

From: Polly McDaniel <pmcdaniel@ashevillenc.gov>
Sent: 2/27/2019 4:43:42 PM
To: Asheville Blade <ashevilleblade@gmail.com>
Cc: Dawa Hitch <dhitch@ashevillenc.gov>
Subject: Re: Clarification re: Assistant City Attorney Maddux's role in noise complaints

Hi David,

In regard to your question about what other departments, if any, were involved in drafting the proposed noise ordinance changes before their presentation at the Jan. 22 Council meeting:

The City Attorney's Office consulted with the Asheville Police Department, Development Services and the City Manager's Office.

Best,
Polly
Â Â Â

Polly McDaniel

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On Wed, Feb 27, 2019 at 11:02 AM Polly McDaniel <pmcdaniel@ashevillenc.gov> wrote:
Thank you for the heads up, David.

Polly McDaniel

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On Wed, Feb 27, 2019 at 10:05 AM Asheville Blade <ashevilleblade@gmail.com> wrote:

Thanks, Polly. If answers to these questions aren't forthcoming by close of business tomorrow, we'll have to proceed with publication regardless and note that in the story accordingly.

Best,

David

On Feb 25, 2019 2:26 PM, "Polly McDaniel" <pmcdaniel@ashevillenc.gov> wrote:

I will certainly inquire, David.

Polly McDaniel

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On Mon, Feb 25, 2019 at 1:42 PM Asheville Blade <ashevilleblade@gmail.com> wrote:

Thanks Polly, I appreciate it. One further question as well:

Besides the city attorney's office what other departments, if any, were involved in drafting the proposed noise ordinance changes before their presentation at the Jan. 22 Council meeting?

Thanks for your help.

Best,

David

On Feb 22, 2019 1:28 PM, "Polly McDaniel" <pmcdaniel@ashevillenc.gov> wrote:

Hi David,

As soon as I get the information, I will forward it to you.

Best,

Polly

Polly McDaniel

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On Fri, Feb 22, 2019 at 11:30 AM Asheville Blade <ashevilleblade@gmail.com> wrote:

Thanks Polly, I appreciate it. I look forward to receiving the answers shortly.

Best,

David

On 11:03am, Wed, Feb 20, 2019 Polly McDaniel <pmcdaniel@ashevillenc.gov> wrote:

Hi David,

I was out of the office Tuesday and have now received your questions. Checking for you.

Best,

Polly

Polly McDaniel

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On Tue, Feb 19, 2019 at 9:12 AM Asheville Blade <ashevilleblade@gmail.com> wrote:

Thanks Polly, I appreciate the information. A few follow-up questions:

- 1) Is this a role the City Attorney's office or anyone within it has taken up before?
- 2) Did Maddux recommend or lay out options (i.e. relative chances of their complaints succeeding, what might happen if it did) or was the information just legal background?
- 3) Did Maddux offer similar advice to those they were complaining against (i.e. notifying them of the appeals process and board's authority, etc)?
- 4) Did Maddux ever use this role in the process to advocate to the complainants that they should support his proposed changes to the noise ordinance if they wanted future complaints to have the result they desired?

Best,

David

On 2:48pm, Fri, Feb 15, 2019 Polly McDaniel <pmcdaniel@ashevillenc.gov> wrote:

Good afternoon David,

When someone would contact the administrative assistant at Asheville Police Department, who acts as the Noise Ordinance Appeals Board's secretary, Assistant City Attorney John Maddux asked that they be directed to him so that he could explain the noise ordinance appeals board process and the scope of the board's authority prior to their filing a complaint with the board.Â Â Â

Best,
PollyÂ

Polly McDaniel

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On Thu, Feb 14, 2019 at 2:12 PM Asheville Blade <ashevilleblade@gmail.com> wrote:

Good afternoon. I'm seeking some clarification on remarks made by Assistant City Attorney John Maddux at the Jan. 22 Asheville City Council meeting. At that meeting, Maddux stated that all noise complaints went directly to him. Did he mean that he was receiving notice of noise complaints while they were going through the regular process with APD, Noise Appeals, etc. or did he mean that he was overseeing the city's response and enforcement directly?

Thank you for your assistance in clarifying this matter.

Best,

David Forbes
Editor, Asheville Blade

ashevilleblade.com

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