



City of Bartlett
A. Keith McDonald, Mayor

BOARD OF MAYOR AND ALDERMEN MEETING AGENDA

TUESDAY, SEPTEMBER 8, 2020 - CONFERENCE CALL - 6:00 PM

Due to the COVID-19 Global Pandemic and adhering to all Federal, State and Local Emergency Proclamations and Guidelines to protect the health, safety and welfare of our citizens, the City of Bartlett's Board of Mayor and Aldermen meetings will be held electronically via teleconference during the month of September.

These meetings will follow Governor Bill Lee's Executive Order No. 60, extending Order No. 16 regarding the Tennessee Open Meetings Act. Minutes and recordings will be posted within two days of the Board of Mayor and Aldermen meeting.

INVOCATION

Opening Prayer by Mayor A. Keith McDonald

FUTURE MEETINGS

These future meetings, if necessary to meet, will be held via teleconference; or if meeting in-person, practice social distancing and follow Governor Lee's Executive Order No. 60, extending Order No. 16.

Parks and Recreation Advisory Board, September 10 at 7 p.m.

Family Assistance Commission, September 14 at 6 p.m.

Storm Water Board of Appeals, September 14 at 6:30 p.m.

Bartlett Arts Council, September 15 at 6 p.m.

BPACC Advisory Board, September 15 at 6 p.m.

Design Review Commission, September 15 at 6:30 p.m.

Board of Zoning Appeals, September 17 at 6:30 p.m.

RECOGNITIONS

Official Business of the Day

MINUTES ACCEPTANCE

Minutes of the August 25, 2020 Board of Mayor and Aldermen Regular Meeting

PUBLIC HEARING

Individuals will have a maximum of three minutes to speak either for or against the item, with a total of 20 minutes for each side.

- I. Resolution 23-20, a resolution approving a Special Use Permit to allow new and used motor vehicle sales establishment to be located at 3020 North Germantown Road within the "C-H" Highway Business zoning district.

UNFINISHED BUSINESS

- I **Resolution 23-20, a resolution approving a Special Use Permit to allow new and used motor vehicle sales establishment to be located at 3020 North Germantown Road within the "C-H" Highway Business zoning district. (Kim Taylor, Director of Planning and Economic Development)**
- 2 **Second Reading of Ordinance 20-05, an ordinance to rezone from O-C to C-L property located at 6165 Stage Road. (Kim Taylor, Director of Planning and Economic Development).** The public hearing is set for September 22, 2020.

CONSENT AGENDA

- I **Dispense with second Board of Mayor and Aldermen meetings in November and December. (Mark Brown, Chief Administrative Officer)**
- 2 **Special event permit for Fortitude 50K/25K Foot Race. (Jim Brown, Director of Code Enforcement)**
The event will be held on Saturday, September 19 from 6 a.m. to 5 p.m. at Nesbit Park.

NEW BUSINESS

- I **Appoint Rhea Clift as City Prosecutor effective September 8, 2020. (A. Keith McDonald, Mayor)**
- 2 **Resolution 27-20, a resolution to amend the Fiscal Year 2021 Bartlett City Schools Education Capital Project Fund and General Purpose School Fund. (Dick Phebus, Director of Finance)**

OPEN DISCUSSION**ADJOURNMENT**



City of Bartlett

A. Keith McDonald, Mayor

BOARD OF MAYOR AND ALDERMEN MEETING MINUTES

TUESDAY, AUGUST 25, 2020 - CONFERENCE CALL - 6:00 PM

ATTENDANCE

Mayor A. Keith McDonald: Present, Alderman W.C. Pleasant: Present, Alderman Emily Elliott: Present, Alderman David Parsons: Present, Alderman Bobby Simmons: Present, Vice Mayor Jack Young: Present, Alderman Paula Sedgwick: Present.

INVOCATION

Opening Prayer by Vice Mayor, Jack Young

FUTURE MEETINGS

Planning Commission, August 31 at 7 p.m.

Bartlett Station Commission, September 2 at 7:30 a.m.

City Beautiful Commission, September 3 at 6:30 p.m.

RECOGNITIONS

*****Official Business of the Day*****

Mayor McDonald announced that in keeping with Governor Bill Lee's Executive Order No. 51 extending Order Nos. 16 & 34, as determination of record, this meeting was being recorded and that the minutes and the recording will be made available on the City's website within two days.

MINUTES ACCEPTANCE

Minutes of the August 11, 2020 Board of Mayor and Aldermen Regular Meeting

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Bobby Simmons, Alderman
SECONDER:	Emily Elliott, Alderman
AYES:	Pleasant, Elliott, Parsons, Simmons, Young, Sedgwick

Minutes Acceptance: Minutes of Aug 25, 2020 6:00 PM (MINUTES ACCEPTANCE)

Minutes of the August 18, 2020 Board of Mayor and Aldermen Special Called Meeting

RESULT:	ACCEPTED [UNANIMOUS]
MOVER:	Bobby Simmons, Alderman
SECONDER:	Emily Elliott, Alderman
AYES:	Pleasant, Elliott, Parsons, Simmons, Young, Sedgwick

PUBLIC HEARING

Individuals will have a maximum of three minutes to speak either for or against the item, with a total of 20 minutes for each side.

1. Ordinance 20-03, an ordinance to adopt the 2020-2021 General Fund, Street Aid Fund, Solid Waste Fund, General Improvement Fund, Drug Enforcement Fund, DEA Enforcement Fund, Drainage Fund, Parks Improvement Fund, E-Citation Fund, Bartlett City School Fund, Utility Fund, Debt Service Fund and Capital Improvements Fund.

No one submitted comments to be read or requested to attend.
Adjourned at 6:05 p.m.

2. Ordinance 20-04, an ordinance to levy and assess a tax rate for ad valorem taxes upon real property and personal property in the City of Bartlett for the Tax Year 2020.

No one submitted comments to be read or requested to attend.
Adjourned at 6:06 p.m.

UNFINISHED BUSINESS

1. **Third Reading of Ordinance 20-03, an ordinance to adopt the 2020-2021 General Fund, Street Aid Fund, Solid Waste Fund, General Improvement Fund, Drug Enforcement Fund, DEA Enforcement Fund, Drainage Fund, Parks Improvement Fund, E-Citation Fund, Bartlett City School Fund, Utility Fund, Debt Service Fund and Capital Improvements Fund. (Dick Phebus, Director of Finance)**

RESULT:	APPROVED ON THIRD AND FINAL RE [UNANIMOUS]
MOVER:	Jack Young, Vice Mayor
SECONDER:	Paula Sedgwick, Alderman
AYES:	Pleasant, Elliott, Parsons, Simmons, Young, Sedgwick

Minutes Acceptance: Minutes of Aug 25, 2020 6:00 PM (MINUTES ACCEPTANCE)

2 Third Reading of Ordinance 20-04, an ordinance to levy and assess a tax rate for ad valorem taxes upon real property and personal property in the City of Bartlett for the Tax Year 2020. (Dick Phebus, Director of Finance)

Director of Finance, Dick Phebus commented that the tax rate remains at \$1.83 per hundred.

RESULT:	APPROVED ON THIRD AND FINAL RE [UNANIMOUS]
MOVER:	Emily Elliott, Alderman
SECONDER:	Paula Sedgwick, Alderman
AYES:	Pleasant, Elliott, Parsons, Simmons, Young, Sedgwick

CONSENT AGENDA

RESULT:	APPROVED [UNANIMOUS]
MOVER:	W.C. Pleasant, Alderman
SECONDER:	Bobby Simmons, Alderman
AYES:	Pleasant, Elliott, Parsons, Simmons, Young, Sedgwick

1 Special event permit for Priddy Farms Pumpkin & Christmas Tree Event. (Jim Brown, Director of Code Enforcement)

The event will be held September 19 thru December 25 from 9 a.m. to 9 p.m. at Priddy Farms.

2 Authorization to auction surplus property. (Dick Phebus, Director of Finance)

Twelve items have been identified as having a potential auction-value of \$500 or more and will be auctioned on GovDeals.com.

3 Planning Commission Report for August 2020. (Kim Taylor, Director of Planning and Economic Development)

Item 1) Neighborhood Business District (Zaxby's), 6165 Stage Road. Received a favorable recommendation of approval with conditions of staff.

NEW BUSINESS

1 Resolution 25-20, a resolution to amend the Fiscal Year 2021 Grant Fund Budget to provide for appropriation of additional Department of Justice grant funds. (Dick Phebus, Director of Finance)

Mr. Phebus explained that this resolution is for the acceptance of a Department of Justice Grant for the Police Department of \$41,960.00 and for provision of expenditures from grant.

Minutes Acceptance: Minutes of Aug 25, 2020 6:00 PM (MINUTES ACCEPTANCE)

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Emily Elliott, Alderman
SECONDER:	Bobby Simmons, Alderman
AYES:	Pleasant, Elliott, Parsons, Simmons, Young, Sedgwick

2 Resolution 26-20, a resolution to amend the Fiscal Year 2021 Grant Fund Budget to provide for appropriation of additional Federal Emergency Management Agency grant funds. (Dick Phebus, Director of Finance)

Mr. Phebus stated this \$52,000 grant from FEMA for the Fire Department is to upgrade the exhausts on four identified vehicles. It is a matching grant of \$4,727.23 which is budgeted.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	David Parsons, Alderman
SECONDER:	Emily Elliott, Alderman
AYES:	Pleasant, Elliott, Parsons, Simmons, Young, Sedgwick

3 First Reading of Ordinance 20-05, an ordinance to rezone from O-C to C-L property located at 6165 Stage Road. (Kim Taylor, Director of Planning and Economic Development)

Director of Planning, Kim Taylor provided a recommendation to approve to the Board of Mayor and Aldermen from the Planning Commission. She explained that this location is for a proposed Zaxby's. The ordinance is to rezone from O-C (Office) to C-L (Neighborhood Business). The location has been used as a retail center and more recently, Shelby County Charter School. The surrounding zoning to the north is SC-1 (Planned Commercial); east, C-L (Neighborhood Business); west, CG-MS (General Business Mainstreet Overlay) and RS-10 to the south. She stated that three residents had spoken against the rezoning at the Planning Commission's public hearing on the matter. Their concerns were an increase in traffic, trash and loss of property value.

Mayor McDonald mentioned that the location has remained vacant more occupied in its current form; and that the Planning Commission has presented the ordinance as favorable to the Board of Mayor and Aldermen.

Alderman Parsons inquired of a site plan regarding ample parking. Ms. Taylor stated that this ordinance was only for rezoning and that Zaxby's would have to submit a site plan for further approval.

RESULT:	APPROVED ON FIRST READING [UNANIMOUS]	Next: 9/8/2020 7:00 PM
MOVER:	Jack Young, Vice Mayor	
SECONDER:	David Parsons, Alderman	
AYES:	Pleasant, Elliott, Parsons, Simmons, Young, Sedgwick	

OPEN DISCUSSION

Aldermen Pleasant asked the community to pray for our country during these trying times. Mayor McDonald encouraged the community to visit the new First Responder Memorial on Appling Rd.

ADJOURNMENT

Meeting adjourned at 6:22 PM

W.C. Pleasant, Register to the
Board of Mayor and Aldermen

A. Keith McDonald
Mayor

Minutes Acceptance: Minutes of Aug 25, 2020 6:00 PM (MINUTES ACCEPTANCE)



Board of Mayor and Aldermen

6400 Stage Road
Bartlett, TN 38134

SCHEDULED

RESOLUTION (ID # 2839)

Meeting: 09/08/20 06:00 PM
Department: Planning and Economic Development
Category: Special use permit
Prepared By: Penny Medlock
Initiator: Kim Taylor
Sponsors:
DOC ID: 2839

Resolution 23-20, a resolution approving a Special Use Permit to allow new and used motor vehicle sales establishment to be located at 3020 North Germantown Road within the "C-H" Highway Business zoning district.

WHEREAS, an application has been made for a Special Use Permit to allow a New and Used Motor Vehicle Sales establishment to be located at 3020 North Germantown Road within the "C-H" Highway Business Zoning District.

WHEREAS, the Planning Commission due to the COVID-19 Global Pandemic and adhering to all Federal, State and Local Emergency Proclamations and Guidelines to protect the health, safety and welfare of our citizens, held a meeting electronically via teleconference per Executive Order #51 on July 6, 2020. The Planning Commission reviewed the proposed Special Use Permit to allow New and Used Motor Vehicle Sales establishment to be located at 3020 North Germantown Road on Monday, July 6, 2020, in accordance with their regulations and recommended approval of the Special Use Permit; and

WHEREAS, the Board of Mayor and Aldermen held a Public Hearing on the 8th day of September, 2020, and approved the Special Use Permit to allow New and Used Motor Vehicle Sales establishment to be located at 3020 North Germantown Road, subject to the following conditions:

Engineering Conditions: None

Planning Conditions:

1. The applicant shall obtain Design Review Commission approval prior to installing/changing any signage and making any changes to the exterior.
2. The applicant shall be present at the corresponding Board of Mayor and Aldermen meetings to make decisions relative to any changes that may be suggested by the Board of Mayor and Aldermen.

WHEREAS, the Board of Mayor and Aldermen have determined that this Special Use Permit should be approved;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF BARTLETT, TENNESSEE, that the Special Use Permit to allow New and Used Motor Vehicle Sales establishment to be located at 3020 North Germantown Road, incorporating the above listed conditions, is approved.

ADOPTED THIS 8th DAY OF SEPTEMBER 2020.

W.C. Pleasant, Register to the
Board of Mayor and Aldermen

A. Keith McDonald, Mayor

Penny Medlock, City Clerk

June 1, 2020

Ms. Kim Taylor
Director, Planning and Economic Development
6382 Stage Road
Bartlett, TN 38134

RE: Application for Special Use Permit
3020 North Germantown Parkway Bartlett, TN

Dear Kim,

Solomito Land Planning is pleased to submit, on behalf of Mr. Anwar Aman, CEO of the Radiant Group of Companies, LLC., an application for a Special Use Permit for the property located at 3020 North Germantown Parkway for the sale of both New and Pre-Owned automobiles. Located on the east side of Germantown Parkway, approximately 1,086' +/- feet north of the northern right of way line of Highway 64, the property is zoned Highway Commercial (C-H) and was used for pre-owned auto sales until about a year ago.

The applicant, Mr. Anwar Aman, Chief Executive Officer of Radiant Group of Companies, has called Collierville his business home for over 20 years. Mr. Aman, as a CEO of Radiant Group, has over 25 years of experience in owning/managing fast food chain restaurants, convenience stores, gas stations, automobile dealerships and commercial and residential real estate. His role primarily involves improving the operational and financial revenue streams, boosting market presence by alliances or acquisitions, and leading the overall strategic planning of the organization.

Anwar was also one of the winners of Memphis Business Journal's Top 40 Under 40 award. With his excellent educational background and vast experience and knowledge of acquisitions and mergers, Anwar went on to become a member of the Board of Directors of Tristate Trade Association (TTA) and is associated with National Alliance of Trade Association (NATA) that helps its members in optimizing their purchases via national agreements with vendors thus resulting in group purchasing power. He has also worked with vendors, brokers, and various financial institutions to negotiate business packages for sale, lease, purchase, etc. Today, Anwar and his group own and manage over 100 properties that consists of various types of businesses in areas all over the Southeast United States.

The subject property was developed as an automotive dealership in 2000. At that time, an automobile dealership was permitted by right. This proposal seeks to preserve the existing site elements and only change the business identifiers. The proposed dealership will only sell high quality late model automobiles.

As illustrated, the property meets the current criteria for new and pre-owned dealership and the criteria for a Special Use Permit approval. Specifically, Section 20 of the City of Bartlett Zoning Ordinance:

Ingress and egress to property and proposed structures thereon with particular reference to automotive and pedestrian safety and convenience, traffic flow and control, and access in case of fire or catastrophe.

The original site plan was approved and constructed in conformance with all engineering and safety criteria. The site has one point of entry/exit on to North Germantown Parkway. Interior circulation patterns are sufficient for emergency vehicles.

SOLOMITO

LAND PLANNING

brenda@solomitolandplanning.com | 901.755.7495

June 1, 2020

Page 2

Off-street parking and loading areas where required, with particular attention to the items in (a) above and the economic, noise, glare, or odor effects of the special permit on adjoining properties and properties in the district.

Off-street parking has been provided in conformance with the regulations established for Automobile Dealership.

Other criteria established for Special Use Permits that are met with this application.

As illustrated on the attached site plan, the following site elements were found to be existing and in conformance.

- Refuse and service areas, with particular reference to the items in above.
- Utilities, with reference to locations, availability, and compatibility.
- Screening and buffering with reference to type, dimensions, and character.
- Signs, if any, and proposed exterior lighting with reference to glare, traffic safety, economic effect, and compatibility and harmony with properties in the district.
- Required yards and other open space.
- General compatibility with adjacent properties and other property in the district.
- Other items considered relevant to the proposed special uses.

The granting of the Special Use Permit Request will permit the reuse of a contributing property that is not likely to develop as anything other than an automobile dealership. Surrounded by other automobile dealerships, this proposal is compatible with other properties in the district.

Thank you for your time and attention in this matter. Please do not hesitate to contact me with any questions you may have.

Sincerely,

SOLOMITO LAND PLANING



Land Planner

**Bartlett Planning and
Economic Development Department**
6382 Stage Road, P.O. Box 341148
Bartlett, TN 38184-1148
901-385-6417 FAX 901-385-6419
www.cityofbartlett.org

Bartlett Planning Commission
Application for Special Use Permit Approval

Consultation with the staff is encouraged prior to the completion of this application form.

Requested Special Use Sale of New and Pre-Owned Automobiles in the CH District
Property Address 3020 North Germantown Parkway
Present Zoning Highway Commercial (C-H)
Owner/Developer Contact Mr. Anwar Aran Phone 901-853-0709
Company Name Radiant Group of Companies Fax _____
Address 384 Distribution Parkway, Collierville, TN 38017
Email Address anwar@radiantgroup.us
Planner
~~Architect~~ Contact Brenda Solomito Basar Phone 901-569-0310
Company Name Solomito Land Planning Fax _____
Address 1779 Ki M Memphis, TN 38138rby Parkway, #1-323
Email Address brenda@solomitolandplanning.com
Engineer Contact Rusty Norville - Phone 731-445-8406
Company Name Civil Engineering Solutions Fax _____
Address 317 West Market Street Dyersburg, TN 38024
Email Address norville@cableone.net

Submitted by Brenda Solomito Basar Brenda Solomito Basar
(printed name) (signature) (date)
Email Address brenda@solomitolandplanning.com Phone 901-569-0310 Fax _____

- BSB Acknowledge (by initials in the blank to the left) that the "Application Instructions: Planning Commission" were obtained and read prior to submitting this application.
- BSB Attach a checked-off "Special Use Permit Checklist" and all items required therein.
- BSB Provide 18-folded ($\pm 10'' \times 13''$) sets of plans with a copy of the signed application attached to each set.
- BSB Provide an electronic PDF file of the plans. Note that an updated electronic file is required when plans are revised. The electronic file shall be labeled with the project name and accurately dated.
- BSB Include a fee with this application (check payable to the City of Bartlett) of \$500.00 for five (5) acres or less, plus \$50.00 per acre (after the first five) to a maximum of \$3,000.00. The fee is not refundable.

I, the property owner(s) hereby authorize the filing of this application.

First Horizon Bank, Trustee By: Janelle Belmonte V.P. 5/29/2003
(print name) (signature) (date)

Bartlett Planning and
Economic Development Department
6382 Stage Road, P.O. Box 341148
Bartlett, TN 38184-1148
901-385-6417 FAX 901-385-6419
www.cityofbartlett.org

Special Use Permit Checklist

Plot Plan and Legal Description (each parcel, if more than one)

- BSB Plot plan, drawn to scale, showing the following information for each parcel (several parcels may be included on one sheet):
- BSB Adjoining public street rights-of-way
- BSB Area (acres)
- BSB Present zoning
- BSB Requested special use, including purpose (attach statement, one page maximum)
- BSB Area in which buildings are proposed to be located, showing setback dimensions from line.
- BSB Drainage
- BSB Driveways
- BSB Parking area
- BSB Buffer planting areas
- BSB Type and location of any easements
- BSB If Site Plan application and approval are necessary, conformance to Tree Ordinance is required.

BSB Other pertinent information as required through staff consultation.

BSB Legal description (may be attached to plot plan).

BSB One (1) PDF file of the plot plan, for display at the Planning Commission meeting.

Vicinity Map

BSB Vicinity map, drawn to a convenient scale, showing the subject property and all parcels within a 1,000-foot radius. Every parcel shall indicate owner's name and the streets, roads or alleys that each parcel fronts upon.

BSB One (1) PDF file of the vicinity map, for display at the Planning Commission meeting.

Property Owners

BSB List of all property owners within 1,000 feet or a minimum of fifty (50) property owners, whichever results in the greater number of owners. A xerographic copy of the mailing labels may serve as the list.

BSB Self-adhesive mailing labels for the list of property owners (two sets).

INCOMPLETE APPLICATIONS WILL NOT BE PROCESSED

**DESCRIPTION OF
3020 N GERMANTOWN PARKWAY**

DESCRIPTION of a 9.23 acre parcel of land located in the Bartlett, Tennessee and recorded in Plat Book 249, Page 1 in the Shelby County Register's Office; said 9.23 acre parcel being more fully described as follows:

COMMENCING AT A POINT, said point being the projection of the centerline of Stage Hills Road (68' R.O.W.) and the east right-of-way of N Germantown Parkway (108' R.O.W.); thence along the east right-of-way of N Germantown Parkway (108' R.O.W.), North 00°53'50" West a distance of 25.52 feet to the **POINT OF BEGINNING**; thence along the east right-of-way of N Germantown Parkway (108' R.O.W.), North 00°53'50" West a distance of 336.76 feet to a point, thence leaving said right-of-way for the following calls, North 89°11'13" East a distance of 1193.25 feet to a point, thence, South 00°42'00" East a distance of 337.32 feet to a point, thence, South 89°12'50" West a distance of 1192.09 feet to the **POINT OF BEGINNING** and containing 402,058 square feet or 9.23 acres of land, more or less.



Tom Leatherwood

Shelby County Register

As evidenced by the instrument number shown below, this document
has been recorded as a permanent record in the archives of the
Office of the Shelby County Register.

	
08071730	
06/02/2008 - 09:23 AM	
4 PGS : R - WARRANTY DEED	
LAKECIA 575208-8071730	
VALUE	3250000.00
MORTGAGE TAX	0.00
TRANSFER TAX	12025.00
RECORDING FEE	20.00
OP FEE	2.00
REGISTER'S FEE	1.00
WALK THRU FEE	10.00
TOTAL AMOUNT	12058.00
TOM LEATHERWOOD	
REGISTER OF DEEDS SHELBY COUNTY TENNESSEE	

SPECIAL WARRANTY DEED

CHRYSLER REALTY COMPANY LLC, a Delaware limited liability company, as successor by conversion to Chrysler Realty Corporation, a Delaware corporation, whose address is 1000 Chrysler Drive, CIMS: 485-04-25, Auburn Hills, Michigan 48326-2766 ("Grantor"), for consideration paid, grants and conveys to ~~FIRST TENNESSEE BANK NATIONAL ASSOCIATION,~~ TRUSTEE OF THE HOMER D. SKELTON INTER VIVOS* whose address is P.O. Box 1515, Olive Branch, Mississippi ("Grantee"), all that certain land, situated in the City of Bartlett, County of Shelby, State of Tennessee, described on Exhibit "A" attached hereto and made a part hereof, together with all the tenements, hereditaments and appurtenances thereto belonging or otherwise appertaining ("Property") for and in consideration of THREE MILLION TWO HUNDRED AND FIFTY THOUSAND and 00/100 Dollars (\$3,250,000.00), receipt of which is hereby acknowledged.

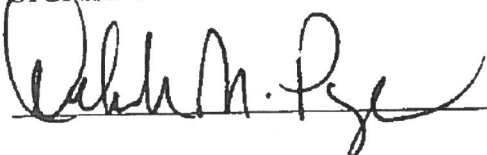
*TRUST DATED THE 14TH DAY OF NOVEMBER, 1988

This conveyance is made subject to the following: non-delinquent, ad valorem taxes and current installments of special assessments against the Property which are not yet due and payable; to highways, rights-of-way, easements, rights, covenants, mineral reservations and licenses and restrictions of record generally; to zoning ordinances, building and use restrictions and other governmental limitations; to restrictions, not currently of record, which any governmental agency may impose to satisfy governmental requirements; and to matters which might be disclosed by an accurate inspection and survey of the Property.

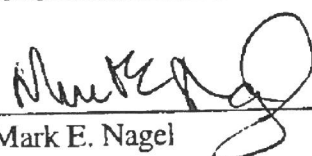
Grantor does hereby bind itself and its successors to warrant and forever defend ownership of the Property unto Grantee and Grantee's successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof, by, through, or under Grantor, but not otherwise.

WITNESS its hand and seal this 23rd day of May, 2008.

SIGNED IN PRESENCE OF:



CHRYSLER REALTY COMPANY LLC

By: 
Mark E. Nagel
Its: Vice President

STATE OF MICHIGAN)
) SS
 COUNTY OF OAKLAND)

On this 23rd day of May, 2008 before me personally appeared Mark E. Nagel to me personally known, whom being by me sworn, said that he is the Vice President of Chrysler Realty Company LLC, a Delaware limited liability company ("Company") who executed this instrument; that this instrument was signed on behalf of the Company by authority of its Members; and that this instrument is acknowledged as the free act and deed of the Company.

ROBERT A. HERRIMAN
 Notary Public, Oakland County, Mich.
 My Commission Expires Dec. 25, 2012

ROBERT A. HERRIMAN Notary Public
 Oakland County, Michigan
 My Commission expires: 12/25/12

THIS INSTRUMENT PREPARED BY:

Sally A. Rutledge, Esq.
 Howard & Howard Attorneys, P.C.
 39400 Woodward Avenue, Suite 101
 Bloomfield Hills, MI 48304-5151
 (248) 645-1483

RETURN TO:

Grantee

Y:\office\Realty\Realty\Tennessee\Bartlett\SPECWARD 5-21-2008.doc

Attachment: solomito sup (2839 : Res. 23-20 SUP 3020 N Germantown Rd New and Used Motor Vehicle Sales)

(FOR RECORDING DATA ONLY)

Property Address:
3020 N. Germantown Parkway
Bartlett, Tennessee

Property Owner: and mail tax bills to:
Homer D. Skelton Inter Vivos Trust
dated the 14th day of November, 1988
Allen G. Paine, Trustee
First Tennessee National Bank
4385 Poplar Avenue, Memphis, TN 38117
9.23 Acres; Parcel B015800180
Ward ___ Block ___ Parcel ___
Ward ___ Block ___ Parcel ___

Mail tax bills to: (Person or Agency
responsible for payment of taxes)

see above

I, or we, hereby swear or affirm that to the best of affiant's knowledge, information, and belief, the actual consideration for this transfer or value of the property transferred, whichever is greater is \$3,250,000.00 which amount is equal to or greater than the amount which the property transferred would command at a fair and voluntary sale.

[Signature]
Affiant

Subscribed and sworn to before me this 23rd day of May, 2008.

[Signature]
Notary Public

My Commission Expires:

12/25/12

ROBERT A. HERRIMAN
Notary Public, Oakland County, Mich.
My Commission Expires Dec. 25, 2012

CTIC# _____

Attachment: solomito sup (2839 : Res. 23-20 SUP 3020 N Germantown Rd New and Used Motor Vehicle Sales)

EXHIBIT "A"

BEING THE H, J, & F GENERAL PARTNERSHIP PROPERTY AS RECORDED IN BOOK 4292, PAGE 177 AT THE REGISTER'S OFFICE IN MEMPHIS, SHELBY COUNTY, TENNESSEE AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A FOUND IRON PIN ON THE EAST LINE OF GERMANTOWN ROAD (R.O.W. VARIES), SAID PIN BEING 25.59 FEET NORTH OF THE CENTERLINE OF STAGE HILLS ROAD (68' R.O.W.) PROJECTED; SAID PIN ALSO BEING THE NORTHWEST CORNER OF THE MICHAEL WOODBURY AND ANGELA WOODBURY PROPERTY (INSTRUMENT NUMBER 02160717); THENCE ALONG THE EAST LINE OF SAID GERMANTOWN ROAD, N 00°53'50" W A DISTANCE OF 336.76 FEET TO A SET IRON PIN, SAID PIN BEING THE SOUTHWEST CORNER OF THE JOHN TOWNSEND AND LOUISE TOWNSEND PROPERTY (BOOK 2009, PAGE 639); THENCE LEAVING SAID GERMANTOWN ROAD AND ALONG THE SOUTH LINE OF SAID TOWNSEND PROPERTY AND A PROJECTION THEREOF, N 89°11'13" E A DISTANCE OF 1,193.25 FEET TO A FOUND IRON PIN, SAID PIN BEING THE SOUTHEAST CORNER OF THE EDDIE RONE AND ONEITHA RONE PROPERTY (INSTRUMENT NUMBER G9-8601), SAID PIN ALSO BEING ON THE WEST LINE OF THE ROBERT F. FOGELMAN PROPERTY (INSTRUMENT NUMBER CJ-7043) AND THE BENTLEY PROPERTIES, L.P. PROPERTY (INSTRUMENT NUMBER ER-7171); THENCE ALONG THE WEST LINE OF SAID FOGELMAN/BENTLEY PROPERTY, S 04°41'59" E A DISTANCE OF 337.33 FEET TO A FOUND IRON PIN, SAID PIN BEING THE NORTHEAST CORNER OF THE HIGHWAY 64, LLC PROPERTY (INSTRUMENT NUMBER KK-5370); THENCE LEAVING THE WEST LINE OF SAID FOGELMAN/BENTLEY PROPERTY AND ALONG THE NORTH LINE OF SAID HIGHWAY 64, LLC PROPERTY AND SAID MICHAEL AND ANGELA WOODBURY PROPERTY S 89°12'50" W A DISTANCE OF 1,192.09 FEET TO THE POINT OF BEGINNING.

SCALE: 1"=150'

NORTH

±9.23 Acres

N. GERMANTOWN PARKWAY
(108 R.O.W.)

1 STORY
3020 N. GERMANTOWN PARKWAY
#31, 208 S.F.
35' x 20' x 10'

MICHAEL & ANGELA WOODBURY
B0150 00179
ZONED: C-H
0.34 ACRES

WAYSIXTYFOUR LLC
B0158 00584
ZONED: C-H

80158 00654
ZONED: C-H
29.06 ACRES

PREPARED BY:



Deans Creek Drive, Collierville, TN 38017
1.457.0528 (C)901.230.5867 underwoodm@earthlink.net

COLOMITO

DO PLANNING
EVERY PK

9 : 33

Aerial Photograph

SPECIAL USE PERMIT

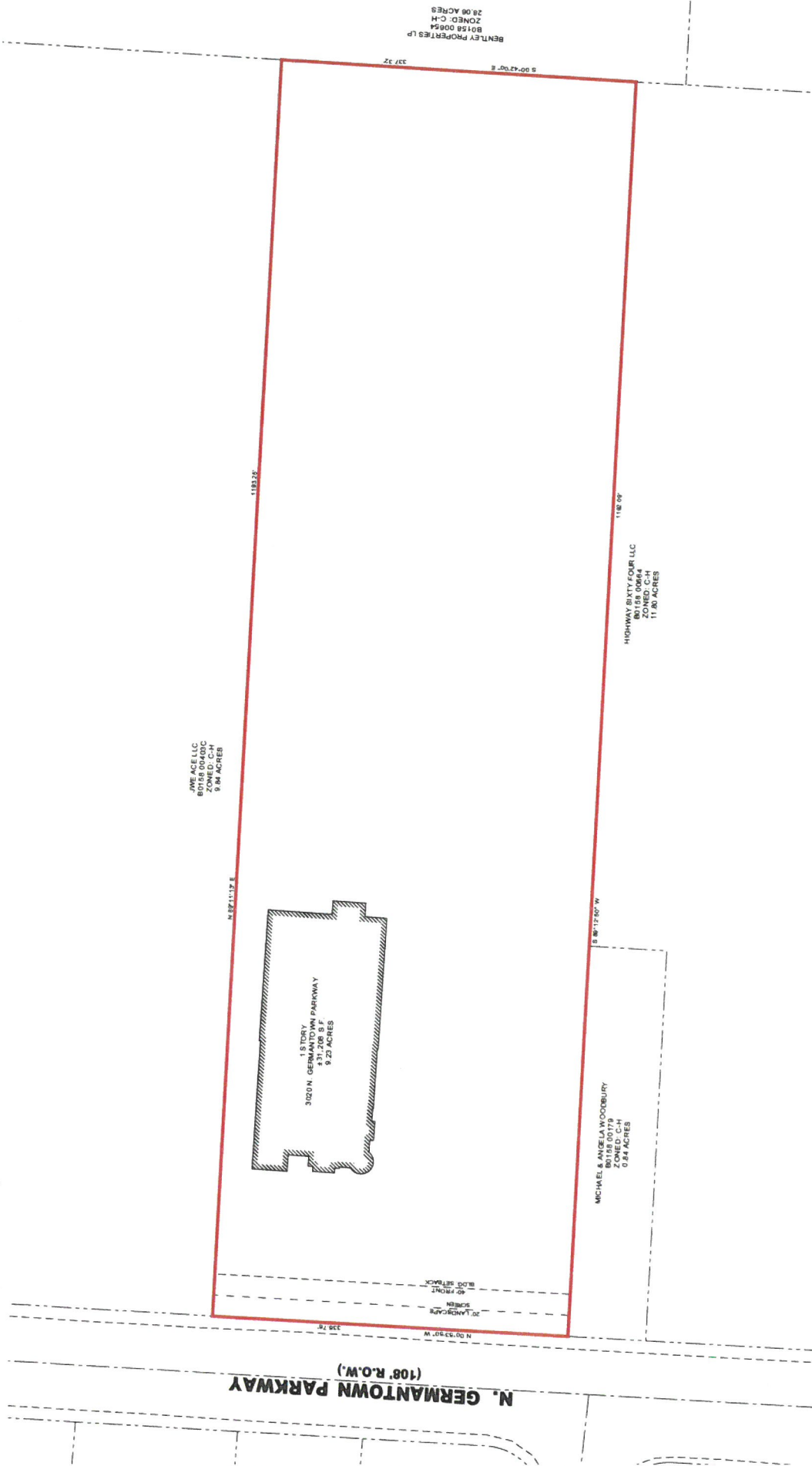
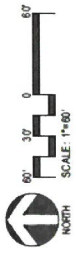
DEVELOPER:

**Radiant Group of
Companies, LLC**

384 Distribution Pkwy

GERMANTOWN PKWY.

Attachment: solomito sup (2839 : Res. 23-20 SUP 3020 N Germantown Rd New and Used Motor Vehicle Sales)



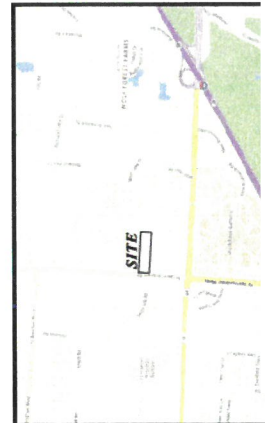
PLOT PLAN
3020 NORTH
GERMANTOWN PKWY.

BARTLETT, TENNESSEE
TOTAL AREA: 9.23 Acres
WARD 801, BLOCK 58, PARCEL 180
No. OF LOTS: 1
100 YEAR FLOOD ELEV.: 306
OWNER/DEVELOPER:
Radiant Group of Companies, LLC
384 Distribution Pkwy
Collierville, TN 38017
PREPARED BY:
SOLOMITO

DESCRIPTION OF
3020 N GERMANTOWN PARKWAY

DESCRIPTION of a 9.23 acre parcel of land located in the Bartlett, Tennessee and recorded in Plat Book 249, Page 1 in the Shelby County Register's Office, said 9.23 acre parcel being more fully described as follows:

COMMENCING AT A POINT, said point being the projection of the centerline of Stage Hills Road (68' R.O.W.) and the east right of way of N. Germantown Parkway (108' R.O.W.), thence along the east right-of-way of N. Germantown Parkway (108' R.O.W.), North 03°13'58" East a distance of 362.36 feet to the **POINT OF BEGINNING**, thence along the east right-of-way of N. Germantown Parkway (108' R.O.W.), North 03°13'58" East a distance of 337.24 feet to a point, thence leaving said right-of-way



Attachment: solomito sup (2839 : Res. 23-20 SUP 3020 N Germantown Rd New and Used Motor Vehicle Sales)

OWNER'S CERTIFICATE

I, the undersigned, hereby adopt this as my own plan for a Special Use Permit as shown and described on the attached plat survey.

OWNER'S SIGNATURE

STATE OF TENNESSEE

COUNTY OF HAMILTON
Before me, the undersigned authority, on this day personally appeared _____, known to me to be the person whose name is subscribed to the foregoing instrument for the purpose therein contained.

NOTARY SIGNATURE

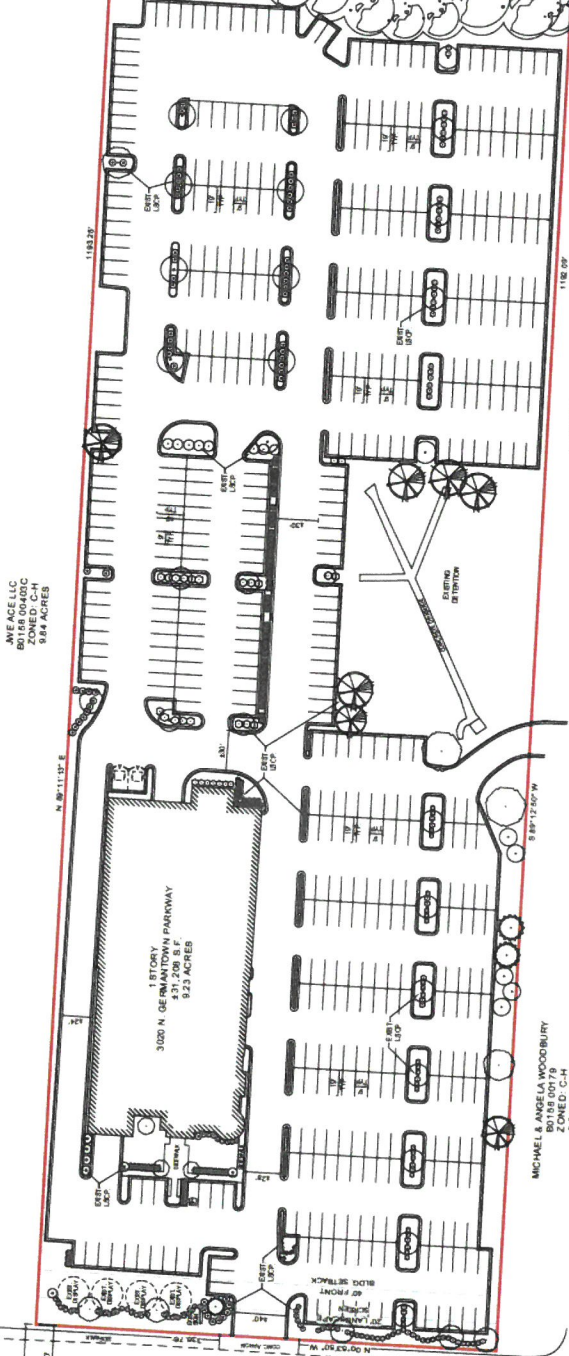
(S)

My Commission Expires

WEACE LLC
80165 0964
ZONED: C-H
9.84 ACRES

100' RIGHT-OF-WAY

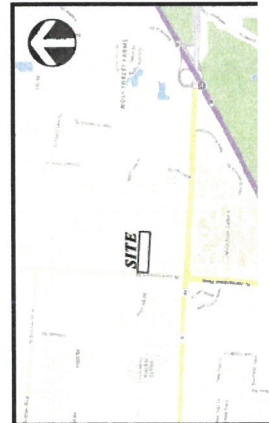
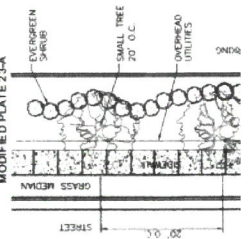
N. GERMANTOWN PARKWAY
(100' R.O.W.)



HIGHWAY SIXTY FOUR LLC
80165 0964
ZONED: C-H
11.6 ACRES

MICHELLE & ANGELA WOODBURY
80165 0964
ZONED: C-H
9.84 ACRES

STREETSCAPE
MODIFIED PLATE 23.4



CASE #:
SPECIAL USE PERMIT
3020 NORTH
GERMANTOWN PKWY.-
BARTLETT, TENNESSEE

TOTAL AREA: 9.23 ACRES
WARD 801, BLOCK 58, PARCEL 180
NO. OF LOTS: 1
100 YEAR FLOOD ELEV.: 306

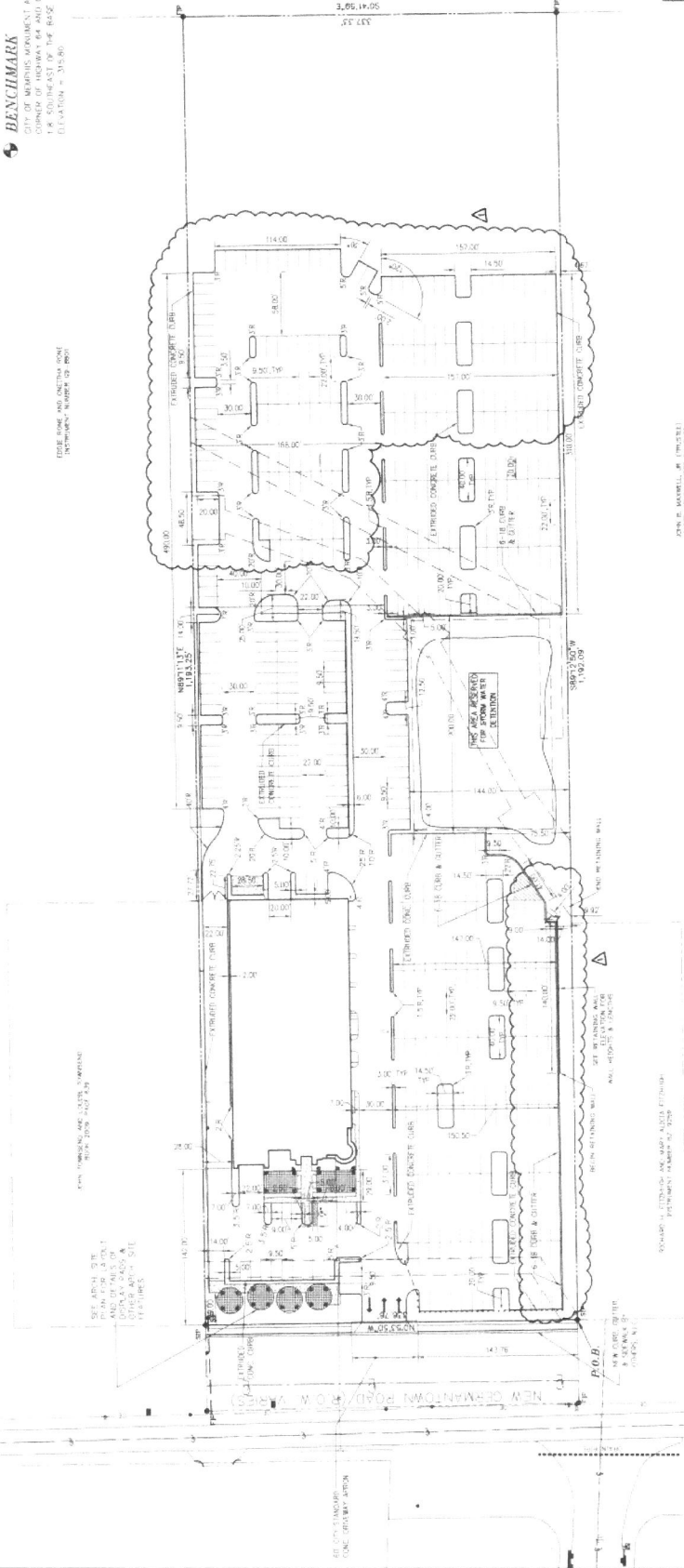
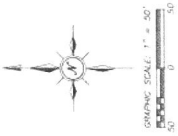
OWNER/DEVELOPER:
Radiant Group of Companies, LLC
384 Distribution Pkwy
Collierville, TN 38017
PREPARED BY:

SOLOMITO

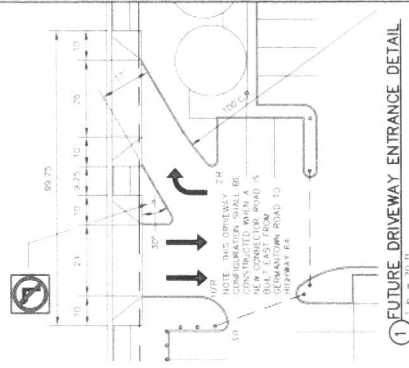
NOTES:
1. ZONED: C-H HIGHWAY BUSINESS DISTRICT
2. 5' FLOODWAY OR FLOODPLAIN

BENCHMARK
CITY OF MEMPHIS MONUMENT AT THE NORTHWEST
CORNER OF HIGHWAY 64 AND GERMANTOWN ROAD
1.8 SOUTH-EAST OF THE BASE OF A SIGN
ELEVATION = 355.86

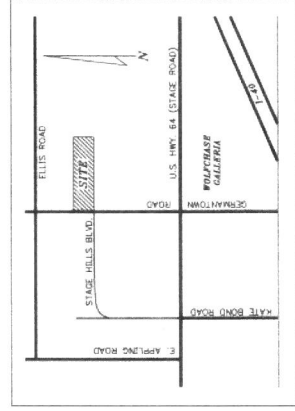
EXISTING ROAD AND ON-ROAD DRIVE
INSTRUMENT NUMBER 00-000



JOHN E. MARVELL, JR. (PROFESSIONAL)
INSTRUMENT NUMBER 00-000



1 FUTURE DRIVEWAY ENTRANCE DETAIL
SCALE: 1" = 20' 0"



LOCATION MAP
SCALE: 1" = 20' 0"

- NOTES:
1. THE CONTRACTOR SHALL MAINTAIN THE CITY OF BARLETT'S CONSTRUCTION DEPARTMENT (CALL 398-5820) A MINIMUM OF 24 HOURS PRIOR TO COMMENCING CONSTRUCTION.
 2. THE CONTRACTOR SHALL BE RESPONSIBLE FOR NOTIFYING ANY UTILITY COMPANY WHICH MAINTAINS A UTILITY LINE WITHIN THE BOUNDARIES OF THE PROJECT PRIOR TO THE COMMENCEMENT OF CONSTRUCTION. THE CONTRACTOR SHALL ALSO ASSUME RESPONSIBILITY FOR ANY DAMAGE INCURRED TO UTILITY LINES, WHETHER SHOWN ON THE CONSTRUCTION PLANS OR NOT, DURING WORK ON THE PROJECT.
 3. THE CONTRACTOR SHALL MAINTAIN THE CITY OF BARLETT'S CONSTRUCTION DEPARTMENT (CALL 398-5820) A MINIMUM OF 24 HOURS PRIOR TO COMMENCING CONSTRUCTION.
 4. ANY TOLL PLACED IN THIS DEVELOPMENT SHALL BE PAID IN A MAXIMUM OF 6 LOTS AND BE COMPACTED TO A MINIMUM OF 3/4" STANDARD PROCTOR. ALL FILLWORK SHALL CONFORM TO THE REQUIREMENTS OF THE CITY OF BARLETT'S CONSTRUCTION CODES.
 5. THE CONTRACTOR MUST HAVE WRITTEN APPROVAL FROM THE CITY ENGINEER AND THE PROJECT ENGINEER BEFORE ANY CHANGE IN DESIGN IS MADE.
 6. THE CONTRACTOR SHALL NOT ENTER UPON NEW OR EXISTING ADJACENT PROPERTY WITHOUT WRITTEN PERMISSION FROM THE PROJECT ENGINEER.
 7. THE CONTRACTOR SHALL MAINTAIN THE CITY OF BARLETT'S CONSTRUCTION DEPARTMENT (CALL 398-5820) A MINIMUM OF 24 HOURS PRIOR TO COMMENCING CONSTRUCTION.
 8. THE CONTRACTOR SHALL MAINTAIN THE CITY OF BARLETT'S CONSTRUCTION DEPARTMENT (CALL 398-5820) A MINIMUM OF 24 HOURS PRIOR TO COMMENCING CONSTRUCTION.
 9. THE CONTRACTOR SHALL MAINTAIN THE CITY OF BARLETT'S CONSTRUCTION DEPARTMENT (CALL 398-5820) A MINIMUM OF 24 HOURS PRIOR TO COMMENCING CONSTRUCTION.



