

**From:** Esther Manheimer <esthermanheimer@avlouncil.com>  
**Sent:** 11/12/2018 7:13:42 AM  
**To:** srockoff@ashvillenc.gov, cbail@ashvillenc.gov, gwenwiesler@avlouncil.com, juliemayfield@avlouncil.com, Shannon Tuch <stuch@ashvillenc.gov>  
**Cc:**  
**Subject:** Whole Foods

---

Ignore my last email, whole foods is at 9:30 tomorrow. See you at 2:00 today.

**From:** Julie Mayfield <juliemayfield@avl.council.com>  
**Sent:** 11/15/2018 6:08:33 PM  
**To:** 'Joey Robison' <jrobison@ashvillenc.gov>; 'Gwen Wisler' <gwenwisler@avl.council.com>  
**Cc:**  
**Subject:** RE: next whole foods meeting?  
**Attachments:** [image001.png](#)

---

yes

**From:** Joey Robison [mailto:jrobison@ashvillenc.gov]  
**Sent:** Thursday, November 15, 2018 5:16 PM  
**To:** Gwen Wisler <gwenwisler@avl.council.com>; Julie Mayfield <juliemayfield@avl.council.com>  
**Subject:** next whole foods meeting?

Councilwoman Wisler and Councilwoman Mayfield,

Can you make the next Whole Foods meeting if it is held on Jan 25 from 9:30-11:30?

Thanks,

**Joey Robison**  
Interim Assistant to the City Manager  
828.232.4541 | [www.ashvillenc.gov](http://www.ashvillenc.gov)



*Email correspondence to and from this sender may be subject to the North Carolina Public Records Law and, as such, may be disclosed to third parties.*

**From:** Gwen Wisler <gwenwisler@avl.council.com>  
**Sent:** 11/15/2018 5:17:45 PM  
**To:** Joey Robison <jrobison@ashvillenc.gov>  
**Cc:**  
**Subject:** Re: next whole foods meeting?  
**Attachments:** [image.png](#)

---

Yes. For some reason, I was unable to respond to the calendar request you sent.  
Best,  
Gwen

On 11/15/2018 5:16 PM, Joey Robison wrote:

Councilwoman Wisler and Councilwoman Mayfield,

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Thanks,

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Interim Assistant to the City Manager  
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**From:** John Hempfling (CE CEN) <John.Hempfling@wholefoods.com>  
**Sent:** 11/13/2018 12:26:30 PM  
**To:** Essick, Chad W. <CEssick@poynerspruill.com>; Marc Mastropaolo (SO SOC) <Marc.Mastropaolo@wholefoods.com>  
**Cc:** Sabrina Rockoff <Srockoff@ashvillenc.gov>; Cathy Ball <cball@ashvillenc.gov>  
**Subject:** RE: Green Life Plans  
**Attachments:** [Image001.jpg](#)

Thanks, Chad.

John H. Hempfling II  
Associate General Counsel, Litigation  
Whole Foods Market Services, Inc.  
828 W. 6th Street, Suite 200  
Austin, Texas 78703  
(512) 542-0213 (Office)  
(512) 482-7213 (Fax)  
[john.hempfling@wholefoods.com](mailto:john.hempfling@wholefoods.com)

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**From:** Essick, Chad W. <CEssick@poynerspruill.com>  
**Sent:** Monday, November 12, 2018 2:29 PM  
**To:** John Hempfling (CE CEN) <John.Hempfling@wholefoods.com>; Marc Mastropaolo (SO SOC) <Marc.Mastropaolo@wholefoods.com>  
**Cc:** Sabrina Rockoff <Srockoff@ashvillenc.gov>; Cathy Ball <cball@ashvillenc.gov>  
**Subject:** RE: Green Life Plans

John and Marc,

Look forward to meeting with you gentlemen tomorrow morning. In advance of the meeting, I wanted to forward you a concept plan that the Planning Department located in its files. My understanding is that this was a concept plan that had been discussed and proposed by Green Life back in 2007 or 2008, but for whatever reason did not get implemented. I thought it might be helpful for you to review in advance of tomorrow's meeting.

