

**Town of Seven Devils
Planning Board Minutes
Regular & Organizational Meeting
June 18, 2019**

The Seven Devils Planning Board met on Tuesday, June 18, 2019 at 5:30pm at Town Hall. Members present were Jack Byrnes, George Ehlinger, Walt Hogan, Jim Jones & Jeffrey Williams. Absent Members -Bob Haugh, Frank Sell & Butch McLean-Alternate; quorum was met. Also, in attendance was Town Manager-Zoning Administrator Debbie Powers & Town Clerk Hillary Gropp recorded the minutes.

Call to Order

Debbie Powers called the meeting to order at 5:30pm.

Oath of Office

Town Clerk Gropp administered the Oath of Office to New/Reappointed members - Jack Byrnes, Walt Hogan, Jim Jones & Jeffrey Williams.

Election of Chair & Vice Chair

Town Manager Powers opened the floor for nominations of Chair of the Planning Board. Member Ehlinger nominated Jack Byrnes as Chair; Member Jones seconded the nomination. There were no other nominations.

Member Ehlinger made the motion to elect Jack Byrnes as Chair; Member Jones seconded the motion. All members agreed.

The meeting procedures were handed to Chair Byrnes from Town Manager Powers. Chair Byrnes asked for nominations for Vice Chair. Member Jones nominated George Ehlinger as Vice Chair; Member Williams seconded the nomination. There were no other nominations. Member Jones made the motion to elect George Ehlinger as Vice Chair; Member Williams seconded the motion. All members agreed.

Adopt Agenda

Vice Chair Ehlinger made a motion to adopt the agenda; Member Hogan seconded the motion. All members agreed.

Approve Minutes July 17, 2018

Vice Chair Ehlinger made a motion to approve the minutes of July 17, 2018; Member Hogan seconded the motion. All members agreed.

Administrative Comments

Town Manager-Zoning Administrator Powers welcomed the Planning Board members. She explained the role of the Planning Board is advisory and to make recommendations to the Town Council.

Old Business-None

New Business

A. Damage to Town Roads/ROW – The Town’s current ordinance only specifies damage to roads as a result of new construction and lacks language for all other types of vehicle traffic. Due to the complexity of creating a new ordinance to address all vehicle traffic, the Planning Board has tabled this item for future review & discussion. Zoning Administrator Powers will write language.

B. Drones/Unmanned Aircraft Systems – Due to the lack of an existing Town ordinance, discussion occurred about the necessity for having an ordinance as a method of enforcement, otherwise the Town does not have the ability to regulate Drones or Unmanned Aircraft Systems. Member Jones made a motion for Zoning Administrator Powers to write a new ordinance for Drones/Unmanned Aircraft Systems; Violations will be fined beginning at \$250.00 and increase for repeat offenses. Member Hogan seconded the motion; All members agreed.

C. Dog Waste – Due to the lack of a penalty outlined in the Nuisance Ordinance – Article 4 – ANIMAL CONTROL, Member Jones made the motion to establish a Penalty chart for violations of the existing Nuisance Ordinance-Article 4-ANIMAL CONTROL. Member Hogan seconded the motion; All members agreed.

D. Unreasonable & Disturbing Noises – Nuisance Ordinance

Due to lack of language for a specified timeframe in the existing Nuisance Ordinance – Article 5 – UNREASONABLE AND DISTURBING NOISES – 5.1 Prohibited Noises 7) a motion was made to amend. Member Hogan made the motion to amend as follows:

7) *Shouting, yelling, or crying* of any persons or group of persons that disturbs the peace and quiet of the Town **between the hours of 10pm and 7am.**

Member Williams seconded the motion; All members agreed.

E. Sexually Oriented Businesses –

Member Jones made a motion to amend the UNIFIED DEVELOPMENT ORDINANCE (UDO) – Article 5 – USE REGULATIONS – TABLE 5.1 TABLE OF PERMITTED USES and include a line under **Commercial Uses – Sexually Oriented Businesses “C” Conditional Use Permit** required on column GB.

Member Ehlinger seconded the motion; All members agreed.

F. Short Term Rentals – Zoning Administrator Powers provided information about regulations for STR that have occurred in other Towns; more updates expected in upcoming months regarding recent legislation. Item tabled for future review & discussion.

Citizens Comments

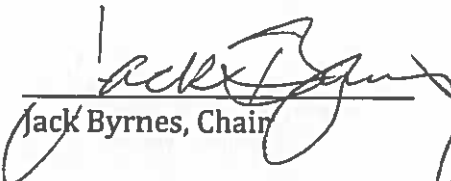
Larry Fontaine -127 West Rocky Top – commented on the good discussions & productivity at tonight’s meeting. He made suggestions to educate STR owners/renters about the Town’s ordinances. The STR properties are well maintained and visitors to the Town might buy a house. The TDA uses funds collected for Occupancy Tax to benefit the Town.

Member Comments

Member Hogan agreed with the Citizen’s comments about the discussion and actions of the Planning Board at tonight’s meeting.

Adjourn

Member Jones made the motion to adjourn; Vice Chair Ehlinger seconded the motion. The members agreed unanimously. The meeting adjourned at 6:33pm.



Jack Byrnes, Chair





Hillary Gropp, Town Clerk