CERTIFICATE OF ACCURACY OF ENGINEERING AND DESIGN

I, JOHN E. MARVELL, JR., A PROFESSIONAL CIVIL ENGINEER, DO HEREBY CERTIFY THAT THE PLANS SHOWN ON THIS CONSTRUCTION PLAN REGARDING STREET AND DRAINAGE IMPROVEMENTS FULLY CONFORM TO THE REQUIREMENTS OF THE CITY OF BARLETT'S CONSTRUCTION CODES AND THE CITY ENGINEER'S SPECIFICATIONS, AND ARE HEREBY APPROVED. THIS APPROVAL SHALL NOT CONSTITUTE WAIVER OF ANY REQUIREMENT WHICH THE ENGINEER HAS TALED TO SHOW ON THE CONSTRUCTION PLAN NOR ANY OF THE CITY ENGINEER'S SPECIFICATIONS, AND THE TECHNICAL SPECIFICATIONS OF THE CITY OF BARLETT.

DATE: 4/14/2000

CITY ENGINEER: 398-5820

CERTIFICATE OF QUALITY OF CONSTRUCTION

I, JOHN E. MARVELL, JR., A PROFESSIONAL CIVIL ENGINEER, DO HEREBY CERTIFY THAT THE CONSTRUCTION OF THIS PROJECT FULLY CONFORMS TO THE CITY OF BARLETT'S CONSTRUCTION CODES AND THE CITY ENGINEER'S SPECIFICATIONS, AND ARE HEREBY APPROVED. THIS APPROVAL SHALL NOT CONSTITUTE WAIVER OF ANY REQUIREMENT WHICH THE ENGINEER HAS TALED TO SHOW ON THE CONSTRUCTION PLAN NOR ANY OF THE CITY ENGINEER'S SPECIFICATIONS, AND THE TECHNICAL SPECIFICATIONS OF THE CITY OF BARLETT.

C - 9

CONSTRUCTION LAYOUT PLAN
GERMANTOWN ROAD
BARLETT, TENNESSEE

DATE: 4/14/2000
SCALE: 1" = 50'

PROF: JEM
DATE: 4/14/2000
CHECKED: JEM
DATE: 4/14/2000

REVIEWED: JEM
DATE: 4/14/2000

DESIGNER: JEM
DATE: 4/14/2000

ENGINEER: JEM
DATE: 4/14/2000

PROJECT: JEM
DATE: 4/14/2000



CITY OF MEMPHIS MOVEMENT AT THE NORTHWEST CORNER OF HIGHWAY 84 AND GERMAN TOWN ROAD. 1.8' SOUTHEAST OF THE BASE OF A SIGN ELEVATION = 315.80

DEVELOPER: WOLFGANG CHAPPELIER FILM
ART, MEMPHIS, TENNESSEE

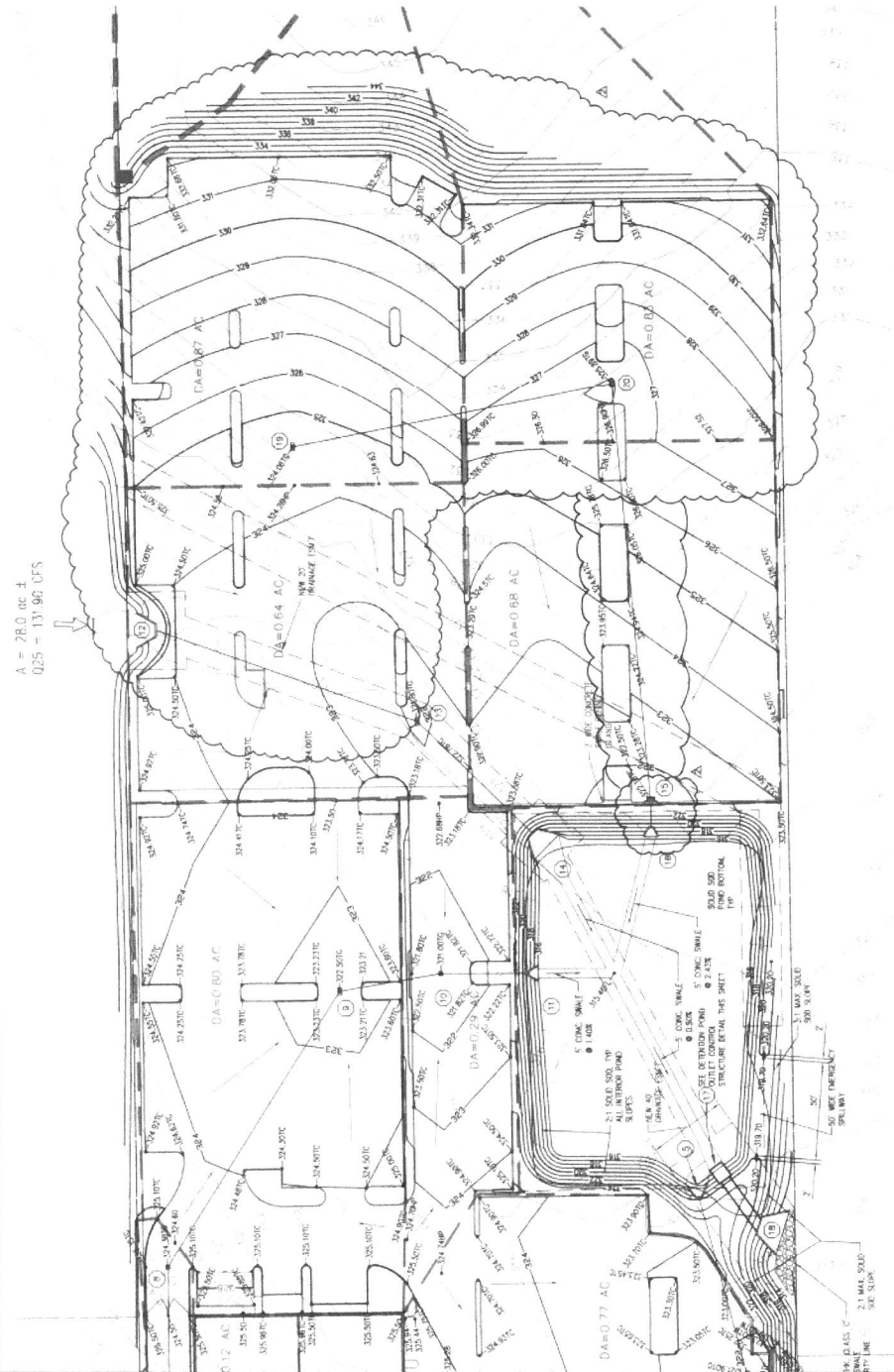
ENGINEER: A SUEW HARGRAVES HARGRAVES
& ASSOCIATES
MEMPHIS, TENNESSEE

PROF. AJHA DAI

TE 7/99 CHECKED BMW DATE 7
REVIEWED *[Signature]*
CITY ENGINEER

g.

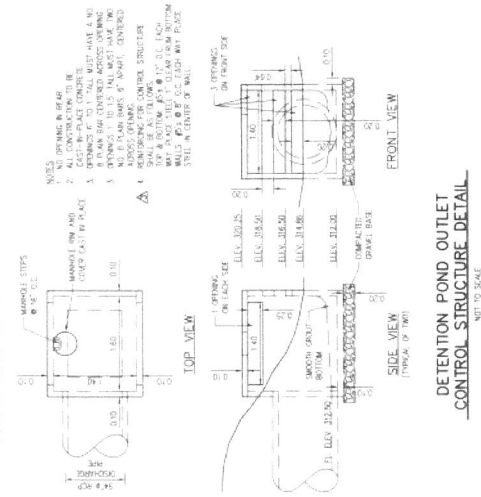
Packet Pg. 24



A = 28.0 ac ±
Q25 = 131.90 CFS

NOTES:

1. THE CONTRACTOR SHALL NOTIFY THE CITY OF HARTLEY CONSTRUCTION (ELEVATION: 24.00) OF ANY CHANGES TO THE DRAINAGE SYSTEM.
2. THE CONTRACTOR SHALL BE RESPONSIBLE FOR NOTIFYING ANY UTILITY COMPANY WHICH MAY BE AFFECTED BY THE DRAINAGE SYSTEM. THE CONTRACTOR SHALL MAINTAIN ACCESS TO ALL UTILITIES AND SHALL BE RESPONSIBLE FOR REPAIRING ANY DAMAGE TO UTILITIES CAUSED BY THE DRAINAGE SYSTEM.
3. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE CITY OF HARTLEY AND THE STATE OF TENNESSEE.
4. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE CITY OF HARTLEY AND THE STATE OF TENNESSEE.
5. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE CITY OF HARTLEY AND THE STATE OF TENNESSEE.
6. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE CITY OF HARTLEY AND THE STATE OF TENNESSEE.
7. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE CITY OF HARTLEY AND THE STATE OF TENNESSEE.
8. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE CITY OF HARTLEY AND THE STATE OF TENNESSEE.
9. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE CITY OF HARTLEY AND THE STATE OF TENNESSEE.



DETECTION POND OUTLET
CONTROL STRUCTURE DETAIL

NOT TO SCALE



SCALE: 1" = 30'

BENCHMARK

1" SOUTHEAST OF THE BASE OF A SIGN
ELEVATION = 215.00

AS-BUILT DRAIN PIPE TABLE (PUBLIC)

FROM	INVERT	TO	INVERT	SIZE	L	SLOPE	CAP	16' R/W
	ELEV.		ELEV.	IN.	FT.	N/M	FT.	
12	316.27	13	316.11	45X73 ANCH	14.1	0.0033	122.0	322.01
12	316.27	16	315.84	45X73 ANCH	36.8	0.0139	231.85	

* PUBLIC DRAINAGE

THE INFORMATION SHOWN IN THE ABOVE "AS-BUILT DRAIN PIPE TABLE (PUBLIC)" WAS DERIVED FROM FIELD NOTES TAKEN IN THE FIELD ON 6/18/2021.

I HEREBY CERTIFY THAT THE INFORMATION SHOWN IN THE ABOVE "AS-BUILT DRAIN PIPE TABLE (PUBLIC)" IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.



ASKIN W. HARRAVES
CONSULTING ENGINEERS
MEMPHIS, TENNESSEE

THIS PROPERTY DOES NOT LIE WITHIN THE 100 YEAR FLOOD PLAIN AS SHOWN ON FEMA FLOOD MAPS OF 1985. ELEVATION 2.1994 ZONE A.

DRAIN STRUCTURE TABLE

NO.	TYPE	INVERT	TO	INVERT	SIZE	L	SLOPE	CAP	16' R/W
		ELEV.		ELEV.	IN.	FT.	N/M	FT.	
4	1" INLET	316.33	4.62	317.90	316.43	—	—	316.33	—
5	TYPE D HEADWALL	316.33	17.21	316.43	316.43	—	—	316.33	—
6	TYPE D HEADWALL	316.33	17.21	316.43	316.43	—	—	316.33	—
7	TYPE D HEADWALL	316.33	17.21	316.43	316.43	—	—	316.33	—
8	TYPE D HEADWALL	316.33	17.21	316.43	316.43	—	—	316.33	—
9	TYPE D HEADWALL	316.33	17.21	316.43	316.43	—	—	316.33	—
10	TYPE D HEADWALL	316.33	17.21	316.43	316.43	—	—	316.33	—
11	TYPE D HEADWALL	316.33	17.21	316.43	316.43	—	—	316.33	—
12	TYPE D HEADWALL	316.33	17.21	316.43	316.43	—	—	316.33	—
13	TYPE D HEADWALL	316.33	17.21	316.43	316.43	—	—	316.33	—
14	TYPE D HEADWALL	316.33	17.21	316.43	316.43	—	—	316.33	—
15	TYPE D HEADWALL	316.33	17.21	316.43	316.43	—	—	316.33	—
16	TYPE D HEADWALL	316.33	17.21	316.43	316.43	—	—	316.33	—
17	TYPE D HEADWALL	316.33	17.21	316.43	316.43	—	—	316.33	—
18	TYPE D HEADWALL	316.33	17.21	316.43	316.43	—	—	316.33	—
19	TYPE D HEADWALL	316.33	17.21	316.43	316.43	—	—	316.33	—
20	TYPE D HEADWALL	316.33	17.21	316.43	316.43	—	—	316.33	—

DRAIN PIPE TABLE

FROM	INVERT	TO	INVERT	SIZE	L	SLOPE	CAP	16' R/W
	ELEV.		ELEV.	IN.	FT.	N/M	FT.	
4	316.33	5	316.43	1" INLET	4.62	0.0033	122.0	322.01
5	316.43	6	316.43	1" INLET	17.21	0.0033	122.0	322.01
6	316.43	7	316.43	1" INLET	17.21	0.0033	122.0	322.01
7	316.43	8	316.43	1" INLET	17.21	0.0033	122.0	322.01
8	316.43	9	316.43	1" INLET	17.21	0.0033	122.0	322.01
9	316.43	10	316.43	1" INLET	17.21	0.0033	122.0	322.01
10	316.43	11	316.43	1" INLET	17.21	0.0033	122.0	322.01
11	316.43	12	316.43	1" INLET	17.21	0.0033	122.0	322.01
12	316.43	13	316.43	1" INLET	17.21	0.0033	122.0	322.01
13	316.43	14	316.43	1" INLET	17.21	0.0033	122.0	322.01
14	316.43	15	316.43	1" INLET	17.21	0.0033	122.0	322.01
15	316.43	16	316.43	1" INLET	17.21	0.0033	122.0	322.01
16	316.43	17	316.43	1" INLET	17.21	0.0033	122.0	322.01
17	316.43	18	316.43	1" INLET	17.21	0.0033	122.0	322.01
18	316.43	19	316.43	1" INLET	17.21	0.0033	122.0	322.01
19	316.43	20	316.43	1" INLET	17.21	0.0033	122.0	322.01
20	316.43	21	316.43	1" INLET	17.21	0.0033	122.0	322.01

Vicinity Map



Vicinity Map



Bartlett West LLC
213 N. Stadium Boulevard, Ste. 203
Columbia, MO 65203

Bentley Properties LP
744 S. White Staiton Road
Memphis, TN 38117-4577

Billings Real Estates,LLC
6245 Ashley Road
Arlington, TN 38002-9618

Century Commons LLC
8070 Memphis Arlington Road
Bartlett, TN 38133-2014

Collis Foods Inc (DBA) Waffle House 1277
1021 Cambridge Square
Alpharetta, GA 30009

Cordova Hotel LLC
P O Box 17047
Jonesboro, AR 72403

DMB Holding I LLC
4198 Loch Meade Drive
Lakeland, TN 38002-9335

Dunbar James H II
2230 Windcliff
Eads, TN 38028

Ephlin Insurance Group Incorporated
8099 Stage Hills Boulevard
Bartlett, TN 38133-4064

Extra Space Properties Ninety One LLC
34405 W. 12 Mile Road, Ste. 215
Farmington Hills, MI 48331-3391

Geeslin Jo Ann Revocable Living Trust
3041 N. Germantown Road
Bartlett, TN 38133

Germantown Road LLC
14600 SW 136th Street
Miami, FL 33186-6762

Golden Arch LP
5645 Murray Road
Memphis, TN 38119-3831

GTP Stage LLC
205 Lake Valley Drive
Maumelle, AR 72113-5942

Highway Sixty Four LLC
2956 N. Germantown Road
Bartlett, TN 38133

HJ & F LLC
8170 Highway 64
Bartlett, TN 38133

JWE Ace LLC
1705 Boggs Road
Duluth, GA 30096

Keeling Company
P O Box 15310
Little Rock, AR 72231

Kosten Alan L And Stanley Rosenblum
2025 Miller Farms Road
Germantown, TN 38138-3716

Lowes Home Centers Incorporated
1000 Lowes Boulevard
Mooresville, NC 28117-8520

Macs Convenience Stores LLC
P O Box 347
Columbus, IN 47202-0347

Mascom Properties LLC
8039 Stage Hills Boulevard, Ste. 201
Bartlett, TN 38133-4014

MBR Enterprises LLC
2956 N. Germantown Road
Bartlett, TN 38133-4002

New CFH LLC
968 Jamrs Street
Syracuse, NY 13203-2503

Nim Char Rem Unitrust Agr Rob
744 S. White Station Road
Memphis, TN 38117-4577

Oak Grove Missionary Baptist Church
7317 U S Highway 64
Memphis, TN 38133-3903

Patel Rajesh And Rakesh Arvind Pate
7784 Wolf Trail Cove
Germantown, TN 38138-1781

Sea Mist IOP LP 61
185 N. Plaza Court
Mount Pleasant, SC 29464-6301

Sixty-Four Kate Hyde Partners
7700 Wolf River Boulevard
Germantown, TN 38138-1752

Stage Hills Holdings LLC
4728 Spottswood Avenue, Ste. 207
Memphis, TN 38117-4817

Attachment: solomito sup (2839 : Res. 23-20 SUP 3020 N Germantown Rd New and Used Motor Vehicle Sales)

Taylor Susanne
3015 N. Germantown Road
Memphis, TN 38133-4027

Taylor Susanne Dvm Living Trust
3015 N. Germantown Road
Bartlett, TN 38133-4027

Wang Shun S And Jennifer D Wang (RS
P O Box 717
Arlington, TN 38002

We Love Kids LLC
8040 Stage Hills Boulevard
Memphis, TN 38133-4032

WFL Retail LLC
7598 A E Beaty Drive
Bartlett, TN 38133-3944

Wolflake Investment Group LLC
2943 N. Germantown Road
Bartlett, TN 38133-4001

Woodbury Michael & Angela
551 Lexington Circle
Memphis, TN 38120-2727

Attachment: solomito sup (2839 : Res. 23-20 SUP 3020 N Germantown Rd New and Used Motor Vehicle Sales)

Solomito Land Planning
1779 Kirby Parkway #1-323
Memphis, TN 38138

Solomito Land Planning
1779 Kirby Parkway #1-323
Memphis, TN 38138

Solomito Land Planning
1779 Kirby Parkway #1-323
Memphis, TN 38138

Solomito Land Planning
1779 Kirby Parkway #1-323
Memphis, TN 38138

Solomito Land Planning
1779 Kirby Parkway #1-323
Memphis, TN 38138

Home Skelton Inter Vivos Trust
4385 Poplar Avenue
Memphis, TN 38117

Home Skelton Inter Vivos Trust
4385 Poplar Avenue
Memphis, TN 38117

2

Home Skelton Inter Vivos Trust
4385 Poplar Avenue
Memphis, TN 38117

Home Skelton Inter Vivos Trust
4385 Poplar Avenue
Memphis, TN 38117

Home Skelton Inter Vivos Trust
4385 Poplar Avenue
Memphis, TN 38117



Board of Mayor and Aldermen

6400 Stage Road
Bartlett, TN 38134

SCHEDULED

ORDINANCE (ID # 2835)

Meeting: 09/08/20 06:00 PM

Department: Planning and Economic Development

Category: Zoning

Prepared By: Sam Harris

Initiator: Kim Taylor

Sponsors:

DOC ID: 2835

Ordinance 20-05, an ordinance to rezone from O-C to C-L property located at 6165 Stage Road.

WHEREAS, an application has been received to rezone property described herein from O-C to C-L; and

WHEREAS, a public hearing was held before this body on the 22nd day of September, 2020, and notice thereof published in *The Bartlett Express*,

NOW, THEREFORE, be it ordained by the Board of Mayor and Aldermen of the City of Bartlett:

SECTION I. The property described as follows is hereby rezoned from O-C to C-L.

“The Bartlett Retail Center Property, as recorded in instrument number DZ 7010 in the Shelby County Register’s Office, as shown in plat book 147, page 44, in said Shelby County Register’s Office, and being more particularly described as follows:

Beginning at a set iron pin in the west right-of-way line of Elmore Park Road (34.00 feet from the centerline); said iron pin being located south 01 degrees 06 minutes 59 seconds west as measured along said west right-of-way line a distance of 25.18 feet from the tangent intersection of the south right-of-way line of Stage Road (106.00 feet right-of-way) and the west right-of-way line of said Elmore Park Road; thence along said west right-of-way line of Elmore Park Road south 01 degrees 06 minutes 59 seconds west a distance of 110.74 feet to a set iron pin; thence continuing along said west right-of-way line south 02 degrees 37 minutes 49 seconds east a distance of 80.09 feet to a found iron pin in the north property line of the Paul Seward property, as recorded in instrument number P9 9247 in the Shelby County Register’s Office; thence north 89 degrees 51 minutes 27 seconds west along said north line a distance of 207.06 feet to a found iron pin with cap, said iron pin being in the east line of Lot 5, Phase II, Stage Road Business Park as recorded in plat book 119, page 32 in said Register’s Office; thence north 01 degrees 05 minutes 39 seconds west along said east line and along the east line of Lot 1, Phase I, Stage Road Business Park as recorded in plat book 112, page 53 in said Register’s Office a distance of 223.90 feet to a set chisel mark in the south right-of-way line of said Stage Road; thence eastwardly along said south right-of-way line of Stage Road and along a curve to the left having a radius of 2917.79 feet, an arc length of 185.34 feet (chord = south 87 degrees 20 minutes 29 seconds east, 185.31 feet) to a point of reverse curvature; thence southwardly along a curve to the right having a radius of 25.00 feet, an arc length of 39.45 feet (chord = south 44 degrees 05 minutes 20 seconds east, 35.48 feet) to the point of the beginning.”

SECTION 2. SEVERABILITY - Should any provision or part of this Ordinance be rendered void or unenforceable by any court of law, statute or other authority, the rest and remainder of this Ordinance shall remain in full force and effect.

SECTION 3. EFFECTIVE DATE - This Ordinance shall be effective from and after its final passage, the public welfare requiring it.

First Reading: August 25, 2020

Second Reading: September 8, 2020

Third Reading: September 22, 2020

W. C. Pleasant, Register to the
Board of Mayor and Aldermen

A. Keith McDonald, Mayor

Penny Medlock, City Clerk

HISTORY:

08/25/20 Board of Mayor and Aldermen **APPROVED ON FIRST READING**
Next: 09/08/20

Director of Planning, Kim Taylor provided a recommendation to approve to the Board of Mayor and Aldermen from the Planning Commission. She explained that this location is for a proposed Zaxby's. The ordinance is to rezone from O-C (Office) to C-L (Neighborhood Business). The location has been used as a retail center and more recently, Shelby County Charter School. The surrounding zoning to the north is SC-1 (Planned Commercial); east, C-L (Neighborhood Business); west, CG-MS (General Business Mainstreet Overlay) and RS-10 to the south. She stated that three residents had spoken against the rezoning at the Planning Commission's public hearing on the matter. Their concerns were an increase in traffic, trash and loss of property value.

Mayor McDonald mentioned that the location has remained vacant more occupied in its current form; and that the Planning Commission has presented the ordinance as favorable to the Board of Mayor and Aldermen.

Alderman Parsons inquired of a site plan regarding ample parking. Ms. Taylor stated that this ordinance was only for rezoning and that Zaxby's would have to submit a site plan for further approval.

July 7, 2020

Ms. Kim Taylor
Director, Planning and Economic Development
6382 Stage Road
Bartlett, TN 38134

RE: Application for Rezoning – Office Center (O-C) to Neighborhood Business District (C-L)
Proposed Zaxby's - 6165 Stage Road Bartlett, TN

Dear Kim,

Solomito Land Planning is pleased to submit on behalf of Mr. Tom Scott of Dixie Chicken, LLC, the applicant, and Mr. Marshall Gordon of Gordon Bartlett Center Grantor Trust, property owner, an application for a Rezoning for the property located at 6165 Stage Road. Located at the southwest corner of Stage Road and Elmore Park Road, the property is currently zoned Office Center (O-C) and is developed as an office building. The existing 9,360 square foot office building was once home to a Charter School but has been vacant for approximately three (3) years.

This application seeks to rezone the subject property to Neighborhood Business District (C-L) to accommodate a 3,652 square foot Zaxby's Restaurant with a drive thru, a use that is permitted by right in the requested zoning district. In conformance with the City of Bartlett Zoning Ordinance, the proposed development is designed to meet the needs of the immediate neighborhood and various pass by customers. As on the existing zoning exhibit, this area is comprised of a mixture of zoning districts. This rezoning to C-L will complement and match what is across Elmore Park Road to the east.

This rezoning will not unduly injure or damage the use, value and enjoyment of surrounding property nor unduly hinder or prevent the development of surrounding property in accordance with the current development policies and plans. The surrounding area is fully developed as is the existing site. The redevelopment of this site will complement the existing uses in the neighborhood.

An approved water supply, community wastewater treatment and disposal, and storm water drainage facilities that are existing and are adequate to serve the proposed development have been or will be provided concurrent with the development.

The location and arrangement of the building, parking areas, walks, lighting and other service facilities are compatible with the surrounding land uses. The original setbacks, and buffer dimensions will be honored.

The granting of the Rezoning request will permit the redevelopment of a contributing property that is not likely to develop as another office building. Surrounded by other commercial uses, this proposal is compatible with other properties in the district.

Thank you for your time and attention in this matter. Please do not hesitate to contact me with any questions you may have.

Sincerely,

SOLOMITO LAND PLANING

Brenda

Land Planner



SOLOMITO
LAND PLANNING

brenda@solomitolandplanning.com | 901.755.7495

Attachment: Zaxby's rezoning compressed (2835 : Ord. 20-05 rezone 6165 Stage from O-C to C-L for Zaxby's)

Bartlett Planning and
Economic Development Department
6382 Stage Road, P.O. Box 341148
Bartlett, TN 38184-1148
901-385-6417 FAX 901-385-6419
www.cityofbartlett.org

Bartlett Planning Commission Application for Rezoning

Consultation with the staff is encouraged prior to the completion of this application form.

Requested Zoning Neighborhood Business District (C-L)
 Property Address 6165 Stage Road
 Present Zoning Office Center (O-C)
 Owner/Developer Contact Marshall Gordon jdmarks1@comcast.net Phone 901-870-8976
 Company Name Gordon Bartlett Center Grantor Trust Fax _____
 Address 3822 Summer Avenue Memphis, TN 38122
 Planner
 XXXXX Contact Brenda Solomito Basar Phone 901-569-0310
 Company Name Solomito Land Planning Fax _____
 Address 1779 Kirby Parkway #1-323
 Engineer Contact Jeff Carter, PE jeff@carterengineering.net Phone 770-725-1200
 Company Name Carter Engineering Fax _____
 Address 3651 Mars Hill Road, Suite 2000 Watkinsville, GA 30677

Submitted by Brenda Solomito Basar Brenda Solomito Basar
 (printed name) (signature) (date)
 Email Address brenda@solomitolandplanning.com Phone 901-569-0310 Fax _____

- ✓ Attach a checked-off "Rezoning Checklist" and all items required therein.
B.S.B. Acknowledge (by initials in the blank to the left) that the "Application Instructions: Planning Commission" were obtained and read prior to submitting this application.
B.S.B. Provide 18-folded ($\pm 10" \times 13"$) sets of plans with a copy of the signed application attached to each set.
B.S.B. Provide an electronic PDF file of the plans. Note that an updated electronic file is required when plans are revised. The electronic file shall be labeled with the project name and accurately dated.
B.S.B. Include a fee with this application (check payable to the City of Bartlett) of \$500.00 for five (5) acres or less, plus \$50.00 per acre (after the first five) to a maximum of \$3,000.00. **The fee is not refundable.**

I, the property owner(s) hereby authorize the filing of this application.

MARSHALL GORDON [Signature] 7/2/20
 (print name) (signature) (date)

Applicant: Tom Scott
Dixie Chicken, LLC
1550 Timothy Road, Suite 203
Athens, GA 30606

706-389-7767

tom@twspc.com

Attachment: Zaxby's rezoning compressed (2835 : Ord. 20-05 rezone 6165 Stage from O-C to C-L for Zaxby's)

Bartlett Planning and
Economic Development Department
6382 Stage Road, P.O. Box 341148
Bartlett, TN 38184-1148
901-385-6417 FAX 901-385-6419
www.cityofbartlett.org

Rezoning Checklist

Plot Plan And Legal Description (each parcel, if more than one)

- ✓ Plot plan, drawn to scale, showing the following information for each parcel (several parcels may be included on one sheet):
 - ✓ Adjoining public street rights-of-way
 - ✓ Area (acres)
 - ✓ Present zoning
 - ✓ Requested zoning, including purpose (attach statement, one page maximum)
 - ✓ Area in which buildings are proposed to be located, showing setback dimensions from line.
 - ✓ Drainage
 - ✓ Driveways
 - ✓ Parking area
 - ✓ Buffer planting areas
 - ✓ Type and location of any easements
 - ✓ Other pertinent information as required through staff consultation.
- ✓ Legal description (may be attached to plot plan).
- ✓ One (1) PDF file of the plot plan, for display at the Planning Commission meeting.

Vicinity Map

- ✓ Vicinity map, drawn to a convenient scale, showing the subject property and all parcels within a 1,000-foot radius. Every parcel shall indicate owner's name and the streets, roads or alleys that each parcel fronts upon.

- ✓ One (1) PDF file of the vicinity map, for display at the Planning Commission meeting.

Property Owners

- ✓ List of all property owners within 1,000 feet or a minimum of fifty (50) property owners, whichever results in the greater number of owners. A xerographic copy of the mailing labels may serve as the list.
- ✓ Self-adhesive mailing labels for the list of property owners (two sets).

Sign to be Erected

The party requesting the rezoning must place a 4' x 4' sign on the property at least fifteen (15) days before a public hearing at the Planning Commission level and Board of Mayor and Aldermen level.

The sign shall clearly state

- the existing and proposed zoning of the tract;
- the name, address, and phone number of the party requesting the rezoning;
- the time and date of the public hearing; and
- the telephone number of the Bartlett Planning Department.

The location of the sign on the property is subject to approval by the Planning Department.

Re-application

When an application for rezoning is rejected, no re-application may be made on the same property for at least twelve months after the date of rejection.

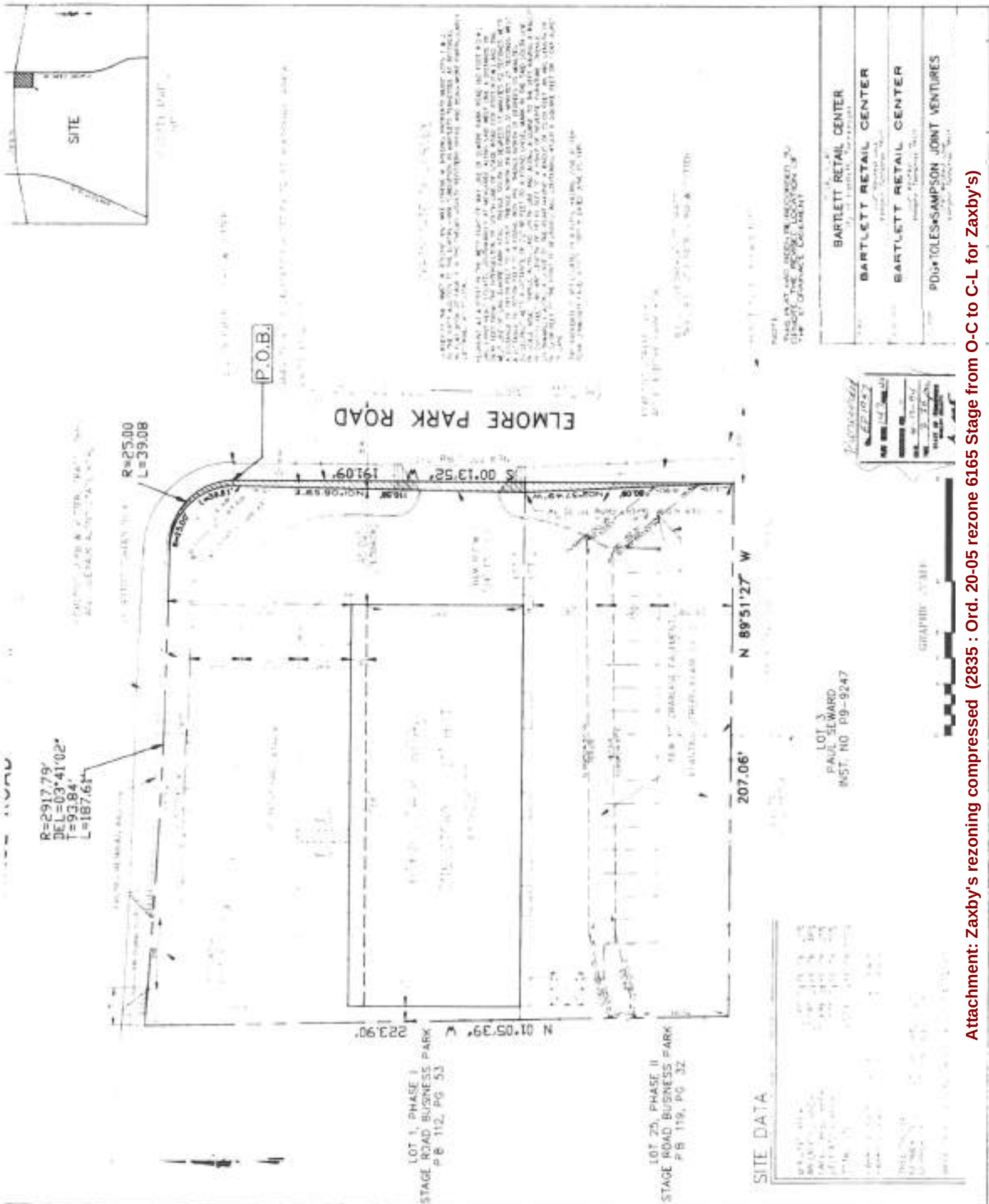
INCOMPLETE APPLICATIONS WILL NOT BE PROCESSED

LEGAL DESCRIPTION:

(per recorded plat by PDG-TOLES-SAMPSON JOINT VENTURES. 10.08.93)

"SURVEY OF THE JAMES W. BOLDING AND WIFE LORENE M. BOLDING PROPERTY BEING LOTS 1 & 2 IN THE FIRST ADDITION TO THE ELMORE PARK SUBDIVISION IN BARLETT TENNESSEE AS RECORDED IN PLAT BOOK 20 PAGE 9 IN THE SHELBY COUNTY REGISTERS OFFICE AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

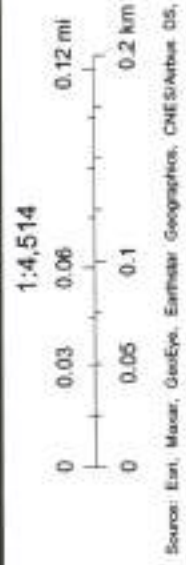
BEGINNING AT A POINT IN THE WEST RIGHT OF WAY LINE OF ELMORE PARK ROAD (60 FOOT R.O.W.), SAID POINT BEING LOCATED SOUTHWARDLY AS MEASURED ALONG SAID WEST LINE A DISTANCE OF 24.81 FEET FROM THE INTERSECTION OF SOUTH LINE OF STAGE ROAD (106 FOOT R.O.W.) AND THE WEST LINE OF SAID ELMORE PARK ROAD; THENCE SOUTH 00 DEGREES 13 MINUTES 52 SECONDS WEST A DISTANCE OF 191.09 FEET TO A POINT; THENCE NORTH 89 DEGREES 51 MINUTES 27 SECONDS WEST A DISTANCE OF 207.06 FEET TO A FOUND IRON PIN; THENCE NORTH 01 DEGREES 05 MINUTES 39 SECONDS WEST A DISTANCE OF 223.90 FEET TO A FOUND CHISEL MARK IN THE SAID SOUTH LINE OF STAGE ROAD; THENCE ALONG SAID SOUTH LINE AND ALONG A CURVE TO THE LEFT HAVING A RADIUS SOUTHWARDLY ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 25.00 FEET, AN ARC LENGTH OF 39.08 FEET TO THE POINT OF BEGINNING AND CONTAINING 45,691.6 SQUARE FEET OR 1.048 ACRES OF LAND."



Existing Zoning



July 6, 2020





CONCEPTUAL SITE PLANS AND DETAILS

SITE DEVELOPMENT PLANS FOR

ZAXBY'S



CLIENT
DIXIE CHICKEN, LLC.

PROJECT LOCATION
**6165 STAGE ROAD
SHELBY COUNTY, BARTLETT, TENNESSEE 38134**

TAX PARCEL ID # B0157 B00070C

CONSTRUCTION ENTRANCE/EXIT

LATITUDE 35.204140
LONGITUDE -89.857556



LOCATION MAP
SCALE IN U.S.

SHEET NO.	DATE	DESCRIPTION
1	07/04/20	INITIAL SUBMITTAL

SHEET INDEX

SHEET NO.	DESCRIPTION
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1	COVER SHEET
2	EXISTING CONDITIONS & DEMOLITION PLAN
3	SITE PLAN
4	UTILITY PLAN
5	GRADING & DRAINAGE PLAN
6	SWAMP - PHASE 1
7	SWAMP - PHASE II
8	SWAMP - PHASE III
9	SWAMP DETAILS
10	STANDARD DETAILS
11	STANDARD DETAILS
12	STANDARD DETAILS
13	STANDARD DETAILS
14	STANDARD DETAILS
15	STANDARD DETAILS
16	STANDARD DETAILS
17	STANDARD DETAILS
18	STANDARD DETAILS
19	STANDARD DETAILS
20	STANDARD DETAILS

REVISION BLOCK

REV. NO.	DATE	DESCRIPTION
1	07/04/20	INITIAL SUBMITTAL

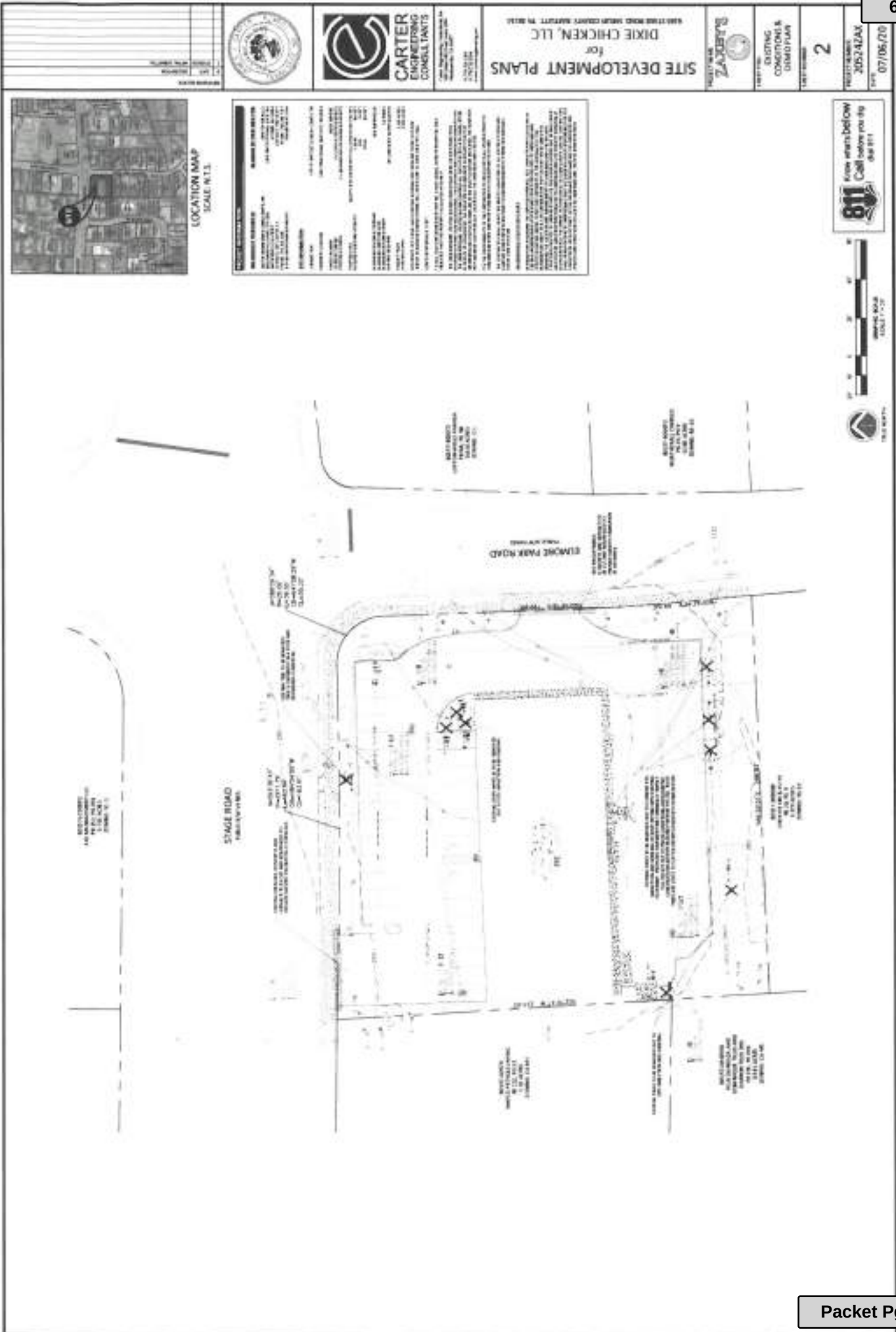


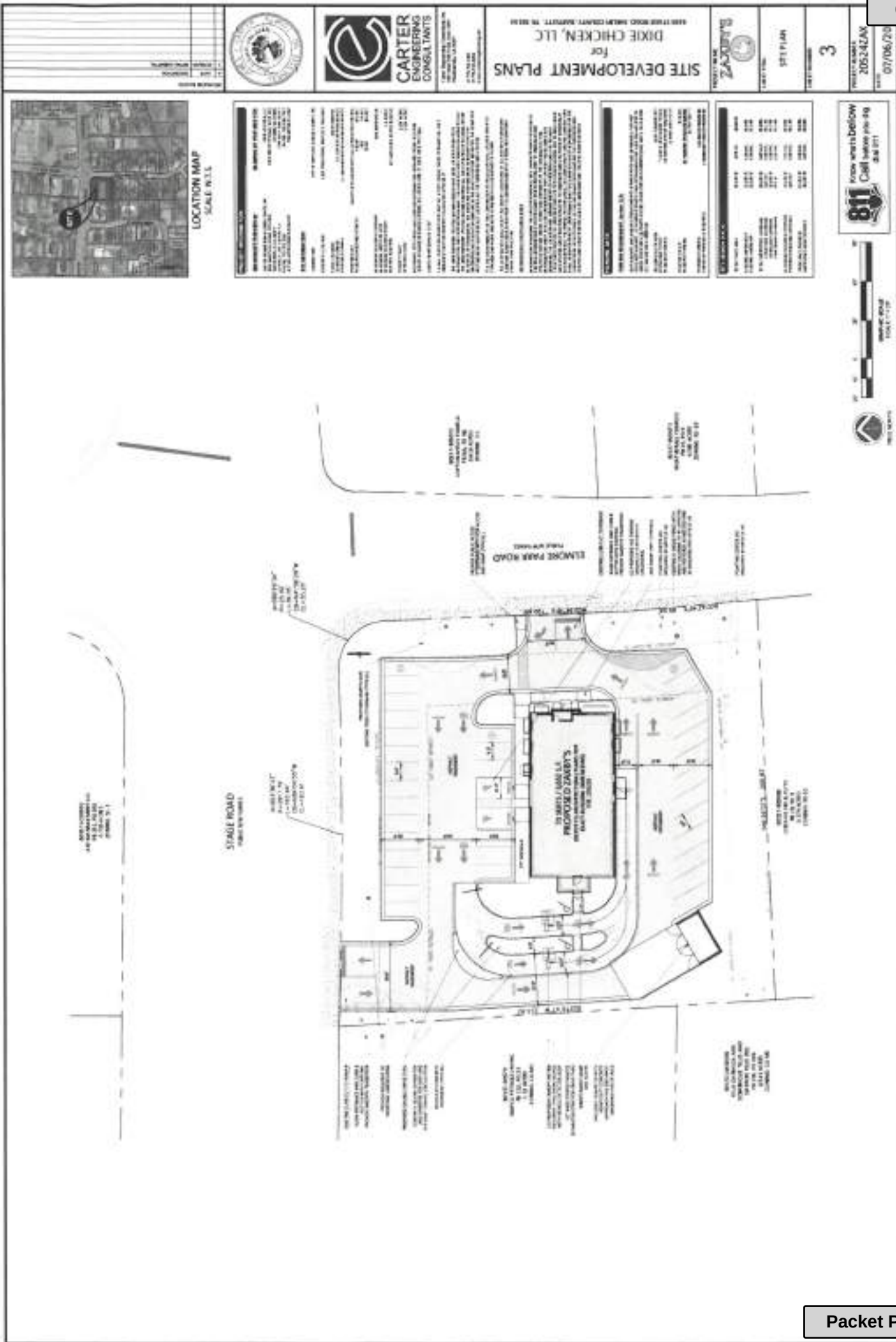
Cartier Engineering Consultants, Inc.
3403 South Main Road
Bartlett, TN 38134
Phone: 615-381-1200
Fax: 615-381-1201
www.cartierengineering.net