Best, Chad

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**To:** John Hempfling (CE CEN) <John.Hempfling@wholefoods.com>; Marc Mastropaolo (SO SOC) <Marc.Mastropaolo@wholefoods.com>  
**Cc:** Sabrina Rockoff <Srockoff@ashvillenc.gov>  
**Subject:** RE: Green Life Plans

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<https://www.youtube.com/watch?v=1EBG415dKag&feature=youtu.be>

Thanks, Chad

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From: John Hempling (CE CEN) [<mailto:John.Hempling@wholefoods.com>]

Sent: Tuesday, November 06, 2018 7:09 PM

To: Marc Mastropalo (SO SOC) <[Marc.Mastropalo@wholefoods.com](mailto:Marc.Mastropalo@wholefoods.com)>; Essick, Chad W. <[Cessick@povnerspruill.com](mailto:Cessick@povnerspruill.com)>

Cc: Sabrina Rockoff <[srockoff@ashvillenc.gov](mailto:srockoff@ashvillenc.gov)>

Subject: Re: Green Life Plans

Friday works for me as well

[Get Outlook for iOS](#)

---

From: Marc Mastropalo (SO SOC)

Sent: Tuesday, November 6, 2018 6:55:12 PM

To: Essick, Chad W.; John Hempling (CE CEN)

Cc: Sabrina Rockoff

Subject: RE: Green Life Plans

Friday works best for me.

**Marc Mastropalo**

**Regional Vice President**



[Marc.mastropalo@wholefoods.com](mailto:Marc.mastropalo@wholefoods.com)

919 354 6715 office

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From: Essick, Chad W. [<mailto:Cessick@povnerspruill.com>]

Sent: Tuesday, November 6, 2018 9:58 AM

To: John Hempling (CE CEN) <[John.Hempling@wholefoods.com](mailto:John.Hempling@wholefoods.com)>; Marc Mastropalo (SO SOC) <[Marc.Mastropalo@wholefoods.com](mailto:Marc.Mastropalo@wholefoods.com)>

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John and Marc,

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Cc: Sabrina Rockoff <[srockoff@ashvillenc.gov](mailto:srockoff@ashvillenc.gov)>; Mclean Moore <[mmoore@ashvillenc.gov](mailto:mmoore@ashvillenc.gov)>  
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Thanks, John. We have blocked 9:30am to 11:30am for a meeting. Let me confirm with the City the exact location and help put together an agenda for the meeting.

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Subject: RE: Green Life Plans

Hey Chad:

Marc Mastropalo, the Regional Vice President for our South Region (included here), has confirmed that he will be available on November 13, 2018. What time are you all thinking?

Best,

John

John H. Hempling II  
Associate General Counsel, Litigation  
Whole Foods Market Services, Inc.  
828 W. 6th Street, Suite 200  
Austin, Texas 78703  
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Subject: RE: Green Life Plans

Thanks, John.

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From: John Hempling (CE CEN) [<mailto:John.Hempling@wholefoods.com>]  
Sent: Monday, October 22, 2018 9:57 AM  
To: Essick, Chad W. <[CEssick@povnerspruill.com](mailto:CEssick@povnerspruill.com)>  
Cc: Sabrina Rockoff <[srockoff@ashvillenc.gov](mailto:srockoff@ashvillenc.gov)>  
Subject: RE: Green Life Plans

Hey Chad:

I apologize for the delayed response. I was in depo prep and depositions last week.

I just sent an email to my clients to check on the Nov. 13 date. I'll get back to you ASAP.

Thanks,

John

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Subject: RE: Green Life Plans

John,

Following up on my email and voicemail from last week. Does the morning of November 13 work for you all?

Thanks, Chad

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**Sent:** 11/12/2018 3:28:42 PM  
**To:** John Hempfling (CE CEN) <John.Hempfling@wholefoods.com>, Marc Mastropalo (SO SOC) <Marc.Mastropalo@wholefoods.com>  
**Cc:** Sabrina Rockoff <srockoff@ashvillenc.gov>, Cathy Ball <cball@ashvillenc.gov>  
**Subject:** RE: Green Life Plans  
**Attachments:** [Image002.jpg](#), [Proposed CZ Concept.pdf](#)

John and Marc,

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**Subject:** Re: Green Life Plans

Friday works for me as well

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**To:** Essick, Chad W.; John Hempfling (CE CEN)  
**Cc:** Sabrina Rockoff  
**Subject:** RE: Green Life Plans

Friday works best for me.

