

**MINUTES OF THE  
CITY OF PIGEON FORGE STORMWATER COMMITTEE  
TUESDAY, OCTOBER 4, 2016, 9:00 A.M.  
CITY HALL, PIGEON FORGE, TENNESSEE**

MEMBERS PRESENT

Jay Ogle, Chairman  
Jeff Dodgen  
Jerry Clark  
Judy Harrell  
Stephen Houser  
Tom Marsh  
Tony Kyker

MEMBERS ABSENT

OTHERS PRESENT

David Taylor, Karl Kreis, Brandon Williams, Sammy Ownby, Brent Collier, Mike Suttles, Mimi Kulp, others.

Midge Jessiman  
Jim Gass

**STORMWATER COMMITTEE**

CALL TO ORDER

Chairman Ogle noted that a quorum was present.

APPROVAL OF MINUTES

OLD BUSINESS

NEW BUSINESS

**City of Pigeon Forge Items**

- A. Request for Variance, Section 4, 6 (a) of the Stormwater Ordinance, Buffer Requirements, 3576 Parkway, Brent Collier and Mike Suttles.**

City Attorney Jim Gass started the meeting stating that per court ruling that all of the records from the March 9, 2016 Pigeon Forge Stormwater Committee Meeting still apply. He said that the court said the reason for denial of the variance was not made clear during the motion and the record thereof. He continued that the reason for the motion of denial needs to be made clear in the record. Attorney Gass said it is his understanding of the court ruling that no new testimony is to be made and the motion cannot change. Attorney Arthur Seymour said he thought a variance could still be granted. Attorney Gass recommended that a motion that no grandfathering situation exist in this instance based on TDEC correspondence that no grandfathering is allowed (as it relates to current stormwater conditions) and any failure to meet the Stormwater Ordinance should be mitigated. And, further move to deny any stormwater variance since no engineered site plan has been provided to base mitigation and failure to provide any mitigation of any type as required in Section 6(b) of the City of Pigeon Forge Stormwater Ordinance (Municipal Ordinance 952).

ACTION TAKEN

Commissioner Harrell made a motion that no grandfathering situation exist in this instance based on TDEC correspondence that no grandfathering is allowed (as it relates to current stormwater conditions) and any failure to meet the Stormwater Ordinance should be mitigated. And, Harrell further moved to deny any stormwater variance since no engineered site plan has been provided to base mitigation and failure to provide any mitigation of any type as required in Section 6(b) of the City of Pigeon Forge Stormwater Ordinance (Municipal Ordinance 952). Commissioner Clark seconded. Chairman Ogle asked for a roll call vote. Commissioners Dodgen, Harrell, Clark, Kyker, Marsh, House, and Ogle voted with the motion that no grandfathering exist and to deny the variance request. None voted against the motion.

4. Adjournment

The meeting was adjourned at 11:45 a.m.

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Jay Ogle, Chairman

Attest: \_\_\_\_\_