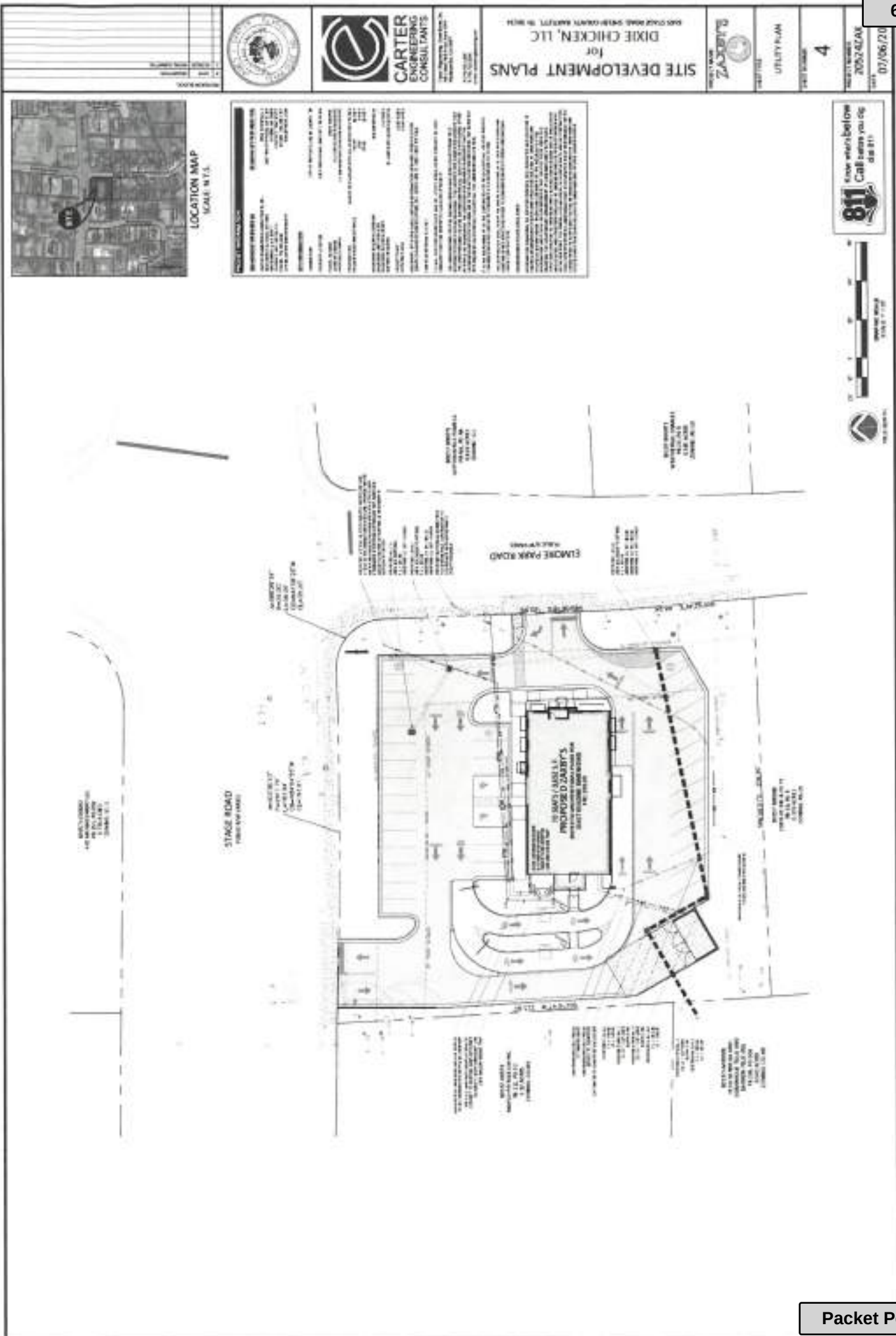
24-HOUR CONTACT:
Tom Scott (706) 389-7767

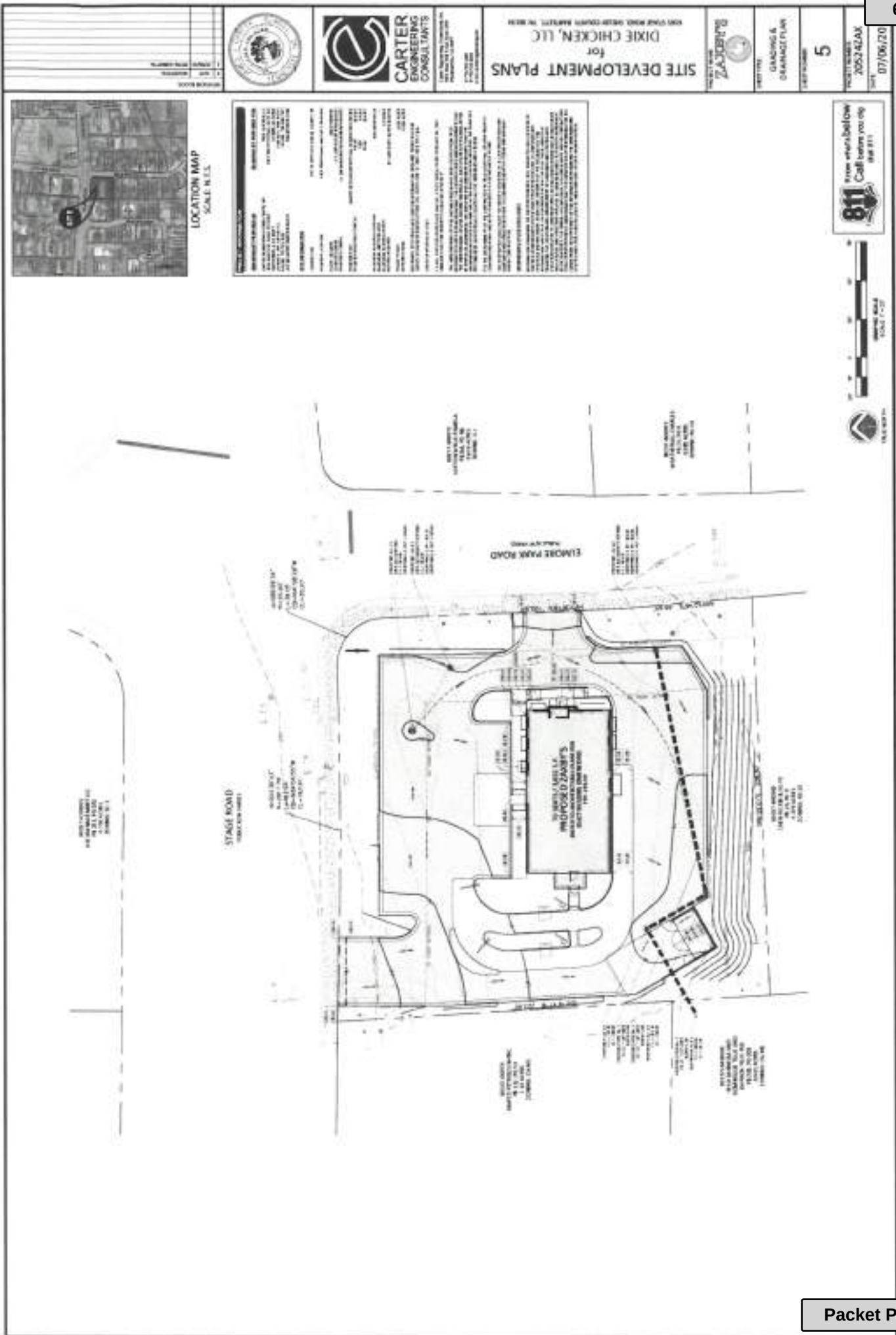


Project Sheet: 1.023.01
Sheet of 10









The site plan illustrates the proposed development for Dixie Chicken, LLC. The main building footprint is centrally located, surrounded by parking areas and service zones. Key features include:

- STAGE ROAD** running along the northern boundary.
- ELMORE PARK ROAD** running along the eastern boundary.
- Utility lines for water, sewer, and gas are shown throughout the site.
- Various setbacks and easements are indicated with dimension lines.
- A north arrow is located in the upper right corner of the plan.

GENERAL NOTES	
1.	ALL CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE ILLINOIS CONSTRUCTION SPECIFICATIONS AND THE ILLINOIS STATE DEPARTMENT OF TRANSPORTATION SPECIFICATIONS.
2.	ALL UTILITIES SHOWN ON THIS PLAN ARE BASED ON RECORD DRAWINGS AND FIELD SURVEY. THE CONTRACTOR SHALL VERIFY THE LOCATION AND DEPTH OF ALL UTILITIES PRIOR TO CONSTRUCTION.
3.	THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS FROM THE APPROPRIATE AGENCIES.
4.	ALL EROSION CONTROL MEASURES SHALL BE INSTALLED PRIOR TO THE START OF CONSTRUCTION AND MAINTAINED THROUGHOUT THE PROJECT.
5.	THE CONTRACTOR SHALL MAINTAIN ACCESS TO ALL ADJACENT PROPERTIES AT ALL TIMES.
6.	ALL MATERIALS AND WORKMANSHIP SHALL BE SUBJECT TO INSPECTION AND APPROVAL BY THE LOCAL HEALTH DEPARTMENT.
7.	THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF ALL EXISTING UTILITIES AND STRUCTURES.
8.	ALL CONSTRUCTION SHALL BE COMPLETED WITHIN THE SPECIFIED TIME FRAME.
9.	THE CONTRACTOR SHALL MAINTAIN ADEQUATE RECORDS OF ALL CONSTRUCTION ACTIVITIES.
10.	ALL UTILITIES SHALL BE REINSTALLED TO ORIGINAL OR BETTER CONDITIONS.
11.	THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE REMOVAL OF ALL CONSTRUCTION DEBRIS.
12.	ALL CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE ILLINOIS CONSTRUCTION SPECIFICATIONS AND THE ILLINOIS STATE DEPARTMENT OF TRANSPORTATION SPECIFICATIONS.

City of Elmhurst

Carter Engineering Consultants

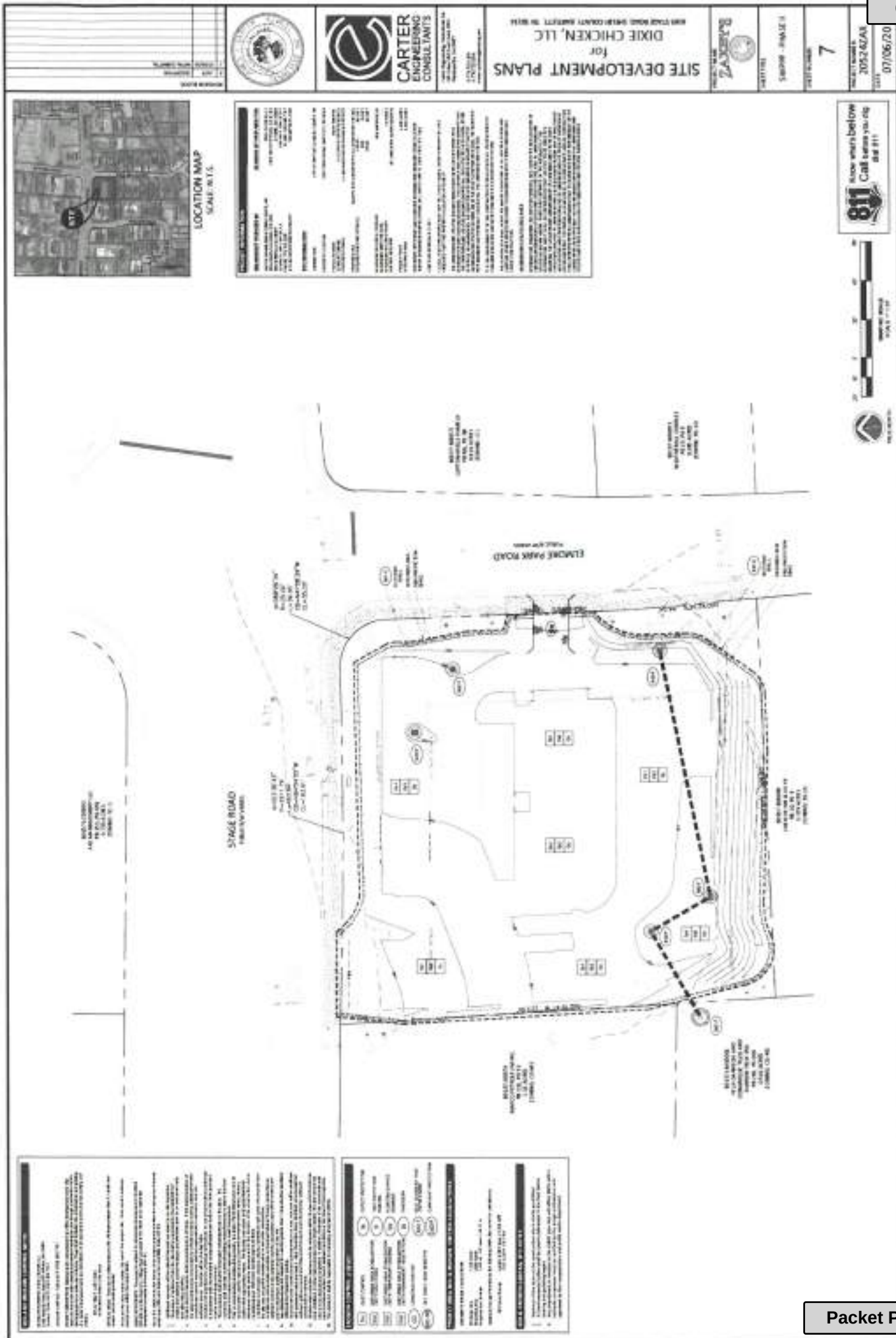
Site Development Plans for Dixie Chicken, LLC

SWEEP - PHASE 1

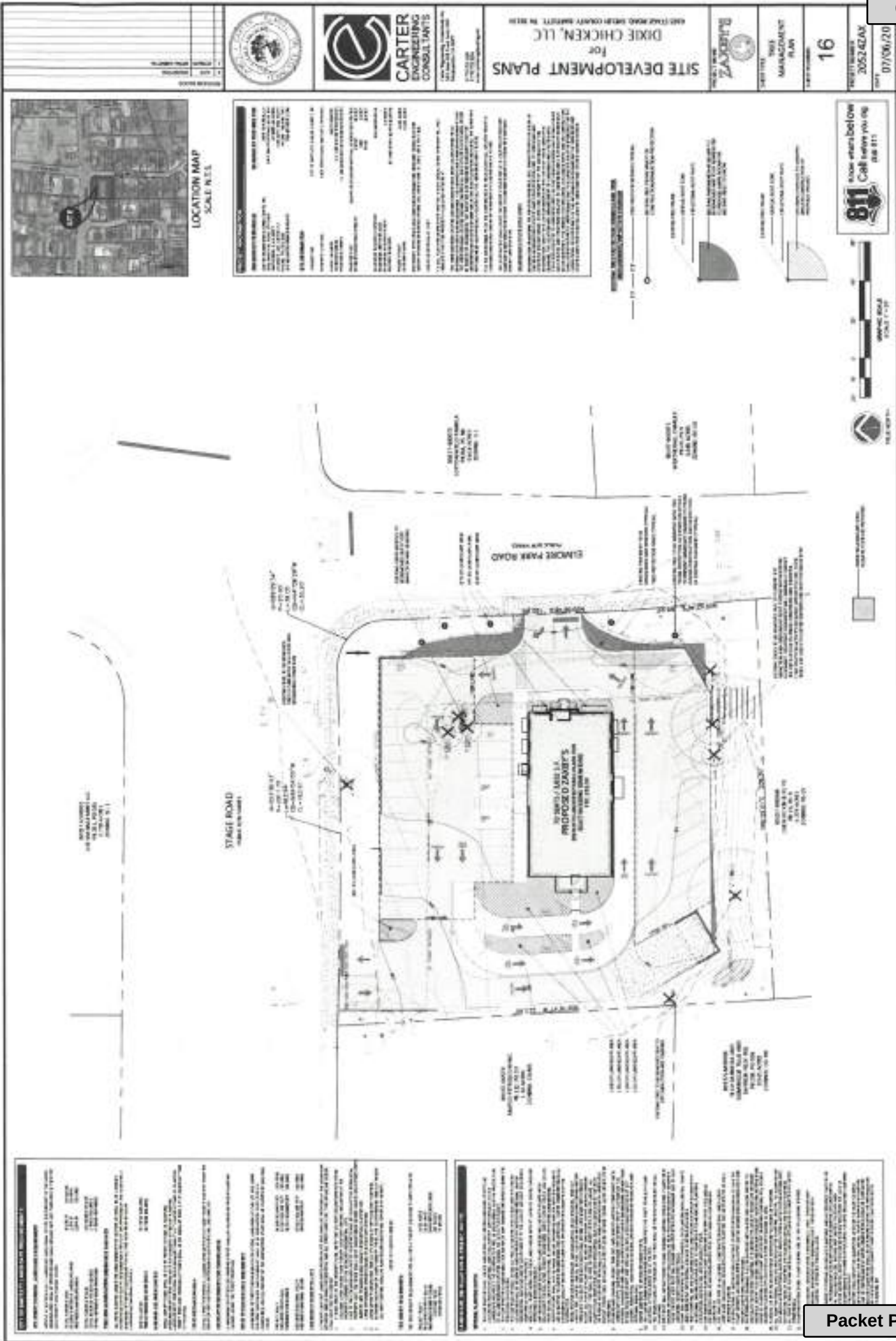
6

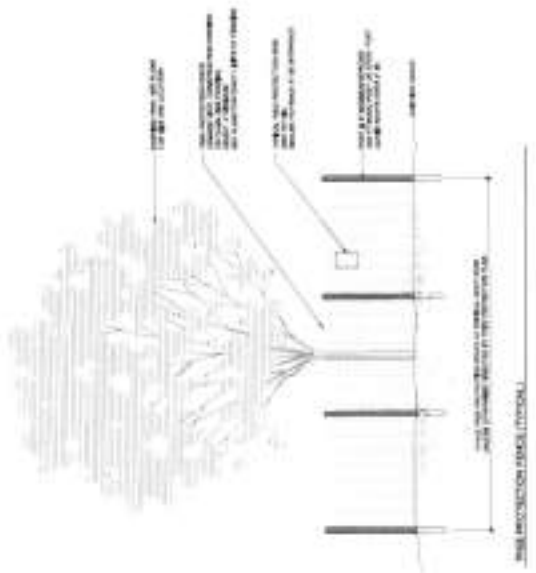
205242AX

07/06/20



[illegible]





LOCATION MAP
SCALE 1"=1/4"

NOTES TO THE PLANS

1. ALL CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE LATEST EDITIONS OF THE MICHIGAN DEPARTMENT OF TRANSPORTATION (MDOT) STANDARD SPECIFICATIONS FOR HIGHWAYS AND BRIDGES.
2. THE SITE PLAN SHALL BE CONSIDERED THE FINAL DESIGN AND SHALL BE USED FOR ALL CONSTRUCTION.
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TABLE 1: SITE AREA

ITEM	AREA (SQ. FT.)	AREA (AC.)
1. TOTAL SITE AREA	10,000.00	230.91
2. BUILDING AREA	1,000.00	23.09
3. PARKING AREA	8,000.00	184.82
4. TOTAL AREA	9,000.00	207.91

TABLE 2: BUILDING AREA

ITEM	AREA (SQ. FT.)	AREA (AC.)
1. BUILDING AREA	1,000.00	23.09
2. TOTAL AREA	1,000.00	23.09

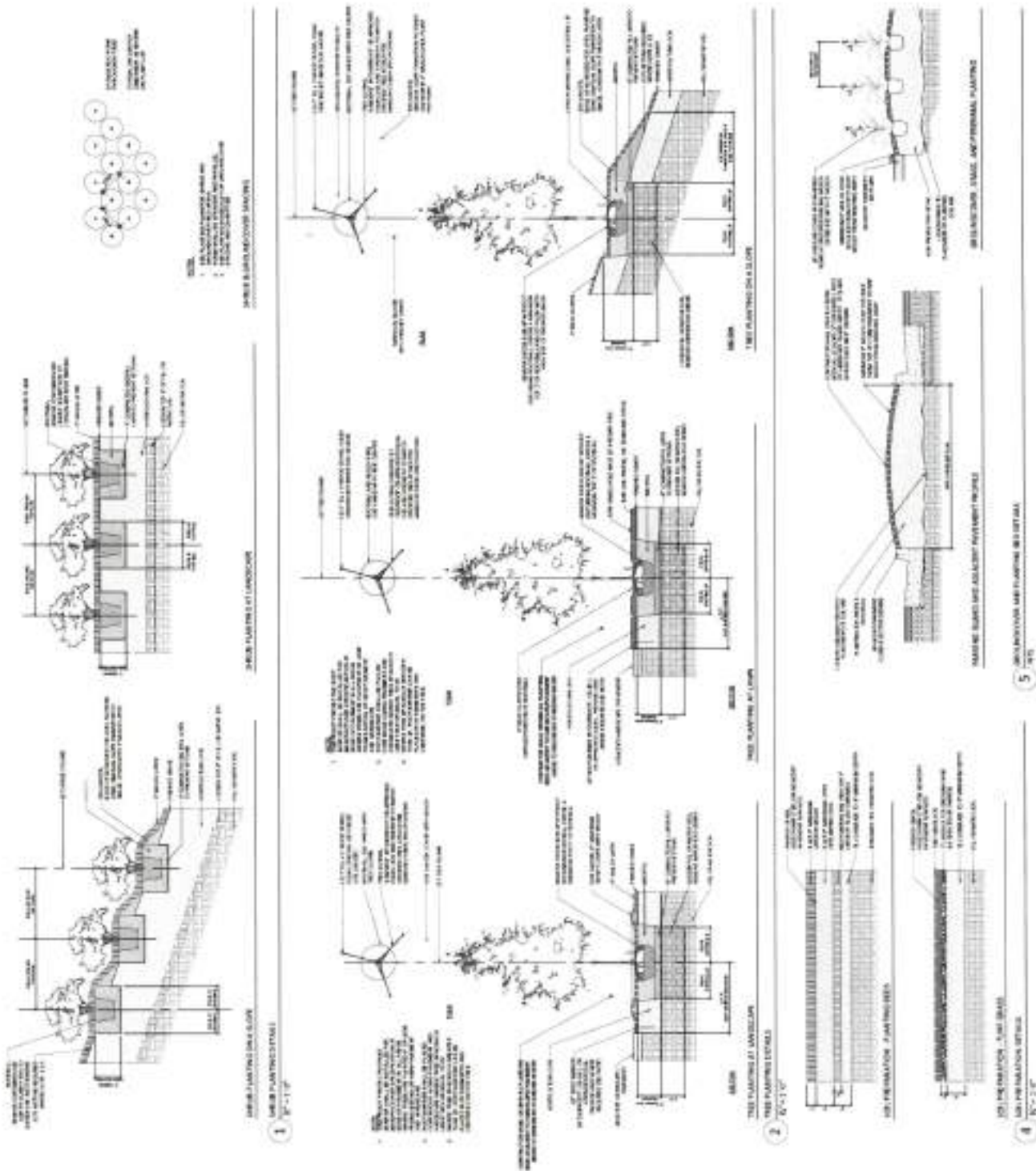
TABLE 3: PARKING AREA

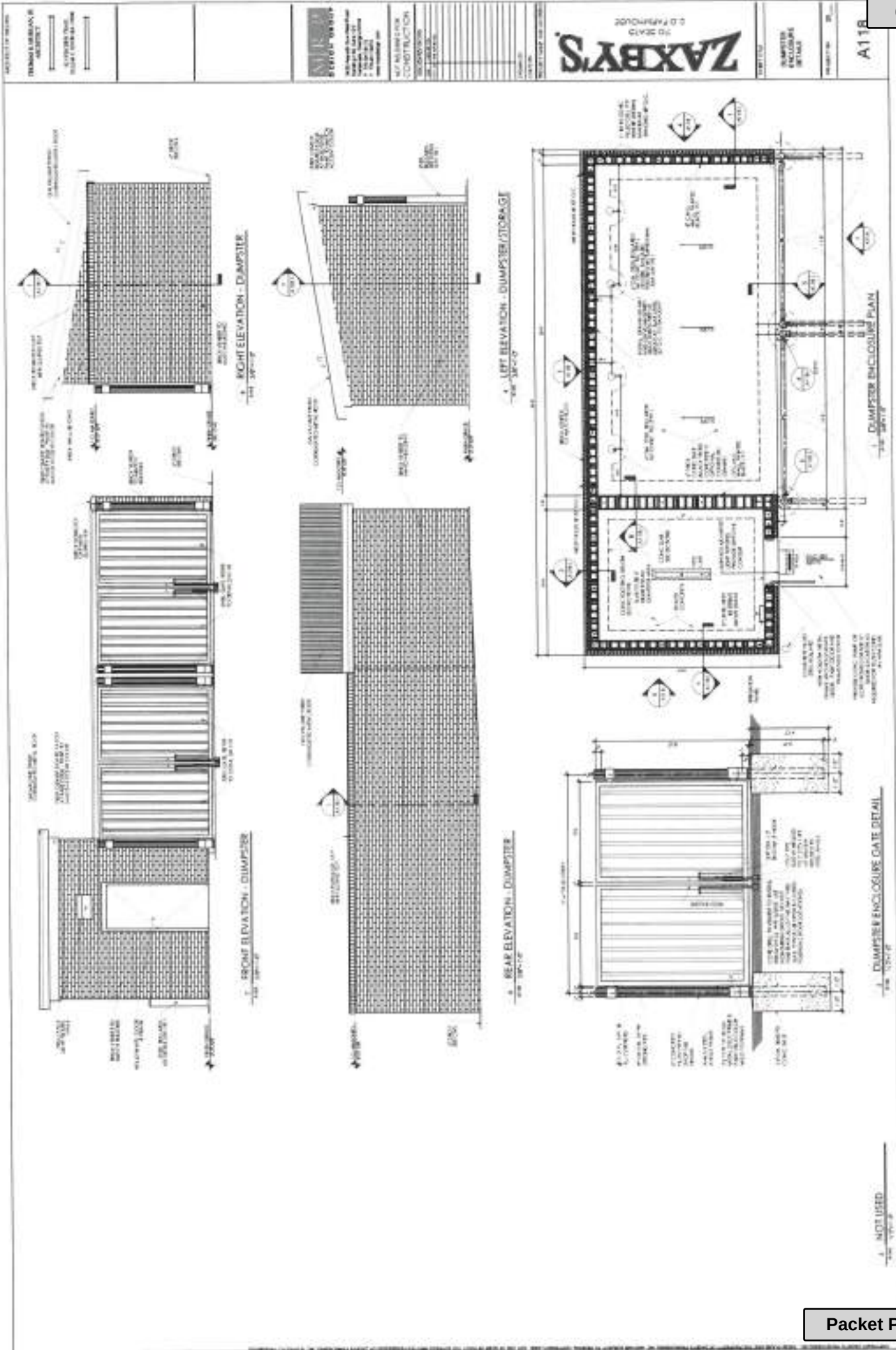
ITEM	AREA (SQ. FT.)	AREA (AC.)
1. PARKING AREA	8,000.00	184.82
2. TOTAL AREA	8,000.00	184.82

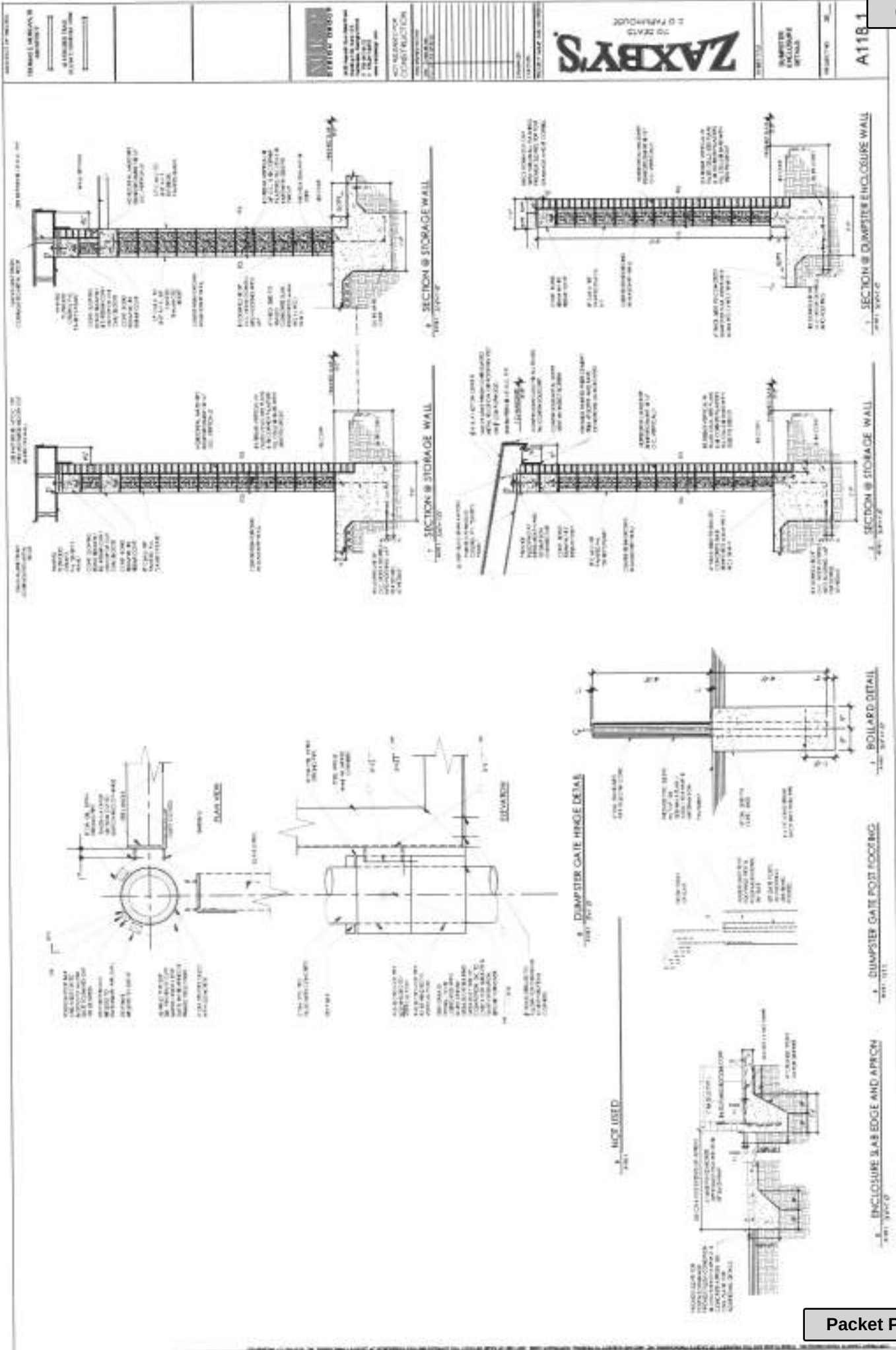
TABLE 4: TOTAL AREA

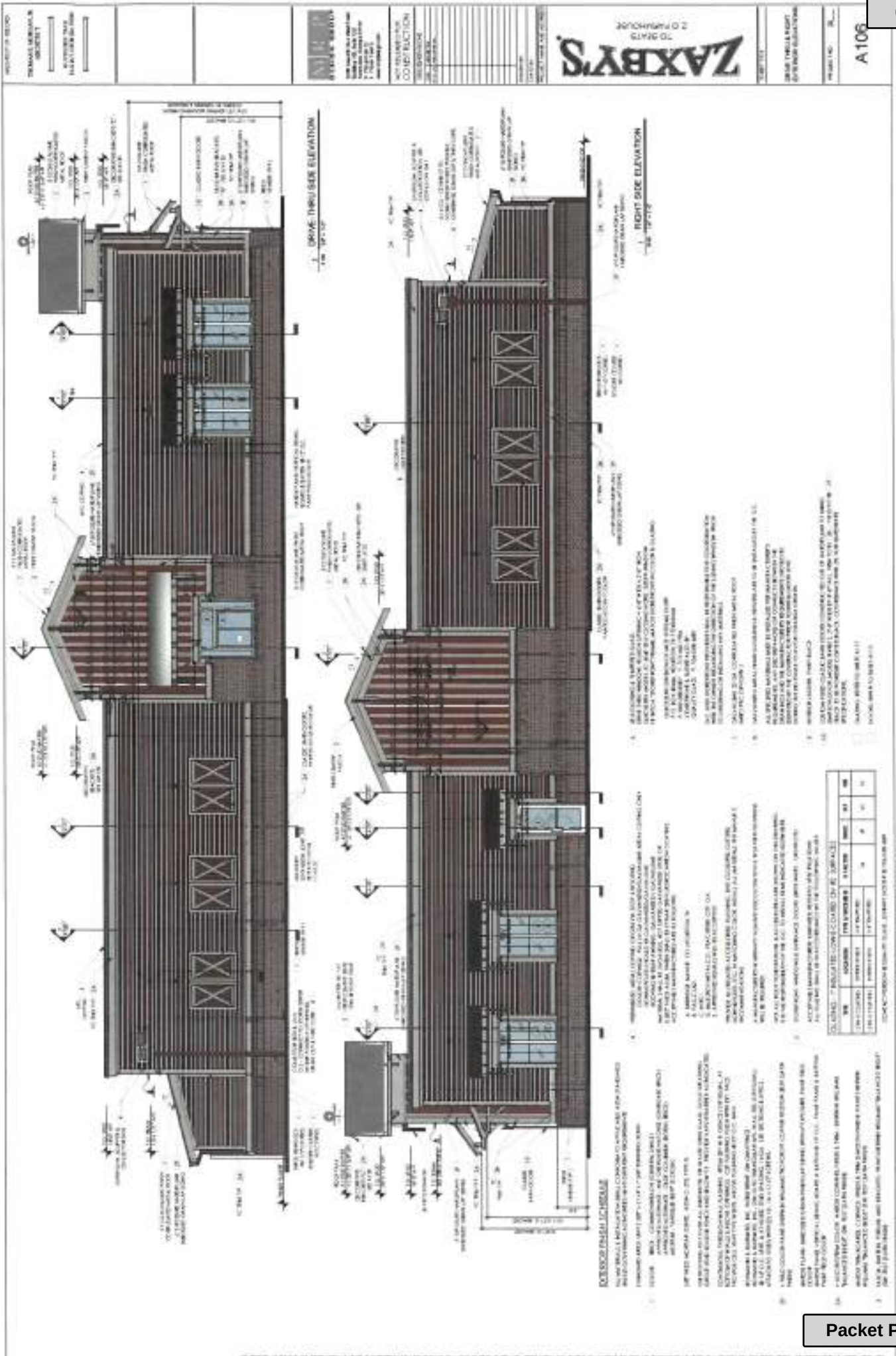
ITEM	AREA (SQ. FT.)	AREA (AC.)
1. TOTAL AREA	9,000.00	207.91
2. TOTAL AREA	9,000.00	207.91

Packet P









This instrument prepared by:
FEARNLEY & CALIFF, PLLC
 6389 Quail Hollow, Suite 202
 Memphis, Tennessee 38120
 Phone Number (901) 767-6200
 Facsimile Number (901) 682-8345

RETURN TO:
BRUCE L. FELDBAUM, ATTORNEY
 100 N. Main Building, #3020
 Memphis, TN 38103
 901-525-5744
 901-526-3711/Fax Number

WARRANTY DEED

THIS INSTRUMENT made and entered into this 25 day of December, 2000, by and between BARTLETT RETAIL CENTER, a Tennessee General Partnership, composed of Irvin D. Califf, Cary R. Califf, Mark C. Johnson, and Matthew C. O'Sullivan, party of the first part, and MARSHALL D. GORDON AND BRENDA Y. GORDON, CO-TRUSTEES, u/e/a GORDON-BARTLETT CENTER GRANTOR TRUST DATED 12-29-00, Party of the Second Party

WITNESSETH: That for and in consideration of Ten and no/100 Dollars (\$10.00) cash in hand paid, and other good and valuable consideration, the receipt of all of which is hereby acknowledged, said party of the first part has bargained and sold and does hereby bargain, sell, convey, and confirm unto said party of the second part the following described real estate, situated and being in the City of Bartlett, County of Shelby, State of Tennessee, to wit:

See Exhibit "A" attached hereto and incorporated herein by reference.

Being the same real property conveyed to party of the first part herein by Warranty Deed of record at instrument number DX-7010 in the Register's Office of Shelby County, Tennessee.

TO HAVE AND TO HOLD the aforesaid real estate, together with all of the appurtenances and hereditaments thereunto belonging or in any wise appertaining unto the said party of the second part, their heirs, successors, and assigns in fee simple forever.

Said party of the first part does hereby covenant with the said party of the second part that it is lawfully seized in fee of the aforescribed real estate; that it has a good right to sell and convey the same, and that the title and quiet possession thereto it will warrant and forever defend against the lawful claims of all persons, and that the same is unencumbered except for City of Bartlett and County of Shelby real property taxes for the year 2000, which the party of the second part assumes and agrees to pay; subdivision restrictions, building lines, and easements of record at Plat Book 147, page 44, subject to the Deed of Trust of record at instrument No. ER-0404, all in the Register's Office of Shelby County, Tennessee.

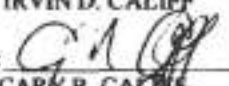
The word "party" as used herein shall mean "parties" if it refers to more than one person or entity, and pronouns shall be construed according to their proper gender and number according to the context hereof.

IN WITNESS WHEREOF, party of the first part has caused this instrument to be executed the day and year first above written.

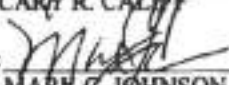
BARTLETT RETAIL CENTER
 A Tennessee General Partnership

By: 

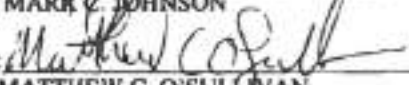
IRVIN D. CALIFF

By: 

CARY R. CALIFF

By: 

MARK C. JOHNSON

By: 

MATTHEW C. O'SULLIVAN

This instrument is being re-recorded to correct the legal name of the party of the second part and to vest title in said Co-Trustees of the Gordon-Bartlett Center Grantor Trust which was shown as the original party of the second part in the Warranty Deed and which resulted as an inadvertent typographical error therein.

STATE OF TENNESSEE
COUNTY OF SHELBY

Before me, a Notary Public of the State and County aforesaid, personally appeared IRVIN D. CALIFF, with whom I am personally acquainted, and who, upon oath, acknowledged himself to be a partner of BARTLETT RETAIL CENTER, the within named bargainor, a partnership, and they as such partner, being authorized to do so, executed the foregoing instrument for the purposes therein contained, by signing the name of the partnership by himself as such partner.

WITNESS my hand and seal this 24 day of December, 2000.



Shirley Jones
NOTARY PUBLIC

STATE OF TENNESSEE
COUNTY OF SHELBY

Before me, a Notary Public of the State and County aforesaid, personally appeared CARY R. CALIFF, with whom I am personally acquainted, and who, upon oath, acknowledged himself to be a partner of BARTLETT RETAIL CENTER, the within named bargainor, a partnership, and they as such partner, being authorized to do so, executed the foregoing instrument for the purposes therein contained, by signing the name of the partnership by himself as such partner.



WITNESS my hand and seal this 24 day of December, 2000.

Shirley Jones
NOTARY PUBLIC

STATE OF TENNESSEE
COUNTY OF SHELBY

Before me, a Notary Public of the State and County aforesaid, personally appeared MARK C. JOHNSON, with whom I am personally acquainted, and who, upon oath, acknowledged himself to be a partner of BARTLETT RETAIL CENTER, the within named bargainor, a partnership, and they as such partner, being authorized to do so, executed the foregoing instrument for the purposes therein contained, by signing the name of the partnership by himself as such partner.

WITNESS my hand and seal this 24 day of December, 2000.



Shirley Jones
NOTARY PUBLIC

STATE OF TENNESSEE
COUNTY OF SHELBY

Before me, a Notary Public of the State and County aforesaid, personally appeared MATTHEW C. O'SULLIVAN, with whom I am personally acquainted, and who, upon oath, acknowledged himself to be a partner of BARTLETT RETAIL CENTER, the within named bargainor, a partnership, and they as such partner, being authorized to do so, executed the foregoing instrument for the purposes therein contained, by signing the name of the partnership by himself as such partner.

WITNESS my hand and seal this 24 day of December, 2000.



Shirley Jones
NOTARY PUBLIC

For recording information only:

Property Address & Property Owner:
GORDON-BARTLETT CENTER GRANTOR TRUST
6165 Stage Road
Bartlett, TN 38134

Mail Tax Notices to:
Gordon-Bartlett Center Grantor Trust
P. O. Box 22422
Memphis, TN 38122

Tax Parcel No.:
B01 057B-00070C

State Tax: \$ _____
Register's Fee \$ _____
Recording Fee \$ _____
TOTAL: \$ _____

I, or we, hereby swear or affirm to the best of Affiant's knowledge, information, and belief the actual consideration for this transfer of value of property transferred, whichever is greater is \$ 1,360,000. On amount is equal to or greater than the amount which the property would command at a fair and voluntary sale.

[Signature]
AFFIANT

SUBSCRIBED AND SWORN to before me this 24 day of December, 2000.

[Signature]
NOTARY PUBLIC

My Commission Expires:
12-1-2002



EXHIBIT "A"

The Bartlett Retail Center Property, as recorded in instrument number DZ 7010 in the Shelby County Register's Office, as shown in plat book 147, page 44, in said Shelby County Register's Office, and being more particularly described as follows

Beginning at a set iron pin in the west right-of-way line of Elmore Park Road (34.00 feet from centerline); said iron pin being located south 01 degrees 06 minutes 59 seconds west as measured along said west right-of-way line a distance of 25.18 feet from the tangent intersection of the south right-of-way line of Stage Road (106.00' right-of-way) and the west right-of-way line of said Elmore Park Road; thence along said west right-of-way line of Elmore Park Road south 01 degrees 06 minutes 59 seconds west a distance of 110.74 feet to a set iron pin; thence continuing along said west right-of-way line south 02 degrees 37 minutes 49 seconds east a distance of 80.09 feet to a found iron pin in the north property line of the Paul Seward property, as recorded in instrument number P9 9247 in the Shelby County Register's Office; thence north 39 degrees 51 minutes 27 seconds west along said north line a distance of 207.06 feet to a found iron pin with cap, said iron pin being in the east line of Lot 5, Phase II, Stage Road Business Park as recorded in plat book 119, page 32 in said Register's Office; thence north 01 degrees 05 minutes 39 seconds west along said east line and along the east line of Lot 1, Phase I, Stage Road Business Park as recorded in plat book 112, page 53 in said Register's Office a distance of 223.90 feet to a set chisel mark in the south right-of-way line of said Stage Road; thence eastwardly along said south right-of-way line of Stage Road and along a curve to the left having a radius of 2917.79 feet, an arc length of 185.34 feet (chord = south 87 degrees 20 minutes 29 seconds east, 185.31 feet) to a point of reverse curvature; thence southwardly along a curve to the right having a radius of 25.00 feet, an arc length of 39.45 feet (chord = south 44 degrees 05 minutes 20 seconds east, 35.48 feet) to the point of beginning.

REREC.