**Marc Mastropalo**  
**Regional Vice President**



**[Marc.mastropalo@wholefoods.com](mailto:Marc.mastropalo@wholefoods.com)**  
**919 354 6715 office**

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**Attachments:** [Image002.jpg](#)

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**Subject:** Re: Green Life Plans

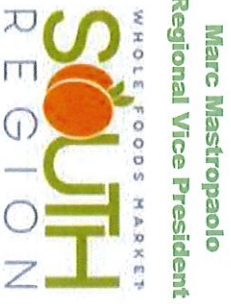
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Subject: RE: Green Life Plans

John and Marc,

In advance of the meeting next Tuesday in Asheville, it might be a good idea for us to have a quick call to review some of the topics that Planning Staff, the City Manager and the Mayor will want to discuss at the meeting. Below are times that Sabrina and I are available this week. Any of these times work for you guys? If so, I can send a calendar invite with call-in information. Just let me know. Thanks.

Wednesday – 1:30 to 2:30pm EST or after 4:00pm EST

Thursday – 8:30 to 10:00am EST or 2:00 to 3:30 EST

Friday- 1:00 to 3:30pm EST

From: Essick, Chad W.  
Sent: Tuesday, October 23, 2018 9:49 PM  
To: John Hempling (CE CEN) <[John.Hempling@wholefoods.com](mailto:John.Hempling@wholefoods.com)>; Marc Mastropalo (SO SOC) <[Marc.Mastropalo@wholefoods.com](mailto:Marc.Mastropalo@wholefoods.com)>  
Cc: Sabrina Rookoff <[srookoff@ashvillenc.gov](mailto:srookoff@ashvillenc.gov)>; Mclean Moore <[mmoore@ashvillenc.gov](mailto:mmoore@ashvillenc.gov)>  
Subject: RE: Green Life Plans

Thanks, John. We have blocked 9:30am to 11:30am for a meeting. Let me confirm with the City the exact location and help put together an agenda for the meeting.

From: John Hempling (CE CEN) [mailto:[John.Hempling@wholefoods.com](mailto:John.Hempling@wholefoods.com)]  
Sent: Tuesday, October 23, 2018 12:32 PM  
To: Essick, Chad W. <[CEssick@governorsprull.com](mailto:CEssick@governorsprull.com)>; Marc Mastropalo (SO SOC) <[Marc.Mastropalo@wholefoods.com](mailto:Marc.Mastropalo@wholefoods.com)>  
Cc: Sabrina Rookoff <[srookoff@ashvillenc.gov](mailto:srookoff@ashvillenc.gov)>; Mclean Moore <[mmoore@ashvillenc.gov](mailto:mmoore@ashvillenc.gov)>  
Subject: RE: Green Life Plans

Hey Chad:

Marc Mastropalo, the Regional Vice President for our South Region (included here), has confirmed that he will be available on November 13, 2018. What time are y'all thinking?

Best,

John

John H. Hempling II  
Associate General Counsel, Litigation  
Whole Foods Market Services, Inc.  
828 W. 6th Street, Suite 200  
Austin, Texas 78703  
(512) 542-0213 (Office)  
(512) 482-7213 (Fax)  
[john.hempling@wholefoods.com](mailto:john.hempling@wholefoods.com)

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From: Essick, Chad W. <[CEssick@Dovnersprull.com](mailto:CEssick@Dovnersprull.com)>  
Sent: Monday, October 22, 2018 4:39 PM  
To: John Hempling (CE CEN) <[John.Hempling@wholefoods.com](mailto:John.Hempling@wholefoods.com)>  
Cc: Sabrina Rockoff <[srockoff@ashvillenc.gov](mailto:srockoff@ashvillenc.gov)>; Mclean Moore <[mmoore@ashvillenc.gov](mailto:mmoore@ashvillenc.gov)>  
Subject: RE: Green Life Plans

Thanks, John.

