

METROPOLITAN PLANNING COMMISSION ACTION AGENDA

Thursday, June 26, 2014

4:00 pm Regular Meeting

700 Second Avenue South

(between Lindsley Avenue and Middleton Street)
Howard Office Building, Sonny West Conference Center (1st Floor)

MISSION STATEMENT

The Planning Commission guides growth and development as Nashville and Davidson County evolve into a more socially, economically and environmentally sustainable community, with a commitment to preservation of important assets, efficient use of public infrastructure, distinctive and diverse neighborhood character, free and open civic life, and choices in housing and transportation.

Jim McLean, Chair Greg Adkins, Vice-Chair

Lillian Blackshear Hunter Gee Stewart Clifton Jeff Haynes

Derrick Dalton Councilmember Walter Hunt

Jessica Farr Andrée LeQuire, representing Mayor Karl Dean

Richard C. Bernhardt, FAICP, CNU-A

Secretary and Executive Director, Metro Planning Commission

Metro Planning Department of Nashville and Davidson County 800 2nd Avenue South P.O. Box 196300 Nashville, TN 37219-6300

p: (615) 862-7190; f: (615) 862-7130

Notice to Public

Please remember to turn off your cell phones.

The Commission is a 10-member body, nine of whom are appointed by the Metro Council and one of whom serves as the mayor's representative. The Commission meets on the 2nd and 4th Thursday of each month at 4:00 p.m., unless otherwise noted. The Planning Commission makes the final decision on final site plan and subdivision applications. On all other applications, the Commission recommends an action to the Metro Council (e.g. zone changes, specific plans, overlay districts, and mandatory referrals). The Metro Council can accept or not accept the recommendation.

Agendas and staff reports can be viewed on-line at www.nashville.gov/mpc/agendas or weekdays from 7:30 a.m. to 4:00 p.m. at the Planning Department office located at 800 2nd Avenue South, downtown Nashville. Also, at the entrance to this meeting room, a binder of all staff reports has been placed on the table for your convenience.

Meetings on TV can be viewed live or shown at an alternative time on Channel 3. Visit www.nashville.gov/calendar for a broadcast schedule.

Writing to the Commission

You can mail, hand-deliver, fax, or e-mail comments on any agenda item to the Planning Department. For the Commission to receive your comments, prior to the meeting, you must submit them by <u>noon the day of the meeting</u>. Otherwise, you will need to bring 14 copies of your correspondence to the meeting and during your allotted time to speak, distribute your comments.

Mailing Address: Metro Planning Department, 800 2nd Avenue South, P.O. Box 196300, Nashville, TN 37219-6300

Fax: (615) 862-7130

E-mail: <u>planningstaff@nashville.gov</u>

Speaking to the Commission

If you want to appear in-person before the Commission, view our tips on presentations on-line at www.nashville.gov/mpc/pdfs/mpc_mtg_presentation_tips.pdf and our summary regarding how Planning Commission public hearings are conducted at www.nashville.gov/mpc/docs/meetings/Rules_and_procedures.pdf. Briefly, a councilmember may speak at the very beginning of the commission meeting, after the individual item is presented by staff, or after all persons have spoken in favor or in opposition to the request. Applicants speak after staff presents, then, those in favor speak followed by those in opposition. The Commission may grant the applicant additional time for a rebuttal after all persons have spoken. Maximum speaking time for an applicant is 10 minutes, individual speakers is 2 minutes, and a neighborhood group 5 minutes, provided written notice was received prior to the meeting from the neighborhood group.

- Day of meeting, get there at least 15 minutes ahead of the meeting start time to get a seat and to fill-out a "Request to Speak" form (located on table outside the door into this meeting room).
- Give your completed "Request to Speak" form to a staff member.
- For more information, view the Commission's Rules and Procedures, at www.nashville.gov/mpc/pdfs/main/rules_and_procedures.pdf

Legal Notice

As information for our audience, if you are not satisfied with a decision made by the Planning Commission today, you may appeal the decision by petitioning for a writ of cert with the Davidson County Chancery or Circuit Court. Your appeal must be filed within 60 days of the date of the entry of the Planning Commission's decision. To ensure that your appeal is filed in a timely manner, and that all procedural requirements have been met, please be advised that you should contact independent legal counsel.