KY 4362

04/08/2001-08:26:35

Title Transfer: Warranty Deed		11
D/C: 22 - HARRY PLUMB		
VALUATION	N/A	
TN MORTGAGE TAX	N/A	
TN TRANSFER TAX	N/A	
RECORDING FEE		20.00
DP FEE		2.00
REGISTER'S FEE	N/A	
WALK THRU FEE	N/A	
TOTAL AMOUNT		22.00
PAGE COUNT: 5 PAGE ADDED: No GROUP ID: X000004112		
STATE of TENNESSEE, COUNTY of SHELBY Tom Leatherwood, REGISTER		



KT 5405

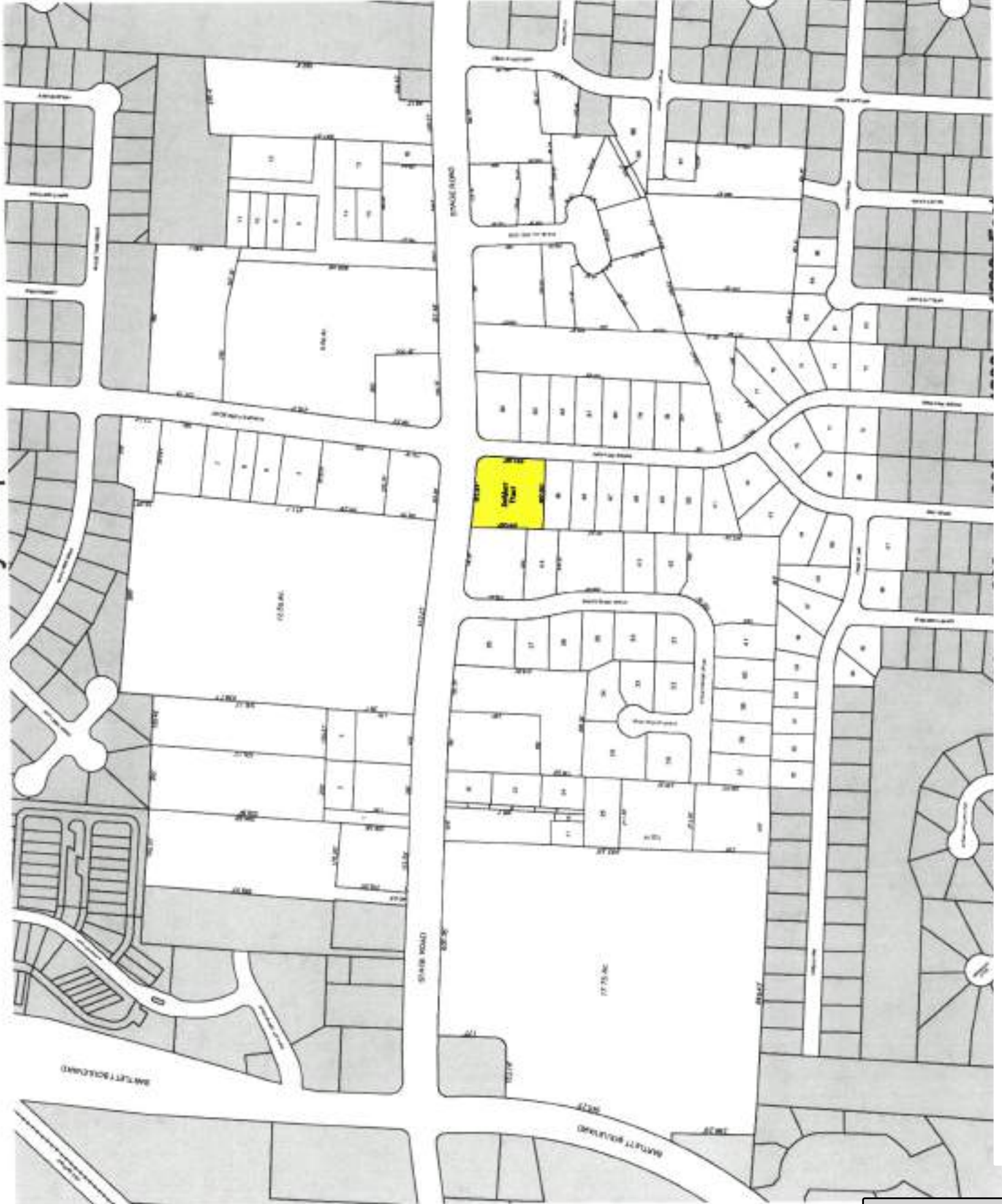
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Title Transfer: Warranty Deed		11
D/C: 3 - MAX HAYES		
TRANSFER VALUATION		1,350,000.00
TN MORTGAGE TAX	N/A	
TN TRANSFER TAX		9,832.00
RECORDING FEE		20.00
DP FEE		2.00
REGISTER'S FEE		1.00
WALK THRU FEE		20.00
TOTAL AMOUNT		9,875.00
PAGE COUNT: 5 PAGE ADDED: No GROUP ID: X000004112		
STATE of TENNESSEE, COUNTY of SHELBY Tom Leatherwood, REGISTER		

Vicinity Map



Vicinity Map



6.2.a

Date: 06/29/20
Prepared By: irch
0-08

Attachment: Zaxby's rezoning compressed (2835 : Ord. 20-05 rezone 6165 Stage from O-C to C-L for Zaxby's)

Lot #	Owners Name	Lot #	Owners Name
1	Winkal Holdings LLC	48	Harnage James & Lisa
2	Jackson Bobby P	49	Collier David E And Gary Rheume (RS)
3	DMB Holding I LLC	50	Gill Walter And Jean R Gill
4	James R Pearce Revocable Trust	Lot #	Owners Name
5	Kellon James & Laverne	51	Wilks Bruce
6	Halby John R & Michelle	52	Beloshapka Brent A & Shelbie
7	Gerlach Paul A	53	Turner Carolyn J
8	Chasse LLC	54	Meeks David E & June R
9	Bartholomy Andy	55	Springs Michael T
10	Bartholomy Andy	56	Lokey James N & Sharon J
11	Bartholomy Andy	57	Dailey Stacy H
12	McSwain William LLC	58	Hardin Terrance D
13	Alea Properties (USA) LLC	59	Powell Raymond L & Betty A C
14	Home Assistance LLC	60	Robbins Steven & Donna M
15	Huynh Andy	61	Cicero Charles P & Susan L
16	Dattel Samuel	62	Gray Ronald E & Judy J
17	Mock Talmadge W And Martha J Mock	63	Galdonez Brian K
18	Bartlett Office Park Assoc. Inc.	64	Barlow Diane C And Brittney J Barlow
19	Bartlett Office Park Assoc. Inc.	65	Taylor Ira T & Peggy J
20	Bartlett Office Park Assoc. Inc.	66	Johnson Jonathan M
21	Bartlett Office Park Assoc. Inc.	67	City Of Memphis
22	Naini Jamie B	68	Clark Leslie R E
23	Lucius David	69	Ingram Zwemer E Jr & Shelia J
24	Communications Workers Of America	70	House L M & Betty C
25	Issa Mohammad	71	Marsh Patricia T
26	Conwill Properties LLC	72	Berretta Louis A III & Vicky P
27	Hs Memphis Investments LLC	73	Taylor Gladys D
28	Ben R Williams Properties Incorporated	74	Clanton Jon W & Katherine
29	Cedors LLC	75	Gubala Paul & Debbie C
30	Butler Maurice	76	Carpenter Lance W & Gwen A
31	King Anthony E	77	Jones David S
32	King Anthony E	78	Smith Elizabeth A
33	Shephard Jim I And Charlotte R Shephard	79	McKee Lance & Anita
34	Cohen Mario	80	Denton Susan H
35	Hertter Properties LLC	81	Kessling Robert R & Whitney M
35	Master's Equity Group LLC	82	Webb Rachel
37	Two Sisters Ministry Incorporated	83	Weatherall Charles
38	Shearer Stanley L	84	Lofton-Wells Pamela
39	Williams Stephen S & Wency C	85	Thoni Ronald E And Maureen T
40	McKinney Michael D	86	Watts Curtis L & Aluren E Ballo
41	Aremco Incorporated	87	Bonicelli Charles Michael
42	Mid-South Independent Electrical	88	Matsuo Hiromune
43	Middle Michael LLC	89	Clemons Harriet K (LE) And Debra Simcox
44	Felix Darnecia And Dominique Tillis	90	Neal Robert L & Sue N
45	Chen He Xin & Xu Ye	91	True Mem2016 1 LLC
46	Preuett Austin D	92	Pearson Gary L & June C
47	Putman Jerry W		

AKZ Management LLC
P O Box 343318
Memphis, TN 38184-3318

Alea Properties (USA) LLC
8426 Horton Highway
College Grove, TN 37046

Allied Ventures LLC
11673 Belle Manor Drive
Arlington, TN 38002-4496

Aremco Incorporated
2808 Stage Center Drive
Memphis, TN 38134-4698

Ash Holdings GP
6423 Eagle Valley Cove
Bartlett, TN 38135-7429

Bank Of Bartlett
6281 Stage Road
Memphis, TN 38134

Barlow Diane C And Brittney J Barlow
6113 Camelia Lane
Memphis, TN 38134

Barnett T O & Mary
5645 Murray Road
Memphis, TN 38119-3831

Bartholomy Andy
1200 E. Woodhurst, Ste. L100
Springfield, MO 65804-4260

Bartlett Area Chamber Of Commerce Inc.
2969 Elmore Park Road
Bartlett, TN 38134-8309

Bartlett Colored Cemetery (TR)
2775 Shelby Street
Memphis, TN 38134-4509

Bartlett Heights LLC
744 S. White Station Road
Memphis, TN 38117-4577

Bartlett Lanes LLC
1200 E. Woodhurst Drive, Ste. L100
Springfield, MO 65804-4260

Bartlett Mortgage Incorporated
2860 Stage Village Cove
Memphis, TN 38134-4663

Bartlett Office Park Assoc. Incorporate
6075 Stage Road
Memphis, TN 38134-8313

Beloshapka Brent A & Shelbie
2799 Bragg Lane
Bartlett, TN 38134-4656

Ben R Williams Properties Incorporated
2863 Stage Center Drive
Memphis, TN 38134

Berretta Louis A III & Vicky P
2771 Elmore Park Road
Memphis, TN 38134-4617

Bonicelli Charles Michael
6267 Constance Avenue
Memphis, TN 38134-4613

Bonicelli Charles P & Rose V
2812 Galaxie Street
Memphis, TN 38134-4688

Branch Bartlett Associates LP
3340 Peachtree Road, Ste. 600
Atlanta, GA 30326-1065

Butler Maurice
P O Box 280
Cordova, TN 38088

Carpenter Lance W & Gwen A
2000 Rutger Street
St. Louis, MO 63104-2431

Cedors LLC
2851 Stage Center Drive
Memphis, TN 38134-4679

Chasse LLC
6240 Stage Plaza
Bartlett, TN 38134

Chen He Xin & Xu Ye
2863 Elmore Park Road
Memphis, TN 38134

Cicero Charles P & Susan L
6096 Camelia Lane
Bartlett, TN 38134-4657

City Of Memphis
125 N. Main Street
Memphis, TN 38103

Clanton Jon W & Katherine
45432 Bison Court
Temecula, CA 92592-4805

Clark Leslie R E
2770 Bragg Lane
Bartlett, TN 38134-4612

Clemons Harriet K (LE) And Debra Simcox
6230 Venus Avenue
Memphis, TN 38134-4647

Clinton Kris & Richard
2854 Stage Village Cove
Bartlett, TN 38134

Cohen Mario
1715 Glen Bean Court
Knoxville, TN 37919

Collier David E And Gary Rheauume (RS)
2831 Elmore Park Road
Bartlett, TN 38134-4619

Communications Workers Of America
2860 Price Road
Bartlett, TN 38135

Conwill Properties LLC
6115 Stage Road
Memphis, TN 38134

Dailey Stacy H
6130 Camelia Lane
Bartlett, TN 38134-4690

Dattel Samuel
250 Riverchase Parkway
Birmingham, AL 35244

Dattel Samuel Marital Trust B
505 S. Perkins Road, Ste. 103
Memphis, TN 38117-3937

Denton Susan H
2340 Pagely Place
Bartlett, TN 38134

DMB Holding I LLC
4198 Loch Meade Drive
Lakeland, TN 38002-3995

Do It LLC
1779 Kirby Parkway, Ste. 1-310
Germantown, TN 38138-3666

EBTF Incorporated
6025 Stage Road, Ste. 42308
Bartlett, TN 38134-8374

Exline Walter L Jr Living Trust
210 Golf Club Drive
New Smyrna Beach, FL 32168-2123

Felix Darnecia And Dominique Tillis
235 Choctaw Drive
Oakland, TN 38060-5298

Galdonez Brian K
6078 Camelia Lane
Bartlett, TN 38134-4657

Gebremichael Assefa
1129 Holmes Avenue
Campbell, CA 95008-7107

Gerlach Paul A
2963 Elmore Park Road
Memphis, TN 38134-8371

Gill Walter And Jean R Gil
7256 Andrews Road
Bartlett, TN 38135-2634

Gray Ronald E & Judy J
6088 Camelia Lane
Memphis, TN 38134-4657

Gubala Paul & Debbie C
2786 Elmore Park Road
Memphis, TN 38134-4618

Gubala Paul J And Deborah Fave
2786 Elmore Park Road
Memphis, TN 38134-4618

Hackmeyer/Hailey Properties
2502 Mt. Moriah Road, Ste. A110
Memphis, TN 38115-1515

Halby John R & Michelle
5361 Egypt Central Road
Bartlett, TN 38135

Hardin Terrance D
6118 Camelia Lane
Memphis, TN 38134-4690

Harnage James & Lisa
2839 Elmore Park Road
Memphis, TN 38134-4619

Hertter Properties LLC
3668 Castle Point Drive
Southaven, MS 38672-6651

Home Assistance LLC
4536 Marble Hill Lane
Bartlett, TN 38134-1273

House John C
1961 Brigance Cove
Germantown, TN 38139-5685

House L M & Betty C
2798 Bragg Lane
Bartlett, TN 38134-4612

HS Memphis Investments LLC
7846 Pips Ridge Lane
Bartlett, TN 38133-5816

Huynh Andy
7126 Santa Cruz Drive
Memphis, TN 38134

Ingram Zwemer E Jr & Shelia J
2784 Bragg Lane
Memphis, TN 38134-4612

Issa Mohammad
1349 Winoka Road
Collierville, TN 38017-3353

Jackson Bobby P
6068 Stage Road
Memphis, TN 38134

James R Pearce Revocable Trust
4359 Stage Road
Memphis, TN 38128-5708

Johnson Jonathan M
2764 Surrey Park Drive
Bartlett, TN 38134-4650

Jones David S
2796 Elmore Park Road
Bartlett, TN 38134-4618

Kellon James & Laverne
2951 Elmore Park Road
Memphis, TN 38134-8309

Kessling Robert R & Whitney M
2854 Elmore Park Road
Bartlett, TN 38134-4689

King Anthony E
1507 Brentwood Drive
West Memphis, AR 72301-1878

Landers Michael J & Karen R
2822 Elmore Park Road
Memphis, TN 38134-4689

Ledbury Cary A & Gloria K
6207 Stage Road
Memphis, TN 38134-3725

Lofton-Wells Pamela
6187 Stage Road
Bartlett, TN 38134-3725

Lokey James N & Sharon J
6140 Camelia Lane
Memphis, TN 38134

Lucius David
2874 Price Drive, Ste. 3
Bartlett, TN 38134-4695

Mapco Petroleum Incorporated
1900 Dalrock Road
Rowlett, TX 75088-5526

Marsh Patricia T
2783 Elmore Park Road
Bartlett, TN 38134-4617

Master's Equity Group LLC
2845 Stage Center Cove
Bartlett, TN 38134-4603

Matsuo Hiromune
6240 Venus Avenue
Memphis, TN 38134-4647

McKee Lance & Anita
2838 Elmore Park Road
Memphis, TN 38134-4689

McKinney Michael D
8893 Valley Creek Drive
Arlington, TN 38002-4483

McSwain William LLC
2066 Satinwood Drive
Memphis, TN 38119

McWaters William A Jr Living Trust
2851 Stage Village Cove, Ste. 2
Memphis, TN 38134

Meeks David E & June R
6103 Camelia Lane
Bartlett, TN 38134

Mid South Independent Electrical
2814 Stage Center Drive
Bartlett, TN 38134

Middle Michael LLC
2854 Stage Center Drive, Ste. 104
Bartlett, TN 38134-4200

Mid-South Independent Electrical
2814 Stage Center Drive
Bartlett, TN 38134-4677

Mock Talmadge W And Martha J Mock
3939 Robin Hill Drive
Memphis, TN 38135

Naini Jamie B
8504 Mysen Cove
Cordova, TN 38018

Neal Robert L & Sue N
6224 Venus Avenue
Memphis, TN 38134-4647

Norman And Long And Jennings Realty
7066 Highway 70
Bartlett, TN 38133-3812

Pearson Gary L & June C
2771 Satellite Street
Memphis, TN 38134-4643

Powell Raymond L & Betty A C
6112 Camelia Lane
Memphis, TN 38134-4690

Preuett Austin D
2855 Elmore Park Road
Bartlett, TN 38134-4619

Putman Jerry W
2847 Elmore Park Road
Memphis, TN 38134-4619

Realty Income Properties 17 LLC
11995 El Camino Real
San Diego, CA 92130-2539

Robbins Steven & Donna M
6104 Camelia Lane
Memphis, TN 38134-4690

Security Enterprises Inc And Jeffrey B
2870 Stage Village Cove
Memphis, TN 38134

Shearer Stanley L
P O Box E
Eads, TN 38028

Shephard Jim L And Charlotte R Shephard
3046 Elmore Park Road
Bartlett, TN 38134-3606

Simpson Wally J & Iris M
2806 Elmore Park Road
Bartlett, TN 38134-4689

Siu Management Company LLC
16141 Cleveland Street, Unit 315
Redmond, WA 98052-4354

Smith Elizabeth A
2830 Elmore Park Road
Bartlett, TN 38134

Spirit Master Funding LLC
5555 Glenridge Connector, Ste. 300
Atlanta, GA 30342-4741

Springs Michael T
2777 Bragg Lane
Memphis, TN 38134

Sta Ana Rozen S & Janette
2775 Stage Center Drive
Memphis, TN 38134

Stage Road Corporation
P O Box 34098
Memphis, TN 38184

Taylor Gladys D
2770 Elmore Park Road
Memphis, TN 38134-4618

Taylor Ira T & Peggy J
2765 Surrey Park Drive
Memphis, TN 38134-4654

Thoni Ronald E And Maureen T
9309 Charly Hill Lane
Cordova, TN 38016-2300

True Mem2016 1 LLC
1024 Bayside Drive, Ste. 205
Newport Beach, CA 92660-7462

Turner Carolyn J
6697 Booth Forrest Drive
Bartlett, TN 38135-9145

Two Sisters Ministry Incorporated
1901 Woodchase Glen Drive
Cordova, TN 38016-2605

Union Planters National Bank
250 Riverchase Parkway, 6th Floor
Birmingham, AL 35244

United States Postal Service
555 S. 3rd Street
Memphis, TN 38101

Victoria Station Properties LLC
600 Village Trace, Bldg. 23
Marietta, GA 30067-4069

Watts Curtis L & Aluren E Ballo
6276 Constance Avenue
Memphis, TN 38134-6414

Weatherall Charles
5892 Diplomat Place
Bartlett, TN 38134-5585

Webb Rachel
2862 Elmore Park Road
Memphis, TN 38134-4689

Wilks Bruce
2817 Elmore Park Road
Bartlett, TN 38134-4619

Williams Stephen S & Wency C
5112 Stage Road Ste. 4
Memphis, TN 38134

Winkal Holdings LLC
10 Rye Ridge Plaza, Ste. 200
Rye Brook, NY 10573

Solomito Land Planning
1779 Kirby Parkway #1-323
Memphis, TN 38138

Solomito Land Planning
1779 Kirby Parkway #1-323
Memphis, TN 38138

Solomito Land Planning
1779 Kirby Parkway #1-323
Memphis, TN 38138

Tim Scott
Dixie Chicken, LLC
1550 Timothy Road, Suite 203
Athens, GA 30606

Tim Scott
Dixie Chicken, LLC
1550 Timothy Road, Suite 203
Athens, GA 30606

Tim Scott
Dixie Chicken, LLC
1550 Timothy Road, Suite 203
Athens, GA 30606

Carter Engineering
3651 Mars Hill Road, Suite 2000
Watkinsville, GA 30677

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3651 Mars Hill Road, Suite 2000
Watkinsville, GA 30677

Carter Engineering
3651 Mars Hill Road, Suite 2000
Watkinsville, GA 30677

Gordon-Bartlett Center Grantor Trust
P. O. Box 22422
Memphis, TN 38122

Gordon-Bartlett Center Grantor Trust
P. O. Box 22422
Memphis, TN 38122

Gordon-Bartlett Center Grantor Trust
P. O. Box 22422
Memphis, TN 38122

Solomito Land Planning
1779 Kirby Parkway #1-323
Memphis, TN 38138

Solomito Land Planning
1779 Kirby Parkway #1-323
Memphis, TN 38138

Solomito Land Planning
1779 Kirby Parkway #1-323
Memphis, TN 38138

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Watkinsville, GA 30677

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Watkinsville, GA 30677

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Memphis, TN 38122

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Memphis, TN 38122

Gordon-Bartlett Center Grantor Trust
P. O. Box 22422
Memphis, TN 38122

Attachment: Zaxby's rezoning compressed (2835 : Ord. 20-05 rezone 6165 Stage from O-C to C-L for Zaxby's)

PROJECT LOCATION

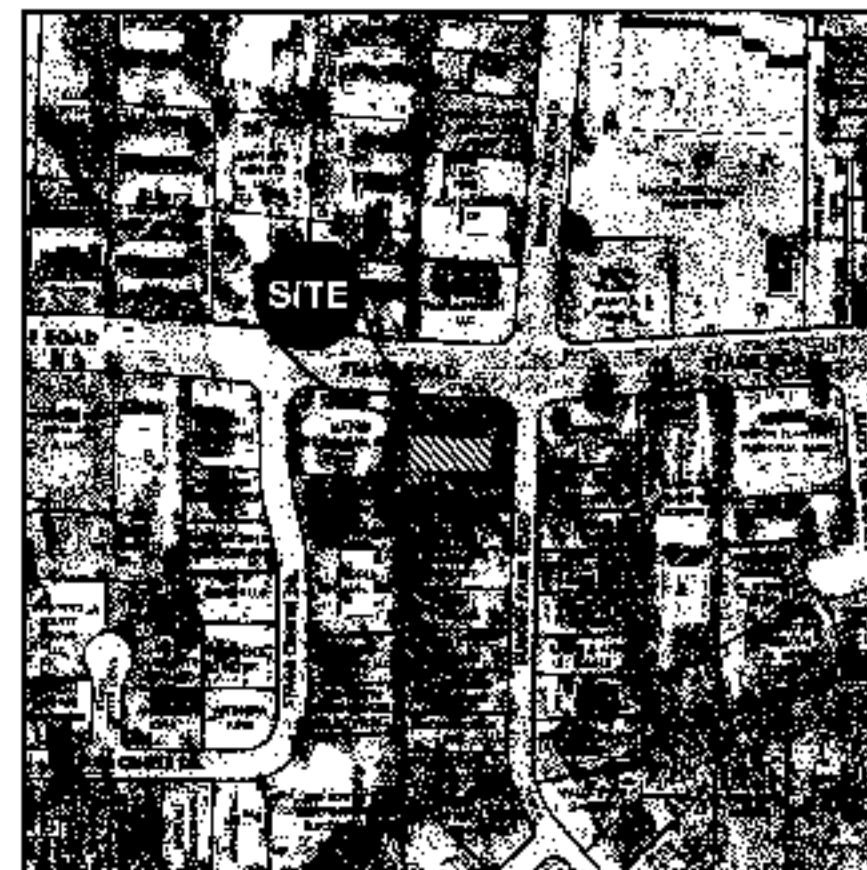
6165 STAGE ROAD
SHELBY COUNTY, BARTLETT, TENNESSEE 38134

TAX PARCEL ID # B0157 B00070C

CONSTRUCTION ENTRANCE/EXIT

LATITUDE 35.204140

LONGITUDE -89.857556



LOCATION MAP
SCALE: N.T.S.

PROJECT NOTES:

OWNER/DEVELOPER:
Dixie Chicken, LLC
1550 Timothy Road, Suite 203
Athens, GA 30606
Contact: Tom Scott
tom@twspc.com
Phone: 706-389-7767

ENGINEER
Carter Engineering Consultants, Inc.
3651 Mars Hill Road Suite 2000
Watkinsville, GA 30677
Contact: Jeff Carter, P.E.
jell@carter-engineering.net
Tel 770-725-1200

SHEET INDEX

SHEET NO.	DESCRIPTION
1	COVER SHEET
2	EXISTING CONDITIONS & DEMOLITION PLAN
3	SITE PLAN
4	UTILITY PLAN
5	GRADING & DRAINAGE PLAN
6	SWPPP - PHASE I
7	SWPPP - PHASE II
8	SWPPP - PHASE III
9	SWPPP DETAILS
10	STANDARD DETAILS
11	STANDARD DETAILS
12	ADA ACCESS PLAN
13	ADA ACCESS DETAILS
14	MENU BOARD DETAILS
15	MENU CANOPY DETAILS
16	TREE MANAGEMENT PLAN
17	TREE PROTECTION DETAILS
18	LANDSCAPE PLAN
19	LANDSCAPE DETAILS
20	OUTDOOR LIGHTING PLAN

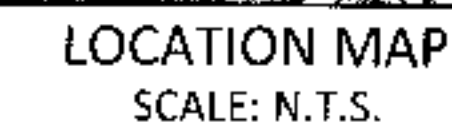
REVISION BLOCK

[illegible]

Carter Engineering Consultants, Inc.
3651 Mars Hill Road
Suite 2000
Watkinsville, GA 30677
P: 770-725-1200
F: 770-725-1204
www.carterengineering.net



24-HOUR CONTACT:
Tom Scott (706) 389-7767

[illegible]

CARTER
ENGINEERING
CONSULTANTS

Carter Engineering Consultants, Inc.
3651 Mars-Fall Road, Suite 2000
Baltimore, MD 21227

Tel: 770.725.1200
F: 770.725.1204
www.carsouthengineering.net

SN

SITE DEVELOPMENT PLANS
for
DIXIE CHICKEN, LLC
6165 STAGE ROAD, SHELBY COUNTY, BARTLETT, TN 38134

PROJECT NAME:
7A XTRVIO



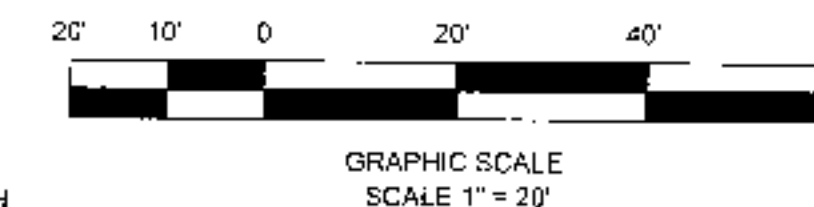
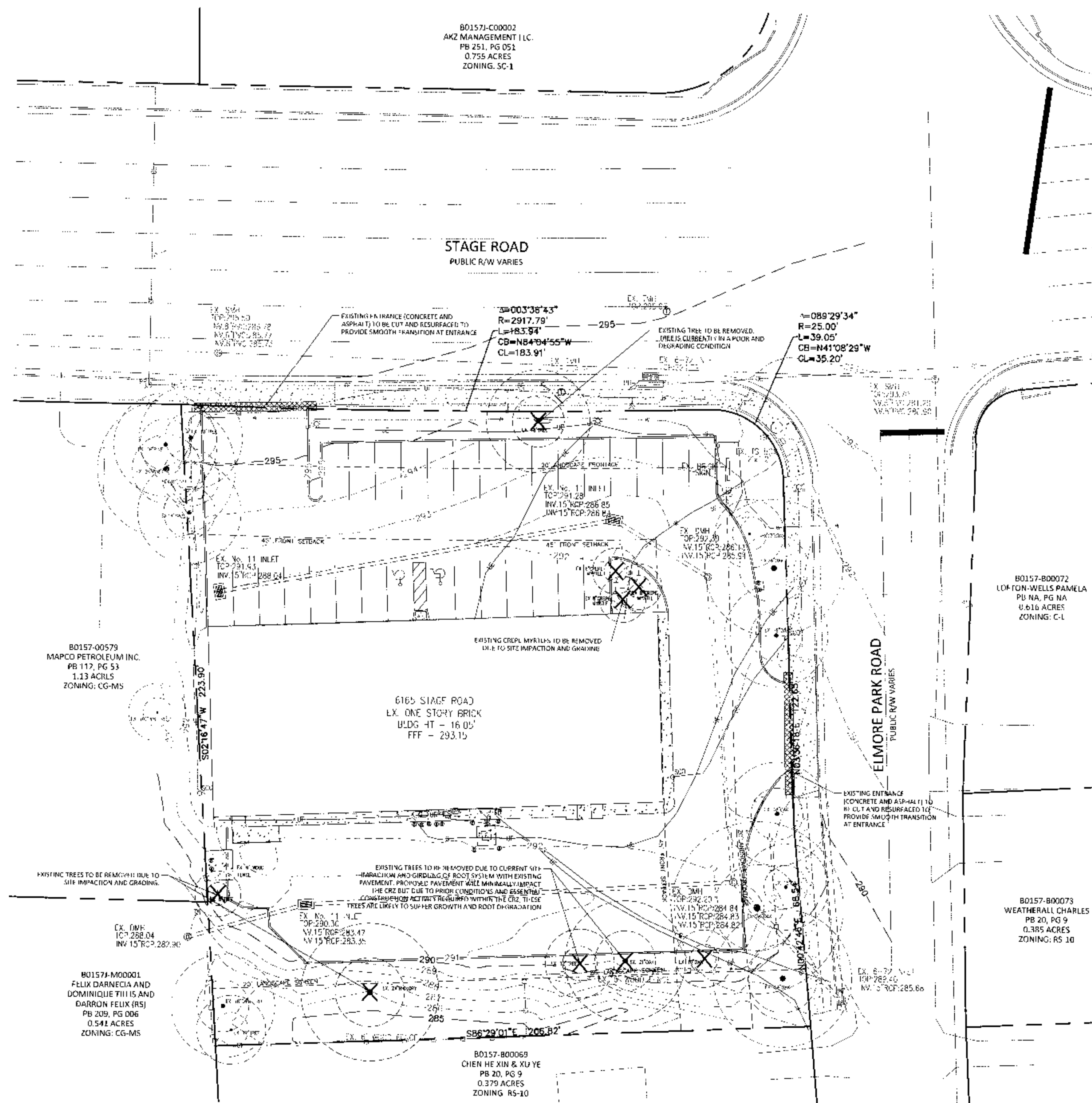
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EXISTING
CONDITIONS &
DEMO PLAN

SHEET NUMBER:

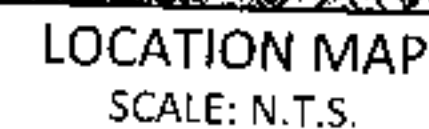
2

PROJECT NUMBER:
20524ZAX

DATE: 07/06/20



811 Know what's below
Call before you dig
dial 811



P: 770.725.1260
F: 770.725.1264
www.carrereengineering.com

VS

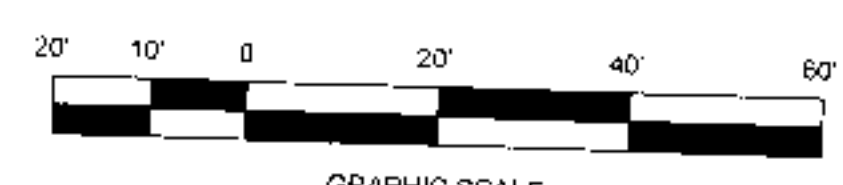
2470



SITE PLAN

3

Packet Pg. 76



Know what's below
Call before you dig
dial 811



REVISION BLOCK:		
#	DATE	DESCRIPTION
1	07/06/20	INITIAL SUBMITTAL



Carter Engineering Consultants, Inc.
551 Moss Hill Road, Suite 2001
Watkinsville, GA 30687

P: 770.725.1233
F: 770.725.1914
www.carterengineering.net

SITE DEVELOPMENT PLANS
for
DIXIE CHICKEN, LLC
6165 STAGE ROAD, SHELBY COUNTY, BARTLETT, IN 38134

PROJECT NAME:
ZAXBY'S

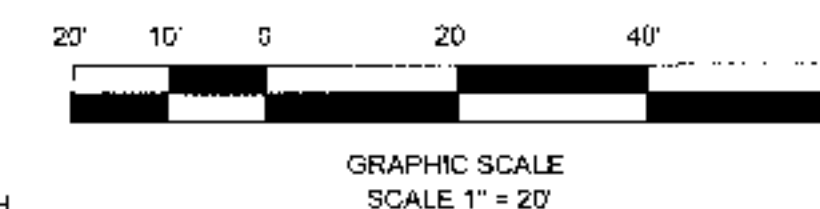
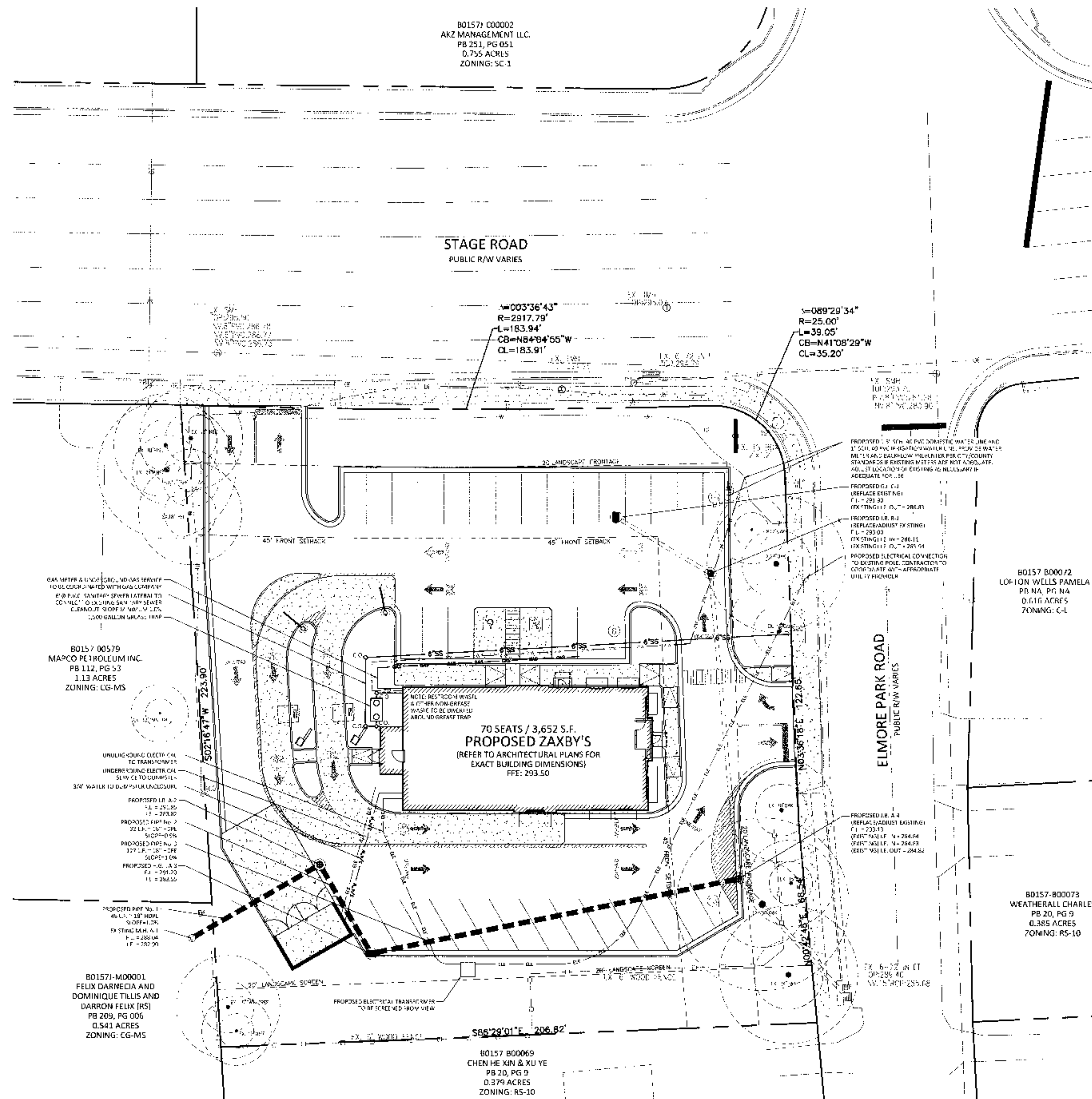
SHEET TITLE:

UTILITY PLAN

SHEET NUMBER:
4

PROJECT NUMBER.
20524ZAX

DATE: 07/06/20



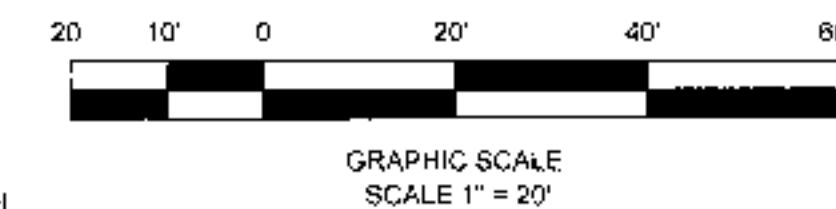
Know what's below
Call before you dig
dial 811



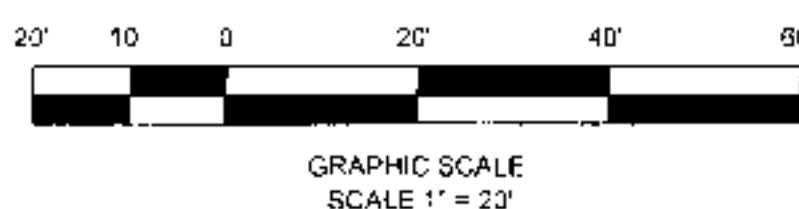
PROJECT NAME:
ZAXBY'S

SHEET NUMBER:
5

Packet Pg. 78



Know what's below
Call before you dig
dial 811



Know what's below
Call before you dig
dial 811

SOIL AND EROSION CONTROL NOTES

DEVELOPER: DIXIE CHICKEN, LLC
1550 STAGE ROAD, SUITE 205, BARTLETT, TN 38134
PROJECT: ZAXBY'S RESTAURANT
24 HOUR CONTACT: TOM SCOTT (766) 386-7767

PROJECT DESCRIPTION: Existing and is comprised of an office development and a new restaurant building. The project includes the construction of a new parking lot, a new building, and the installation of a new restaurant. The project is located on a 1.13-acre site.

CRITICAL AREAS: There are no critical areas on site. All slopes are less than 3:1 and have been stabilized with grass.

There are no wetlands within 200 feet of the project site. There are no wetlands on or within the project site.

ADJACENT PROPERTY: The project is adjacent to commercial development to the west (DIXIE CHICKEN, LLC) and to the east (DIXIE CHICKEN, LLC). The project is located on a 1.13-acre site.

SOILS: The USDA Web Soil Survey of the project site identifies the soil type as a combination of a Silty Loam and a Silty Clay Loam. The soil is classified as a C-1 soil.

1. Add new trees to be added if deemed necessary by the inspector.

2. The slope of the site shall be maintained by the installation of erosion control measures and practices prior to or concurrent with construction activities.

3. Erosion control measures shall be implemented to control erosion of the site. Erosion control measures shall be implemented to control erosion of the site.

4. Erosion control measures shall be implemented to control erosion of the site. Erosion control measures shall be implemented to control erosion of the site.

5. Erosion control measures shall be implemented to control erosion of the site. Erosion control measures shall be implemented to control erosion of the site.

6. Erosion control measures shall be implemented to control erosion of the site. Erosion control measures shall be implemented to control erosion of the site.

7. Erosion control measures shall be implemented to control erosion of the site. Erosion control measures shall be implemented to control erosion of the site.

8. Erosion control measures shall be implemented to control erosion of the site. Erosion control measures shall be implemented to control erosion of the site.

9. Erosion control measures shall be implemented to control erosion of the site. Erosion control measures shall be implemented to control erosion of the site.

10. Erosion control measures shall be implemented to control erosion of the site. Erosion control measures shall be implemented to control erosion of the site.

11. Erosion control measures shall be implemented to control erosion of the site. Erosion control measures shall be implemented to control erosion of the site.

12. Erosion control measures shall be implemented to control erosion of the site. Erosion control measures shall be implemented to control erosion of the site.

EROSION CONTROL LEGEND

Dc	DUST CONTROL	St	OUTLET PROTECTION
Ds1	DISBURBED AREA STABILIZATION (WITH MULCHING)	Tr	TREE PROTECTION FENCING
Ds2	DISBURBED AREA STABILIZATION (WITH TEMPORARY SEEDING)	Sk	FLOODING SURFACE SKIMMER
Ds3	DISBURBED AREA STABILIZATION (WITH PERMANENT VEGETATION)	D	DIVERSION
CO	CONSTRUCTION EXIT	Sd2-F	INLET SEDIMENT TRAP FILTER FABRIC
Sd1-Ns	SILT FENCE - NON-SENSITIVE	Sd2-P	CURB INLET PROTECTION

PROJECT AREA SOIL & EROSION CONTROL CALCULATIONS

SEDEXIN STORAGE CALCULATIONS:

Drainage Area: 1.13 Acres
Runoff Coefficient: 0.55
Peak Flow: 1.13 cfs
Sediment Storage: 1.13 cfs

Sediment Storage Provided by the following BMPs (see notes for calculations):

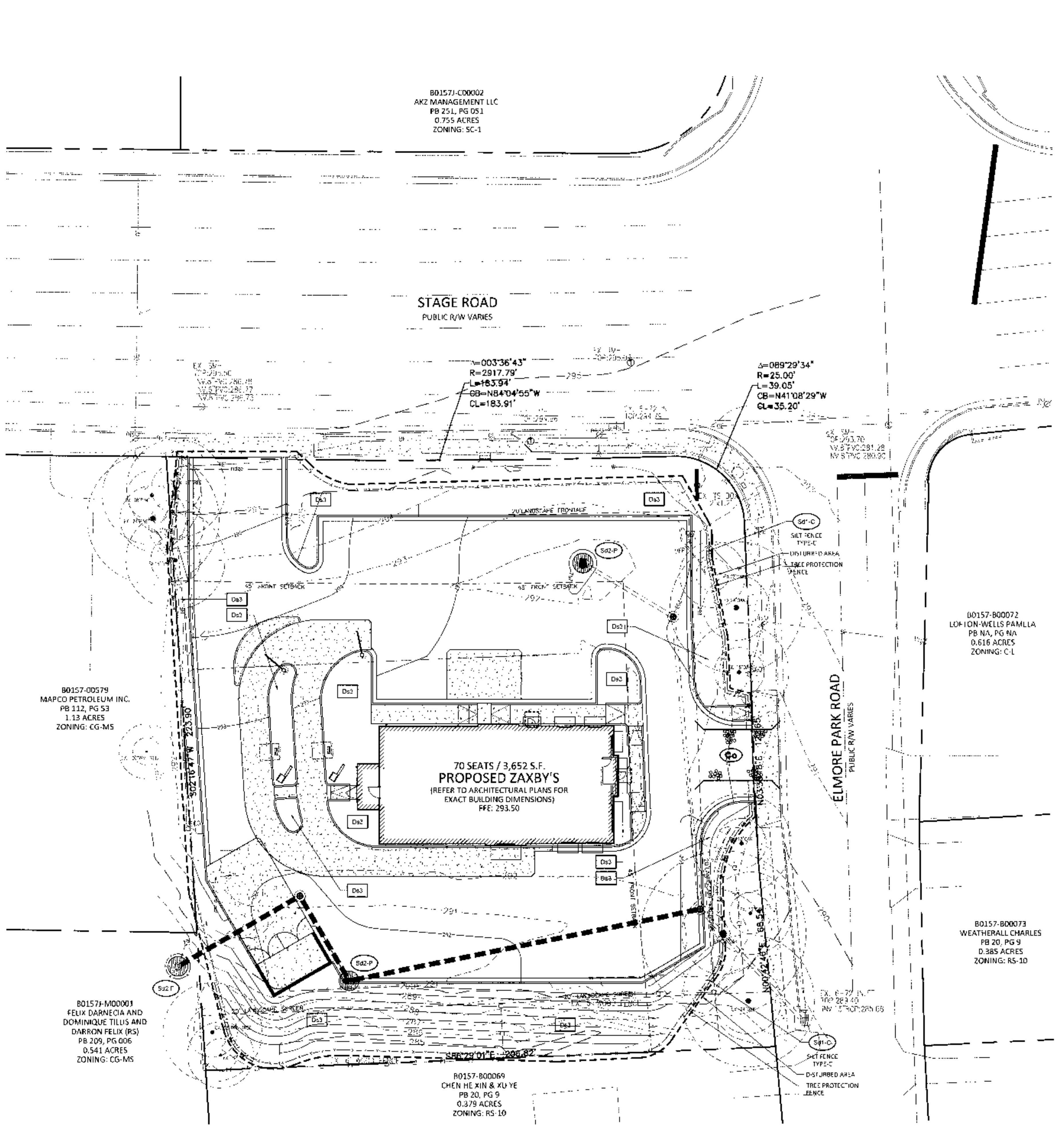
Silt Fence Storage: 1.13 cfs
Length of Silt Fence: 1.13 cfs

SOIL & EROSION GENERAL SITE NOTES

1. Washout of the drum at the construction site is strictly prohibited.

2. All environmental buffers shall be clearly delineated in the field before clearing and grubbing begins.

3. Any amendment or revision to the E&PC plan that will affect BMPs with a hydraulic component must be certified by the design professional and approved by the transportation and public works department.



LOCATION MAP
SCALE: N.T.S.

PROJECT INFORMATION

DRAWING SET PREPARED BY:
CARTER ENGINEERING CONSULTANTS, INC.
3550 STAGE ROAD, SUITE 205
BARTLETT, TN 38134
CONTACT: TOM SCOTT
PHONE: (766) 386-7767
TOM@CARTERENGINE.COM

DRAWING SET PREPARED FOR:
DIXIE CHICKEN, LLC
1550 STAGE ROAD, SUITE 205
BARTLETT, TN 38134
CONTACT: TOM SCOTT
PHONE: (766) 386-7767
TOM@CARTERENGINE.COM

SITE INFORMATION

PROPERTY LOCATION:
CITY OF BARTLETT, SHELBY COUNTY, TN
1550 STAGE ROAD, BARTLETT, TN 38134

PROPOSED USE:
ZAXBY'S RESTAURANT WITH ALL ACCESSORIES (DINING, KITCHEN, RESTROOMS, ETC.)