---

From: John Hempling (CE CEN) [<mailto:John.Hempling@wholefoods.com>]  
Sent: Monday, October 22, 2018 9:57 AM  
To: Essick, Chad W. <[CEssick@Dovnersprull.com](mailto:CEssick@Dovnersprull.com)>  
Cc: Sabrina Rockoff <[srockoff@ashvillenc.gov](mailto:srockoff@ashvillenc.gov)>  
Subject: RE: Green Life Plans

Hey Chad:

I apologize for the delayed response. I was in depo prep and depos last week.

I just sent an email to my clients to check on the Nov. 13 date. I'll get back to you ASAP.

Thanks,

John

John H. Hempling II  
Associate General Counsel, Litigation  
Whole Foods Market Services, Inc.  
828 W. 6th Street, Suite 200  
Austin, Texas 78703  
(512) 542-0213 (Office)  
(512) 482-7213 (Fax)  
[john.hempling@wholefoods.com](mailto:john.hempling@wholefoods.com)

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---

From: Essick, Chad W. <[CEssick@Dovnersprull.com](mailto:CEssick@Dovnersprull.com)>  
Sent: Monday, October 22, 2018 8:05 AM  
To: John Hempling (CE CEN) <[John.Hempling@wholefoods.com](mailto:John.Hempling@wholefoods.com)>  
Cc: Sabrina Rockoff <[srockoff@ashvillenc.gov](mailto:srockoff@ashvillenc.gov)>  
Subject: RE: Green Life Plans

John,

Following up on my email and voicemail from last week. Does the morning of November 13 work for you all?

Thanks, Chad

\*\*\*\*\*

This message constitutes a confidential attorney-client communication. If you have received this communication in error, do not read it. It is not intended for transmission to, or receipt by, any unauthorized persons. Please

delete it from your system without copying it, and notify the sender by reply email or by calling 919-783-6400, so that our address record can be corrected. Thank you.

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**From:** Todd Okolichany <tokolichany@ashvevillenc.gov>  
**Sent:** 10/16/2018 10:39:00 AM  
**To:** Shannon Tuch <stuch@ashvevillenc.gov>  
**Cc:** Cathy Ball <cball@ashvevillenc.gov>, Ken Putnam <kputnam@ashvevillenc.gov>, Sabrina Rockoff <srockoff@ashvevillenc.gov>  
**Subject:** Re: Equity, Parity?

I would defer to APD but it would be difficult for them to issue a citation to a driver based on a video, as opposed to seeing a potential traffic violation in person.

It may be helpful to determine how many citations have been issued to drivers on Maxwell Street if that info is available.Â

Â

Todd Okolichany, AICP, LEED AP ND  
Director  
City of Asheville | Planning & Urban Design  
PO Box 7148 | Asheville, NC 28802  
**ph:** 828.259.5840 | **fax:** 828.250.8945 | [tokolichany@ashvevillenc.gov](mailto:tokolichany@ashvevillenc.gov)

On Tue, Oct 16, 2018 at 11:23 AM Shannon Tuch <stuch@ashvevillenc.gov> wrote:

They have raised both as issues in the past.Â The memo was a response to statements by others that trucks aren't allowed to use Maxwell St.Â and was an attempt to clarify that certain trucks may use Maxwell St.Â When loading/unloading/servicing the property the trucks must keep a minimum of 4'Â clearance to maintain an accessible path.Â Â

In this most recent message, Reid appears to be generally complaining about the noise, while Joe appears to focus on the blocking of the sidewalk.Â My understanding is that if a violation is identified that APD would have to issue the citation to the truck driver, not Green Life/Whole Foods.Â Joe and Reid appear to be asking that the business be cited but I don't think that's an option.Â Â

ST

Shannon Tuch, Principal Planner/Zoning Administrator  
Planning & Urban Design Department  
City of Asheville  
828.259.5817  
[stuch@ashvevillenc.gov](mailto:stuch@ashvevillenc.gov)

On Tue, Oct 16, 2018 at 10:39 AM Cathy Ball <cball@ashvevillenc.gov> wrote:  
All,

Is the enforcement issue the trucks themselves or them blocking the sidewalk?