The Planning Department does not discriminate on the basis of race, color, national origin, gender, gender identity, sexual orientation, age, religion, creed or disability in admission to, access to, or operations of its programs, services, or activities. Discrimination against any person in recruitment, examination, appointment, training, promotion, retention, discipline or any other employment practices because of non-merit factors shall be prohibited. For ADA inquiries, contact Josie Bass, ADA Compliance Coordinator, at (615) 862–7150 or josie.bass@nashville.gov . For Title VI inquiries, contact Tom Negri, interim executive director of Human Relations at (615) 880-3374. For all employment–related inquiries, call 862-664

MEETING AGENDA

- A. CALL TO ORDER
- B. ADOPTION OF AGENDA
- C. APPROVAL OF JUNE 12, 2014 MINUTES
- D. RECOGNITION OF COUNCILMEMBERS
- E. NASHVILLENEXT UPDATE
- H. PREVIOUSLY DEFERRED ITEMS

The items below were deferred from a previous Planning Commission meeting at the request of the applicant or by the commissioners. For Community Plan Policy items, see H. Community Plan Policy Changes and Associated Cases.

Community Plan Amendments

1a. 2014CP-011-001

SOUTH NASHVILLE COMMUNITY PLAN AMENDMENT

Map 119-13, Parcel(s) 286

Council District 16 (Tony Tenpenny) Staff Reviewer: Cynthia Wood

A request to amend the South Nashville Community Plan: 2007 Update to change the Land Use Policy from Single-Family Attached and Detached in Neighborhood General (SFAD in NG) Policy to Transition or Buffer in Neighborhood General Land Use Policy for property located at 316 Tanksley Avenue, approximately 240 feet east of Nolensville Pike, (0.26 acres), requested by Dale & Associates, applicant; Thomas, Garrett and Andrew Ford, owners (also see Specific Plan case # 2012SP-029-001).

MPC Action: Defer to the July 24, 2014, Planning Commission meeting. (6-0)

1b. 2012SP-029-001

BL2013-353 / TENPENNY

TANKSLEY AVENUE

Map 119-13, Parcel(s) 286

Council District 16 (Tony Tenpenny) Staff Reviewer: Bob Leeman

A request to rezone from RS10 to SP-A zoning for property located at 316 Tanksley Avenue, approximately 240 feet east of Nolensville Pike (0.26 acres), to permit automobile parking, requested by Dale & Associates, applicant, Andrew Ford, Lee Ford and Thomas Ford, Jr., owners (See also Community Plan Amendment Proposal No. 2014CP-011-001).

MPC Action: Defer to the July 24, 2014, Planning Commission meeting. (6-0)

Zoning Text Amendments

2. 2014Z-015TX-001

BL2014-772 \ WEINER

CONSTRUCTION/DEMOLITION LANDFILL AND RECYCLING FACILITIES

Staff Reviewer: Carrie Logan

A request to amend Chapter 17.16 of Title 17 of the Metropolitan Code, Zoning Regulations, to modify the conditions pertaining to lot size, setbacks, street standard, landscaping, and hours of operation for construction/demolition landfills and recycling facilities, requested by Councilmember Sheri Weiner, applicant.

MPC Action: Approve with an Amendment to the Council Bill. (6-0)

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Specific Plans

3. 2014SP-023-001

2905 DAVIS AVENUE

Map 072-10, Parcel(s) 020 Council District 07 (Anthony Davis) Staff Reviewer: Melissa Sajid

A request to rezone from R6 to SP-R zoning for property located at 2905 Davis Avenue, approximately 115 feet north of Litton Avenue, (0.26 acres), to permit up to two single-family dwelling units on separate lots, requested by Dale & Associates.

applicant: Regal Homes Co., owner,

MPC Action: Approve with conditions and disapprove without all conditions. (6-0)

Zone Changes

4. 2013Z-008PR-001

BL2013-392 / WEINER

SAWYER BROWN ROAD (UNNUMBERED)

Map 128, Parcel(s) 045

Council District 22 (Sheri Weiner) Staff Reviewer: Jason Swaggart

A request to rezone from SP to RS80 zoning for property located at Sawyer Brown Road (unnumbered), approximately 540 feet north of Meadow Lane Drive (39.09 acres), requested by the Metro Planning Department and Councilmember Sheri Weiner, applicants; Community Bank & Trust, owner.

