and standards.

4.5 As of the effective date of this plan, all previously approved densities in the Rural Area shall remain in effect and are subject to all plans, regulations, and/or conditions of their approval.

3. Amend and Replace Number 5 with the text to read as follows:

5. In Planned Growth Areas, the following policies shall apply:

5.1 The purposes of the Planned Growth Area designation are to encourage a reasonably compact pattern of development, promote expansion of the Knox County economy, offer a wide range of housing choices, and coordinate the action of the public and private sectors, particularly with regard to provision of adequate roads, utilities, schools, drainage and other public facilities and services.

5.2 Planned Growth Areas may include any land use or development permitted by the Knox County Zoning Ordinance.

5.3 Rezoning in the Planned Growth Area shall be consistent with the adopted land use map and comprehensive plan adopted by the Knoxville-Knox County Planning Commission and legislative bodies.

5.4 After receiving a recommendation from the Knoxville- Planning Commission, County Commission may amend the land use map and comprehensive plan.

4. Amend and Replace Number 6 with the text to read as follows:

6. In the Urban Growth Boundaries, the following policies shall apply:

6.1 The purposes of the Urban Growth Boundary designation are to encourage a reasonably compact pattern of development, promote expansion of the Knoxville-Knox County economy, offer a wide range of housing choices, and coordinate the actions of the public and private sectors, particularly with regard to provision of adequate roads, utilizes, schools, drainage and other public facilities and services.

6.2 In Urban Growth Boundaries, any land use permitted in the Zoning Ordinance of the appropriate jurisdiction shall be permitted, subject to all requirements of that jurisdiction. Rezoning in the Urban Growth Boundaries shall be consistent with the applicable plan adopted by the Knoxville-Knox County Planning Commission or the Farragut Land Use Plan, as appropriate or one created hereafter in Knox County under provisions of state law.

5. Amend and Replace Number 7 with the text to read as follows:

7. No municipalities other than Farragut, Knoxville or one created under provisions of state law will be allowed to designate urban growth boundaries in Knox County.

6. Add Number 8 with the text to read as follows:

8. Official determinations of the location of the Urban Growth Boundaries, Planned Growth Area boundaries, or Rural Area boundaries shall be made by the chief zoning enforcement officer or a designee of Farragut, Knoxville, and Knox County, as appropriate, using the following standards:

8.1 Boundaries which appear to follow lot, parcel or property lines on the Official Growth Plan map shall be interpreted to coincide with such lines. If a lot or parcel appears to be split by a boundary, then its classification shall be determined as being the classification which accounts for the largest percentage of area within the lot or parcel.

8.2 Boundaries which appear to follow roads or railroads shall be interpreted to coincide with the right of way lines. When a section of road or railroad right of way abuts an urban growth boundary, that section of right of way shall be designated as being entirely within the urban growth boundary. A section of the right of away abutting both a planned growth area and a rural area shall be designated as being entirely within the planned growth area.

8.3 When an urban growth boundary appears to follow a body of water designated by a solid or intermittent blue line on the most recently published United States Geological Survey (USGS) topographic quadrangle map, then all of that portion of the waterway contiguous to the boundary shall be designated as being entirely within the urban growth boundary.

8.4 When there is uncertainty as to the location of an urban growth boundary then the planning commission with jurisdiction over the boundary creating the uncertainty shall determine the location of the boundary.

Under: *Other Recommendations:*

These recommendations address significant policy issues raised during the Coordination Committee's year-long planning process and the process of developing the Knox County Comprehensive Land Use and Transportation Plan.

1. The Growth Policy Coordinating Committee shall be reconvened based on the need for plan amendments.
2. The Growth Policy Plan should be updated or reviewed in concurrence with the Comprehensive Plan or as needed according to the guidelines in Appendix C of the adopted Growth Policy Plan from 2000.

Update and Replace Appendix D to include the table below.

All other Sections of the Plan and requirement that have been instated shall remain in full force and effect.