Cathy

Cathy D. Ball, PE



Interim City Manager  
City of Asheville  
P.O. Box 7148  
Asheville, NC 28802  
(W) 828-259-5939  
(C) 828-691-4623

----- Forwarded message -----

From: **Joseph Minicozzi** <[joe@urban-three.com](mailto:joe@urban-three.com)>  
Date: Tue, Oct 16, 2018 at 10:23 AM  
Subject: Re: Equity, Parity?  
To: Cathy Ball <[cball@ashvillenc.gov](mailto:cball@ashvillenc.gov)>  
Cc: councilgroup <[ashvillencouncil@ashvillenc.gov](mailto:ashvillencouncil@ashvillenc.gov)>, Julie Mayfield <[juliemayfield@avl.council.com](mailto:juliemayfield@avl.council.com)>, [keithyoung@avl.council.com](mailto:keithyoung@avl.council.com), Sheneika Smith <[sheneikasmith@avl.council.com](mailto:sheneikasmith@avl.council.com)>, Gwen Wisler <[gwenwisler@avl.council.com](mailto:gwenwisler@avl.council.com)>, Brian Haynes <[brianhaynes@avl.council.com](mailto:brianhaynes@avl.council.com)>, Esther Manheimer <[emanheimer@vwl.firm.com](mailto:emanheimer@vwl.firm.com)>, Vijay Kapoor <[vijaykapoor@avl.council.com](mailto:vijaykapoor@avl.council.com)>, Brandee Boggs <[brandeeboggs@gmail.com](mailto:brandeeboggs@gmail.com)>, Velvet Harthorne <[V35shaw@yahoo.com](mailto:V35shaw@yahoo.com)>, John Winston <[brokecity@cit.com.net](mailto:brokecity@cit.com.net)>, Reid Thompson <[reidt40@gmail.com](mailto:reidt40@gmail.com)>, Aaron Adelson <[amadelson@sbatv.com](mailto:amadelson@sbatv.com)>, "Burgess, Joel" <[jburgess@citizentimes.com](mailto:jburgess@citizentimes.com)>, Jeff Fobes <[publisher@mountainx.com](mailto:publisher@mountainx.com)>

Cathy:  
This video is deeply troubling. Council agreed that this was a nuisance (one week from today), and apparently no directive was passed on to the police. If there was one passed on, please send me a copy for our files. This truck is also violating the 2016 Staff memo which states that trucks will be cited for blocking the sidewalk. The Staff memo aligns with our Ordinances. Much like Mr. Thompson receiving a notice for his shrubbery being 8" over the sidewalk, a citation must be delivered for blocking the sidewalk with a noisy truck, as this truck has fit in the loading area in the past. They could also find a different truck to fit the bay within the enclosure, to minimize some of the noise. In addition to the statements of Council that this should be enforced, I would like a copy of the Notice of Violation that is sent to the property owner for this violation. If I do not get responses to either of these, I will assume that you are willingly not adhering to the application of our Ordinances on the Greenlife side of the street. To which, we will maintain this as part of the record. If you have been directed to look past these violations, please include the directive so we may maintain the same as a reflection of information beyond what is said in the public record in hearing. The Staff memo is attached.

Truly,  
Joe Minicozzi, AICP

On Tue, Oct 16, 2018 at 8:17 AM Reid Thompson <[reidt40@gmail.com](mailto:reidt40@gmail.com)> wrote:

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This is how I woke up this morning. It went on for more than 30 minutes... The truck weighs over 10,000 pounds, it is parked on the city sidewalk, pointed at the neighborhood. The police department came and did nothing... Just like the past 14 years. Would this affect the quality of your life? The enjoyment of your real estate?

Ask yourself, why there's been no Enforcement, at the property that is owned by the Turner's... Brownie Newman told me was going to help me with this situation, look where he is now.

Does this look externalize to the neighborhood to you? It sure is. The cities has had a report from the school with government, for 11 years. With no Enforcement.

When the neighbors try to make the best of a bad situation they're the ones that are fined. Did Johnny Rush get a ticket for jaywalking?