MPC Action: Defer to the August 14, 2014, Planning Commission meeting. (6-0)

COMMUNITY PLAN POLICY CHANGES AND ASSOCIATED CASES I.

The Planning Commission will make the final decision on a Community Plan Amendment. The Commission will make a recommendation to the Metro Council on any associated cases(s). The Metro Council will make the final decision to approve or disapprove the associated case(s).

No Cases on this Agenda

RECOMMENDATIONS TO METRO COUNCIL J.

The Planning Commission will make a recommendation to the Metro Council on the requests below. The Metro Council will make the final decision to approve or disapprove the request.

Specific Plans

5. 2006SP-022-002

MORGAN PARK PLACE (AMENDMENT)

Map 082-09-0-J, Parcel(s) 001-010, 019-029, 031-033, 035-040, 300, 302, 304, 306, 308, 310, 312, 314, 316, 318, 320, 322, 324, 326, 328, 330,

332, 334, 400, 402, 404, 406, 408, 412, 416, 418, 420, 422

Council District 19 (Erica S. Gilmore) Staff Reviewer: Jason Swaggart

A request to amend the Morgan Park Place Specific Plan district for various properties located along 4th Avenue North, 5th Avenue North and Van Buren Street, between 3rd Avenue North and 5th Avenue North, to amend the caption of BL 2006-1037 to allow a total of 72 residential units where 72 residential units were shown on the preliminary SP plan but where 60 residential units were identified in the original Council Bill, to eliminate condition #2 since a greenway has been constructed and to clarify that all other provisions of BL 2006-1037 remain in place, requested by Lawrence Bros., LLC and the Metro Planning Department, applicants; various property owners.

MPC Action: Approve with conditions and disapprove without all conditions. (6-0)

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Consent Defer Indef Consent Agenda Applicant requests to defer indefinitely Closed Public Hearing was previously held and closed Public hearing is to be held Open

Defer Withdraw Applicant requests to defer 1 or 2 meetings Applicant requests to withdraw application

6. 2014SP-043-001

SONYA DRIVE TOWNHOMES

Map 114, Parcel(s) 210

Council District 22 (Sheri Weiner) Staff Reviewer: Latisha Birkeland

A request to rezone from R40 to SP-R zoning for property located at 7295 Sonya Drive, approximately 1,360 feet north of Old Hickory Boulevard (1.83 Acres), to permit up to 16 residential dwelling units, requested by Dale & Associates, applicant; Ismail, Nabeel and Mona Mohammed, owners.

MPC Action: Approve with conditions and disapprove without all conditions. (6-0)

7. 2014SP-044-001

130 MARIE STREET

Map 071-15, Parcel(s) 018 Council District 05 (Scott Davis) Staff Reviewer: Melissa Sajid

A request to rezone from RS5 to SP-R zoning for property located at 130 Marie Street, approximately 520 feet west of Meridian Street, (0.16 acres), to permit up to two detached units, requested by Dale & Associates, Inc., applicant; Regal Homes, owner. MPC Action: Defer to the July 24, 2014, Planning Commission meeting. (6-0)

8. 2014SP-045-001

410 DONELSON PIKE

Map 096-09, Part of Parcel(s) 074 Council District 15 (Phil Claiborne) Staff Reviewer: Jason Swaggart

A request to rezone from R10 and OL to SP-R zoning for property located at 410 Donelson Pike, at the northwest corner of Lakeland Drive and Donelson Pike (2.04 Acres), to permit up to 15 residential units, requested by Third Coast Design Studio, applicant; Ronald Grizzard and Frank Batson, owners.

MPC Action: Approve with conditions and disapprove without all conditions. (6-0)

9. 2014SP-048-001

1008 JOSEPH AVENUE

Map 082-03, Parcel(s) 026 Council District 05 (Scott Davis) Staff Reviewer: Melissa Sajid

A request to rezone from RS5 to SP-R zoning for property located at 1008 Joseph Avenue, approximately 230 feet south of Evanston Avenue, (0.16 acres), to permit up to two detached dwelling units, requested by Dale & Associates, applicant; Regal Homes Co., owner.

