

PUBLIC HEARING - COUNTY COMMISSION MEETING

JULY 1, 1996

Public Hearing

1. Call to order, Roll Call
2. Approval of minutes of June 3, 1996.
3. Adoption of July 1, 1996 agenda and removal of agenda item
4. Citizens speak on items on agenda.
5. Citizens speak on items not on agenda.
6. County Executive Miller's items:
 - A. Resolution approved--Beer Board Residential Requirements
 - B. City of Lenoir City's request to use area adjacent to old County Garage-deferred.
 - C. TASS Appointment
7. Addendum-- Resolution approved, State Litter Grant.
8. Commissioner Twiggs' items:
 - A. Resolution approved "Requesting Beer Board Post Signs."
 - B. Appointment of Committee to study Southern Building Codes deferred to Workshop.
9. Nancy Richesin, approval-budget appropriations.
10. Discussion-citizens comments--Hubbard Road, Crestwood Hills Development.
11. Harvey Sproul's report:
 - A. National guard Armory
 - B. Comments on Cole VS Loudon County lawsuit
12. Doug Berry, Industrial Recruiter, Approval granted M & L Electric--Purchase 1.5 acres-Sugarlimb Ind. Park
13. Pat Phillips, Director of Planning and Community development:
 - A. Resolution approved-Rezoning--Grandview Drive
 - B. Resolution approved-Rezoning--7500 Lakewood Drive
14. Doug Lawrence, Building Commissioner's report.
15. Don Palmer, Road Commissioner no report
16. Howard Luttrell, Maintenance and Purchasing Director's report.
17. Bond Approvals
18. Notaries approved
19. Dismissal

JULY 1, 1996

PUBLIC HEARING

1. Rezoning of property on Grandview Drive, referenced by Tax Map 53, Parcel 31.02, from A-2, Rural Residential District, R-1, Suburban Residential District. Located in the First Legislative District.
No one wished to speak on this subject.

2. Rezoning of property at 7500 Lakeland Drive, Tax Map 18, Parcel 55.00 from A-2, Rural Residential District, R-1, Suburban Residential District. Located in the Third Legislative District.
No one wished to speak on this subject.

AGENDA - COUNTY COMMISSION MEETING

July 1, 1996

- (1)
Call to order,
roll Call

Be it remembered that the Loudon County Legislative Body met in regular session on July 1, 1996 at the Loudon County Courthouse Annex, with the Chairman Roy Bledsoe presiding, County Court Clerk, Riley D. Wampler, and County Executive George Miller were present, whereupon Deputy Sonny Routson opened Court, Mr. Howard Luttrell led the Pledge of Allegiance, and Mr. David Bluford gave the Invocation. On Roll Call all Commissioners were present:

Bivens	Masingo	Duff
Randolph	Maples	Park
Bledsoe	Ledbetter	Twiggs

- (2)
Minutes of
June 3, 1996
approved
- (3)
Approval
& corr.
to agenda

Commissioner Park made the motion that the minutes of County Commission Meeting of June 3, 1996 be approved, with Commissioner Masingo seconding the motion. Voice vote indicated motion carried.

Chairman Bledsoe asked if there were any corrections to the proposed agenda: County Attorney Harvey Sproul had the following item to be deleted.

(4-C)--Resolution Declaring School Board Vacancy--, Attorney Sproul informed the Commission that a lawsuit had been filed and a restraining order had been issued which prohibited this being discussed.

The above mentioned item was the only change to the proposed agenda.

- (4)
Persons
speak on
agenda
items

Chairman Bledsoe asked if any member of the audience wished to speak and this person came forward:

Ms. Evelyn Rainwater--Spoke for delegation in favor of the proposed resolution regarding the placement of signs for sites to be considered for Beer Board permit hearings.

- (5)
Persons
speak on
items not
on agenda

Chairman Bledsoe asked if any member of the audience wished to speak on any item not on the agenda, and this person came forward:

Ms. Annette Campbell--came forward and addressed Lenoir City's annexation and proposed development of the Chestnut Ridge area. Residents were concerned about the traffic hazard this will create on Hubbard Road. Since the road commissioner had not arrived

Commissioner Park asked that the comments by residents be deferred until later in the meeting.

(6)
Co. Exc.'s
Items
(6-A)
Beer Brd.
Res. Req.
Resolution
Approved

County Executive George Miller, had these items to present:

A. "Resolution-Loudon County Beer Board residential requirements," Commissioner Twiggs made the motion that this be approved with Commissioner Park seconding the motion. Voice vote indicated all in favor. Hereby included as Resolution # 7196, Exhibit # A.