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### URBAN3

Joe Minicozzi, AICP

*Asheville | Durham*

828-255-7951x208

@joeurbanthree

[urban-three.com](http://urban-three.com)

**From:** Shannon Tuch <stuch@ashvillenc.gov>  
**Sent:** 10/16/2018 10:23:21 AM  
**To:** Cathy Ball <cball@ashvillenc.gov>  
**Cc:** Ken Putnam <kputnam@ashvillenc.gov>; Todd Okolichany <tokolichany@ashvillenc.gov>; Sabrina Rockoff <srockoff@ashvillenc.gov>  
**Subject:** Re: Equity, Parity?

They have raised both as issues in the past. The memo was a response to statements by others that trucks aren't allowed to use Maxwell St. and was an attempt to clarify that certain trucks may use Maxwell St. When loading/unloading/servicing the property the trucks must keep a minimum of 4' clearance to maintain an accessible path.

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Shannon Tuch, Principal Planner/Zoning Administrator  
Planning & Urban Design Department  
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[stuch@ashvillenc.gov](mailto:stuch@ashvillenc.gov)

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All,

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Cathy

Cathy D. Ball, PE  
Interim City Manager  
City of Asheville  
P.O. Box 7148  
Asheville, NC 28802  
(W) 828-259-5939  
(C) 828-691-4623

----- Forwarded message -----

**From:** Joseph Minicozzi <[joedurban-three.com](mailto:joedurban-three.com)>  
**Date:** Tue, Oct 16, 2018 at 10:23 AM  
**Subject:** Re: Equity, Parity?  
**To:** Cathy Ball <[cball@ashvillenc.gov](mailto:cball@ashvillenc.gov)>  
**Cc:** councilgroup <[ashvillencouncil@ashvillenc.gov](mailto:ashvillencouncil@ashvillenc.gov)>, Julie Mayfield <[juliemayfield@avl.council.com](mailto:juliemayfield@avl.council.com)>, [keithyoung@avl.council.com](mailto:keithyoung@avl.council.com), Sheneika Smith <[sheneikasmith@avl.council.com](mailto:sheneikasmith@avl.council.com)>, Gwen Wisler <[gwenwisler@avl.council.com](mailto:gwenwisler@avl.council.com)>



Brian Haynes <[brianhaynes@avlcouncil.com](mailto:brianhaynes@avlcouncil.com)>, Esther Manheimer <[emanheimer@wlawfirm.com](mailto:emanheimer@wlawfirm.com)>, Vijay Kapoor <[viyakapoor@avlcouncil.com](mailto:viyakapoor@avlcouncil.com)>, Brandee Boggs <[brandeeboggs@gmail.com](mailto:brandeeboggs@gmail.com)>, Velvet Harthorne <[V35shaw@yahoo.com](mailto:V35shaw@yahoo.com)>, John Winston <[brokecityact.com.net](mailto:brokecityact.com.net)>, Reid Thompson <[reidt40@gmail.com](mailto:reidt40@gmail.com)>, Aaron Adelson <[amadelson@sbqt.com](mailto:amadelson@sbqt.com)>, "Burgess, Joel" <[jburgess@citizentimes.com](mailto:jburgess@citizentimes.com)>, Jeff Fobes <[publisher@mountainx.com](mailto:publisher@mountainx.com)>

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**URBAN3**

Joe Minicozzi, AICP

*Asheville | Durham*

828-255-7951x208

@joeurbanthree

[urban-three.com](http://urban-three.com)

**From:** Wade Wood <[wwood@ashvillenc.gov](mailto:wwood@ashvillenc.gov)>  
**Sent:** 10/11/2018 10:16:37 AM  
**To:** Joe Silberman <[jsilberman@ashvillenc.gov](mailto:jsilberman@ashvillenc.gov)>, Captain Chris Reece-Young <[creece-young@ashvillenc.gov](mailto:creece-young@ashvillenc.gov)>  
**Cc:**  
**Subject:** Re: Do the Turners own Maxwell Street?

As discussed in Wednesday's staff meeting this is issue is going to gain more attention. Please ensure that all Charlie Supervisors and Officers are aware of the Ordinance and that a SARA files is maintained (proactive checks and documentation of actions).

Thanks folks.