PROPOSED BUILDING FOOTPRINT:
70 SEATS / 3,652 S.F.
0.816 ACRES
ZONING: C-1

PROPOSED BUILDING FOOTPRINT:
70 SEATS / 3,652 S.F.
0.816 ACRES
ZONING: C-1

PROPOSED BUILDING FOOTPRINT:
70 SEATS / 3,652 S.F.
0.816 ACRES
ZONING: C-1



CARTER ENGINEERING CONSULTANTS

Carter Engineering Consultants, Inc.
3550 Stage Road, Suite 205
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Phone: (766) 386-7767
Fax: (766) 386-7768
www.carterengineering.com

SITE DEVELOPMENT PLANS
for
DIXIE CHICKEN, LLC
6165 STAGE ROAD, SHELBY COUNTY, BARTLETT, TN 38134

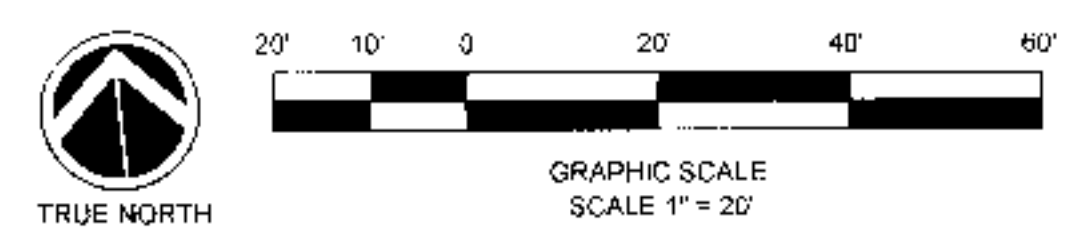
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ZAXBY'S

SHEET TITLE:
SWPPP - PHASE III

SHEET NUMBER:
8

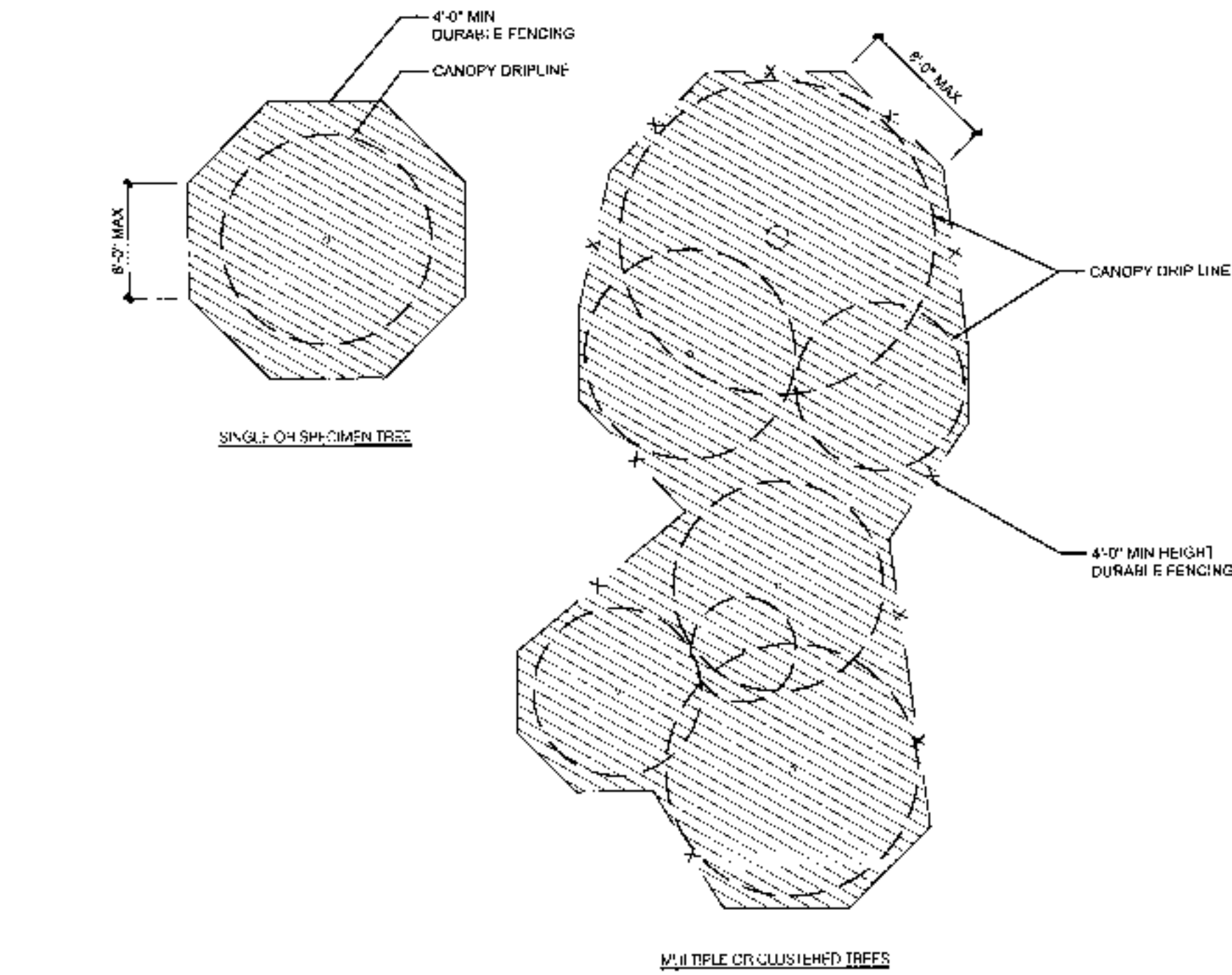
PROJECT NUMBER:
20524ZAX

DATE:
07/06/20



811 Know what's below
Call before you dig
dial 811

07/00/20

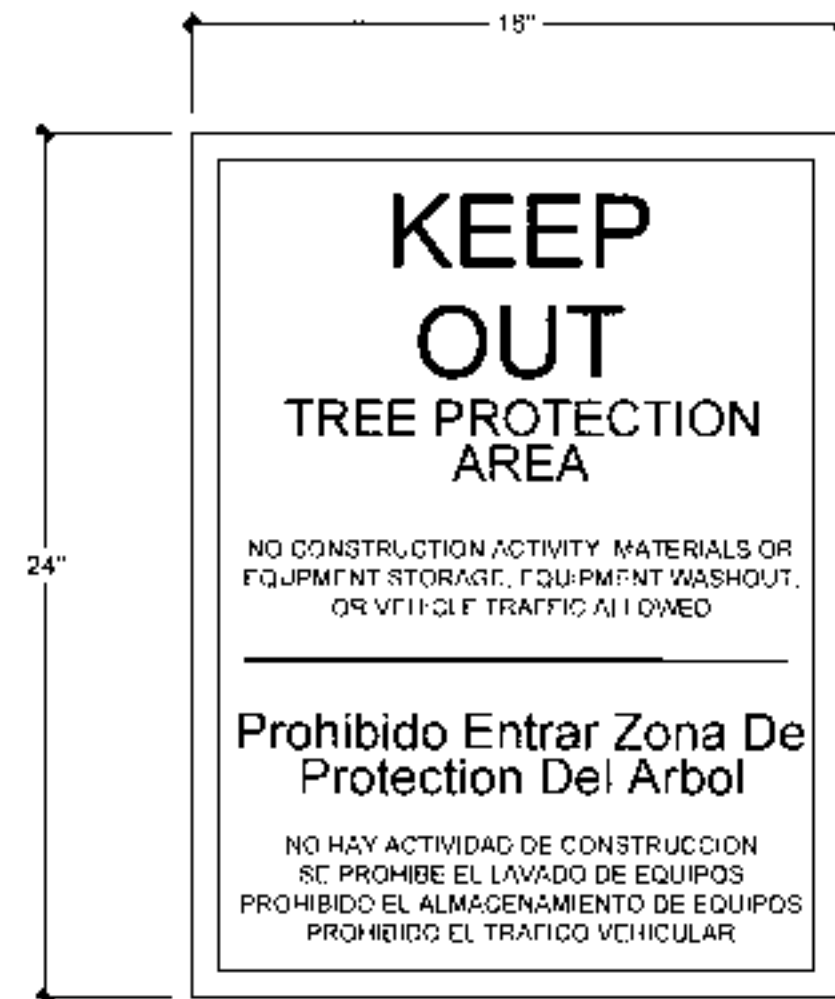


TREE PROTECTION FENCE - TYPICAL LAYOUT

TREE PROTECTION FENCE DETAILS
3" = 1' - 0"

TREE PROTECTION FENCE NOTES

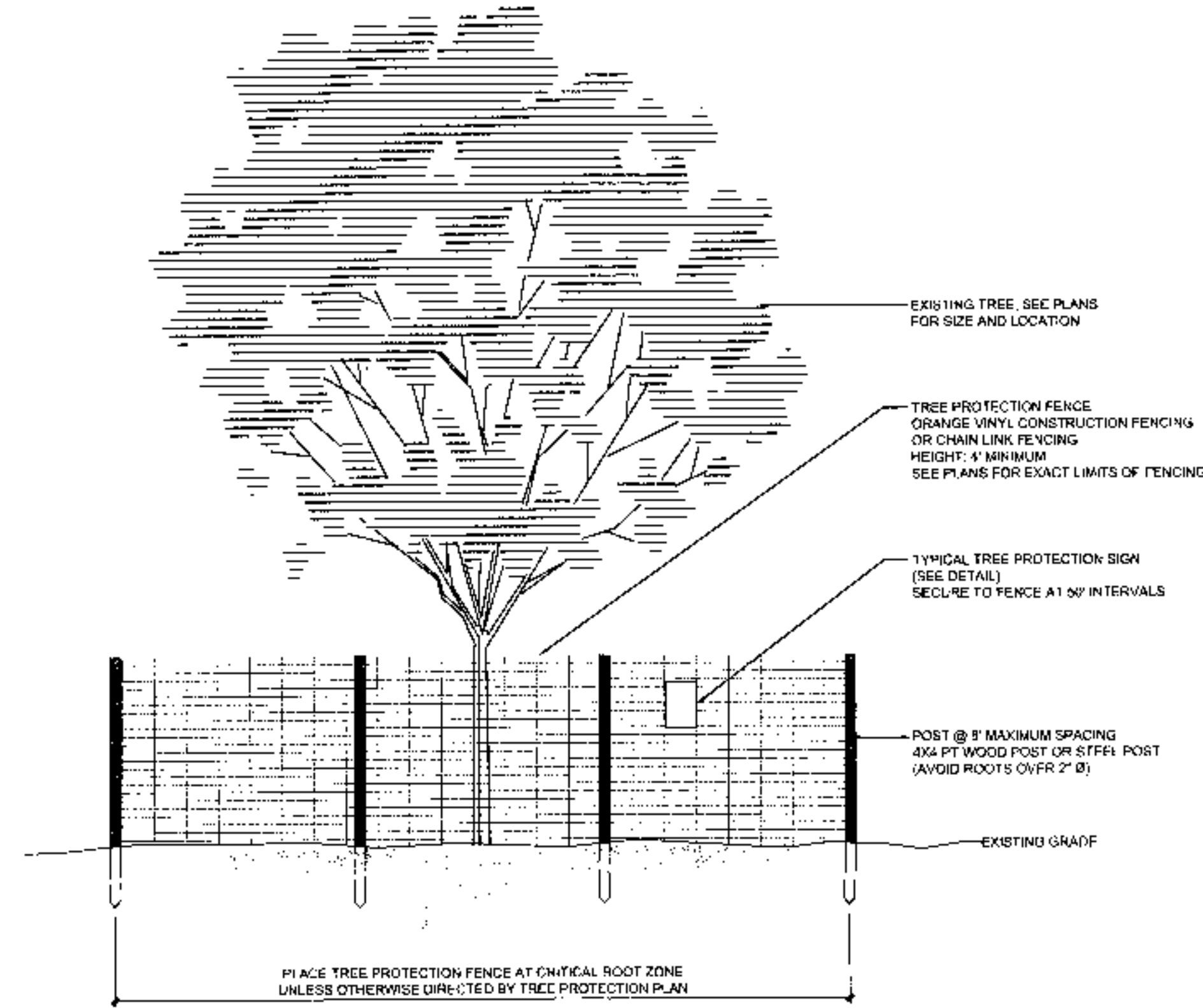
1. TREE PROTECTION FENCE SHALL BE A MINIMUM 4 FEET TALL AND CONSTRUCTED OF STURDY MATERIAL CHAIN LINK OR ORANGE VINYL CONSTRUCTION FENCING.
2. TREE PROTECTION FENCE SHALL BE MOUNTED ON 4X4 WOOD POST OR STEEL POST AT A MAXIMUM SPACING OF 8 FEET ON CENTER & INTO THE GROUND WITH NO GAPS.
3. IN AREAS WHERE SALT CONTROL DEVICES AND TREE PROTECTION FENCE RUN PARALLEL, SALT CONTROL DEVICES MAY NOT BE USED UNDER TREE PROTECTION PURPOSES.
4. TREE PROTECTION FENCE SHALL BE ERECTED PRIOR TO ANY PLANTING OR START OF ANY CLEARING AND LOGGING OR OTHER CONSTRUCTION ACTIVITY.
5. THE CONTRACTOR SHALL INFORM TREE PROTECTION MANAGEMENT PRACTICES REVIEWER AS DEFINED ON THIS SHEET AND IN THE PLANTING PLAN AND PLANTING NOTES FOR AREAS WHERE TREE PROTECTION FENCE CANNOT BE LOCATED AT THE CRITICAL ROOT ZONE, AND FOR AREAS WHERE CONSTRUCTION ACTIVITIES OCCUR WITHIN THE CRITICAL ROOT ZONE OR EXISTING TRAPS.
6. TREE PROTECTION FENCE SHALL NOT BE REMOVED UNTIL COMPLETION OF ALL CONSTRUCTION ACTIVITY.
7. NO EQUIPMENT SHALL OPERATE INSIDE THE TREE PROTECTION FENCE INCLUDING TRUCKS, PUMPS, EXCAVATORS AND REVERSAL.
8. NO EQUIPMENT OR MATERIALS SHALL BE STORED INSIDE THE TREE PROTECTION FENCE.



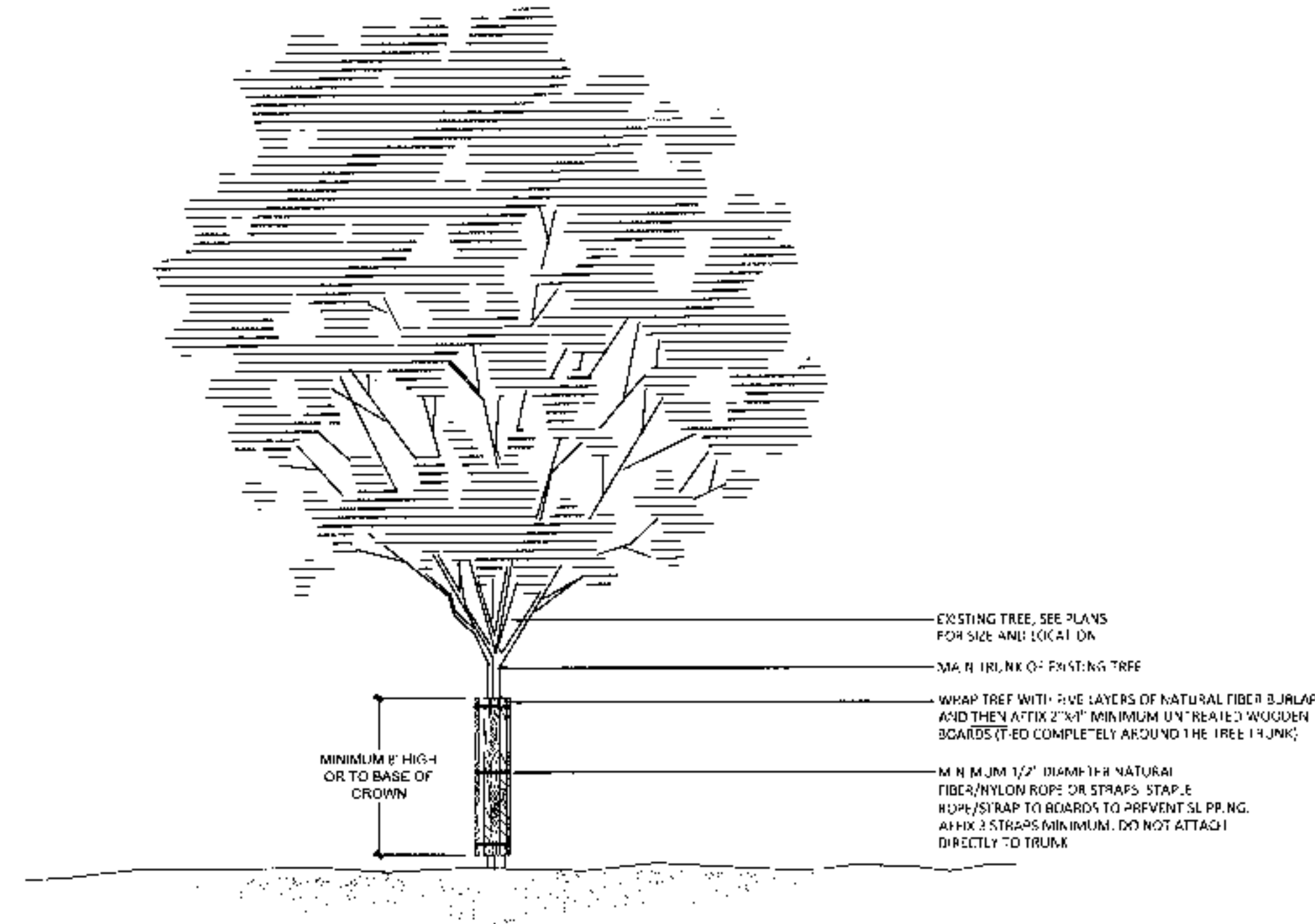
NOTE

1. THE CONTRACTOR SHALL ENSURE THAT TREE PROTECTION SIGNAGE REMAIN IN PLACE FOR THE DURATION OF CONSTRUCTION ACTIVITY.

TREE PROTECTION FENCE - SIGN
3" = 1' - 0"



TREE PROTECTION FENCE (TYPICAL)



NOTE

1. DO NOT DIRECTLY FASTEN PLANKS TO TREES.
2. DO NOT PIN OR STAKE PLANKS INTO THE GROUND.
3. INSTALL PLANKING COMPLETELY AROUND THE TREE. DO NOT PLACE PLANKING BOARDS ON ROOT FLARE OF TREE.
4. TIC BOARDS WITH 1/2" DIAMETER ROPE OR STRAPS SUFFICIENT TO PROTECT THE TREE DURING CONSTRUCTION.
5. WHERE SIGNIFICANT TREE BRANCHES EXIST WHICH PREVENT PLANK INSTALLATION, PLANKING SHALL EXTEND TO THE ELEVATION OF THE LOWEST BRANCH.

TREE TRUNK PROTECTION
3" = 1' - 0"

REVISION BLOCK		DATE	DESCRIPTION
1	07/06/20	INITIALS	DATE



CARTER
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F: 615.725.1234
www.carterengineering.com

SITE DEVELOPMENT PLANS
for
DIXIE CHICKEN, LLC
6165 STAGE ROAD, SHELBY COUNTY, BARTLETT, TN 38134

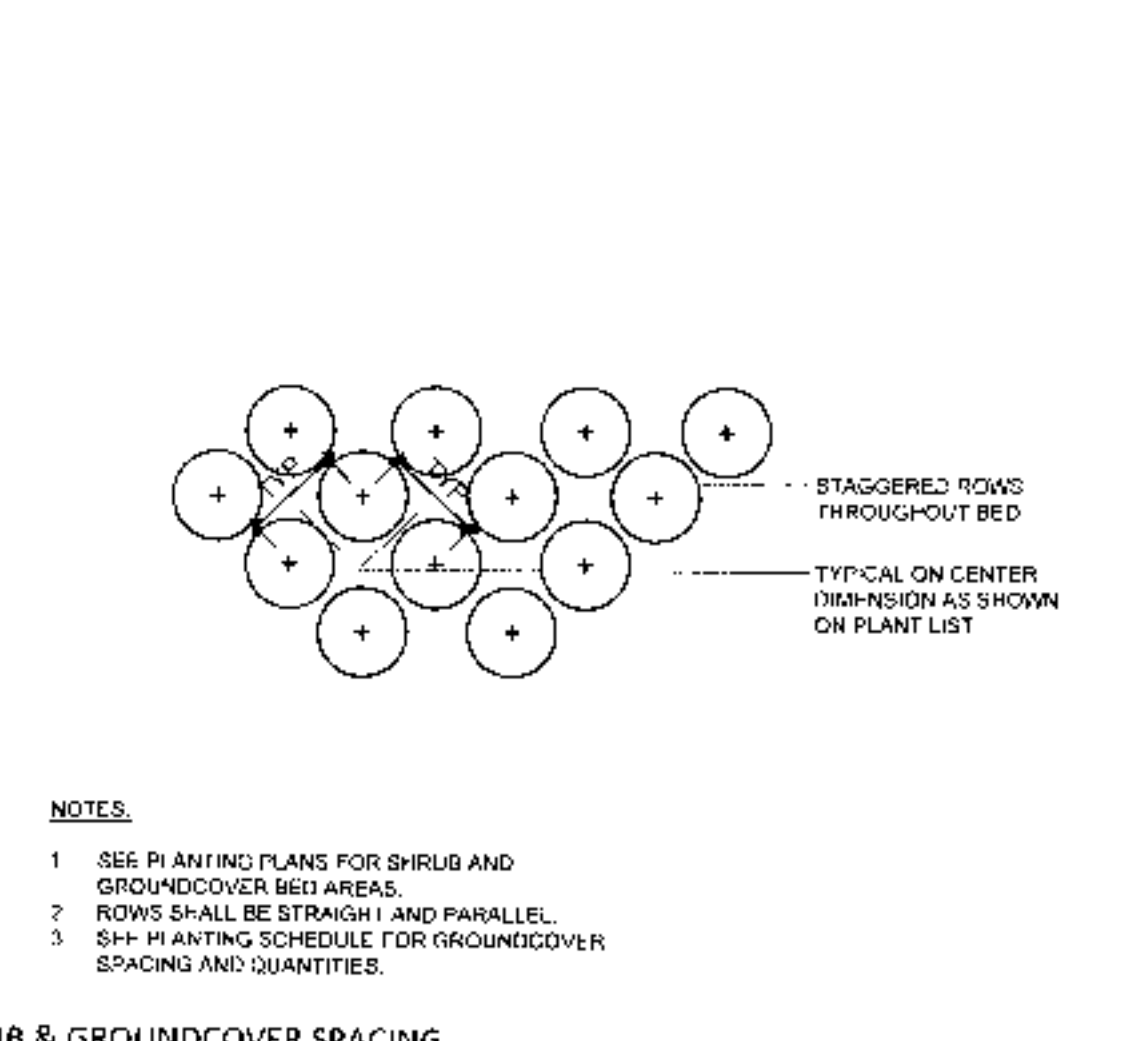
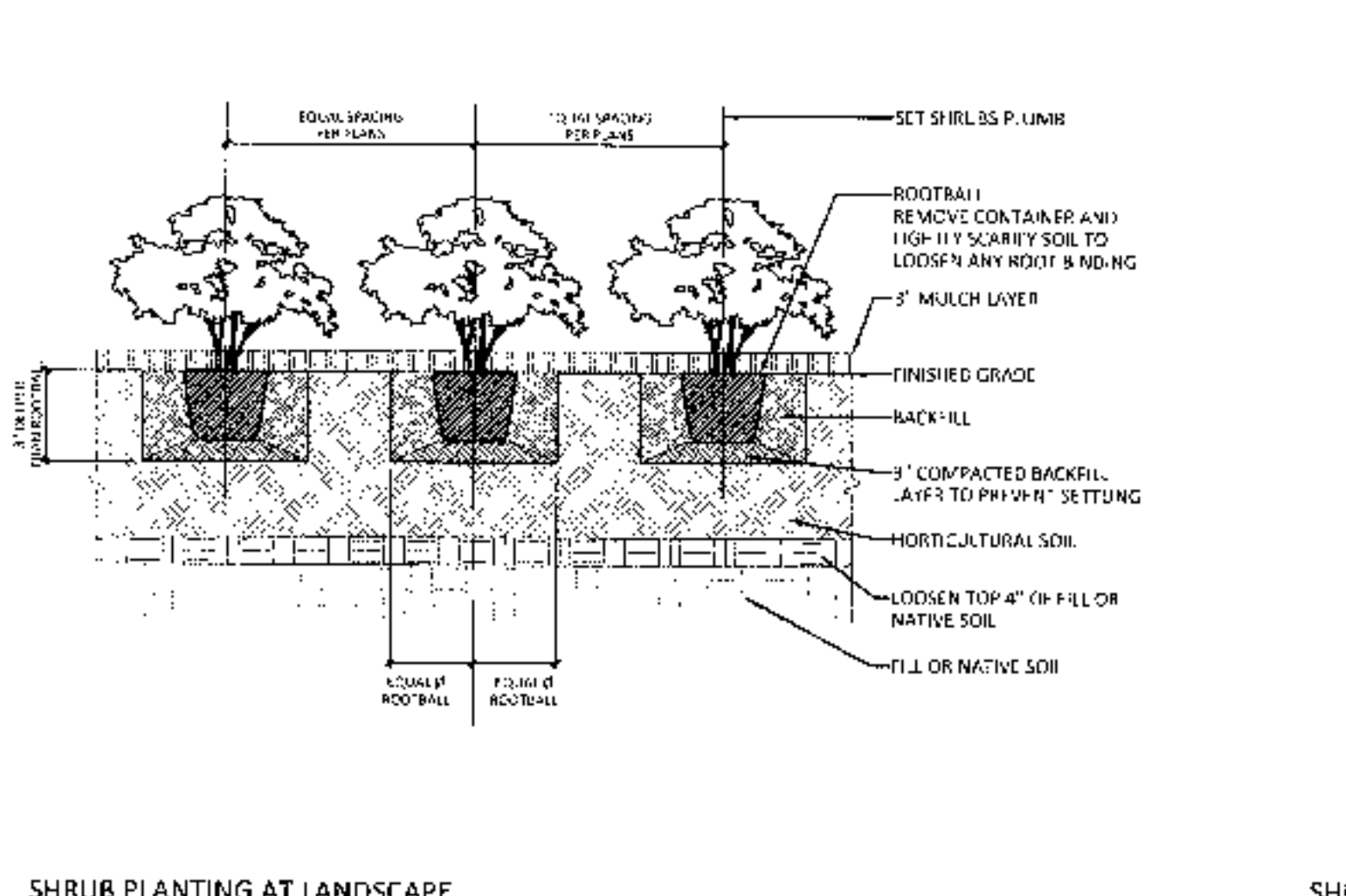
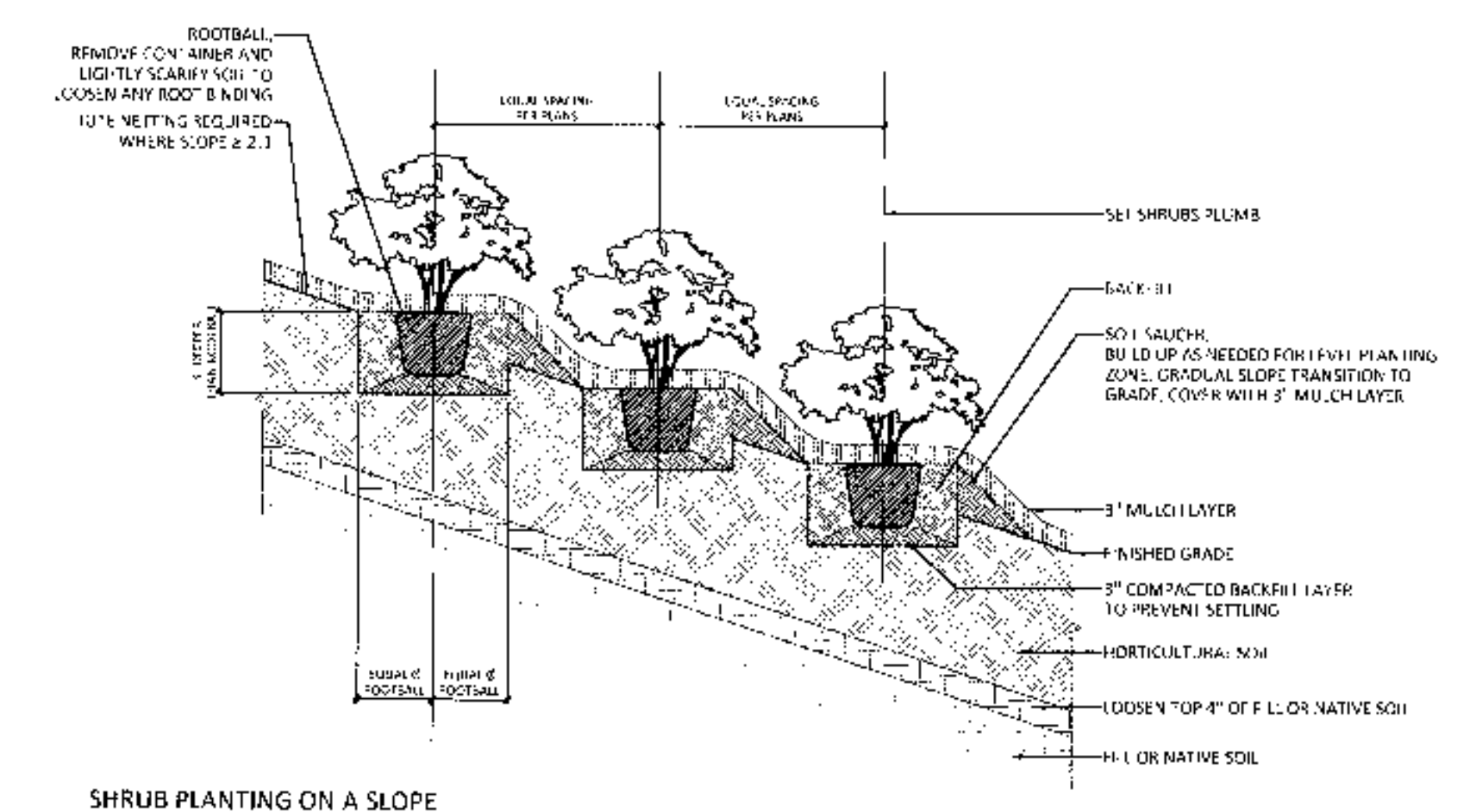
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ZAXBY'S

SHEET TITLE:
TREE PROTECTION DETAILS

SHEET NUMBER:
17

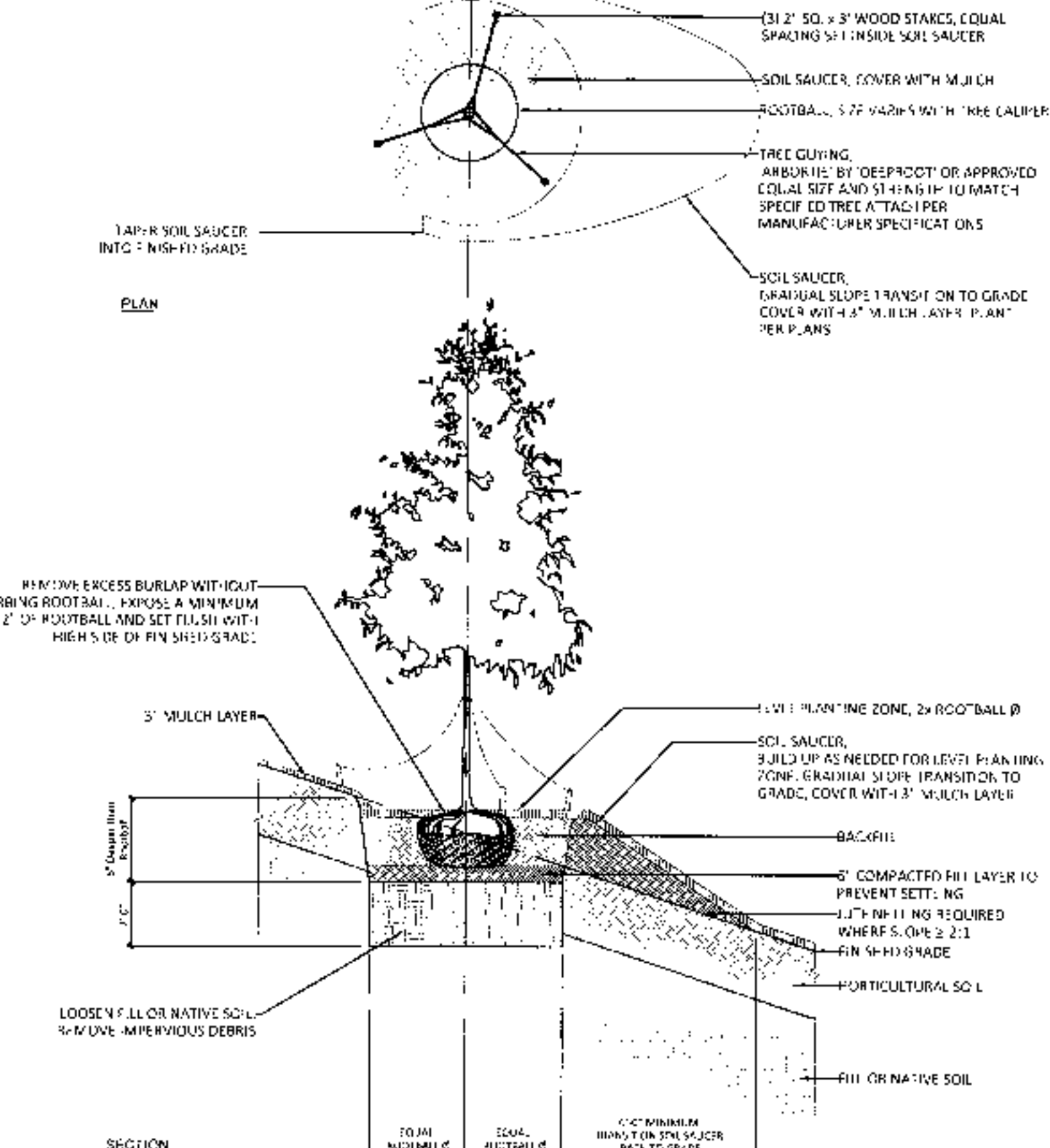
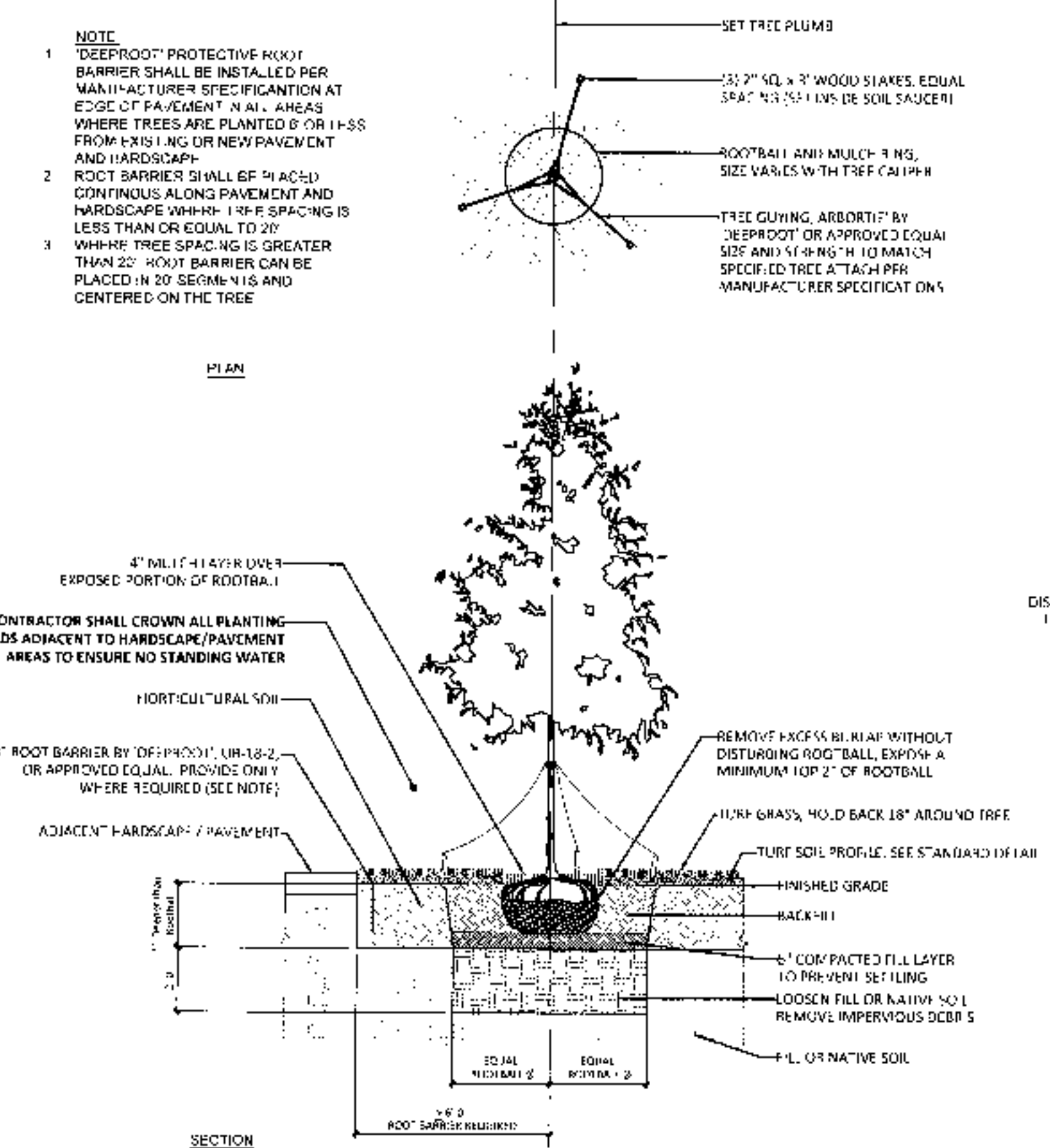
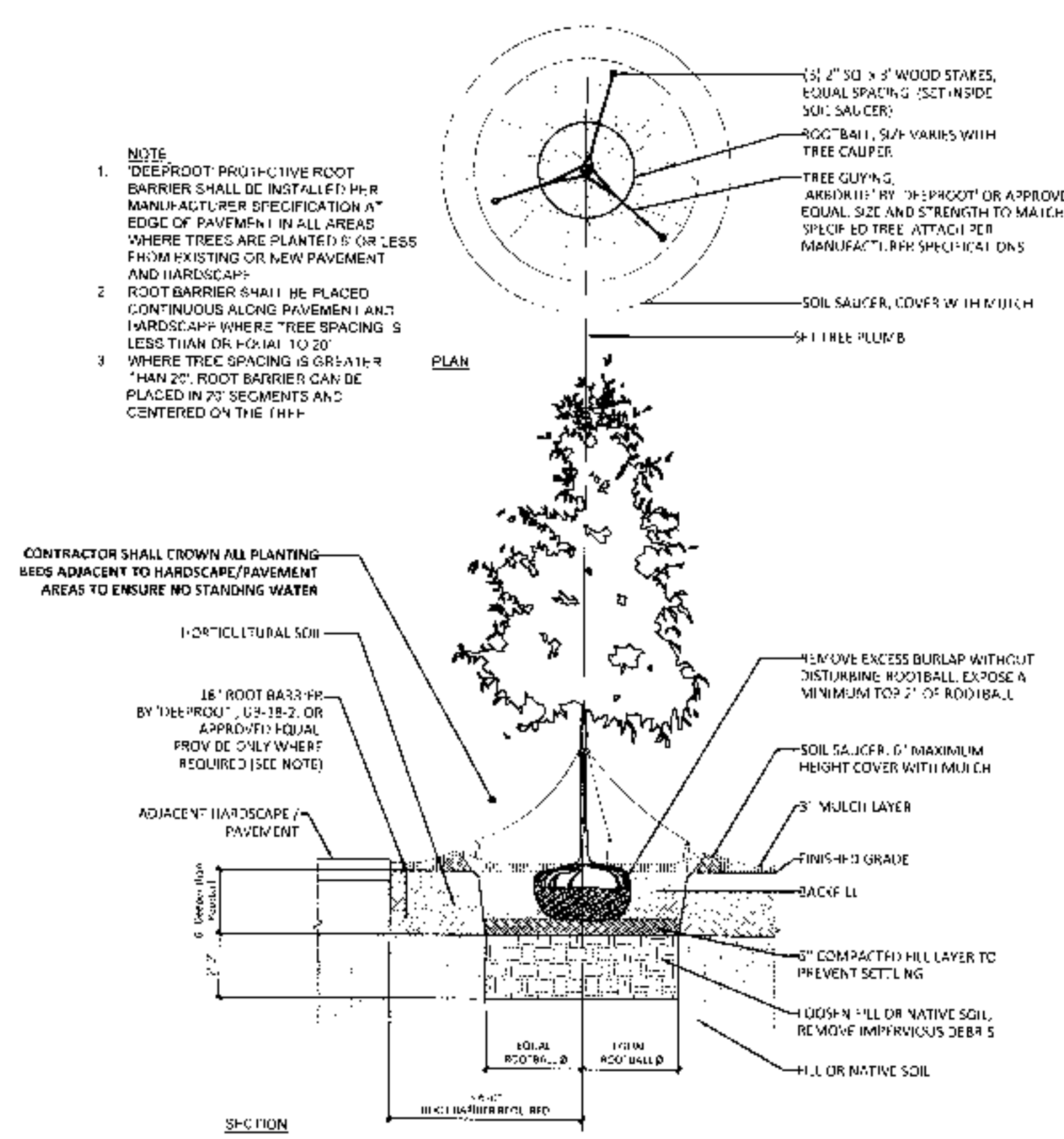
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DATE:
07/06/20

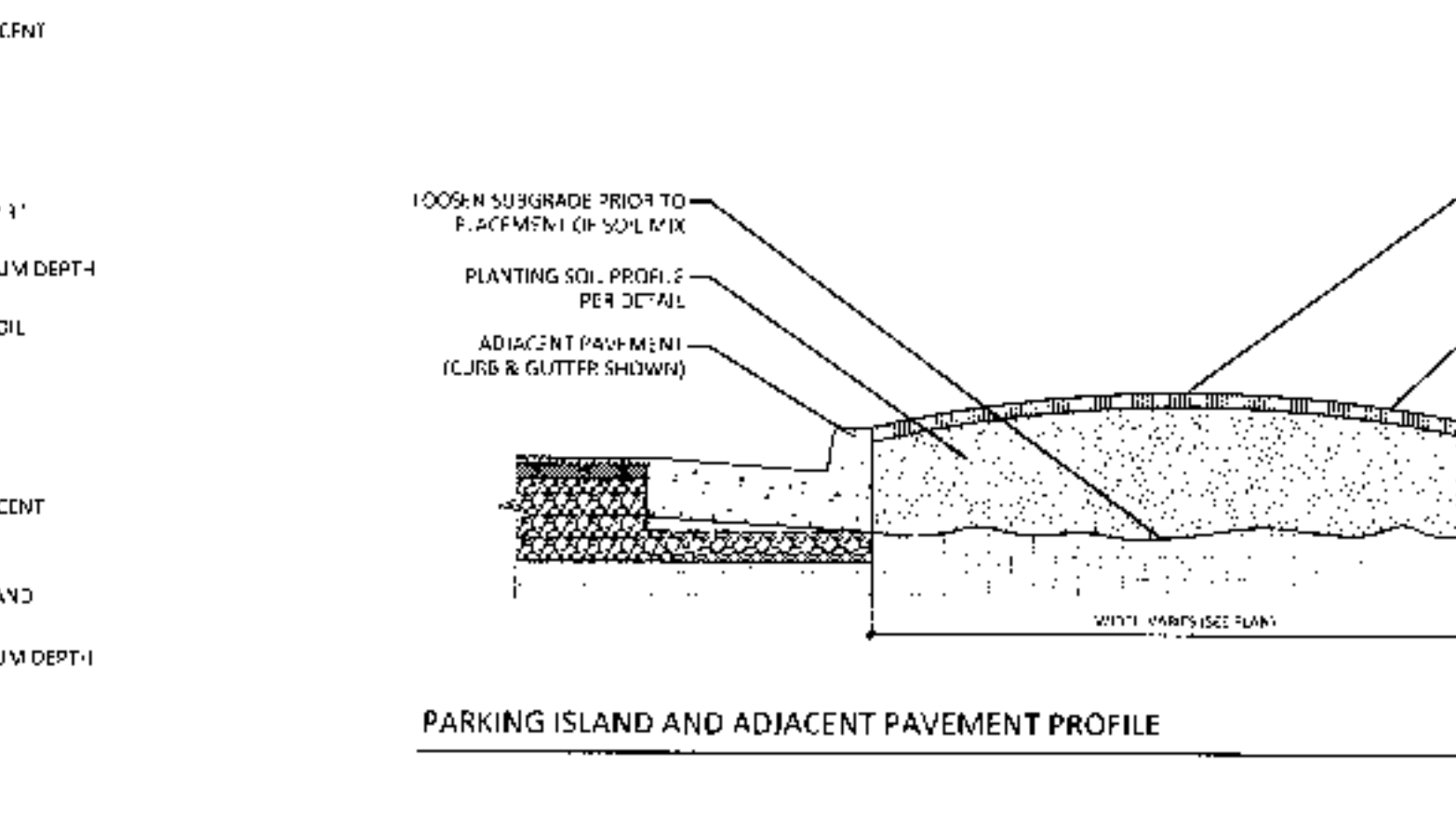
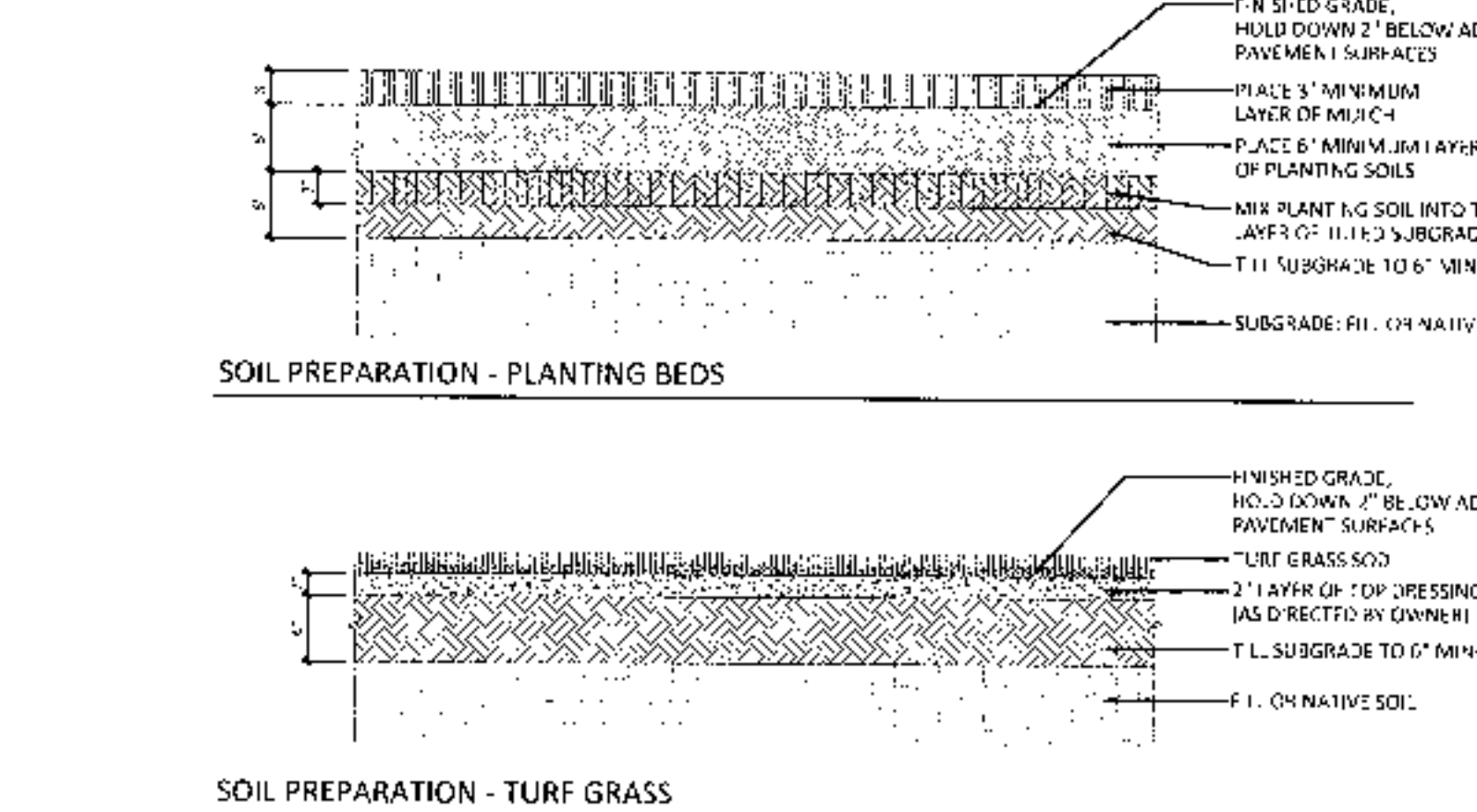


- NOTES:
1. SEE PLANTING PLANS FOR SHRUB AND GROUND COVER BED AREAS.
 2. ROWS SHALL BE STRAIGHT AND PARALLEL.
 3. SEE PLANTING SCHEDULE FOR GROUND COVER SPACING AND QUANTITIES.