(6-B)
Deferred-
Area Adj.
Old Co.
Garage-
Playground

B. The City of Lenoir City has requested permission of the County to use an area of land behind the old county garage property as a playground. Mr. Miller suggested that that he, Road Commissioner Palmer, and the engineer from the Convenience Center talk with representatives from Lenoir City concerning this issue and report to Commission next meeting.

(6-C)
TASS-
Appoint.

C. TASS appointment: Mr. Miller recommended that Mr. Art Spurrier be re-appointed, and Mr. J.G. Hudson be appointed to serve. Commissioner Randolph made the motion that these be approved, with Commissioner Masingo seconding the motion. Voice vote indicated all in favor. Hereby included at Resolution # 7196, Exhibit # B.

(7)
Litter
Grant
Resol.
Approved

Addendum--Approval of the State Litter Grant 1996-97, of which the resolution is entitled: "Resolution Authorizing The Application For A Litter And Trash Collecting Grant And Execution Of Contracts Or Other Necessary Documents." The motion that this be approved was made by Commissioner Twiggs, and seconded by Commissioner Duff. Voice vote indicated all in favor. Hereby included as Resolution # 7196, Exhibit # C.

(8)
Comm. Twiggs

Commissioner Twiggs introduced these Items:

(8-A)
Resol.
Approved
Req. Beer
Board to
Post Signs

A. "Resolution Requesting Beer Board Post Signs." Commissioner Twiggs made the motion that this be accepted, with Commissioner Park seconding the motion. It was indicated the Office of Planning and Community Development is agreeable to post these 10 days prior (if possible) to a vote being taken on the proposed site. Voice vote indicated motion carried. Hereby included as Resolution # 7196, Exhibit # D.

(8-B)
Diss.-
Southern Bld.
Codes-def. To
Workshop

B. He made a motion that the possibility of a committee being appointed to study Southern Building Codes be deferred to an upcoming workshop session. This was seconded by Commissioner Randolph. The results of roll call:
Bivens no Masingo no Duff yes
Randolph yes Ledbetter yes Park no
Bledsoe yes Maples no Twiggs yes
5--yes, 4--no, Motion passed.

(9)
N. Richesin's
Report-Budget
Committee
Recomm.

Nancy Richesin, Director of Budgets and Accounts, had these Budget Committee recommendations (also recommended by the Capital Projects Committee). These appropriations will be taken from Capital Projects Funds:

appropriation of \$15,000.00 ---for ADA continuing improvements
appropriation of \$6,000.00---Replacement of telephone system--County
Office Building

appropriation of \$15,000.00---Kitchen equipment--Justice center
appropriation of \$7,000.00---Bucket truck-- (shared
venture between highway dept. and school dept.)

Commissioner Park made the motion that these be approved, with
Commissioner Masingo seconding the motion. Results of roll call:

Bivens	no	Masingo	yes	Duff	yes
Randolph	yes	Ledbetter	yes	Park	yes
Bledsoe	yes	Maples	yes	Twiggs	no

7--yes, 2--no, Motion passed.

(10)
Discussion-
Hubbard
Road
Crestwood
Hills
Subdivision

The Hubbard Road/Crestwood Hills Subdivision issue prompted several
responses from members of the audience. The citizen's comments were
delayed until later in the meeting. These persons spoke:

Annette Campbell--spoke of residents' concerns, and opposition to
development due to Hubbard Road being so narrow as to be a dangerous if
traffic increased.

Thomas Mayes--Speaking for delegation opposing the development. The
delegation requested answers on annexation and development, and are also
concerned about increased traffic on Hubbard Road.

Shirley Harrison--opposes development and questioned procedures at
Planning Office.

Bob Harrison--opposes development and has questions and concerns about
increased traffic on Hubbard Road.

Road Commisisoner Palmer spoke to residents and Commissioners
concerning county road use under present laws.

Mr. Pat Phillips --addressed issues as they pertain to rules and regulations
denoting restrictions of the proposed development and the Planning
Commission's decision and Planning Office regulations.

(11)
Atty.
Sproul's
Report
(11-A)
Nat. Guard
Armory
(11-B)
Lawsuit-
Cole VS
Loudon Co.

Attorney Sproul had the following report:

- A. National Guard Armory situation- nearing completion property
title transfer.
- B. Lawsuit-Cole VS Loudon County--hearing on the 11th of July
concerning restraining order which was filed. The County Attorney
stated since the Commision has not indicated otherwise that he
and the County Executive will deal with this situation as they
determine to be in the County's best interest.