Deputy Chief Wade Wood  
Operations Bureau  
Asheville Police Department  
Office: 828.259.5885  
Email: [wwood@ashvillenc.gov](mailto:wwood@ashvillenc.gov)

E-mail correspondence to and from this address is subject to the North Carolina Public Records Law and may be disclosed to third parties.

On Thu, Oct 11, 2018 at 8:31 AM Tammy Hooper <[tthooper@ashvillenc.gov](mailto:tthooper@ashvillenc.gov)> wrote:  
Let's please have the beat officers stay on top of this. Document checks and enforce violations. Thanks

----- Forwarded message -----  
**From:** Joseph Minicozzi <[joel@urban-three.com](mailto:joel@urban-three.com)>  
**Date:** Thu, Oct 11, 2018 at 8:28 AM  
**Subject:** Re: Do the Turners own Maxwell Street?  
**To:** Cathy Ball <[cball@ashvillenc.gov](mailto:cball@ashvillenc.gov)>  
**CC:** Brian Haynes <[brianhaynes@avcouncil.com](mailto:brianhaynes@avcouncil.com)>, Sheneika Smith <[sheneikasmith@avcouncil.com](mailto:sheneikasmith@avcouncil.com)>, Vijay Kapoor <[vijaykapoor@avcouncil.com](mailto:vijaykapoor@avcouncil.com)>, Esther Manheimer <[esthermanheimer@avcouncil.com](mailto:esthermanheimer@avcouncil.com)>, Gwen Wisler <[gwenwisler@avcouncil.com](mailto:gwenwisler@avcouncil.com)>, Julie Mayfield <[juliemayfield@avcouncil.com](mailto:juliemayfield@avcouncil.com)>, <[keithyoung@avcouncil.com](mailto:keithyoung@avcouncil.com)>, Reid Thompson <[reidrt40@gmail.com](mailto:reidrt40@gmail.com)>, Burgess, Joel <[jburgess@cittizentimes.com](mailto:jburgess@cittizentimes.com)>, Aaron Adelson <[amadelson@sbptv.com](mailto:amadelson@sbptv.com)>, Tammy Hooper <[tthooper@ashvillenc.gov](mailto:tthooper@ashvillenc.gov)>

Cathy:

As Council confirmed, this type of commercial use should be enforced as it violates our Ordinances (as they have been doing for 14 years). Council acknowledge that they want to protect the residential properties from this nuisance. This is a private contracting service Class 5 truck exceeding the Class II 10,000 pound limit, and



loading/unloading in the street, not within the loading area. Could you please provide me a copy of any enforcement action, such as a citation and/or Notice of Violation that is delivered to Greenlife or Merrimon Ave Investments for this continued violation, as they happen. I look forward to it.

Sincerely,  
Joe Minicozzi, AICP

On Thu, Oct 11, 2018 at 7:19 AM Reid Thompson <[reidt40@gmail.com](mailto:reidt40@gmail.com)> wrote:  
Here's a private truck at commercial business on a residential street, it's been going on for 14 years. Time to get up here.

Sent from my Typo device.

--  
Tammy Hooper  
Chief of Police  
Asheville Police Department

From: Cathy Ball <cball@ashville.nc.gov>  
Sent: 10/11/2018 7:43:07 AM  
To: Joseph Minicozzi <joe@urban-three.com>; Sabrina Rockoff <rockoff@ashville.nc.gov>; Terry White <twhite@ashville.nc.gov>  
Cc: Brian Hayes <brianhayes@avcouncil.com>; Sheneka Smith <sheneka.smith@avcouncil.com>; Vijay Kapoor <vijaykapoor@avcouncil.com>; Esther Manheimer <esthermanheimer@avcouncil.com>; Gwen Wisler <gwenwisler@avcouncil.com>; Julie Mayfield <juliemayfiel  
Subject: Re: Do the Turners own Maxwell Street?

Joe,

I am copying the City Attorney's office and our Public Records staff for help in responding to this request. & &

Cathy

Cathy D. Ball, PE  
Interim City Manager  
City of Asheville  
P.O. Box 7148  
Asheville, NC & 28802  
(W) 828-259-5939  
(C) 828-691-4623

On Thu, Oct 11, 2018 at 8:27 AM, Joseph Minicozzi <joe@urban-three.com> wrote:

Cathy:

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Sent from my Typo device.