MPC Action: Defer to the July 24, 2014, Planning Commission meeting. (6-0)

10. 2014SP-049-001

16TH & BOSCOBEL

Map 083-13, Parcel(s) 483

Council District 06 (Peter Westerholm)

Staff Reviewer: Melissa Sajid

A request to rezone from R6 to SP-R zoning for property located at 404 South 16th Street, at the southwest corner of South 16th Street and Boscobel Street (0.14 Acres), to permit three detached units, requested by Dale & Associates, applicant; Dan Sloss, owner.

MPC Action: Approve with conditions and disapprove without all conditions. (6-0)

11. 2014SP-050-001

NHC CENTRAL PIKE

Map 087, Parcel(s) 089

Council District 12 (Steve Glover) Staff Reviewer: Jason Swaggart

A request to rezone from RS15 to SP-MU zoning for property located at 4214 Central Pike, at the southeast corner of S. New Hope Road and Central Pike (15.4 Acres), to permit a mixture of uses, requested by Ragan-Smith-Associates, Inc., applicant; Thomas Golden et ux, owners.

MPC Action: Defer to the July 24, 2014, Planning Commission meeting. (6-0)

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12. 2014SP-052-001

501 CHURCH STREET

Map 093-61, Part of Parcel 082 Council District 19, Erica Gilmore Staff Reviewer: Carrie Logan

A request to rezone from DTC to SP-MU zoning for a portion of property located at 501 Church Street, at the corner of Church Street and 5th Avenue North and located in the Capitol Mall Redevelopment District (0.43 acres), to permit a mixture of uses, requested by the Metro Planning Department, applicant; 501, LLC, owner.

MPC Action: Approve with an amendment and disapprove without an amendment. (6-0)

Zone Changes

13. 2014Z-041PR-001

BL2014-810 \ JOHNSON Map Various, Parcels Various Council District 29 (Karen Y. Johnson) Staff Reviewer: Jason Swaggart

A request to rezone from R10 to RS10 zoning for various properties located along Anderson Road, Bluewater Drive, Bluewater Trace, Bluewater Way, Brantley Drive, Cedarcliff Road, Charlton Drive, Cherry Hills Drive, Cold Spring Drive, Lera Jones Drive, Moss Landing Drive, Moss Spring Drive, Mossdale Drive, Owendale Drive, Rogers Court and Safford View Drive, north of Anderson Road (approximately 96 acres), requested by Councilmember Karen Johnson, applicant; various property owners.

MPC Action: Disapprove as submitted; Approve with a substitute ordinance. (6-0)

14. 2014Z-042PR-001

Map 033, Parcel(s) 112

Council District 10 (Doug Pardue) Staff Reviewer: Latisha Birkeland

A request to rezone from CS to IWD zoning for property located at 1226 Dickerson Pike, approximately 190 feet east of Campbell Road (1.68 acres), requested by Paul Teller, applicant; John H. Harris et ux, owners.

MPC Action: Disapprove. (6-0)

15a. 2014Z-043PR-001

Map 033, Parcel(s) 112

Council District 19 (Erica Gilmore) Staff Reviewer: Carrie Logan

A request to rezone from SP-MU to DTC zoning for properties located at 201, 203, 205, 207, 209, 215, 217 and 221 Broadway and 109, 113 and 119 2nd Avenue South and at 110 and 116 3rd Avenue South, between 2nd and 3rd Avenues South and located within the Capitol Mall Redevelopment District and the Rutledge Hill Redevelopment District (1.16 acres), requested by Civil Site Design Group, PLLC, applicant; various property owners.

MPC Action: Approve. (6-0)

15b. 2014HP-001-001

BROADWAY HISTORIC PRESERVATION OVERLAY

Map 093-06-2, Parcel(s) 097-099

Map 093-06-4, Parcel(s) 041-043, 045-047, 049, 050, 056-057

Council District 19 (Erica S. Gilmore)

A request to apply the provisions of the Broadway Historic Preservation Overlay District to various properties located along Broadway, 2nd Avenue South, and 3rd Avenue South, at the corner of Broadway and 2nd Avenue South (approximately 1.16 acres), requested by the Metro Historical Commission and the Metro Planning Department, applicants; various property owners.