(12)
D. Berry-
App. Grant.
M&L Elec.
Purc. 1.5
Acres
Sugar Limb
Ind. Park

Mr. Doug Berry, Industrial Recruiter, had this request:

Consideration of request from M. & L. Electrical to purchase 1.5 acres in
the Sugarlimb Industrial park for construction of an 8,000 square Feet
office/warehouse facility. Commissioner Park made the motion this be
approved, with Commission maples seconding the motion. Results of roll
call vote:

Bivens	pass	Masingo	yes	Duff	yes
Randolph	yes	Ledbetter	yes	Park	yes
Bledsoe	yes	Maples	yes	Twiggs	no

8--yes, 1--pass, Motion carried.

(13)
Pat Phillips-
(13-A)
Res. App.
Rezone-
Grandview Dr.

Mr. Pat Phillips, Director of Planning and Community Development--

- A. Rezoning of property on Grandview Drive, referenced by Tax Map
53, Parcel 31.02, from A-2, Rural Residential District, R-1,
Suburban Residential District. Located in the First Legislative
District. This rezoning was approved by the Planning Commission.

Commissioner Randolph made the motion that. This be approved, with Commissioner Bivens seconding the motion. Voice vote indicated all in favor. Resolution hereby included as # 7196, Exhibit # E.

(13B)
Res. App.
Rezone-
7500
Lakeland
Drive

B. Rezoning of property at 7500 Lakeland Drive, Tax Map 18, Parcel 55.00 from A-2, Rural Residential District, R-1, Suburban Residential District. Located in the Third Legislative District. This was also recommended by the Planning Commission. Commissioner Masingo made the motion that this be approved, with Commissioner Twiggs seconding the motion. Voice vote indicated all in favor. Hereby included as resolution # 7196, Exhibit # F.

(14)
D. Lawrence
Report

Doug Lawrence Building Commissioner had this report:

June 1996:

Permits	54	Taxes	\$20,813..
Fees	\$4,715.	Est. Value	\$3,202,000..

(15)
Palmer-No
Report

Road Commissioner, Don Palmer, had no report.

(16)
Luttrell's
Report

Director of Purchasing and Maintenance, Howard Luttrell--Made available maintenance report and provided and explained new computerized system to Commissioners.

(17)
Bond
Approvals

Commissioner Masingo presented these names for Bond approval, and made a motion that they be approved, with Commissioner Ledbetter seconding the motion:

Barbara A. Estes Joyce B. Logan
Voice vote indicated all in favor. Motion carried.

(18)
Notaries
Approved

These names were presented for notary approval:

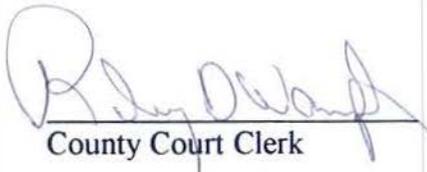
Steele Jackson	Barbara A. Estes	Joyce B. Logan
Linda P. Sitzlar	Jodell B. Hutton	Barry L. Massey
Regina L. Calwell	Linda K. Smith	

Commissioner Masingo Made the motion for approval, with Commissioner Duff seconding the motion. Voice vote indicated all in favor.

(19)
Dismissal

The meeting was dismissed at 9:45.

Chairman


County Court Clerk

County Executive

LOUDON COUNTY COMMISSION

RESOLUTION # 7196

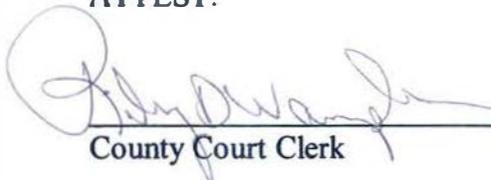
RESOLUTION-LOUDON COUNTY BEER BOARD RESIDENTIAL
DISTANCE REQUIREMENT

BE IT RESOLVED, that the Loudon County Commission, meeting in regular session, on July 1, 1996, pursuant to authority of Tennessee Code Annotated, Section 57-5-105, Subsection (I), does hereby adopt the following resolution for an establishment selling beer in Loudon County:

The sale of beer is forbidden within three hundred feet (300') of a residential dwelling, measured from building to building; provided the owner of the residential dwelling appears in person before the county beer board and objects to the issuance of such permit or license. This ordinance shall not apply to locations where beer permits or licenses have been issued prior to the date of adoption of such resolution or to an application for a change in the licensee or permittee at such locations.