**From:** Cathy Ball <cball@ashvillenc.gov>  
**Sent:** 10/11/2018 7:43:07 AM  
**To:** Joseph Minicozzi <joe@urban-three.com>, Sabrina Rockoff <rockoff@ashvillenc.gov>, Terry White <twhite@ashvillenc.gov>  
**Cc:** Brian Hayes <brianhayes@avcouncil.com>, Sheneka Smith <shenekasmith@avcouncil.com>, Vijay Kapoor <vijaykapoor@avcouncil.com>, Esther Manheimer <esthermanheimer@avcouncil.com>, Gwen Wistler <gwenwistler@avcouncil.com>, Julie Mayfield <juliamayfield@avcouncil.com>  
**Subject:** Re: Do the Turners own Maxwell Street?

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Cathy

Cathy D. Ball, PE  
Interim City Manager  
City of Asheville  
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Sent from my Typo device.

**From:** Maggie Burlison <mburlison@ashvillenc.gov>  
**Sent:** 10/11/2018 7:46:12 AM  
**To:** Cathy Ball <cball@ashvillenc.gov>  
**Cc:** Sarah Terwilliger <sterwilliger@ashvillenc.gov>, Terry White <twhite@ashvillenc.gov>, Sabrina Rockoff <srockoff@ashvillenc.gov>, Peter Kanipe <pkanipe@ashvillenc.gov>  
**Subject:** Re: Do the Turners own Maxwell Street?

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Cathy D. Ball, PE  
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City Clerk  
City of Asheville  
PO Box 7148  
Asheville, NC 28802  
828-259-5601  
[mburleson@ashevillenc.gov](mailto:mburleson@ashevillenc.gov)



**From:** Maggie Burleson <mburleson@ashvillenc.gov>  
**Sent:** 10/11/2018 7:48:34 AM  
**To:** Cathy Ball <cball@ashvillenc.gov>  
**Cc:** Sarah Terwilliger <sterwilliger@ashvillenc.gov>, Terry White <twhite@ashvillenc.gov>, Sabrina Rockoff <srockoff@ashvillenc.gov>, Peter Kanipe <pkanipe@ashvillenc.gov>  
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**From:** Cathy Ball <cball@ashvevillenc.gov>  
**Sent:** 10/11/2018 7:49:16 AM  
**To:** Maggie Burleson <mburleson@ashvevillenc.gov>  
**Cc:** Sarah Terwilliger <sterwilliger@ashvevillenc.gov>, Terry White <twhite@ashvevillenc.gov>, Sabrina Rockoff <srockoff@ashvevillenc.gov>, Peter Kanipe <pkanipe@ashvevillenc.gov>  
**Subject:** Re: Do the Turners own Maxwell Street?

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Thanks.Â That was the request.

Cathy

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**From:** Tom Leslie <tom1@leslieandassoc.com>  
**Sent:** 11/12/2018 9:53:59 AM  
**To:** Cathy Ball <cball@ashvillenc.gov>  
**Cc:** Julie Mayfield <juliemayfield@avlouncil.com>, Sabrina Rockoff <srockoff@ashvillenc.gov>  
**Subject:** Re: connecting

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Best,

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828-253-1517

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It is at City Hall Room 209.

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On Tue, Oct 30, 2018 at 11:41 AM, Tom Leslie <[tom@leslieandassoc.com](mailto:tom@leslieandassoc.com)> wrote:

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**From:** Tom Leslie <toml@leslieandassoc.com>  
**Sent:** 10/30/2018 10:41:34 AM  
**To:** Julie Mayfield <juliemayfield@avl.council.com>, Cathy Ball <cball@ashevillenc.gov>  
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**From:** Cathy Ball <cball@ashevillenc.gov>  
**Sent:** 10/30/2018 3:11:10 PM  
**To:** Julie Mayfield <juliemayfield@avlouncil.com>  
**Cc:** Tom Leslie <tom@leslielandassoc.com>, srockoff@ashevillenc.gov  
**Subject:** Re: connecting

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