MPC Action: Approve. (6-0)

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16. 2014Z-044PR-001

Map 114, Parcel(s) 119, 124 Council District 22 (Sheri Weiner) Staff Reviewer: Latisha Birkeland

A request to rezone from R15 to MUL and RM15-A zoning for properties located at 645 Old Hickory Boulevard and 7461 Charlotte Pike, approximately 880 feet east of Sawyer Brown Road (30.51 acres), requested by Dale & Associates, Inc. applicant; Agape Fellowship Church, owner.

MPC Action: Defer to the July 24, 2014, Planning Commission meeting. (6-0)

Neighborhood Conservation Overlays

17. 2014NHC-001-002

BL2014-801 \ ALLEN

HILLSBORO-WEST END NEIGHBORHOOD CONSERVATION OVERLAY EXPANSION

Map 104-10, Parcel(s) 223-227, 232-239 Council District 18 (Burkley Allen)

Staff Reviewer: Melissa Sajid

A request to apply the provisions of the Hillsboro-West End Neighborhood Conservation Overlay District to properties located at 2805, 2807, 2808, 2809, 2810, 2811, 2812, 2813, 2814, 2815 A, 2816 and 2817 Blair Boulevard and at 3201 Hillside Drive, west of Natchez Trace (approximately 5 acres), requested by Councilmember Burkley Allen, applicant; various property owners. **MPC Action:** Approve. (6-0)

18. 2014NHC-003-002

BL2014-812 \ WESTERHOLM

LOCKELAND SPRINGS-EAST END NEIGHBORHOOD CONSERVATION OVERLAY EXPANSION

Map Various, Parcels Various

Council District 06 (Peter Westerholm) Staff Reviewer: Jason Swaggart

A request to apply the provisions of the Lockeland Springs-East End Neighborhood Conservation Overlay District to various properties located along Boscobel Street, Lillian Street, South 14th Street, South 15th Street, South 16th Street, South 17th Street and Shelby Avenue, north of Shelby Avenue (approximately 39.5 acres), requested by Councilmember Peter Westerholm, applicant; various property owners.

MPC Action: Approve. (6-0)

19. 2014NHC-004-001

BL2014-807 \ HOLLEMAN

SYLVAN PARK NEIGHBORHOOD CONSERVATION OVERLAY EXPANSION

Map Various, Parcels Various Council District 24 (Jason Holleman) Staff Reviewer: Carrie Logan

A request to apply the provisions of the Sylvan Park Neighborhood Conservation Overlay District to various properties located along Colorado Avenue, Dakota Avenue, Idaho Avenue, Murphy Road, Nebraska Avenue, Nevada Avenue, Utah Avenue, Wyoming Avenue, 42nd Avenue North, 44th Avenue North, 45th Avenue North, 46th Avenue North, 47th Avenue North, 48th Avenue North, 49th Avenue North, 50th Avenue North and 51st Avenue North, north of Murphy Road (approximately 40 acres), requested by Councilmember Jason Holleman, applicant; various property owners.

MPC Action: Disapprove. (4-2)

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K. PLANNING COMMISSION ACTIONS

The Planning Commission will make the final decision on the items below.

Planned Unit Developments: final site plans

20. 53-84P-002

ROSE MONTE, PH 3-5

Map 161, Parcel(s) 307

Council District 04 (Brady Banks) Staff Reviewer: Bob Leeman

A request to revise the preliminary plan and for final site plan approval for a portion of the Rose Monte Residential Planned Unit Development Overlay District located at Zermatt Avenue (unnumbered), approximately 1,780 feet south of Old Hickory Boulevard (19.71 acres), zoned RM15, to revise the layout of 229 multi-family units and to permit mass grading in Phases Three through Five, requested by Wamble & Associates, applicant; MDN, LLC, owner.