1 SHRUB PLANTING DETAILS
1/2" = 1'-0"

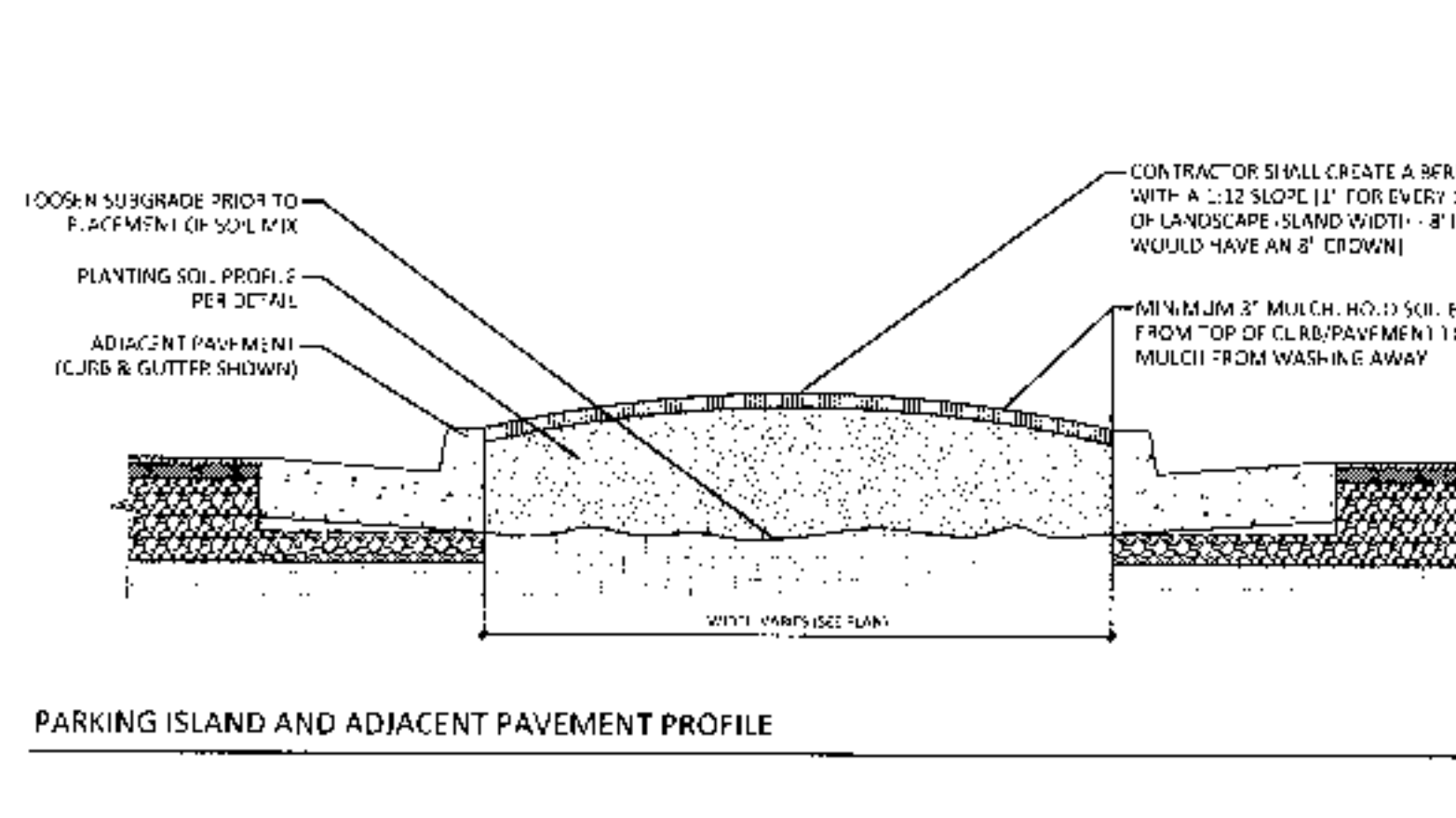


2 TREE PLANTING DETAILS
1/4" = 1'-0"



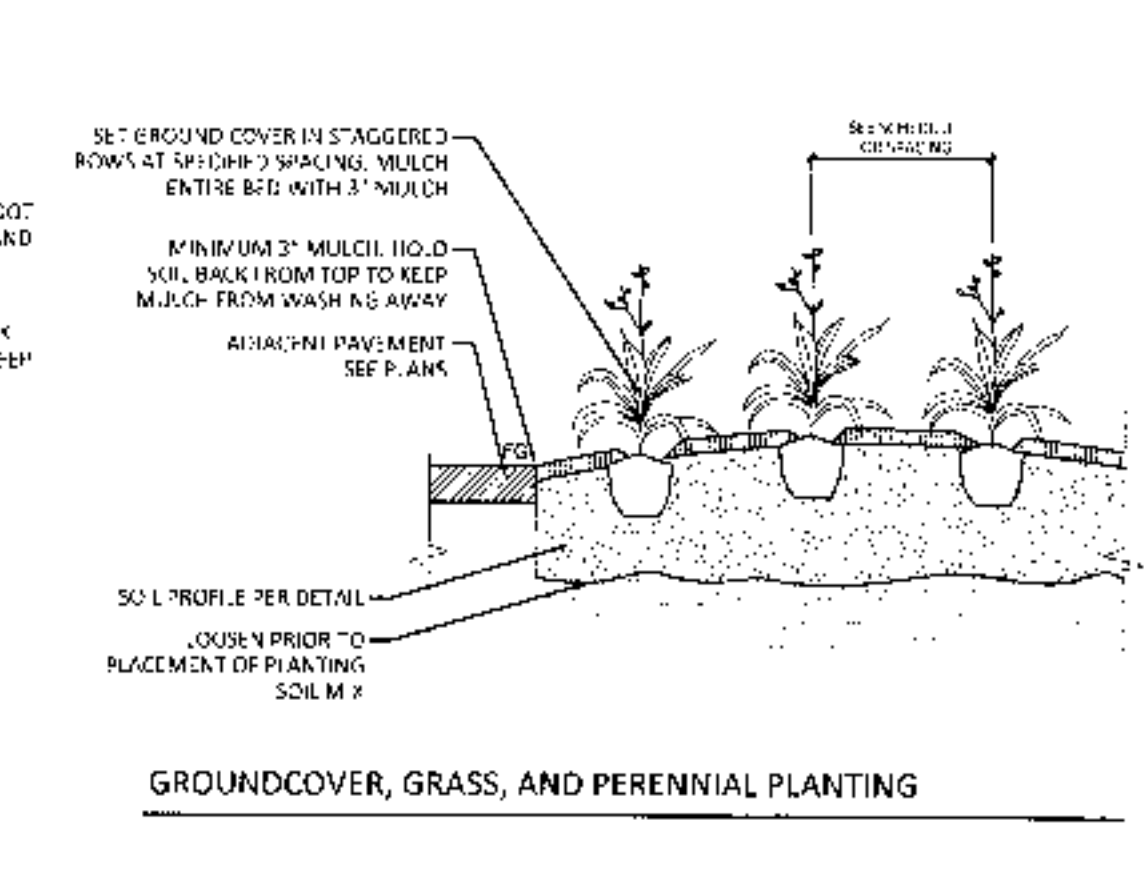
3 SOIL PREPARATION - TURF GRASS
1/4" = 1'-0"

4 PARKING ISLAND AND ADJACENT PAVEMENT PROFILE



5 GROUND COVER AND PLANTING BED DETAILS
NOTES

6 TREE PLANTING ON A SLOPE



REVISION BLOCK:	
DATE	DESCRIPTION
07/06/20	INITIAL SUBMITTAL

CARTER ENGINEERING CONSULTANTS

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SITE DEVELOPMENT PLANS
for
DIXIE CHICKEN, LLC
6165 STAGE ROAD, SHELBY COUNTY, BARTLETT, TN 38134

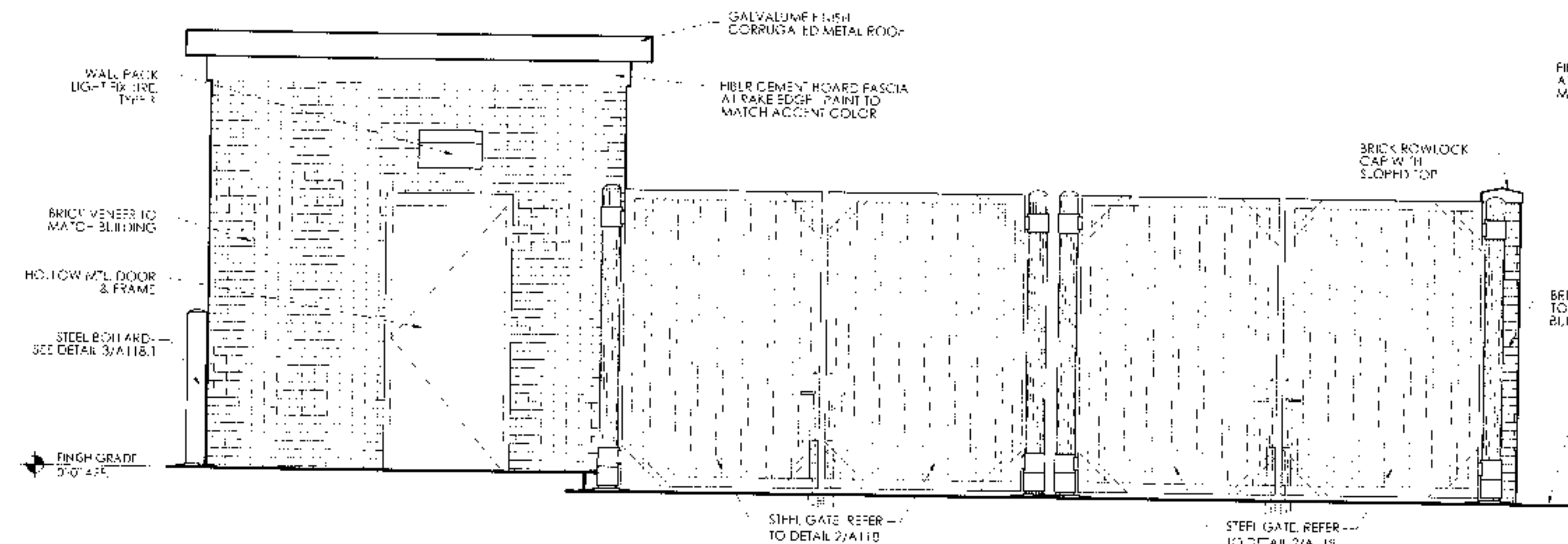
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ZAXBY'S

SHEET TITLE:
LANDSCAPE DETAILS

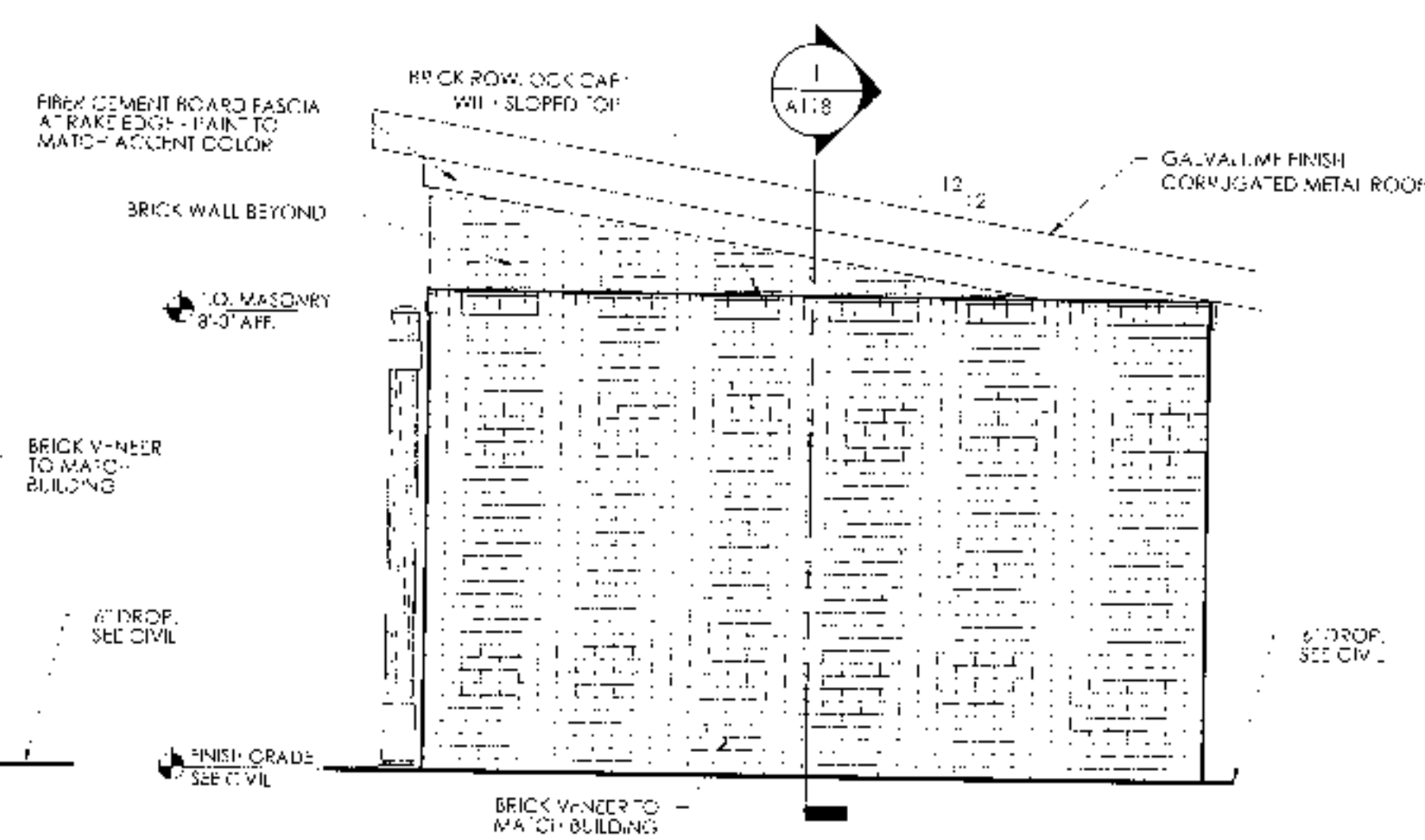
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PROJECT NUMBER:
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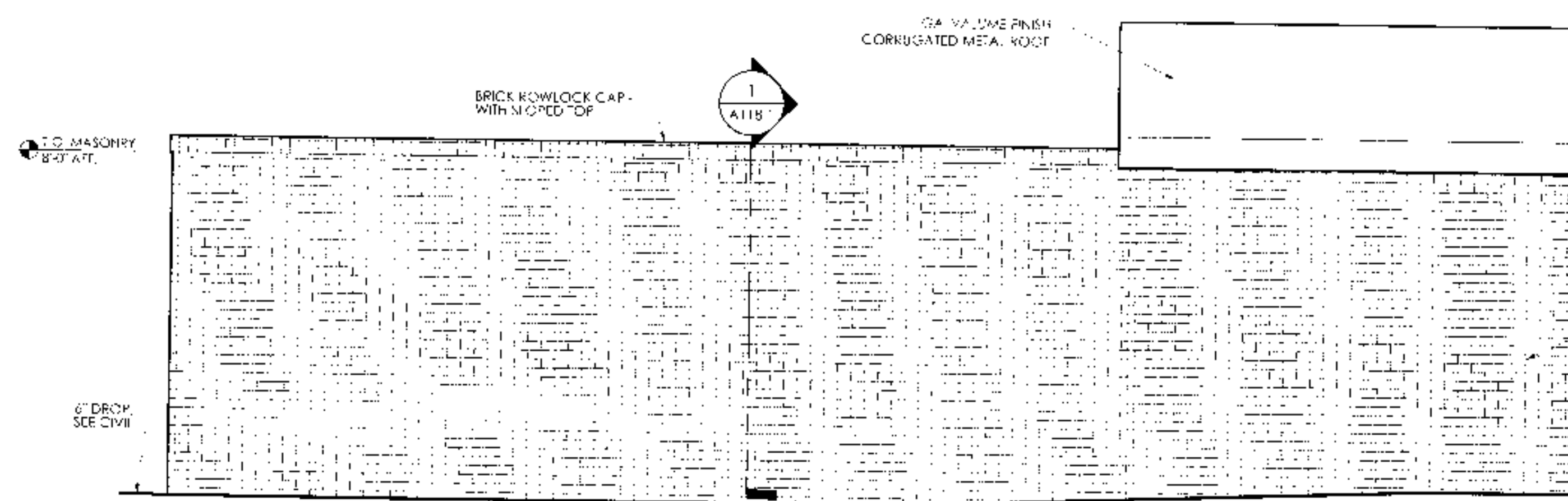
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07/06/20



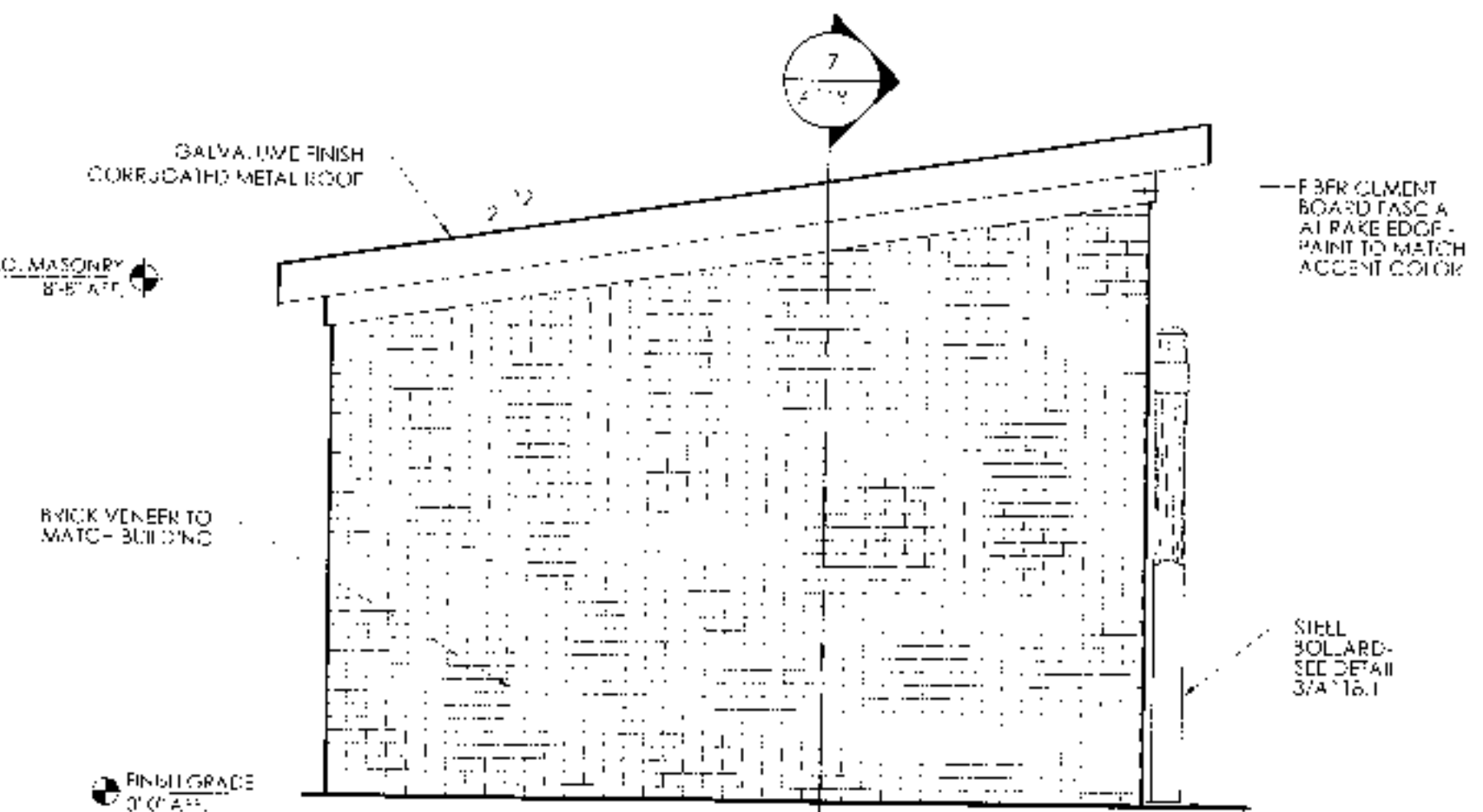
7 FRONT ELEVATION - DUMPSTER
A118 3/8"=1'-0"



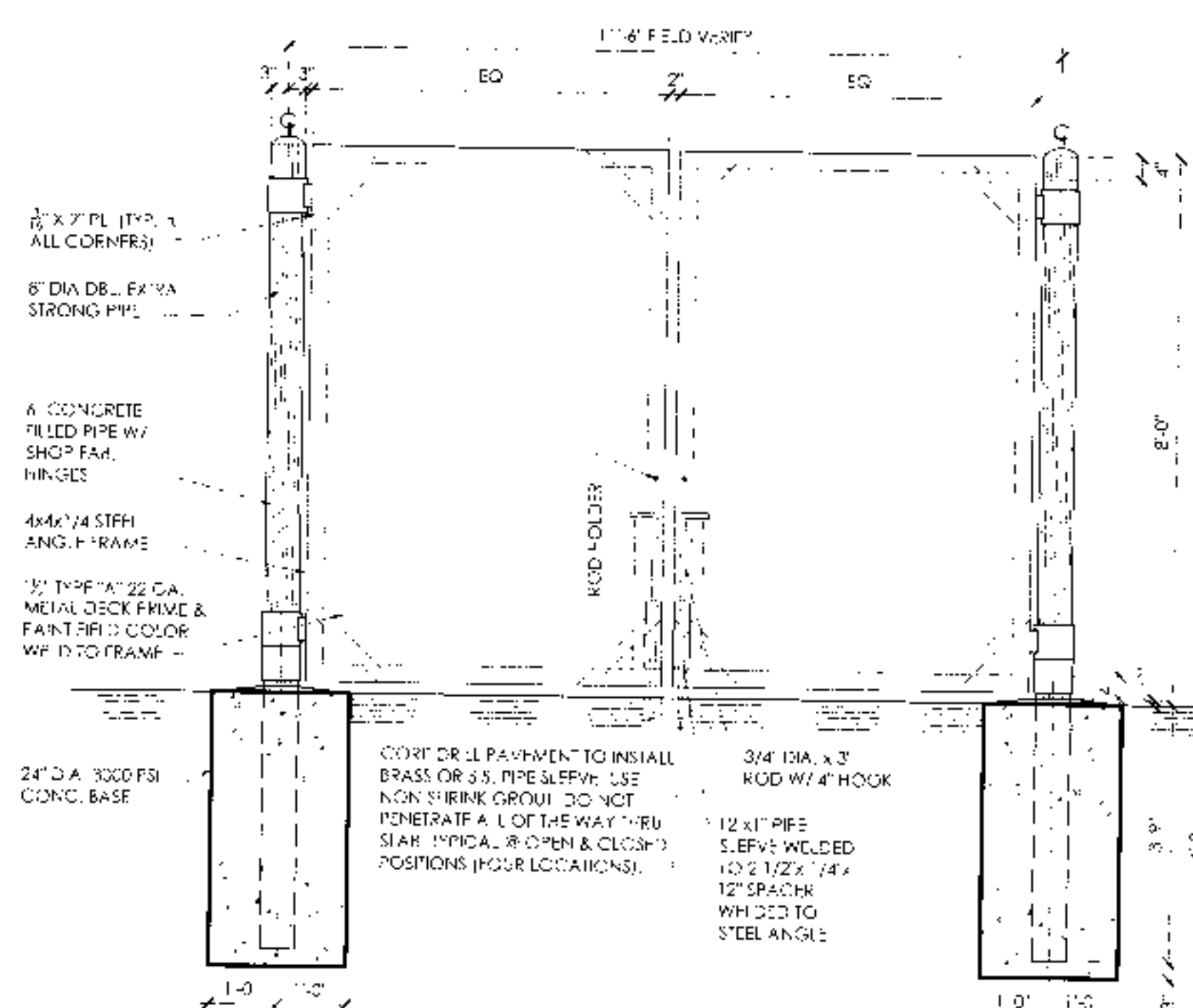
8 RIGHT ELEVATION - DUMPSTER
A118 3/8"=1'-0"



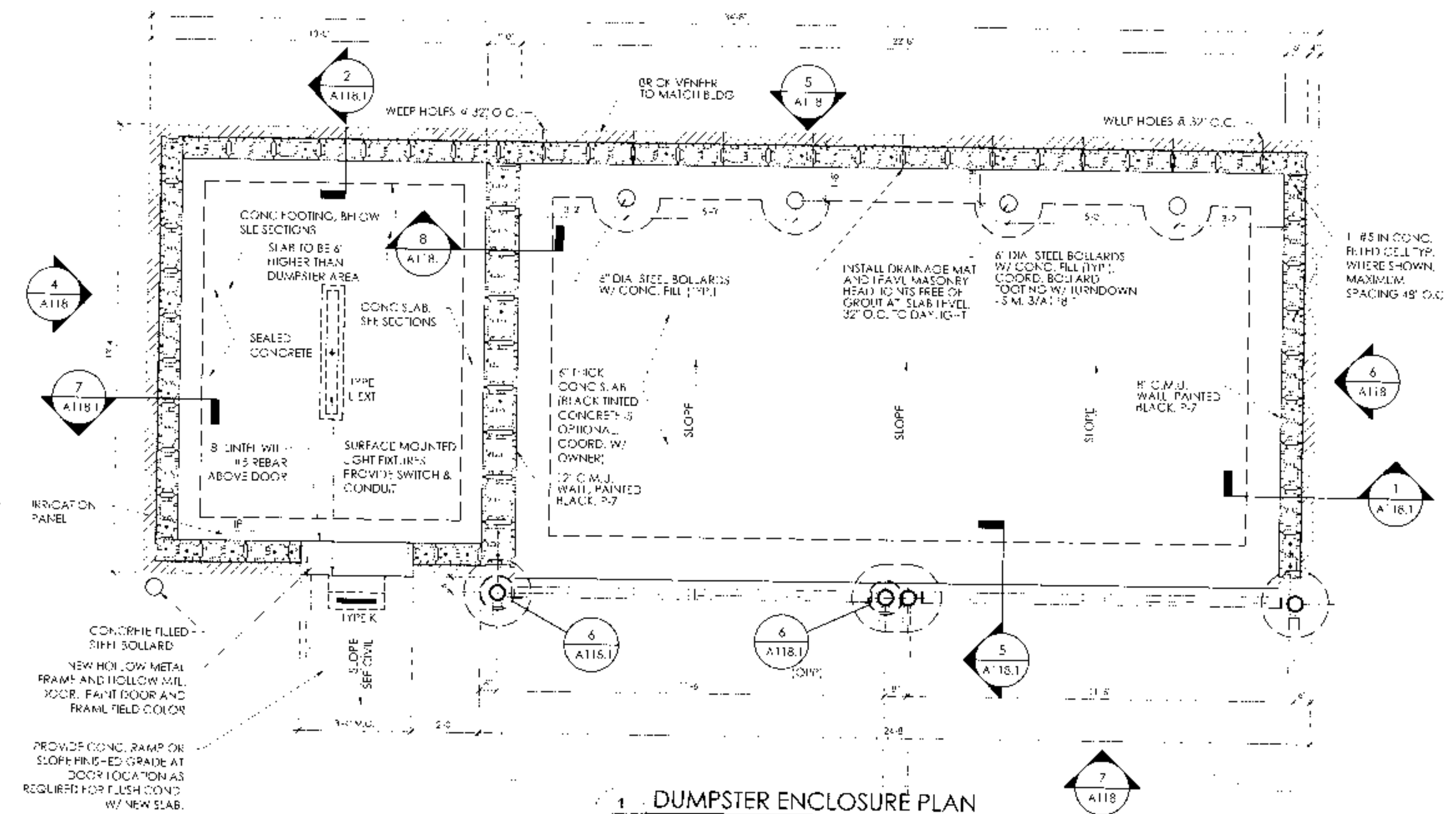
5 REAR ELEVATION - DUMPSTER
A118 3/8"=1'-0"



4 LEFT ELEVATION - DUMPSTER/STORAGE
A118 3/8"=1'-0"



2 DUMPSTER ENCLOSURE GATE DETAIL
A118 1/2"=1'-0"



1 DUMPSTER ENCLOSURE PLAN
A118 3/8"=1'-0"

3 NOT USED
A118 1/2"=1'-0"

ARCHITECT OF RECORD
THOMAS E. MORGAN, JR.
ARCHITECT

423 FISCHER TRAIL
ELLIOTTSVILLE, GEORGIA 30540

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F. 770-917-9470
www.mridesign.com

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CONSTRUCTION

ISSUE SHEET SHEETS
DATE: 10/1/11
BY: J. MORGAN

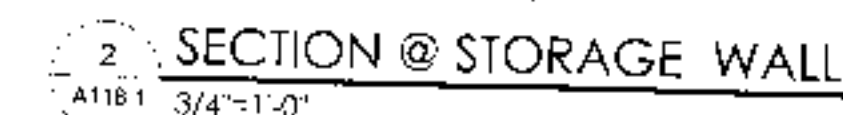
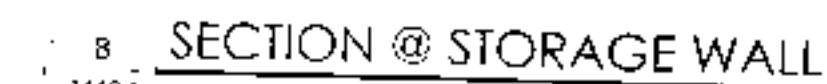
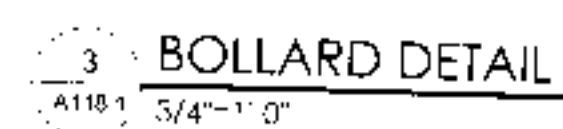
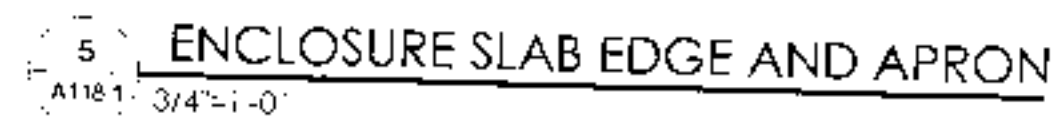
DRAWN BY:
CHECKED BY:
PROJECT NAME AND ADDRESS:

ZAXBY'S
70 SEATS
2.0 FARMHOUSE

DUMPSTER
ENCLOSURE
DETAILS

PROJECT NO: 20

A118



A1181

A118 Packet Pg. 88

EXTERIOR FINISH SCHEDULE

ALL MATERIALS & INSTALLATION SHALL CONFORM TO APPLICABLE ASTM STANDARDS UNLESS GOVERNING AUTHORITIES HAVE DIFFERENT REQUIREMENTS.

STANDARD BRICK UNIT 3 5/8" x 2 1/4" x 7 5/8" RUNNING BOND

- (1) COLOR: BRICK - COMMONWEALTH (GENERAL SHALE)
APPROVED ALTERNATE - MISCHERKEE NAICHFF (CHEROKEE BRICK)
APPROVED ALTERNATE - OLDE COLUMBIA (BORAL BRICK)
MORTAR - "ANTIQUE BLUE" (COOSA)
- 3/8" THICK MORTAR JOINTS, ASIM 0-7/10, TYPE N.
- 15# ROOFING FELT OVER ALL SUBSTRATES OR STAFFED GLASS. GOLD SHEATHING GROUND VOID SOLID & FENCE AND BELOW F.E. PROVIDE VAPOR BARRIER AS INDICATED.
- CONTINUOUS THROUGH WALL FLASHING, EPDM (BY W.R. GRACE) OR EQUAL, AT BOTTOM OF WALLS & ABOVE OPENINGS. CUT FLASHING FLUSH WITH EXT. FACE. PROVIDE CELL VENT TYPE WELLS ABOVE FLASHING @ 32" O.C. MAX.
- HOHMANN & BARNARD, INC. FROKZ LINE ON GUMI FENCE
HOHMANN & BARNARD, INC. DW-10 IS TRIANGULAR MTL. WALL TIES (OR EQUAL) @ 16" O.C. VERT. & AT HORIZ. STUD SPACING, 14 GA. SEE SECTIONS & SPECS. ATTACH TO STUDS WITH (2) 16 x 1 1/2" SCREWS.
- (2F) = FIELD COLOR: PAINT SILKWN WILLIAMS "ROYCROFT COPPER KLD" /SW 2839 (SATIN FINISH)
HARDIE PLANK- EMBOSSED GRAIN FINISH- LAP SIDING WITH 6" EXPOSURE. PAINT FIELD COLOR
HARDIE PANEL VERTICAL SIDING, BOARD & BATTEN @ 12" O.C., PAINT PANEL & BATTENS PAINT FIELD COLOR
- (2A) = ACCENT/TRIM COLOR: HARDIE CORNERS, TRIM & TRIM - SHERWIN WILLIAMS "BALANCED BEIGE" /SW 7037 (SATIN FINISH)
HARDIE TRIM BOARDS, CORNICE, FRIEZE & TRIM (SMOOTH FINISH- PAINT SHERWIN WILLIAMS "BALANCED BEIGE" /SW 7037 (SATIN FINISH)
- (3) FASCIA, RAFTERS, PURLINS AND BRACKETS- PAINT SHERWIN WILLIAMS "BALANCED BEIGE" /SW 7037 (SATIN FINISH)
- (4) PREFINISHED METAL COPING OR GRAVEL STOP & ROOFING
C.O. OR COPINGS: FULL 24 GA. GALVANIZED/GALVALUME METAL COPING ONLY
DOWNSPOUTS SHOULD BE GALVANIZED/GALVALUME
ROOFING & REAR AWNING: GALVANIZED/GALVALUME
MATERIAL SHALL BE 24 GAUGE, HOT DIPPED GALVANIZED STEEL OR 0.032 THICK ALUM. FINISH SHALL BE KYNAR 500 FLUOROCARBON COATING. ACCEPTABLE MANUFACTURERS ARE AS FOLLOWS:

- A. BERKUSL MANUFACTURING CO., HOUSTON, TX.
B. FAC-CLAD
C. MCCI
D. MEELROY METAL CO., PEACHRIE CITY, GA
E. APPROVED EQUIVALENTS WILL BE ACCEPTED

PROVIDE ALL RELATED ACCESSORIES: FLASHING, END CLOSURES, GUTTERS, DOWNSPOUTS, ETC. IN MATCHING CO. OR, INSTALL ALL MATERIALS PER MANUFACTURER'S RECOMMENDATIONS.

A MANUFACTURER'S WARRANTY AGAINST DISCOLORATION & WEATHERING WILL BE REQUIRED.

NOT ALL ROOF PENETRATIONS & ACCESSORIES ARE SHOWN ON THIS DRAWING. IT IS THE RESPONSIBILITY OF THE G.C. TO INSTALL ITEMS INDICATED ELSEWHERE.

- (5) STOREFRONT: WINDOWS & ENTRANCE DOORS (WHITE - ONSI 812/5)

ACCEPTABLE MANUFACTURER: KAWNEER. REFER TO SPECIFICATIONS. ALL GLAZING SHALL BE IN ACCORDANCE WITH THE FOLLOWING VALUES:

GLAZING - 1" INSULATED LOW E COATED ON #2 SURFACES						
TYPE	LOCATION	TYPE & THICKNESS	U FACTOR	SHGC	VLT	VLR
LOW E COATING	EXT. ON SIDE	1/4" TEMPERED	24	.49	63	15
LOW E COATING	INTERIOR SIDE	1/4" TEMPERED				

CONTACT PERSON & QUALITY GLASS: JOHNNY DOSTER @ 706 548 4481

- (6) SELF-CLOSING & IMPLUMBED GLASS
DRIVE-THRU WINDOW: ROUGH OPENING = 6'-0" WIDE x 5'-8" HIGH
QUICKSERV MCDH SC-4040 SELF-CLOSING FOR 2 SLIDER WINDOW
FIT INTO A "STOREFRONT" FRAME, MATCH STOREFRONT IN CO. OR & GLAZING.

QUICKSERV-D VISION OF MCE SYSTEMS CORP.
P.O. BOX 40466, HOUSTON, TX 77240-0466
P. 800 388-8307 F. 713-462-1936
STOREFRONT & SLIDER ALSO BY:
QUALITY GLASS P. 706-548-4481

G.C. AND STOREFRONT PROVIDER SHALL BE RESPONSIBLE FOR COORDINATION WITH THE OWNER REGARDING THE DIRECTION OF THE SLIDING WINDOW PRIOR TO ORDERING OR INSTALLING ANY MATERIALS.

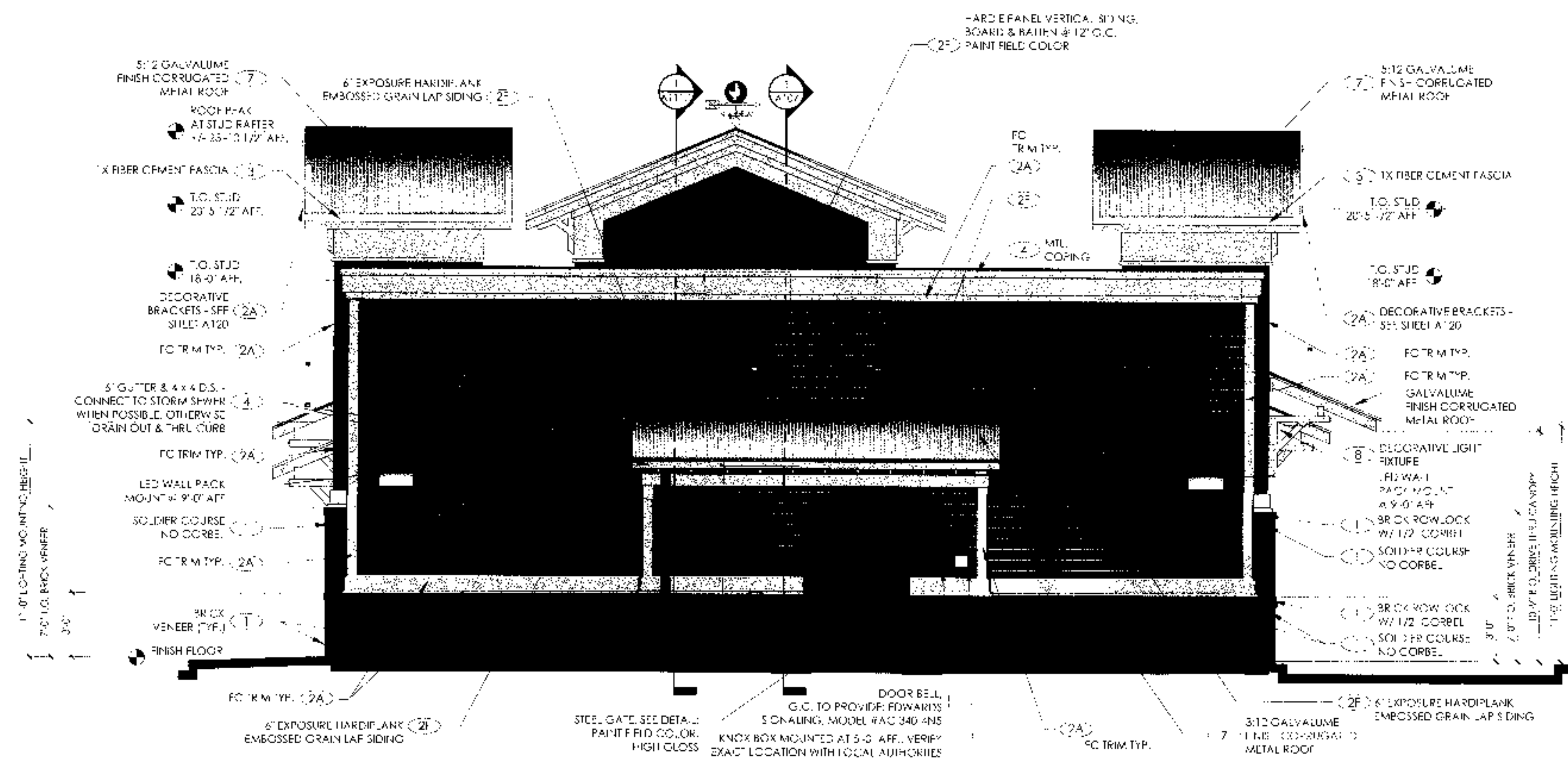
- (7) GALVALUME 22 GA. CORRUGATED FINISH MTL. ROOF (MCCIPBC OR EQUIV.)
- (8) GALVANIZED METAL FINISH GOOSENECK FIXTURES ARE TO BE INSTALLED BY THE G.C.
- ALL SPECIFIED MATERIALS MUST BE INSTALLED PER MANUFACTURER'S REQUIREMENTS. ANY DISCREPANCIES OR CONFLICTS BETWEEN THE DRAWINGS AND THE MANUFACTURER'S REQUIREMENTS SHOULD BE IDENTIFIED BY THE CONTRACTOR PRIOR TO INSTALLATION AND DURING THE BID PHASE TO AVOID CHANGE ORDERS.

- (9) INTERIOR LADDER: PAINT BLACK

- (10) CUSTOM FIXED CLASSIC BARN DOORS CONSTRUCTED OUT OF HARDIE PLANK TO MIMIC SIMPSON DOOR, MODEL #49812, 3'-6" WIDE BY 8'-0" TALL, TRIM TO BE FIELD TO BE 2" TRACK TO BE POWDER COATED BLACK, COORDINATE WITH F.E. FOR HARDWARE SPECIFICATIONS

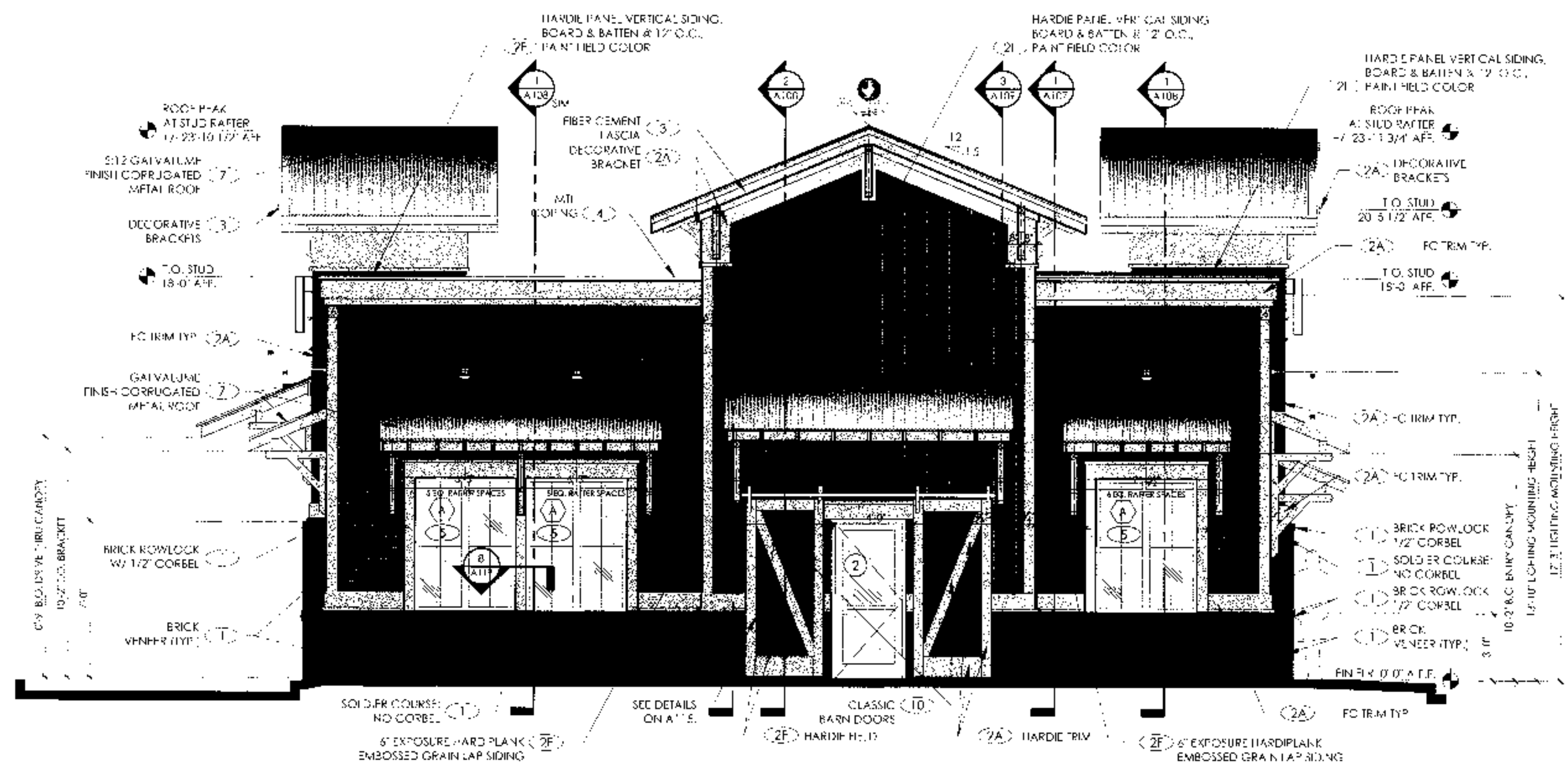
- GLAZING: REFER TO SHEET A117

- DOORS: REFER TO SHEET A115



2 REAR ELEVATION

A105 1/4" = 1'-0"



1 FRONT ELEVATION

A105 1/4" = 1'-0"

ARCHITECT OF RECORD:

THOMAS E. MORGAN, JR.
ARCHITECT

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ELIJAH, GEORGIA 30540

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F. 770-917-9470
www.mrpdesign.com

NOT RELEASED FOR
CONSTRUCTION

DATE: 11/11/2014
BY: J. MORGAN
PROJECT NAME AND NUMBER

DRAWN: J. MORGAN

CHD BY:

PROJECT NAME AND NUMBER

PROJECT NAME AND NUMBER

PROJECT NAME AND NUMBER

PROJECT NAME AND NUMBER

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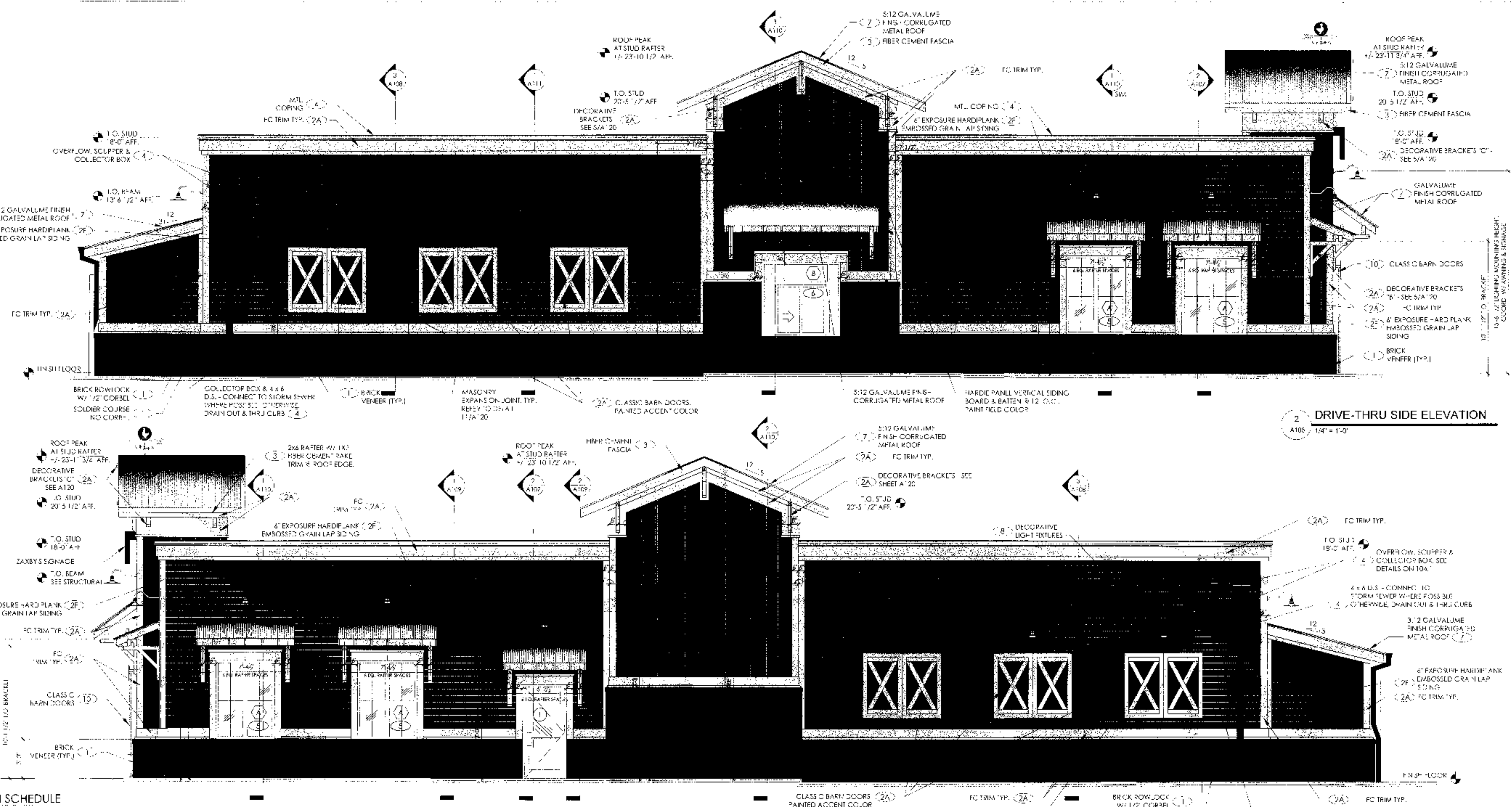
A105

ARCHITECT OF RECORD

THOMAS E. MORGAN, JR.
ARCHITECT423 FISCHER TRAIL
ELLIJAY, GEORGIA 30540MRP
DESIGN GROUP3450 Acworth Drive West Road
Building 100, Suite 120
Kennesaw, Georgia 30144
P. 770-617-6172
F. 770-617-6470
www.mrpdesign.comNOT RELEASED FOR
CONSTRUCTIONQUICKSERV STORE
DRAWN BY: [Signature]
CHECKED BY: [Signature]
PROJECT NAME AND ADDRESSZAXBY'S
70 SEATS
2.0 FARMHOUSEDRIVE THRU & RIGHT
EXTERIOR ELEVATIONS

PROJECT NO: 20

A106



EXTERIOR FINISH SCHEDULE

ALL MATERIALS & INSTALLATION SHALL CONFORM TO APPLICABLE ASTM STANDARDS UNLESS GOVERNING AUTHORITIES HAVE DIFFERENT REQUIREMENTS.