MPC Action: Approve with conditions. (6-0)

21. 53-86P-001

RIVERGATE SQUARE

Map 034-05, Parcel(s) 129 Council District 10 (Doug Pardue) Staff Reviewer: Jason Swaggart

A request to revise the preliminary plan and for final site plan approval for a portion of the Rivergate Square Commercial Planned Unit Development Overlay District located at 1592 Gallatin Pike, at the southwest corner of Gallatin Pike and Alta Loma Road (0.75 acres), zoned R6, to permit a restaurant with a drive-thru window in an existing building, requested by Blind Dog Enterprises, LLC, applicant; Rivergate Square Station, Inc., owner.

MPC Action: Approve with conditions. (6-0)

22. 98-73P-003

HICKORY HILLS (PARKING LOT EXPANSION)

Map 031, Parcel(s) 148

Council District 03 (Walter Hunt) Staff Reviewer: Jason Swaggart

A request to revise the preliminary and for final site plan approval for a portion of the Hickory Hills Planned Unit Development Overlay District located at 533 Hickory Hills Boulevard, approximately 900 feet north of Old Hickory Boulevard, zoned OR20 (12.45 acres), to permit a parking lot expansion, requested by KJ Associates, Inc., applicant, Ervin Equipment, Inc., owner. **MPC Action:** Approve with conditions. (6-0)

Subdivision: Concept Plans

23. 2006S-148G-14

HERMITAGE CREEK (PRELIMINARY PLAT EXTENSION)

Map 086, Parcel(s) 249

Council District 12 (Steve Glover) Staff Reviewer: Latisha Birkeland

A request for a variance from Section 1-9.2 of the Subdivision Regulations to extend the preliminary plat approval to June 26, 2015, for Hermitage Creek Subdivision, approved for 11 single-family clustered lots, requested by Wamble & Associates, PLLC, applicant; The Wise Group, Inc., owner.

MPC Action: Approve extension of preliminary plat approval to June 26, 2015. (6-0)

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Subdivision: Final Plats

24. 2014S-099-001

JOSEPH KNOWLES, RESUB. LOT 5

Map 105-14, Parcel(s) 171 Council District 17 (Sandra Moore) Staff Reviewer: Melissa Sajid

A request for final plat approval to create two lots on property located at 853 Bradford Avenue, approximately 210 feet east of 9th Avenue South, zoned R8 (0.48 acres), requested by Campbell, McRae & Associates, Surveying, Inc., applicant; Allen Perry,

owner.

MPC Action: Approve. (6-0)

L. OTHER BUSINESS

25. New employee contracts for Michelle Lacewell and Lisa Milligan.

MPC Action: Approve. (6-0)

26. Contract between the Nashville-Davidson County Metropolitan Planning Commission on behalf of the Nashville Area MPO and SGA/Kresge for grant funds from the Kresge foundation.

MPC Action: Approve. (6-0)

27. Contract between the Nashville-Davidson County Metropolitan Planning Commission on behalf of the Nashville Area MPO and SGA for Non-Profit pass-through for the Integration of Public Health into Transportation Plans.

MPC Action: Approve. (6-0)

28. Contract with TDOT for grant funding awarded by MPO to Metro for active transportation program.

MPC Action: Approve. (6-0)

- 29. Historic Zoning Commission Report
- 30. Board of Parks and Recreation Report
- 31. Executive Committee Report
- 32. Accept the Director's Report and Approve Administrative Items MPC Action: Approve. (6-0)

33. Legislative Update

M. MPC CALENDAR OF UPCOMING MATTERS

June 26, 2014

MPC Meeting

4pm, 700 Second Ave. South, Howard Office Building, Sonny West Conference Center

July 24, 2014

MPC Meeting

4pm, 1419 Rosa Parks Boulevard, MDHA Training Center

August 14, 2014

MPC Meeting

4pm, 700 Second Ave. South, Howard Office Building, Sonny West Conference Center

June 26, 2014 Meeting

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Withdraw = Applicant requests to withdraw application

<u>Location change for the following MPC meetings:</u> July 24, 2014 & October 23, 2014 MDHA Training Center 1419 Rosa Parks Boulevard

ADJOURNMENT N.

June 26, 2014 Meeting

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Consent Consent Agenda Closed Public Hearing was previously held and closed Defer Applicant requests to defer 1 or 2 meetings

Defer Indef = Applicant requests to defer indefinitely Open Public hearing is to be held

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