STANDARD BRICK UNIT 3 5/8\" x 2 1/4\" x 7 5/8\" RUNNING BOND

- (1) COLOR: BRICK - COMMONWEALTH (GENERAL SHADE) APPROVED ALTERNATE - M/S CHLOROKILL NAICHELZ (CHLOROKILL BRICK) APPROVED ALTERNATE - OLDE COLUMBIA (BORAL BRICK) MORTAR - "ANTIQUE BUFF" (COO6A)
- 3/8\" THICK MORTAR JOINTS, ASTM C-270, TYPE N.
- (2) ROOFING FELT OVER ALL SUBSTRATES OR SEALED DENS GLASS. GOLD SHEATHING GROUP VOID SOLID # FENCE AND BELOW F.F. PROVIDE VAPOR BARRIER AS INDICATED.
- CONTINUOUS THROUGH WALL FLASHING, EPDM (BY W.R. GRACE) OR EQUAL AT BOTTOM OF WALLS & ABOVE OPENINGS. CUT FLASHING FLUSH WITH EXL. FACL. PROVIDE CELL VENT TYPE WEEPS ABOVE FLASHING @ 32\" O.C. MAX.
- HOHMANN & BARNARD, INC. HORIZ. REIN. ON CMJ FENCE HOHMANN & BARNARD, INC. DW-10 P5 TRIANGULAR MTL. WALL TIES (OR EQUAL) @ 16\" O.C. VERT. & AL-HORIZ. STUD SPACING, 14 GA. SEE SECTIONS & SPECS. ATTACH TO STUDS WITH (2) 10\" - 16 x 1 1/2\" SCREWS.
- (2F) = FILL COLOR: PAINT SHERWIN WILLIAMS "ROYALTY" COPPER REDT/SW 2839 (SATIN FINISH)
- HARDIE PLANK: EMBOSSED GRAIN FINISH LAP SIDING WITH 6\" EXPOSURE. PAINT FIELD COLOR.
- HARDIE PANEL VERTICAL SIDING, BOARD & BATTEN @ 12\" O.C., PAINT PANEL & BATTENS PAINT FIELD COLOR.
- (2A) = ACCENT/TRIM COLOR: HARDIE CORNERS, FREEZE & TRIM - SHERWIN WILLIAMS "BALANCED BLIGHT" /SW 7037 (SATIN FINISH)
- HARDIE TRIM BOARDS, CORNICE, FREEZE & TRIM (SMOOTH FINISH) - PAINT SHERWIN WILLIAMS "BALANCED BLIGHT" /SW 7037 (SATIN FINISH)
- (3) FASCIA, RAFTERS, FURLINS AND BRACKETS: PAINT SHERWIN WILLIAMS "BALANCED BEIGE" /SW 7037 (SATIN FINISH)

- (4) PREFINISHED METAL COPING OR GRAVEL STOP & ROOFING: COLOR: COPINGS: FULL 24 GA. GALVANIZED/GALVALUME METAL COPINGS ONLY DOWNSPOUTS SHOULD BE GALVANIZED/GALVALUME ROOFING & REAR AWNING: GALVANIZED / GALVALUME MATERIAL SHALL BE 24 GAUGE, HOT DIPPED GALVANIZED STEEL, OR 0.032\" THICK ALUM. FINISH SHALL BE CYNAR 501 FLUOROCARBON COATING. ACCEPTABLE MANUFACTURERS ARE AS FOLLOWS:

- A. SPRIDGE MANUF. CO. HOUSTON, TX.
B. PAC-CLAD
C. MFCI
D. MACFLOY METAL CO., PEACHTREE CITY, GA.
E. APPROVED EQUALS WILL BE ACCEPTED

PROVIDE ALL RELATED ACCESSORIES: FLASHING, END CLOSURES, GUTTERS, DOWNSPOUTS, ETC. IN MATCHING COLOR. INSTALL ALL MATERIALS PER MANUF.'S RECOMMENDATIONS.

A MANUFACTURER'S WARRANTY AGAINST DISCOLORATION & WEATHER-TIGHTNESS WILL BE REQUIRED.

NOT A.J. ROOF PENETRATIONS & ACCESSORIES ARE SHOWN ON THIS DRAWING. IT IS THE RESPONSIBILITY OF THE G.C. TO INSTALL ITEMS INDICATED ELSEWHERE.

- (5) STOREFRONT WINDOWS & ENTRANCE DOORS (BUTTE WHITE - ORS781275)

ACCEPTABLE MANUFACTURER: KAWNEER. REFER TO SPECIFICATIONS. ALL GLAZING SHALL BE IN ACCORDANCE WITH THE FOLLOWING TABLE:

GLAZING - 1\" INSULATED LOW-E COATED ON #2 SURFACES

TYPE	LOCATION	TYPE & THICKNESS	U FACTOR	SHGC	VLT	VLR
LOW-E COATING	EXTERIOR SIDE	1/4\" TEMPERED	.24	.49	.63	.6
LOW-E COATING	INTERIOR SIDE	1/4\" TEMPERED				

CONTACT PERSON @ QUALITY GLASS: JO-INNY DOSTER @ 706-548-4481

- (6) SELF-CLOSING & TEMPERED GLASS DRIVE-THRU WINDOW: ROUGH OPENING = 6'-0\" WIDE x 5'-8\" HIGH. QUICKSERV MODE, SC 4040 SELF-CLOSING HORIZ. SLIDER WINDOW. FIT INTO A "STOREFRONT" FRAME, MATCH STOREFRONT IN COLOR & GLAZING.

QUICKSERV-DIVISION OF MCF SYSTEMS CORP.
P.O. BOX 40466, HOUSTON, TX 77240-0466
P. 800-788-8307 F. 713-462-1936
STOREFRONT & SLIDER ALSO BY:
QUALITY GLASS P. 706-548-4481

G.C. AND STOREFRONT PROVIDER SHALL BE RESPONSIBLE FOR COORDINATION WITH THE OWNER REGARDING THE DIRECTION OF THE SLIDING WINDOW PRIOR TO ORDERING OR INSTALLING ANY MATERIALS.

- (7) GALVALUME 24 GA. CORRUGATED FINISH METAL ROOF (MRC, PRC, OR EQUIV.)

- (8) GALVANIZED METAL FINISH GOOSENECK FIXTURES ARE TO BE INSTALLED BY THE G.C.

ALL SPECIFIED MATERIALS MUST BE INSTALLED PER MANUFACTURER'S REQUIREMENTS. ANY DISCREPANCIES OR CONFLICTS BETWEEN THE DRAWINGS AND THE MANUFACTURER'S REQUIREMENTS SHOULD BE IDENTIFIED BY THE CONTRACTOR PRIOR TO INSTALLATION AND DURING THE BID PHASE TO AVOID CHANGE ORDERS.

- (9) INTERIOR LADDER: PAINT BLACK

- (10) CUSTOM FIXED CLASSIC BARN DOORS CONSTRUCTED OUT OF HARDIPLANK TO MIMIC SIMPSON DOOR, MODEL #498/2, 3'-6\" WIDE BY 8'-0\" TALL. TRIM TO BE (2A). FIELD TO BE (2F). TRACK TO BE POWDER COATED BLACK. COORDINATE WITH ZFL FOR HARDWARE SPECIFICATIONS.

- (11) GLAZING, REFER TO SHEET A117

- (12) DOORS, REFER TO SHEET A115

**Board of Mayor and Aldermen**

6400 Stage Road
Bartlett, TN 38134

SCHEDULED

Meeting: 09/08/20 06:00 PM
Department: Administration
Category: Policy
Prepared By: Penny Medlock
Department Head: Mark Brown

AGENDA ITEM

**Dispense with second Board of Mayor and Aldermen meetings
in November and December.**

**Board of Mayor and Aldermen**

6400 Stage Road
Bartlett, TN 38134

SCHEDULED**AGENDA ITEM**

Meeting: 09/08/20 06:00 PM
Department: Code Enforcement
Category: Special event permit
Prepared By: Valerie Brantley
Department Head: Jim Brown

Special event permit for Fortitude 50K/25K Foot Race.



APPLICATION FOR SPECIAL EVENT
OFFICE OF
BARTLETT CODE ENFORCEMENT
6382 STAGE ROAD
BARTLETT TN 38134
901-385-6425

5760 Yale Rd. Bartlett, TN 38134 38134
 Address Zip Code
September, 19th 2020 1am - 5pm
 Dates of the Event Hours of the Event
Fund Raiser / Benefits race
 Type of Event (Fund Raiser, Seasonal, Tent Sale, Sidewalk Sale, Public Attraction)
City of Bartlett
 Property Owner
Peter Mellen 8679 Pine Needle Dr. Germantown, TN
 Special Event Permit Applicant Address of Applicant
901-334-6801 _____
 Phone Number Fax Number

Check all items that apply:

For information call (901) 385-6425.

N/A State of TN Business License, Shelby County Business License, Bartlett Business License (For Type 2 Events)
✓ Letter of Permission
✓ Insurance
N/A Tents (Fire Retardant letter included)
✓ Special Event Checklist
✓ Map
N/A Sign or Banner

\$60.00 Special Event Fee
\$4.00 Permit Issuing Fee
\$ 2% Credit Card Fee
\$ 64.00 Total Permit Fee

OK # 502

[Signature]

Responsible Person

Date

****Notify building department 10 days prior to Special Event to be held unless it is a Public Attraction which requires approval from the Board of Mayor & Aldermen.****

APPROVAL

This application is not a permit and grants no rights or privileges.

Special Event Permit Application
For
Fortitude 50k/25k (a foot race)

Date and time of event: Saturday September 19, 2020 from 7:00 AM to 5:00 PM

Location of Event: Nesbit Park located at 5760 Yale Rd. Event participants will run, jog, or walk either a 50K or 25K by running loops on the park's maintained trails to complete the race distance of their choosing.

Name and address of the Race Director:

Mr. Peter Mellen
8679 Pine Needle Dr.
Germantown, TN 38139
fortitudetrailrace@gmail.com
Cell/home: 901-334-6801

Narrative description of event: Approximately 200 runners (the event is limited to a maximum of 250 runners) will run loops of the Nesbit Park trails to complete a 50K, or 25K.

Parking: Event participants will park in the Nesbit Park parking lot and also legally park between the bike lane and the curb on Yale Rd. near the park.

Standards: All performance standards and requirements set forth in the Special Events Checklist have been satisfied.

Portable toilets: Portable toilets will be used and set up on the west side of the Nesbit Park parking lot.

City Services: No city services are requested for this event.

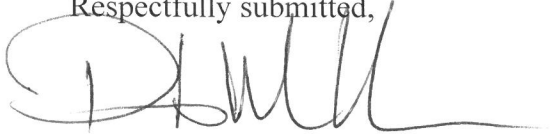
Insurance Coverage: Insurance coverage for this event has been obtained. The appropriate Certificate of Liability Insurance for this event is included in this permit request.

Restoration of site: The restoration of Nesbit Park will be conducted according to required special event standards and conditions of approval.

Proceeds from this event support St. Jude Children's Hospital.

Enclosure (1): Completed Special Event Checklist
Enclosure (2): Nesbit Park Map
Enclosure (3): Insurance Certificate
Enclosure (4) Parks & Recreation Permission Letter

Respectfully submitted,



Peter Mellen, Race Director

Attachment: 5760 YALE RD-FORTITUDE 50K-25K FOOT RACE-2020 (2833 : Fortitude 50K/25K Foot Race)

Special Event Checklist

Event: Fortitude 50K/25K trail race

Location: Nesbit Park - Bartlett, TN

Dates: September 19, 2020

Type of special event: (Check one.)

☒ *Type 1: Noncommercial Events.* Fund-raising or non-commercial events held outside an enclosed permanent structure, including parades, advertised demonstrations, or events, including structures used in conjunction with the event.

☐ *Type 2: Special Seasonal Events.* Farmers' market, Christmas tree sales, fruit, flower or vegetable sales, or sale of other seasonal products, when sold other than on the site where grown, constructed or assembled.

☐ *Type 3: Commercial Events.* Significant commercial events such as tent sales, sidewalk sales, trade shows, merchandise sales, product demonstrations or transient merchants.

☐ *Type 4: Public Attractions.* Significant outdoor public events intended primarily for entertainment or amusement, such as carnivals, concerts, or festivals, including fireworks displays. **Requires approval by the Board of Mayor and Aldermen.**

Exempt events: (If any of these apply, the special event is exempt from the permit requirement.)

☐ *Public property.* Any special event wholly on public streets and right-of-ways or other property of the City, excluding public parks, which special event is allowed specifically or generally by action of the Board of Mayor and Aldermen.

☒ *Public parks.* Any special event held within a public park. (Although exempt from this Section, these types of special events shall be governed by other provisions of the Codified Ordinances regulating conduct in City parks and recreation areas.)

☐ *City sponsorship.* Any special event sponsored or co-sponsored by the City. Such event shall, however, be in compliance with the performance standards in Section 27.F.

☐ *Special use permit or site plan.* Any business already operating under a special use permit or site plan that authorizes the display and sale of outdoor goods or authorizes the operation of any special event as defined herein.

☐ *Yard sales.* Yard sales regulated under Article VI, Section 1 of the Zoning Ordinance.

☐ *Auctions/estate sales.* Auctions/estate sale for individual property that is not considered a special event and is conducted by duly licensed auctioneers.

☐ *Business deliveries.* Newspaper delivery or bona fide merchants who deliver goods in the regular course of business.

☐ *Certain solicitations.* Solicitors for charitable, non-profit or religious organizations who go from dwelling to dwelling, business to business, street to street, taking or attempting to take orders for goods, wares and merchandise are exempt from these provisions, provided these organizations meet the Internal Revenue Service Criteria to qualify as a charitable, non-profit or religious organization.

☐ *First Amendment activity.* The dispensing of religious pamphlets or other literature which is protected by the United States Constitution under Freedom of Speech, Religion or Press.

☐ *Political campaigning.* Campaigning for public office.

Performance standards:

	Sub- mitted ✓ or X	OK	N/A		Comments
1			X	<i>Location.</i> Special events that do not require the use of public right-of-way shall be conducted on private property in a commercial or industrial zoning district, except that non-profit organizations may conduct special events on any property where the owner has granted permission.	
2			X	For all special events that require the use of public right-of-way, the permit granted shall clearly specify the streets to be used for the event and the time that the streets will be closed, if applicable.	
3			X	Type 3 outdoor sales must be conducted by an existing permanent business adjacent to and on the property of the location of the permanent business. The outdoor sales are to be conducted as an adjunct to the existing permanent business.	
4		X		<i>Land-use compatibility.</i> The special event shall be compatible with the purpose and intent of this Section and with adjacent land uses.	
5		X		The special event shall not impair the normal, safe and effective operation of a permanent use on the same site.	
6		X		The special event shall not endanger or be detrimental to the public health, safety or welfare or injurious to property or improvements in the immediate vicinity of the special event, given the nature of the activity, its location on the site and its relationship to parking and access points.	
7			X	<i>Compliance with other regulations.</i> All structures shall meet all applicable provisions of the Building Code.	
8		X		Any temporary structure shall be promptly removed upon the cessation of the event. Within forty-eight (48) hours of cessation of the event, the site shall be returned to its previous condition, including the removal of all litter, signage, attention-attracting devices or other evidence of the special event. If the site is not returned to its previous condition, the City may restore the site at the event coordinator's expense.	

	Sub- mitted ✓ or X	OK	N/A		Comments										
9		X		<i>Hours of operation and duration.</i> The duration and hours of operation of a special event shall be consistent with the surrounding land uses. The total duration of a special event shall not exceed the duration set forth in Table VI.27-1; however, the duration of the special event may be modified by conditions attached to the issuance of the special event permit, as set forth in Section 27.F. Table V.27-1: Special Event Maximum Duration <table><tr><th>Type of Special Event</th><th>Duration</th></tr><tr><td>Type 1: Noncommercial</td><td>30 days</td></tr><tr><td>Type 2: Special Seasonal</td><td>90 days</td></tr><tr><td>Type 3: Commercial</td><td>14 days</td></tr><tr><td>Type 4: Public Attractions</td><td>14 days</td></tr></table>	Type of Special Event	Duration	Type 1: Noncommercial	30 days	Type 2: Special Seasonal	90 days	Type 3: Commercial	14 days	Type 4: Public Attractions	14 days	
Type of Special Event	Duration														
Type 1: Noncommercial	30 days														
Type 2: Special Seasonal	90 days														
Type 3: Commercial	14 days														
Type 4: Public Attractions	14 days														
10			X	In addition to the maximum duration as set forth in Table VI.27-1, a shopping center may hold centralized special events, not connected to individual businesses within the shopping center, which do not exceed sixty (60) days in a calendar year. The duration of all special events in a shopping center may be extended on a case by case basis if the special event(s) take place in shopping center parking areas not required for the primary businesses.											
11		X		<i>Frequency.</i> Except as otherwise provided herein, the maximum frequency of a special event on the same property shall be two (2) times per calendar year, excluding a shopping center. A shopping center shall be allowed to hold four (4) centralized events not connected to any individual business located within the center in addition to those events held by the individual businesses located within the shopping center.											

	Sub- mitted ✓ or X	OK	N/A		Comments
12			X	Type 3 outdoor sales at a specific location may be permitted only as follows: a. Outdoor sales may be permitted once in each calendar month if the duration is not more than three (3) days. b. Outdoor sales may be permitted once in each calendar quarter if the duration is more than three (3) days but not more than ten (10) days. c. The minimum time between consecutive outdoor sales periods for the same business on the same property shall be fourteen (14) days from the beginning of one period to the beginning of the next period. Permitted durations are not cumulative in any time period, that is, the time periods in both "a" and "b" may not be added together.	
13		X		<i>Traffic circulation.</i> The special event shall not cause undue traffic congestion or accident potential, given anticipated attendance and the design of adjacent streets, intersections, parking and traffic controls. All sidewalks shall be left open for pedestrian traffic unless special approval is received for blockage. No alleys, driveways, fire lanes or other access points shall be blocked by the special event unless specific approval is granted for the special event.	
14			X	<i>Street closings.</i> The special event permit recipients shall be responsible for securing, installing and immediate removal upon cessation all barricades and signs when street closings are approved. Large Class III barricades shall be sandbagged to prevent blowing over.	

	Sub- mitted ✓ or X	OK	N/A		Comments
15		X		<i>Fire safety.</i> The fire department shall be consulted for the following requirements and inspection, as necessary. a. Fire lanes a minimum of 20 feet in width and 12 feet in height or as otherwise approved by the Fire Chief must be provided in order to allow Fire Department access within 150 feet of all structures and on at least two sides of all two-story structures within 500 feet of the location of the special event. b. All fire hydrants in the area of the special event must be left with five (5) feet of clearance on all sides and shall be accessible from the fire lanes that are designated with the event. c. No open fires shall be permitted unless advance approval is obtained from the Fire Department. d. Fire extinguishers shall be available as determined by the Fire Chief. e. Temporary electrical wiring for the special event shall be installed in accordance with the requirements of the National Electrical Code. f. Tents shall comply with the Fire Code and applicable building codes. g. Exit signs and proper exiting aisles shall be provided in temporary special event structures.	
16		X		<i>Off-street parking.</i> The event shall not create a parking shortage for any other use. All off-street parking surfaces used for the special event shall be concrete or asphalt.	
17		X		<i>Public conveniences and litter control.</i> Adequate on-site rest room facilities and solid waste containers shall be provided. The applicant shall calculate the demand for such facilities and specify how the need will be addressed.	
18		X		<i>Nuisances.</i> The special event shall not generate excessive noise, dust, smoke, glare, spillover lighting or other forms of environmental or visual pollution.	

	Sub- mitted ✓ or X	OK	N/A		Comments
19		X		<i>Area of parking lot dedicated to outdoor special events.</i> a. No more than ten (10) percent of the parking stalls required for the structure associated with the parking lot in which the special event occurs shall be permitted to be used for a special event. Regardless of how many stalls are occupied by the special event, no special event that occurs in the parking lot for a permanent structure may cause a parking shortage for primary and accessory uses associated with that structure. b. No spikes, nails, anchors or other devices shall be driven into any public street, sidewalk or parking lot surface or into any existing concrete or asphalt. Such devices may be used on private parking lots provided any damage resulting therefrom shall be fixed upon cessation of the event and removal of the devices.	
20			X	<i>City services.</i> If the applicant requests the City to provide services or equipment, including but not limited to traffic control or security personnel, or if the City otherwise determines that services or equipment are required to protect the public health, safety, or general welfare, the applicant shall be required to reimburse the City for the cost of the services. The City may require the applicant to submit a security deposit, in an amount determined by the Chief Administrative Officer and in the form approved by the City Attorney, prior to the event to ensure that the applicant complies with this provision.	
21	X			<i>Insurance coverage.</i> Special event permit recipients must show proof of liability insurance at time of application. If the special event will take place on public property, said certificate of insurance shall name the City as an additional insured party in an amount determined by the Chief Administrative Officer based on the nature of the special event.	

Conditions

Conditions deemed necessary to ensure compatibility with adjacent land-uses and to minimize potential adverse impacts on nearby uses:

	Required ✓ or X	N/A		Comments
22		X	Limitations on signs.	
23		X	Temporary arrangements for parking and traffic circulation.	
24	X		Requirements for screening/buffering and guarantees for site restoration and cleanup following the special event.	
25		X	Modifications or restrictions on the hours of operation, duration of the event, size of the event or other operational characteristics.	
26		X	The posting of security in an amount required by the Permitting Official to help ensure that the operation of the event and the subsequent restoration of the site are conducted according to required special event standards and conditions of approval.	
27		X	The provision of traffic control or security personnel to ensure the public safety and convenience.	
28	X		Execution of a "Special event agreement" in a form acceptable to the City Attorney to ensure the indemnification of the City and that public property will be protected and/or restored to its condition prior to the special event.	

Special event permit application, content and submission requirements

A complete application shall be submitted to the Permitting Official at least **ten (10) days** prior to the requested start date of any special event.

The application shall set forth and contain the following information:

	Sub- mitted ✓ or X	OK	N/A		Comments
29	X			Name and address of the applicant.	
30	X			Names and address of the owner of the premises on which the proposed event is to be held.	
31			X	Written approval from the property owner agreeing to the proposed event, if the applicant is not the same as the property owner.	
32	X			Description of the site on which the proposed event is to be held.	
33	X			Date of the proposed event.	
34	X			A narrative written description of the proposed event, the hours of operation, anticipated attendance, and any buildings/ structures, signs or attention-attracting devices proposed to be used in conjunction with the event, as well as a statement that the standards set forth in this Section have been satisfied. The narrative written description shall also state what public streets, if any, are requested to be used for the special event.	
35			X	A site plan in the form and the level of detail as required by the Permitting Official, showing the location of all existing or proposed uses, structures, parking areas, outdoor display areas, signs, streets, and property lines.	
36	X			Location and number of proposed temporary public toilets.	
37			X	Proposed temporary potable water supplies, which shall be subject to approval by the Director of Code Enforcement, pursuant to applicable authority of the City.	
38			X	Any other information deemed necessary by the Permitting Official to ensure compliance with the standards set forth in this Section.	

Special event permit - authorization by Permitting Official

Type 1, 2 and 3 special events (as defined in part B) may be issued a special event permit by the Permitting Official on the form provided by the City when all of the following conditions have been satisfied and continue to be met throughout the special event:

	OK ✓ or X	N/A		Comments
39	X		A complete application is made on the form provided by the City and a fee paid in accordance with City ordinances.	
40		X	The application has been reviewed and approved in writing by the Code Enforcement, Fire, Police, and Public Works Departments for traffic control and other safety concerns.	
41		X	An electrical plan, if required for the special event, is approved by the Director of Code Enforcement.	
42	X		The Permitting Official determines the following: a. The special event will comply with the special event performance standards...;	
43	X		b. The special event will not endanger the public health, safety, or general welfare given the nature of the activity, its location on the site, and its relationship to parking and access points;	
44	X		c. The special event will not impair the usefulness, enjoyment or value of adjacent property due to the generation of excessive noise, smoke, odor, glare, litter, or visual pollution;	
45	X		d. The special event shall comply with all applicable state and federal health, safety, environmental and other applicable requirements.	

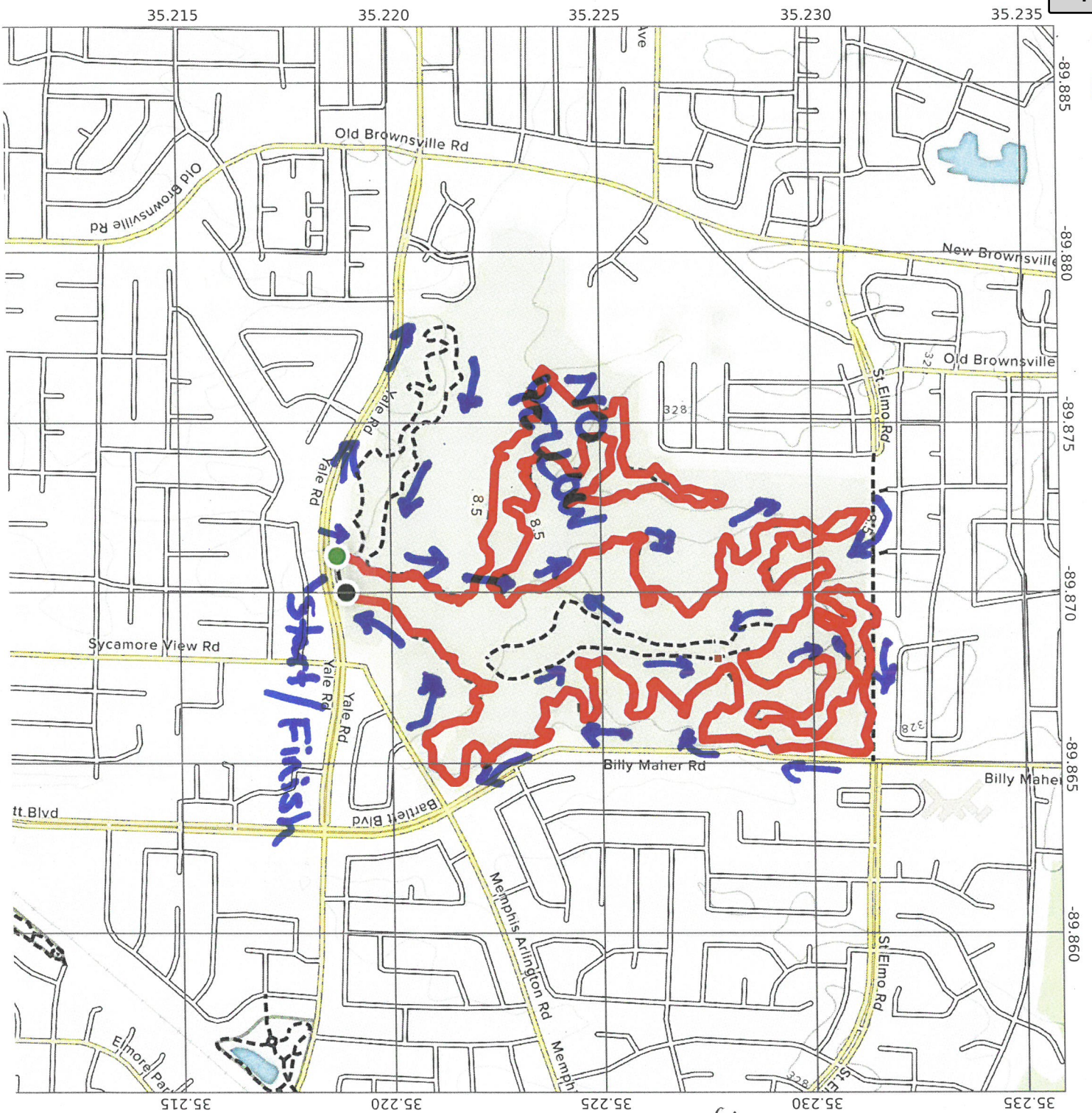
NESBIT PARK MAP



~~STANKY CREEK 50K/MARATHON/25K/HALF~~

Fortitude 50k/25k

- ① WATER ONLY AID STATION
- ② FIRE ROAD AID STATION
- ③ PORT-O-LETS ON WEST SIDE OF PARKING LOT



Attachment: 5760 YALE RD-FORTITUDE 50K-25K FOOT RACE-2020 (2833 : Fortitude 50K/25K Foot Race)

8 mile loop course
25k - 2 loops
50k. 4 loops

Aid Stations

Course marker # 1
Course marker # 89
Course marker # 62
Start / Finish

2020 COVID19 Fortitude Trail Race Guidelines

The Spread of the SARS-CoV-2 virus and the resulting COVID19 pandemic has caused us to implement a plan so that everyone visiting for the race, everyone helping at the race, and everyone in Memphis, TN is protected. The health of everyone involved is the reason we are developing these guidelines.

We politely but strongly ask that every runner and crew follow these guidelines exactly. We all as an ultra-running community have an opportunity to show the world that we can participate in our passion while protecting ourselves and others. These guidelines will cover all State of Tennessee guidelines and additional ones from Bartlett Parks and Recreation.

We ask anyone not willing to follow the guidelines to not come.

Additional guidelines and/or protocols may be added before race day. We will communicate these via email and on our Facebook page.

Guidelines:

Pre-Travel

- If anyone has any COVID19 related symptoms please **stay home**: fever or chills, cough, shortness of breath or difficulty breathing, fatigue, muscle or body aches, headache, new loss of taste or smell, sore throat, congestion or runny nose, nausea or vomiting, diarrhea
(<https://www.cdc.gov/coronavirus/2019-ncov/symptoms-testing/symptoms.html>).

Pre and Post Race – Memphis Public Appearances

- All visitors (visitors = runners, crew, runner family and friends) wear face coverings in public places in Memphis, TN.

Pre-Race Meeting

- All visitors will have temperature checked (runners with fever, will not be able to run. All with fevers will be encouraged to travel home).
- All visitors wear face coverings at the pre-race meeting.
- At packet pickup runners will be separated into time slots via alphabetical groups. After you get your packet please find an open spot of at least 6 ft from other groups in the park for the pre-race meeting. We will send out the groupings and timelines in a later email.

Start Line

- All visitors wear face covering at the start lines. A staggered start will be in place as such: 7:00am for 50k runners and 8:00am for 25k runners.

On the Trail

- All runners wear face coverings from the start until enough social distancing is established.
- Runners should communicate when interacting on the trail. While runners are passing each other on the trail, they should communicate to maintain social distancing (step off trail) or can put on face coverings.

Aid Stations

- Runners that are filling bottles and eating food must sanitize hands before entering each AS. Hand sanitizer will be supplied.
- Runners that do not need to fill bottles, eat food, or perform any other stop in the AS can just run through without having to sanitize hands. If you have crew supplying you, you can do this before or after the AS boundaries.
- All runners wear face covering in AS's.
- Aid station volunteers will not touch your bottles, hydration packs, trash. Runners are not allowed to touch water/Tailwind dispensers. A volunteer will dispense the liquid as you place the container below the spigot.
- All AS food will be placed on the food table in self-serve paper containers. Take the ones you want. Dispose of the container in the trash bag located at the edge of the AS. All paper containers will be recycled.
- All crew wear face coverings while crewing along the course.
- No crew in AS boundaries. Runners can be crewed just before or just after the AS.
- All volunteers will be adhering to special guidelines to protect themselves and runners (e.g. regular disinfecting of surfaces, social distancing, face coverings, etc.).

Finish Line

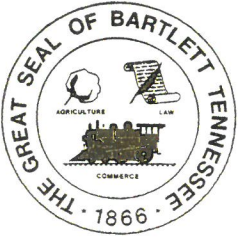
- All runners wear face covering after crossing the finish line so you can receive your finishing award(s).
- Runners will be encouraged to leave the event site as soon as possible after completion of their event.
- All visitors to maintain social distancing. If you cannot, wear face coverings (the food line, when communicating with race personnel, etc.) **There will be a large tent set up, but if you can bring our own canopy you can have your own private space to relax. Also, bring your camp chairs.**

Notes on face coverings:

From the CDC: "CDC recommends wearing cloth face coverings in public settings where other social distancing measures are difficult to maintain, such as grocery stores, pharmacies, and gas stations." [Click here for the CDC information on cloth face coverings.](#)

Research studies have found that the primary method of SARS-CoV-2 transmission is most efficiently via mouth droplets.

Please bring a supply of face coverings. NOTE ON FACE COVERINGS: buff/neck gaiter-like coverings would be ideal for runners during the race because when not being used, they can hang around necks or around wrists for easy access! These do not need to be medical type coverings; cloth ones are recommended (like the buff types we all have many of and love!). Comments are closed.



City of Bartlett

PARKS & RECREATION

A. Keith McDonald, Mayor
Shan Criswell, CPRP, Parks Direc

August 10, 2020

City of Bartlett
Code Enforcement
6462 Stage Road
Bartlett, TN 38134

The annual Stanky Creek 50K Marathon has requested to use Nesbit Park on Saturday, September 19, 2020, 6:00 a.m. until 5:00 p.m.

Permission is hereby given by Bartlett Parks and Recreation Department pending approval by the Mayor and Board of Aldermen.

Sincerely,

Shan Criswell
Director Parks and Recreation
City of Bartlett

cc: Peter Melon
901-334-6801

Attachment: 5760 YALE RD-FORTITUDE 50K-25K FOOT RACE-2020 (2833 : Fortitude 50K/25K Foot Race)



3060 South Church Street P.O. Box 286
 Burlington, North Carolina 27216
 (Local) 336-584-8892
 (Toll-Free) 800-334-5579
 (FAX) 336-584-8880
 (Claims FAX) 336-538-0094

Binder Summary Sheet

Insured:

Peter Mellen
 8679 Pine Needle Dr.
 Germantown, TN 38139

Producer:

4131656
 Ephlin Insurance Group, Inc.
 8099 Stage Hills
 Memphis, TN 38133
 Producing Agent: Heath Peterson

Insurer:

Western World Insurance Company

Effective/Expiration Date: 9/18/2020 to 9/19/2020

Term: Manual

State: TN

Binder ID: RBZTP-V

Percent Earned: 100%

In accordance with your instructions, we have bound the following General Liability coverage; provided we receive a properly completed application and a premium payment within 12 days of the effective date shown above.

Comments: THIS ACCOUNT IS 100% EARNED. THIS ACCOUNT MUST BE PAID IN FULL AND IS NOT ELIGIBLE FOR FINANCING.

General Liability:

\$ 2,000,000 General Aggregate
 \$ Included Products/Completed Operations Aggregate
 \$ 1,000,000 Personal Injury/Advertising Injury
 \$ 1,000,000 Each Occurrence Limit
 \$ 50,000 Damage to Premises Rented to You
 \$ 1,000 Medical Payments
 \$ **250 BI/PD/P&AI Deductible Per Claimant

39078 - Runathons

Days 2

* Excludes Professional, Nuclear Energy, War, Punitive, Exemplary, Asbestos, Silica, Lead, Toxic Substances, Total Pollution, Radon Gas, Subsidence, Mold, Spores, Fungus, Known Injury or Damage, Exclusion – Losses, Claims and Litigation Preceding Inception of Policy, Property Damage Claims in Progress, Participants, Assault & Battery, Abuse or Molestation, Liquor, Communicable Disease, Cancer, Employment Related Practices, Leased Workers, Voluntary Labor, Electromagnetic Fields, Injury To Contractors / Independent Contractors / Subcontractors, Radioactive Contamination, New Entities, Hired & Non Owned Auto, Year 2000 Computer Related and Other Electronic Problems, Violations of Statutes That Govern E-Mails / Fax / Phone Calls. Classification & Contractual Liability Limitations and Minimum and Deposit Premium Endorsement Apply. Terrorism is excluded unless coverage is purchased per the requirements of the Terrorism Risk Insurance Program Reauthorization Act of 2015. This list is for informational purposes only and does not intend to represent the entire list of forms and/or endorsements that may be attached to any policy issued as a result of this quotation.

CG2106-Exclusion Access or Disclosure of Confidential or Personal Information and Data-Related Liability-with Limited Bodily Injury Exception; WW266 Cross Suits Exclusion. Athletic Participants exclusion and Liquor Liability exclusion applies. CG2111-Excl. Unmanned Aircraft Coverage B Only (unless CG2138 applies) WW514 Trampoline Excl;

Location 1: 8679 Pine Needle Dr., Germantown, TN 38139

Code: 39078, Runathons, No alcohol

Coverage Type	Basis	User Adj. Rate
GL	\$2	22.5000

We have bound General Liability coverage provided we receive a properly completed application and a premium payment within 12 days of the effective date shown above. Please return a copy of this binder with your net premium check to TAPCO. Failure to remit a properly completed application and net premium within 12 days of the effective date shown above will nullify and void this binder.

Please note that this binder is for temporary insurance for a twelve-day period. This binder exists on its own terms and expires on its own terms. When a binder expires on its own terms, no coverage exists thereafter. Requirements for notice of cancellation to insureds do not apply to expired binder.

Upon binding of the coverages listed herein, you the producing agent hereby confirm, any and all diligent searches as may be required in accordance with state statute have been performed. You agree to submit a copy of the affidavit to Tapco Underwriters, Inc. / Tapco Insurance Services in accordance with state requirements and/or the request of Tapco Underwriters, Inc. / Tapco Insurance Services.

All applications to be completed have been attached to this account. Please note should any additional information/application be needed, it will be requested at the time of issuance.

Any policy issued subsequent to this binder will be per the terms, coverages, limits and forms outlined in this binder. Differences in terms, coverages, limits and forms received on any application will NOT revise, change or update the policy at time of issuance. Any changes to this binder and any subsequent policy must be requested in writing by a separate request and any changes must be made by endorsement.

The insurance contract is with an insurer not licensed to transact insurance in this state and is issued and delivered as a surplus lines coverage pursuant to the Tennessee insurance statutes.

Western World Insurance Company, 400 Parsons Pond Drive, Franklin Lakes, NJ 7417

GL Premium:	\$250.00
Premium:	\$250.00
Total Premium:	\$250.00
Policy Fee:	\$50.00
Tax:	\$15.00
Stamping Fee:	\$0.52
Total:	\$315.52

Binder ID: RBZTP-V



Online Payment Receipt

Payment Info:

Peter Mellen
 Peter Mellen
 8679 Pine Needle Dr.
 Germantown, TN 38139

Agency Info:

Ephlin Insurance Group, Inc.
 8099 Stage Hills
 Memphis, TN 38133

Payment Made By: Peter Mellen
Broker Number/Name: 4131656
Insured: Peter Mellen

Date/Time	Amount	Transaction #
8/11/2020 12:56 PM	\$315.52	I01228399

Approved

Account	Amount
RBZTP	315.52

TAPCO UNDERWRITERS INC.

PO BOX 286 * 3060 SOUTH CHURCH STREET * BURLINGTON, NC 27216-0286
 PHONE 1-800-334-5579 * FAX 336-584-8880

Attachment: 5760 YALE RD-FORTITUDE 50K-25K FOOT RACE-2020 (2833 : Fortitude 50K/25K Foot Race)

FRAUD WARNING:

Any person who knowingly and with intent to defraud any insurance company or other person files an application for insurance or statement of claim containing any materially false information, or conceals for the purpose of misleading, information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime, and subjects such person to criminal and civil penalties.

South Carolina Cancellation Notice

The insurer can cancel this policy for which you are applying without cause during the first ninety days. That is the insurer's choice. After the first ninety days, the insurer can only cancel this policy for reasons stated in the policy.

STATE FRAUD STATEMENTS

Alabama Fraud Statement

"Any person who knowingly presents a false or fraudulent claim for payment of a loss or benefit or who knowingly presents false information in an application for insurance is guilty of a crime and may be subject to restitution fines or confinement in prison, or any combination thereof."

Arizona Fraud Statement

"For your protection, Arizona law requires the following statement to appear on this form. Any person who knowingly presents a false or fraudulent claim for payment or a loss is subject to criminal and civil penalties." ARS Statute 20-466.03

California Fraud Statement

"For your protection California law requires the following to appear on this form. Any person who knowingly presents a false or fraudulent claim for the payment of a loss is guilty of a crime and may be subject to fines and confinement in state prison."

Colorado Fraud Statement

"It is unlawful to knowingly provide false, incomplete or misleading facts or information to an insurance company for the purpose of defrauding or attempting to defraud the company. Penalties may include imprisonment, fines, denial of insurance and civil damages. Any insurance company or agent of an insurance company who knowingly provides false, incomplete, or misleading facts or information to a policy holder or claimant for the purpose of defrauding or attempting to defraud the policyholder or claimant with regard to a settlement or award payable from the insurance proceeds shall be reported to the Colorado division of insurance within the department of regulatory agencies." (C.R.S.A. statute 10-1-128.)

Delaware Fraud Statement

"Any person who knowingly, and with intent to injure, defraud or deceive any insurer, files a statement of claim containing any false, incomplete or misleading information is guilty of a felony."

District of Columbia Fraud Statement

"WARNING: It is a crime to provide false or misleading information to an insurer for the purpose of defrauding the insurer or any other person. Penalties include imprisonment and/or fines. In addition, an insurer may deny insurance benefits if false information materially related to a claim was provided by the applicant."

Florida Fraud Statement

"Any person who knowingly and with intent to injure, defraud or deceive any insurer files a statement of claim or an application containing any false, incomplete or misleading information is guilty of a felony of the third degree."

Louisiana Fraud Statement

"Any person who knowingly presents a false or fraudulent claim for payment of a loss or benefit or knowingly presents false information in an application for insurance is guilty of a crime and may be subject to fines and confinement in prison."

Maine Fraud Statement

"It is a crime to knowingly provide false, incomplete or misleading information to an insurance company for the purpose of defrauding the company. Penalties may include imprisonment, fines or a denial of insurance benefits."

Member Companies of Western World Insurance Group

- ☐ Western World Insurance Company
- ☐ Tudor Insurance Company
- ☐ Stratford Insurance Company

Application For Special Event Liability

GENERAL INFORMATION:

1. Name of Applicant: Peter Mellen
 Mailing Address: 8679 Pine Needle Dr.
 City: German town State: TX Zip: 38139
 Applicant's Web Site Address: _____
2. Applicant is: ☒ Individual ☐ Corporation
☐ Partnership ☐ Other (Explain) _____
 Applicant's interest in this event? Race Director
 Names of other individual(s) or group(s) taking part in or sponsoring this event: 100 runners and 10 volunteers
3. Location where event is to take place:
 Street: 5760 Yale Rd.
 City: _____ State: _____ Zip: _____
4. Location is: ☐ Arena ☐ Convention Center ☐ Fairgrounds
☒ Public Park ☐ Private Residence ☐ Stadium
☐ Other (Describe)* _____
 Event is being held: ☐ Indoor ☒ Outdoor
5. Type of event?
☐ Concert/Musical Performance ☐ Picnic
☐ Fund Raiser ☐ Convention/Trade Show
☐ Parade ☐ Company Picnic
☐ Sporting Event ☐ Political Event
☒ Other (describe)* Race (Running)
 Give full description of events and schedules, and purpose of event. (Attach copy of brochure and/or flyer)*
This is a trail race event, will be performed at Nesbi Fork in Bartlett
 Web site address: www.fortitudetrailrace.com
 Is this part of a larger event? ☐ Yes ☒ No
 If yes, please describe: _____
6. Dates of Event: From 09/19/20 To: 9/19/20
 Hours of Event: From 06:00 AM To: 5:00 PM
 Effective Dates Desired: From 09/19/20 To: 09/20/20
***If multiple event dates, attach schedule.**
7. Is there an admission fee? ☐ Yes ☒ No
 If yes, what is the price of admission? _____ Estimated gross receipts: _____
 Is admission: ☐ General Admission ☐ By invitation only
 Total estimated attendees per day 100 total Total estimated for event: 100 total
 What is maximum capacity of location holding event? 100
 Average age of attendee is: 32 yrs old

Attachment: 5760 YALE RD-FORTITUDE 50K-25K FOOT RACE-2020 (2833 : Fortitude 50K/25K Foot Race)

8. What type of seating will be provided? ☐ Bleachers ☐ Open Field ☐ Grandstand ☐ Stadium
☒ Other No Public Seating
- Is seating: ☒ Temporary ☐ Permanent
 If temporary, who is responsible for set up? _____
9. Are there any water hazards present? ☐ Swimming Pool ☐ Lake ☐ Pond
☐ Other (describe) _____

EVENT HISTORY:

10. Has this event taken place before? ☐ Yes ☒ No
 How many years? _____
 What was the previous attendance? _____
 Has applicant had previous insurance for this or any similar event? ☐ Yes ☒ No
 Prior carrier: _____ Expiring Premium: _____
 Have there been any losses in the past five years? ☐ Yes ☒ No

If yes, please attach company hard copy currently valued loss runs.

GENERAL LIABILITY:

11. Limits of Liability Requested: \$ _____ / _____ / _____
12. Name of any Additional Insured: _____
 Mailing Address: _____
 Additional Insured's interest in this event: _____
13. Will there be any live music? ☐ Yes ☒ No
 If yes, what type of music? _____
 Provide name of entertainer: _____
 Any other type of entertainment? ☐ Yes ☒ No
 If yes, please describe _____
 Any stage pyrotechnics? ☐ Yes ☒ No
 If yes, ☐ Indoor ☐ Outdoor
 Do you require all musicians/entertainers to provide you with a Certificate of Insurance? ☐ Yes ☒ No
 What limits of liability do you require? _____
 Are you named as an Additional Insured? ☐ Yes ☒ No
14. Describe any electrical or stage construction work performed by or for the proposed insured*: _____
15. If a sporting event, advise: # of participants 100 ☐ Professional ☒ Amateur
 Age of participant: _____ Under 18 _____ Over 18 X
 # of games _____ # of races _____
 Is coverage desired for participants? ☒ Yes ☐ No
 Describe distance and protection between spectators and participants (attach diagram)*: _____
6ft min distance due to Covid-19
 Describe any participation by spectators: None except for few volunteers
16. If a political event, advise: ☐ National event ☐ State event ☐ Local event
 Name of political figure and title: _____
 Describe purpose of event: _____

17. Will there be carnival or amusement type rides? ☐ Yes ☒ No
If yes, please provide a list of carnival/amusement rides including inflatables* _____
- Do amusement ride operators carry own insurance? ☐ Yes ☒ No
 If so, at what limits _____? ☐ GL ☐ Work Comp
 Do you require Certificate of Insurance from all operators? ☐ Yes ☒ No
 Do you require all operators to name you as an Additional Insured on their policy? ☐ Yes ☒ No
18. Will there be any animals on display or petting zoos? ☐ Yes ☒ No
If yes, please provide details and list of animals* _____
 Any saddle animals or carriage rides? ☐ Yes ☒ No
 If yes, please provide details _____
19. Describe types of products sold or displayed by concessionaires: _____
 How many concessionaires will be attending event? _____
 Will alcohol be served? ☐ Yes ☐ No If yes, by applicant or independent vendors? _____
 Will Liquor Liability coverage be obtained? ☐ Yes ☐ No If yes, at what limits? _____
 Do you require all concessionaires to provide you with a Certificate of Insurance? ☐ Yes ☒ No
 What limits of liability do you require? _____
 Are you named as an Additional Insured? ☐ Yes ☒ No
20. Will there be any firework displays? ☐ Yes ☒ No
 Name of pyrotechnician: _____
 Licensed? ☐ Yes ☒ No
 Any affiliation between organization and pyrotechnician? ☐ Yes ☒ No
If yes, please provide details _____
 Will fire department and ambulance be on hand? ☐ Fire ☒ Ambulance
 Provide name and address of person or organization putting on display: _____

 Do you require them to provide you with a Certificate of Insurance? ☒ Yes ☐ No
 What limits of liability do you require? _____
 Are you named as an Additional Insured? ☐ Yes ☒ No
21. Describe type of Security and measures provided: _____

 Who provides Security?
☐ Employees of Applicant ☐ Local or State Police ☐ Independent Firm or Contractor
☐ Armed ☐ Unarmed
 If Independent Firm/Contractor:
 Do you require them to provide you with a Certificate of Insurance? ☐ Yes ☒ No
 What limits of liability do you require? _____
 Are you named as an Additional Insured? ☐ Yes ☒ No

WESTERN WORLD INSURANCE GROUP

POLICYHOLDER DISCLOSURE
NOTICE OF TERRORISM INSURANCE COVERAGE

You are hereby notified that under the Terrorism Risk Insurance Act, as amended, that you have a right to purchase insurance coverage for losses resulting from acts of terrorism, as defined in Section 102(1) of the Act: The term "act of terrorism" means any act that is certified by the Secretary of the Treasury - in concurrence with the Secretary of State, and the Attorney General of the United States - to be an act of terrorism; to be a violent act or an act that is dangerous to human life, property, or infrastructure; to have resulted in damage within the United States, or outside the United States in the case of certain air carriers or vessels or the premises of a United States mission; and to have been committed by an individual or individuals as part of an effort to coerce the civilian population of the United States or to influence the policy or affect the conduct of the United States Government by coercion.

YOU SHOULD KNOW THAT WHERE COVERAGE IS PROVIDED BY THIS POLICY FOR LOSSES RESULTING FROM CERTIFIED ACTS OF TERRORISM, SUCH LOSSES MAY BE PARTIALLY REIMBURSED BY THE UNITED STATES GOVERNMENT UNDER A FORMULA ESTABLISHED BY FEDERAL LAW. HOWEVER, YOUR POLICY MAY CONTAIN OTHER EXCLUSIONS WHICH MIGHT AFFECT YOUR COVERAGE, SUCH AS AN EXCLUSION FOR NUCLEAR EVENTS. UNDER THIS FORMULA, THE UNITED STATES GOVERNMENT GENERALLY PAYS 85% OF COVERED TERRORISM LOSSES EXCEEDING THE STATUTORILY ESTABLISHED DEDUCTIBLE PAID BY THE INSURANCE COMPANY PROVIDING THE COVERAGE. THE PREMIUM CHARGED FOR THIS COVERAGE IS PROVIDED BELOW AND DOES NOT INCLUDE ANY CHARGES FOR THE PORTION OF LOSS THAT MAY BE COVERED BY THE FEDERAL GOVERNMENT UNDER THE ACT.

YOU SHOULD ALSO KNOW THAT THE TERRORISM RISK INSURANCE ACT, AS AMENDED, CONTAINS A \$100 BILLION CAP THAT LIMITS U.S. GOVERNMENT REIMBURSEMENT AS WELL AS INSURERS' LIABILITY FOR LOSSES RESULTING FROM CERTIFIED ACTS OF TERRORISM WHEN THE AMOUNT OF SUCH LOSSES IN ANY ONE CALENDAR YEAR EXCEEDS \$100 BILLION. IF THE AGGREGATE INSURED LOSSES FOR ALL INSURERS EXCEED \$100 BILLION, YOUR COVERAGE MAY BE REDUCED.

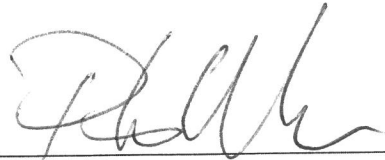
Acceptance or Rejection of Terrorism Insurance Coverage

☐ I hereby elect to purchase Terrorism coverage for a prospective premium of 5% of the policy premium subject to a \$100 minimum or \$100.00.

☒ I hereby decline to purchase Terrorism coverage. I understand that I will have no coverage for losses resulting from acts of terrorism.

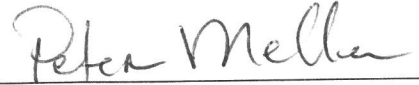
Premium 100.00
Stamping Fee
Tax 5.17

Total Terrorism Premium 105.17


Policyholder/Applicant's Signature

Peter Mellen

Account Name


Print Name

8/14/20
Date

Western World Insurance Company - Tudor Insurance Company - Stratford Insurance Company
400 Parson's Pond Drive, Franklin Lakes, NJ 07417-2600
Telephone: (201) 847-8600

RBZTP

Reprinted from: 2007 National Association of Insurance Commissioners

WW405D (02/08)

FIREWORKS WARRANTY CLAUSE

- All fireworks will be displayed not less than 50 yards away from spectators and automobile parking lots.
- All displays will be aimed away from spectators and parking areas.
- A test display will be shot into the air at least one hour before the actual display.
- Fireworks that have been wet prior to the display will not be used.
- All fireworks will be purchased from a USA Distributor or Manufacturer.
- Area will be policed for all debris upon completion of firing the display and policed and inspected for debris again the next morning.
- Pyrotechnicians are specifically excluded from all liability coverage.

22. Do you understand that the above warranty will become a part of any fireworks liability coverage issued:

Yes, no fireworks will be performed 8/4

Applicant's Signature: [Signature]

Title: Race Director Date: 8/4/20

Producing Agent: _____

***IF ADDITIONAL SPACE IS NEEDED, PLEASE ATTACH SEPARATE SHEET.**

Attachment: 5760 YALE RD-FORTITUDE 50K-25K FOOT RACE-2020 (2833 : Fortitude 50K/25K Foot Race)



Kacie Mellen <kkmellen@gmail.com>

Fwd: Fortitude Covid Guidelines

1 message

Fortitude Trail Race <fortitude50k@gmail.com>

To: kkmellen@gmail.com

Fri, Aug 14, 2020 at 8:55 AM

Peter Mellen
901-334-6801

Begin forwarded message:

From: Shan Criswell <scriswell@cityofbartlett.org>
Date: August 14, 2020 at 8:16:52 AM CDT
To: "fortitude50k@gmail.com" <fortitude50k@gmail.com>
Subject: FW: Fortitude Covid Guidelines

Hey Peter,

I got this from Dr. Randolph this morning.

From: Randolph, Bruce <Bruce.Randolph@shelbycountytn.gov>
Sent: Friday, August 14, 2020 4:28 AM
To: Shan Criswell <scriswell@cityofbartlett.org>
Cc: McGregor, Deborah <Deborah.McGregor@shelbycountytn.gov>
Subject: [External] Fortitude Covid Guidelines

Hi Mr. Criswell,

We have reviewed the Fortitude Covid Guidelines and have attached the Fortitude Trail Race Compliance Checklist for your review. You are permitted to operate in accordance with the Tennessee Pledge, Governor Bill Lee's Executive Order No. 55, and safety measures outlined in the Health Directive No. 10.

Let me know if you have any questions or concerns.

Dr. Randolph

Bruce W. Randolph, MD, MPH

Health Officer

Attachment: 5760 YALE RD-FORTITUDE 50K-25K FOOT RACE-2020 (2833 : Fortitude 50K/25K Foot Race)

Shelby County Health Department

814 Jefferson Ave., Room 124

Memphis, Tennessee 38105

Office: 901-222-9078

Cell: 901-483-3116

Fax: 901-22-9049

bruce.randolph@shelbycountyttn.gov

6 attachments



Public Health
Prevent. Promote. Protect.
Shelby County Health Department

image001.png
15K



Fortitude Trail Race Compliance Checklist.pdf
168K



TN Pledge_Sports.pdf
391K



Health Directive No.10.pdf
375K



Fortitude Covid Guidelines (002).docx
24K



Governor's Executive Order No.55.pdf
1946K



STATE OF TENNESSEE
EXECUTIVE ORDER
 BY THE GOVERNOR

No. 55

**AN ORDER TO FACILITATE AND RESPOND TO CONTINUING EFFECTS OF COVID-19
 BY AMENDING PRIOR EXECUTIVE ORDERS**

WHEREAS, each Tennessean should continue to protect themselves and others by following applicable health guidance from the Centers for Disease Control and Prevention (CDC) and other public health authorities to slow the spread of Coronavirus Disease 2019 (COVID-19), including practicing effective social distancing, personal hygiene measures, and usage of face coverings; and

WHEREAS, COVID-19 remains a threat to our citizens, our healthcare systems, and our economy, requiring ongoing regulatory flexibility to cope with continuing effects and risks due to the COVID-19 emergency; and

WHEREAS, the Centers for Medicare and Medicaid Services has recommended the establishment of certain nursing facilities for residents who become COVID-positive in order to protect other residents and provide additional flexibility for health care system capacity; and

WHEREAS, measures should be taken to promote the safety and health of teachers, school administrators, staff, volunteers, and students and mitigate the spread of COVID-19 in K-12 schools and institutions of higher education, which are designed to keep schools open and promote student success; and

WHEREAS, athletics should continue because they are an important part of education and community and provide many benefits for student-athletes, though commonsense precautions must be taken due to COVID-19 as part of any athletic activity; and

WHEREAS, pursuant to Tennessee Code Annotated, Section 58-2-107, and other general emergency and management powers of the Governor under law, the temporary suspension of selected state laws and rules and the other measures contained herein are necessary to facilitate the response to the ongoing effects of the emergency resulting from COVID-19.

NOW THEREFORE, I, Bill Lee, Governor of the State of Tennessee, by virtue of the power and authority vested in me by the Tennessee Constitution and other applicable law, do

hereby declare that a state of emergency continues to exist in Tennessee and accordingly order the following:

Effective immediately, Executive Order No. 36, dated May 12, 2020, as extended by Executive Order No. 50, dated June 29, 2020, is amended by adding the following new paragraphs:

- 23.6 Commercial driver licenses with medical cards are extended until September 29, 2020. The provisions of Tennessee Code Annotated, Section 55-50-413, are hereby suspended to the extent necessary to delay the cancellation of a Class A, B, or C driver license with a medical card issued for more than ninety (90) days that is set to expire between March 12, 2020, and September 29, 2020. Class A, B, and C driver license holders affected by this suspension will have until September 30, 2020, to submit a new medical card to the Department of Safety and Homeland Security to avoid cancellation. Renewal requirements shall return to their original schedule in subsequent years. Any Class A, B, or C driver license that was downgraded between July 1, 2020 and the date of this Order shall be converted back to the previous license class if the sole reason for the downgrade was the expiration of Executive Order No. 36. Drivers who, since their last medical certificate was issued, have been diagnosed with a medical condition that would disqualify the driver from operating in interstate commerce, or who, since their last medical certificate was issued, have developed a condition that requires an exemption or Skill Performance Evaluation from FMCSA are not covered under the suspension in this paragraph.
- 23.7 CDL Expiration Extension. The provisions of Tennessee Code Annotated, Sections 55-50-311, 55-50-336, and 55-50-337, are hereby suspended to the extent necessary to delay the expiration of all valid Class A, B, C, PA, PB, and PC driver licenses that are set to expire between March 12, 2020, and September 29, 2020. Class A, B, C, PA, PB, and PC licenses shall instead expire on September 30, 2020. Any Class A, B, C, PA, PB, or PC driver license that was downgraded between July 1, 2020 and the date of this Executive Order shall be converted back to the previous license class if the sole reason for the downgrade was the expiration of Executive Order No. 36.
- 34.1 Designation and Payment for Certain Nursing Facilities as "COVID-19 Skilled Nursing Facilities/Units." The provisions of Tennessee Code Annotated, Titles 4, 68, and 71 and related regulations and policies are hereby suspended to the extent necessary to provide the Department of Health and the Division of TennCare the necessary authority and discretion to select, designate, and reimburse certain nursing facilities, or units within certain nursing facilities, as "COVID-19 Skilled Nursing Facilities/Units".
- 34.2 Medicaid Payments to "COVID-19 Skilled Nursing Facilities/Units." The provisions and requirements of Tennessee Code Annotated, Section 71-5-105, are hereby suspended to the extent necessary to permit the Division of TennCare to implement additional acuity-based payments for Medicaid members in nursing facilities designated as "COVID-19 Skilled Nursing Facilities/Units".

- 38.2 Licensed alcohol and drug abuse counselors can practice telemedicine. The provisions of Tennessee Code Annotated, Section 63-1-155(a)(1), and any other state or local law, order, rule, or regulation that would limit the application of this Paragraph 38.2 are hereby suspended, retroactively to March 26, 2020, when Paragraph 38.1 suspended provisions of law to permit telemedicine by other licensed health care providers, to the extent necessary to allow telehealth or telemedicine services to be provided by an alcohol and drug abuse counselor licensed under Title 68. This suspension does not otherwise alter or amend an alcohol and drug abuse counselor's scope of practice or record keeping requirements.

Effective immediately, Executive Order No. 38, dated May 22, 2020, is amended by deleting Paragraphs 2.c., 2.d., and 2.e. and substituting instead the following:

- c. Local education agencies and schools shall, notwithstanding any orders or provisions to the contrary, have the authority to permit, but are not required to permit, school-sponsored sporting events and activities, provided that all such activities, including practices and games or competition, must be conducted in a manner consistent with COVID-19-related regulations adopted by the Tennessee Secondary Schools Athletic Association. Non-school-sponsored athletics, including practices and games or competition, must be conducted in a manner consistent with guidance from the Tennessee Economic Recovery Group (i.e., Tennessee Pledge), including further and updated operational guidance to be forthcoming. Collegiate and professional sporting events and activities must be conducted pursuant to the rules or guidelines of their respective governing bodies.

Effective immediately, Executive Order No. 38, dated May 22, 2020, is amended by adding the following new paragraph:

- 12.1 Waiver of application fee to expand premises. The provisions of Tennessee Code Annotated, Title 57, and related rules and other state or local laws, orders, rules, or regulations are temporarily suspended to the extent necessary to waive the \$300.00 application fee for restaurants, limited service restaurants, and all other establishments licensed under Title 57, Chapter 4, that apply to the Alcoholic Beverage Commission to expand the boundary of their premises covered under such license to sell alcoholic beverages for on-premises consumption in response to COVID-19.

Effective immediately, Executive Order No. 53, dated July 1, 2020, regarding limited liability protection for health care providers and hospitals, is amended and extended by adding the following language to the end of Paragraph 4:

This Order is hereby extended for thirty (30) days, and shall continue in effect until 11:59 p.m., Central Daylight Time, on August 30, 2020.

Effective immediately, Executive Order No. 54, dated July 3, 2020, regarding local government authority concerning face coverings, is amended by deleting Paragraph 8 and substituting instead the following:

8. Term and effective date. This Order shall be effective upon execution and shall remain in effect until 11:59 p.m., Central Daylight Time, on August 29, 2020.

Effective immediately, Executive Order No. 54, dated July 3, 2020, is amended by adding the following new paragraph:

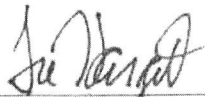
9. Face coverings in schools and higher education institutions. Local education agencies, schools, and institutions of higher education are strongly encouraged to implement a policy requiring the use of face coverings by students and staff, with appropriate exemptions, and consistent with any policies issued by the Tennessee Department of Education. No policy, local order, or official may prohibit a student, teacher, school employee or contractor, or visitor from voluntarily wearing a face covering except to the extent that such face covering presents a safety or security risk.

IN WITNESS WHEREOF, I have subscribed my signature and caused the Great Seal of the State of Tennessee to be affixed this 31st day of July, 2020.



GOVERNOR

ATTEST:



SECRETARY OF STATE



**HEALTH DIRECTIVE SAFETY MEASURES
BUSINESS ENTITY: FORTITUDE TRAIL RACE IN NESBIT PARK**

TYPE OF SAFETY MEASURE	YES	NO
------------------------	-----	----

ALL BUSINESSES AND SERVICES IN SHELBY COUNTY MAY OPEN FOR BUSINESS WITH THE FOLLOWING EXCEPTIONS:		
BARS/LIMITED SERVICE RESTAURANTS, CLUBS AND MULTI-PERSON BIKING VEHICLES THAT SERVE BEER OR ALCOHOL May not open/remain open Beer/wine/liquor production facilities that are not licensed as restaurants may continue to operate their production enterprise, but on-premises consumption of alcohol, inside or outside, cannot occur. If properly permitted by law, any curb-side, drive-thru or delivery services may continue but must end at 10:00 p.m.		X
FULL SERVICE RESTAURANTS THAT HAVE GROSS ANNUAL REVENUE FROM THE SALE OF PREPARED FOOD THAT IS 50% OR LESS THAN THE REVENUE FROM THE SALE OF ALCOHOLIC BEVERAGES REGARDLESS OF THEIR LICENSURE BY THE TENNESSEE ALCOHOL BEVERAGE COMMISSION May not open/remain open • Must provide most recent sales numbers that were provided to Commission for license renewal or sales number for year-to-date sales • Food affidavit submitted by owner of the establishment attesting that the numbers are correct		X
ADULT ENTERTAINMENT VENUES May not open/remain open		X
FESTIVALS/FAIRS/PARADES/LARGE SCALE SPORTING EVENTS/LARGE SCALE COMMUNITY EVENTS (UNLESS THE SCHD APPROVED A SITE SPECIFIC PLAN) May not open/remain open (are under consideration for future purposes)		X
STATE OF TENNESSEE GUIDELINES FOR FOLLOWING ESTABLISHMENTS/ACTIVITIES MUST BE FOLLOWED:		
FULL-SERVICE RESTAURANTS: https://www.tn.gov/governor/covid-19/economic-recovery/restaurant-guideline.html and comply with the following: • No standing room or seating at a physical bar • Alcohol may be served only with food to customers seated at a table • Food service at a table should not exceed 2 hours • All restaurants must close by 10:00 p.m. • If curbside, drive-thru or delivery, if permitted by local and state law, may continue but alcohol sales must end at 10:00 p.m.; food service may continue beyond 10:00 p.m. • Music (live or recorded) must be kept at a decibel level that permits regular conversation • Dancing is not permitted;		X

**HEALTH DIRECTIVE SAFETY MEASURES
BUSINESS ENTITY: FORTITUDE TRAIL RACE IN NESBIT PARK**

TYPE OF SAFETY MEASURE	YES	NO
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Club houses at golf-courses that qualify as a restaurant must abide by all these requirements		
RECREATIONAL FACILITIES: https://www.tn.gov/governor/covid-19/economic-recovery/recreation-guidelines.html Fortitude Trail Race is an annual 25K and 50K trail run at Nesbit Park in Bartlett to raise money for St. Jude. Bartlett Parks and Recreation sent Fortitude's Plan for the race in for review. Fortitude 50k/25k trail race is set for September 19, 2020. The 50K/25K runners will run the blue trail loop as part of the course The 50K runners will start at 7:00 AM, the 25K runners start at 7:30 AM. There will be a 9 hour time limit for this event. The course is moderate/easy in skill level so every runner should have no trouble enjoying the race and the course. These races take place at Nesbit Park, commonly called Stanky Creek by the local Memphis area runners and cyclists, located at 5760 Yale Rd Bartlett, TN 38134.	X	
EXERCISE FACILITIES: https://www.tn.gov/governor/covid-19/economic-recovery/exercise-facilities-guidelines.html		X
SALONS, BARBERSHOPS, AND NAIL SALONS: https://www.tn.gov/governor/covid-19/economic-recovery/close-contact-business-guidelines.html		X
COUNTY COURTS AND COURT BUILDINGS: All county courts and county buildings where courts are located must follow the guidelines established by the Tennessee Supreme Court, which can be found at: https://www.tncourts.gov/Coronavirus . Also, as set forth above, these additional restrictions must be followed: Do all employers or officials who oversee employees comply with all applicable businesses and services safety measures contained in this Directive, including 1) 50% courtroom occupancy restrictions (please contact the Department for occupancy information), 2) required 6-feet social distancing between all individuals inside and outside courtrooms, and 3) completing health check/screening protocols for their respective employees. If desired, please contact the Shelby County Health Department for information on contactless screening, staggered/timed court settings, and other technical assistance? Are the Court dockets restricted or scheduled so that the requirements of this Directive are met? Are face coverings worn by employees and visitors in compliance with the Shelby County Health Department's Face Mask Order, located here: http://www.shelbytnhealth.com/DocumentCenter/View/1766/Face-Mask-Order-and-Health-Directive-7-7-20 ?		X

Attachment: 5760 YALE RD-FORTITUDE 50K-25K FOOT RACE-2020 (2833 : Fortitude 50K/25K Foot Race)

**HEALTH DIRECTIVE SAFETY MEASURES
BUSINESS ENTITY: FORTITUDE TRAIL RACE IN NESBIT PARK**

TYPE OF SAFETY MEASURE	YES	NO
Is the Shelby County Sheriff's Office taken the responsibility of ensuring that all areas of the courthouse, including courtrooms and common areas, are in compliance with this Directive?		
VISITATION IN LONG TERM CARE FACILITIES AND ASSISTED LIVING CENTERS: https://www.tn.gov/content/dam/tn/health/documents/cedep/novel-coronavirus/LTCF_Visitation.pdf Consistent with CDC guidance, does the facility inform residents and their representatives within 12 hours of the occurrence of a confirmed infection of COVID-19, or three or more residents or staff with new-onset of respiratory symptoms that occur within 72 hours AND give updates to residents and their representatives provided weekly, or each subsequent time a confirmed infection of COVID-19 is identified and/or whenever three or more residents or staff with new onset of respiratory symptoms occurs within 72 hours? Does the facility include information on mitigating actions implemented to prevent or reduce the risk of transmission, including if normal operations in the facility will be altered?		X
SPORTING/TEAM EVENTS AND ACTIVITIES: Please review more specific guidance below these additional general requirements: Do the coaches, school officials, and sponsors of any of sports/team event or activity: 1) cooperate with the Department and provide names and contact information of participants or staff who may have been a contact with a COVID-19 case and 2) report to the Department any participant or staff who has had contact with a person who tests or has tested positive for COVID-19 by calling 901-426-2624 (or the COVID Call Center at 833-943-1658)? Does the outdoor sporting event involve the likelihood that visitors will engage in increased vocalization, such as yelling, cheering, singing, or speaking loudly? If so the visitors must be separated at least 12 feet apart and must wear face coverings consistent with the Face Mask Directive. Family units/groups of up to six people may sit together, but no member of one group can be within 12 feet of any member of another group? Indoor sporting events that involve the likelihood that visitors will engage in increased vocalization, such as yelling, cheering, singing, or speaking loudly; are the visitors must be separated at least 18 feet apart and must wear face coverings consistent with the Face Mask Directive. Family units/groups of up to six people may sit together, but no member of one group can be within 18 feet of any member of another group.		X

HEALTH DIRECTIVE SAFETY MEASURES
BUSINESS ENTITY: FORTITUDE TRAIL RACE IN NESBIT PARK

TYPE OF SAFETY MEASURE	YES	NO
Do all locations where events/activities occur continue to abide by the requirements set forth in this Directive? GRADE 6-12 SCHOOL-SPONSORED SPORTING EVENTS AND ACTIVITIES: https://tssaa.org/returntoplay. Local education agencies and schools shall, notwithstanding any orders or provisions to the contrary, have the authority to permit, but are not required to permit, school-sponsored sporting events and activities, provided that all such activities, including practices and games or competition, must be conducted in a manner consistent with COVID-19-related regulations adopted by the Tennessee Secondary Schools Athletic Association. NON-SCHOOL-SPONSORED ATHLETICS: https://www.tn.gov/governor/covid-19/economic-recovery/tennessee-pledge.html These athletic activities (including practices and games/competition) may take place as permitted by the Tennessee Economic Recovery Groups (i.e., Tennessee Pledge) provided that all such activities are conducted in a manner consistent with COVID-19 related regulations adopted by Tennessee Pledge, including any other forthcoming state guidance on non-school-sponsored athletics. COLLEGIATE AND PROFESSIONAL SPORTING EVENTS AND ACTIVITIES: must be conducted pursuant to the rules or guidelines of their respective governing bodies. SCHOLASTIC AND OTHER ORGANIZED TEAMS: If none of the aforementioned guidance applies, teams must follow guidance established by the National Federation of State High School Associations set forth at https://www.nfhs.org/media/3812287/2020-nfhs-guidance-for-opening-up-high-school-athletics-and-activities-nfhs-smac-may-15_2020-final.pdf and any requirements set forth in this Directive.	X	X
PLACES OF WORSHIP/WEDDINGS/FUNERALS All 3 are allowed to open and be conducted as follows: Weddings may be held if in a manner permissible under Governor Lee's Executive Order No. 38; the public celebration component of weddings is encouraged to be postponed or attended only by close family members with all safety precautions to be followed in the Directive, including wearing face coverings. Places of worship are encouraged to use virtual services and to follow guidelines as issued by the State of Tennessee's Office of Faith-Based and Community Initiatives.		X
SCHOOLS, SCHOOL SYSTEMS, DAYCARE AND CHILDCARE BUSINESSES:		X

HEALTH DIRECTIVE SAFETY MEASURES
BUSINESS ENTITY: FORTITUDE TRAIL RACE IN NESBIT PARK

TYPE OF SAFETY MEASURE	YES	NO
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may operate, provided that they implement screening procedures, develop safe drop-off and pickup procedures, ensure additional steps are taken to enhance personal hygiene of employees, (including wearing face coverings that cover the nose and mouth), and provide regular sanitization efforts within the facilities themselves. Activities that occur at any of these businesses must follow any applicable safety measures outlined in the current Health Directive and should follow any guidance or protocols recommended by the Tennessee Department of Health, the Tennessee Department of Education, and the CDC. To submit a reopening plan to the Department for review and technical assistance, visit www.shelbytnhealth.com/healthdirectives and follow the instructions.

COLLEGES AND UNIVERSITIES:

May operate through their governing boards and presidents, retain sole responsibility in making decisions on providing instruction to their students while protecting the health and safety of their students, faculty, and staff. Nothing in this Directive should be construed to stipulate or require campuses to reopen in the Fall. In all cases, colleges and universities should consult the guidance issued by OSHA, the CDC, and the State of Tennessee as well considerations outlined by the American College of Health Association:

“Colleges, Universities, and Higher Learning”:

<https://www.cdc.gov/coronavirus/2019-ncov/community/colleges-universities/index.html>

“Higher Education Guidelines”: <https://www.tn.gov/governor/covid-19/economic-recovery/higher-education-guidelines.html>

“Considerations for Reopening Institutions of Higher Education in the COVID-19 Era”:

https://www.acha.org/documents/resources/guidelines/ACHA_Considerations_for_Reopening_IHEs_in_the_COVID-19_Era_May2020.pdf

X

SAFETY MEASURES FOR ALL SERVICES AND BUSINESSES:

COOPERATE – Will the entity cooperate with health authorities' efforts to prevent and control the spread of COVID-19? Plan covers all State of Tennessee guidelines; mask CDC recommendations, P. 1, 2.

X

REQUEST TECHNICAL ASSISTANCE FROM HEALTH DEPARTMENT – when needed? Plan did not address.

X

COMPLY – Will the entity comply with all federal and state business COVID-19 safety requirements, such as OSHA requirements? Plan did not address.

X

SIGNS – Does the entity have prominent signs posted at entrances and high-traffic areas (restrooms) to educate and encourage a partnership of safety for businesses and the public? Signs must meet or exceed requirements/guidelines outlined by CDC (<https://www.cdc.gov/coronavirus/2019-ncov/downloads/stop-the-spread-of-germs.pdf>). Plan did not address.

X

HEALTH DIRECTIVE SAFETY MEASURES
BUSINESS ENTITY: FORTITUDE TRAIL RACE IN NESBIT PARK

TYPE OF SAFETY MEASURE	YES	NO
Does the entity place prominent informational signs at entrance and high-traffic areas that masks are required within the business? Plan did not address.		X
Does the entity place prominent information signs that employees, patrons, and all others must not enter if they are sick or have symptoms of COVID-19? Plan did not address.		X
VENTILATION – Does the entity have proper ventilation in all indoor areas? outdoors		X
MASK WEARING – Does the entity require all employees, customers, and visitors to wear face coverings within the establishment? Employees not required to wear masks at workstations if it is 6 feet for other employees and do not share workstation. All runners/crew/runner family and friends must wear masks in public place, P. 1. Runners will wear face coverings until enough social distancing is established and in aid stations; masks worn at finish line, p. 2.	X	
HANDWASHING - Does the entity promote frequent and thorough handwashing by providing workers, customers, and visitors a place to wash hands or use hand alcohol-based hand sanitizer at or near the entrance or other high-traffic areas? It is strongly encourage that CDC handwashing guides be placed in all bathrooms and near sinks (as described in https://www.cdc.gov/handwashing/pdf/wash-your-hands-poster-english). Runners must hand sanitize at aid stations if filling water bottle or eating; sanitizer will be supplied, P. 2.	X	
WATER FOUNTAINS – Entity must close all water fountains that require individuals to drink from the same spout. Volunteers will dispense refills in water bottles; no water fountains mentioned, p. 2.	X	
HEALTH CHECKS – Will the entity require workers to stay home if sick, pursuant to the following CDC guideline https://www.cdc.gov/coronavirus/2019-ncov/prevent-getting-sick/prevention.html and https://www.cdc.gov/coronavirus/2019-ncov/if-you-are-sick/steps-when-sick.html ? p. 1.	X	
Will the entity perform health checks and screenings for fever (100.4 degrees F) or other signs and symptoms for COVID-19 R at the start of each employee's shift so that any employee with symptoms be not allowed to enter the workplace? p. 1.	X	
Will the entity take the temperature of each employee and ask if employee: has been in close contact with a confirmed case of COVID-19; is experiencing a cough, shortness of breath or sore throat; has had a fever in last 48 hours; has lost sense of taste or smell; or has had vomiting or diarrhea in last 24 hours? If employee answers yes to any question, will the entity direct them to leave and see medical care and/or COVID-19 testing? Alternatively, employee may self-		X

HEALTH DIRECTIVE SAFETY MEASURES
BUSINESS ENTITY: FORTITUDE TRAIL RACE IN NESBIT PARK

TYPE OF SAFETY MEASURE	YES	NO
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validate their status at beginning of each shift to their supervisor. Plan did not address.		
Will the entity require any individual who has tested positive OR who has had contact with a COVID-19 positively tested person to notify the Health Department at by faxing the information to 901-222-8249 or calling 901-426-2624 (or the COVID Call Center at 833-943-1658) to discuss a case they wish to report? Plan did not address.		X
Will the entity require that a person who has tested positive for COVID-19 to notify those who are known to have been in contact with them? Plan did not address.		X
Will the entity close the area where a positively tested employee worked to clean and disinfect pursuant to CDC and OSHA guidance? Plan did not address.		X
Will the entity have a plan on how to communicate with customers/patrons if they are exposed to someone who tested positive for COVID-19 while at the entity's facility (i.e. maintain seating charts at restaurants for 21 days to assist with contact tracing)? Plan did not address.		X
WORK SITUATIONS - Will the entity allow employees to work from home, have flexible worksites/hours to increase physical distancing? Plan did not address.		X
Will the entity discourage use of other worker's phones, desks, offices or other equipment where feasible, and if not, will entity provide sanitizers to be used for communal items to be used before and after said use and instructed not to touch face? Plan did not address.		X
HOUSEKEEPING – Will the entity increase regular housekeeping for all areas to more than twice a day cleanings, including routine cleaning and disinfecting of surfaces, equipment, high-touch surfaces, work areas, break rooms, bathrooms, common areas and any other areas of the work environment? Plan did not address.		X
Are communal showers, hot tubs and locker rooms closed? Plan did not address.		X
SAFETY MEASURES FOR SERVICES/BUSINESSES THAT REQUIRE IN-PERSON INTERACTION WITH THE PUBLIC/NON-EMPLOYEES:		
CONTACTLESS/COMMUNAL USE – Will the entity implement contactless transactions, where feasible? Self-serve food, p.2.	X	
SELF-SERVICE – Will the entity close all self-service customer bulk-item food and/or supply bins? P. 2.	X	
OCCUPANCY – Will the entity limit the number of people who can enter a facility to no more than 50% of listed capacity and ensure that people inside can easily maintain a minimum 6 foot distance at all times, except when necessary	.X	

HEALTH DIRECTIVE SAFETY MEASURES
BUSINESS ENTITY: FORTITUDE TRAIL RACE IN NESBIT PARK

TYPE OF SAFETY MEASURE	YES	NO
to complete a business transaction, such as payment or delivery of goods? Runners will be separated into timeslots; spots are pre-race meeting will be marked from other groups denoting 6 feet distance, p. 1. Will the entity place someone at entrances to ensure building occupancy thresholds are not exceeded and customers are wearing masks prior to entering facility? Plan did not address. Will the entity indicate where lines may form at a facility, marking six feet increments as guides for where people should stand to maintain social distancing? Spots are pre-race meeting will be marked from other groups denoting 6 feet distance; staggered start at start line 7:00 a.m. for 50K runners and 8:00 a.m. for 25K runners, p. 1. Will the entity have all concession registers configured to allow for 6-foot spacing between customers? Plan did not address. Will the entity install plexi-glass barriers at registers and other employee/customer points of contact? Plan did not address. Will the entity require gloves, and if so will employees be required to replace every 30 minutes and discarded when employees wash their hands and discard them if they become contaminated with a foreign substance and replace with a new pair? Plan did not address. Will the entity not allow patrons to congregate in groups larger than 6 with each group maintaining a social distance of greater than 6 feet from another group and follow all safety procedures? Plan did not address. If the entity routinely provides congregate seating (tables, benches, fitness equipment), will the entity require each group of seats to be placed 6 feet from other groups of seats? Plan did not address. If seating/equipment is fixed, will the entity require that certain seats/equipment must be closed with signs to allow for social distancing? Plan did not address. Will the entity allow for one-way ingress/egress if the layout of the facility is such that ingress/egress would often prompt encounters of less than 6 feet? Plan did not address.	X	X
GROUP ACTIVITIES – Will the entity that allows for group activities (restaurants, theaters) allow groups to enter only on a “family unit” basis with no more than 6 people in a group and require the “family group” to maintain a distance of 6-feet from other groups? Plan did not address.		X

HEALTH DIRECTIVE SAFETY MEASURES
BUSINESS ENTITY: FORTITUDE TRAIL RACE IN NESBIT PARK

TYPE OF SAFETY MEASURE	YES	NO
Will the entity require all patrons to continue to wear masks unless eating or drinking? All visitors to wear face masks at start line, p. 1.	X	
Will the entity maintain a record of all patrons, whether in a "family unit" or not, to include the first name, last name, time of service/attendance and cell phone/contact number to allow for contact tracing in the event a COVID case is identified? (Restaurants must maintain seating charts for 21 days to assist with contact tracing and records must be maintained for 30 days from date of service). Plan did not address.		X
Will entity prevent use of communal items (writing utensils/store bags/condiment containers/self-service stations and buffets) and make all menus disposable or available online? Plan did not address.		X
CLOSE CONTACT BUSINESSES – Will the entity that requires close contact between patron and employees (nails salons, barbershops, and salons) maintain for 30 days from service a record of all patrons to include first name, last name, time of service, and contact number to allow for contact tracing? Plan did not address.		X
OUTDOOR SPACES – Will the entity (restaurants) use outdoor space for provision of services, where practical? Race is outdoors.	X	
VULNERABLE PEOPLE - Will the entity use best efforts to establish hours when they are only available to senior citizens 55 and older; pregnant women, and otherwise vulnerable populations and consider implementing other measures to help serve vulnerable populations, like delivery services? Plan did not address.		X
LIVE MUSIC – Will the entity allow live music? If so, will the entity require live music performers to maintain 18 feet of separation and more if possible between audience members and performers? Seating and spacing modifications should be adopted to allow for this separation; and barriers should be installed to minimize aerosolized particles from projecting. Performers should also be 6 feet apart; dancing should not be allowed unless outside and dancers maintain 6 feet of separation. Plan did not address.		X
DIVISION OF CORRECTIONS/DETENTION CENTERS – Will the Shelby County Government Division of Corrections follow all safety precautions in any executive order by Mayor Lee Harris? Plan did not address.		X
Will a detention center establish protocols that require new detainees to be house separately from the inmate population, so that they may be screened and cared for until safely placed in existing inmate population? Plan did not address.		X

Attachment: 5760 YALE RD-FORTITUDE 50K-25K FOOT RACE-2020 (2833 : Fortitude 50K/25K Foot Race)

HEALTH DIRECTIVE SAFETY MEASURES
BUSINESS ENTITY: FORTITUDE TRAIL RACE IN NESBIT PARK

TYPE OF SAFETY MEASURE	YES	NO
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When the detention center releases a detained person on ROR or bond, will it provide a copy of the current Health Directive and information about COVID-19 with instruction to follow both? Plan did not address.		X
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**Board of Mayor and Aldermen**

6400 Stage Road
Bartlett, TN 38134

REVIEWED**AGENDA ITEM**

Meeting: 09/08/20 06:00 PM

Department: Board of Mayor and Aldermen

Category: Appointment

Prepared By: Penny Medlock

Department Head: A. Keith McDonald

Appoint Rhea Clift as City Prosecutor effective September 8, 2020.



Board of Mayor and Aldermen

6400 Stage Road
Bartlett, TN 38134

SCHEDULED

RESOLUTION (ID # 2838)

Meeting: 09/08/20 06:00 PM

Department: Finance

Category: Presentation

Prepared By: Dick Phebus

Initiator: Dick Phebus

Sponsors:

DOC ID: 2838

Resolution 27-20, a resolution to amend the Fiscal Year 2021 Bartlett City Schools Education Capital Project Fund and General Purpose School Fund.

WHEREAS, the Bartlett City Board of Mayor and Aldermen is required to approve the Bartlett City Board of Education General Purpose School Fund budget and other School Special Revenue Fund budgets, as amended; and

WHEREAS, the Bartlett City Board of Education, using Resolution 8-I, has approved a budget amendment to its FY2021 Education Capital Projects Fund and its FY2021 General Purpose School Fund on August 27, 2020 by \$20,000 for the purpose of improvements to the baseball and softball dugout located at Freeman Park; and

WHEREAS, resolution 8-I of the Bartlett City Board of Education is hereby attached and made a part of this resolution by reference;

NOW THEREFORE BE IT RESOLVED By the Board of Mayor and Aldermen that the amendments to the FY2021 Education Capital Projects Fund Budget and the FY2021 General Purpose School Fund of the Bartlett City Board of Education are approved.

Adopted this day of September 8, 2020

W.C. Pleasant, Register to the

A. Keith McDonald, Mayor

Board of Mayor and Aldermen

Attest: _____

Penny Medlock, City Clerk



RESOLUTION 8-1

A RESOLUTION TO APPROVE THE PLANNED USE OF GENERAL FUND BALANCE AND TO AMEND THE 2020-2021 FISCAL YEAR EDUCATIONAL CAPITAL PROJECTS FUND BUDGET OF THE BARTLETT CITY SCHOOLS.

WHEREAS, Tennessee Code Annotated §49-2-203(a)(10)(A)(i) requires the Bartlett City Board of Education to direct the Superintendent and the Chair to prepare a budget on forms furnished by the Commissioner, and when the budget has been approved by the Board, to then submit that budget to the Bartlett Board of Mayor and Aldermen for their approval; and

WHEREAS, these amendments to the General Purpose Fund Budget and Education Capital Projects Fund Budget change the total amount of the budget.

NOW, THEREFORE, BE IT RESOLVED BY THE BARTLETT CITY BOARD OF EDUCATION:

Section 1. That the Education Capital Projects Fund Budget for the 2020-2021 school year for the Bartlett City Schools as presented in official budget documents is hereby amended by reference in the following amounts:

2020-21 GENERAL PURPOSE FUND BUDGET FUND BALANCE	\$34,874,303.62
General Purpose Fund balance is amended in the following category:	
141-34555-00000-000-0000-0000 Fund Balance is amended from \$34,166,261.84 to \$34,146,261.84	(20,000)
Amended General Purpose Fund Balance	\$34,854,303.62
2020-21 EDUCATION CAPITAL PROJECTS FUND BUDGET REVENUES	\$7,320,451.56
Revenues are amended in the following categories:	
177-49800-00000-000-0000-5011 Transfer In from General Fund – Baseball Dugout is amended from \$0 to \$20,000	\$20,000
Amended 2020-21 Education Capital Projects Fund Budget Revenues	\$7,340,451.56
2020-21 EDUCATION CAPITAL PROJECTS FUND BUDGET EXPENDITURES	\$7,320,451.56
Expenditures are amended in the following categories:	

177-91300-70700-000-0000-5011 Building Improvements – Baseball Dugout is amended from \$0 to \$20,000	\$20,000
Amended 2020-21 Education Capital Projects Fund Budget Expenditures	\$7,320,451.56

Section 2. That the budget documents required by law will be amended and submitted as required for approval to the Bartlett Board of Mayor and Aldermen, and, upon approval, shall be submitted as required to the State of Tennessee.

Section 3. That this resolution shall become effective August 27, 2020 from and after its adoption by the Bartlett City Board of Education.

Adopted this _____ day of August, 2020.

David M. Cook II, Chairman
Bartlett City Board of Education

Dr. David A. Stephens, Superintendent
Bartlett City Board of Education

APPROVED AS TO FORM:
Kari Shoopman, General Counsel