County Chairman

ATTEST:


County Court Clerk

APPROVED:

County Executive

Exhibit A

173-J

LOUDON COUNTY COMMISSION

RESOLUTION NO. 7196

RESOLUTION APPROVING OR ACKNOWLEDGING BOARD OR COMMITTEE APPOINTMENT BY COUNTY EXECUTIVE

Whereas, by statute, and/or intergovernmental agreement and/or County Procedural Regulations, the County executive has authority to make certain committee and board appointments; and

Whereas, an appointment (or appointments) is necessary and/or desirable at this time; and

Whereas, the County Executive appoints the following as a member of:

TELLICO AREA SERVICES SYSTEM

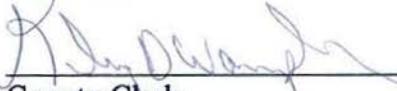
<u>Appointee</u>	<u>Term Expiration</u>
<u>Mr. J. G. Hutson</u>	<u>June 30, 1999</u>
<u>Mr. Art Spurrier</u>	<u>June 30, 1998</u>

NOW THEREFORE, BE IT RESOLVED that the County Commission in regular session assembled this 1st day of July, 1996, hereby approved and acknowledges (as appropriate), the said appointment.



County Chairman

ATTEST:



County Clerk

APPROVED:

County Executive

The remaining members and their continuing expiration terms for said board or committee are as follows:

<u>Appointee</u>	<u>Term Expiration</u>
<u>Mr. Steve Hurst</u>	<u>June 30, 1997</u>

Exhibit-B

173-K

LOUDON COUNTY COMMISSION

RESOLUTION NO. 7196

RESOLUTION REQUESTING BEER BOARD TO POST SIGNS

WHEREAS, the Loudon County Beer Board, as established by the Loudon County Commission, meets from time to time for various purposes involving the issuance of beer sale licenses, and for other regulatory purposes involving the licensing and sale of beer for establishments under its jurisdiction; and

WHEREAS, even though notices are published in the newspaper concerning the meetings and the matters to be considered by the Beer Board, these notices are not always seen by the residents in the neighborhood or near the business establishment requesting the issuance of a permit; and

WHEREAS, the posting of a sign on the premises of a business which is requesting the issuance of a beer license would be an additional method of giving information to the general public as to the matters which would be pending before the Beer Board;

NOW, THEREFORE, BE IT RESOLVED by the Loudon County Commission, in regular session assembled on this the 1st day of July, 1996, that the Loudon County Beer Board be requested to take the necessary action to post a sign on the property where the issuance of a beer license is to be considered, with an effort to be made to post the sign at least ten (10) days in advance of the meeting at which the permit is to be considered;

COUNTY CHAIRMAN

APPROVED:

COUNTY EXECUTIVE

ATTEST:



COUNTY CLERK

E. H. ... 

173-M

LOUDON COUNTY COMMISSION

RESOLUTION # 07196

RESOLUTION AUTHORIZING THE APPLICATION FOR A LITTER AND TRASH COLLECTING GRANT AND EXECUTION OF CONTRACTS OR OTHER NECESSARY DOCUMENTS

Resolution authorizing submission of an application for a Litter and Trash Collecting Grant from the Tennessee Department of Transportation and authorizing the acceptance of the said Grant.

WHEREAS, the County of Loudon intends to apply for the aforementioned grant, from the Tennessee Department of Transportation; and

WHEREAS, the contract for the grant will impose certain legal obligations upon the County of Loudon,

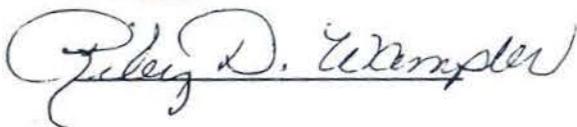
NOW THEREFORE, BE IT RESOLVED:

1. That George M. Miller, County Executive, is authorized to apply on behalf of Loudon County, for a litter and trash collecting grant from the Tennessee Department of Transportation.
2. That should application be approved by the Tennessee Department of Transportation, then George M. Miller, County Executive is authorized to execute contracts or other necessary documents, which may be required to signify acceptance of the litter and trash collecting grant by Loudon County.

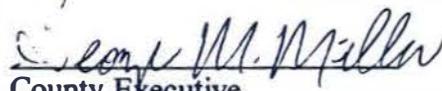
Approved this 1st day of July, 1996.


County Chairman

ATTEST:



APPROVED


County Executive

Explicit C

173-N

RESOLUTION 7196

A RESOLUTION AMENDING THE ZONING MAP OF LOUDON COUNTY, TENNESSEE, PURSUANT TO CHAPTER FOUR, SECTION 13-7-105 OF THE TENNESSEE CODE ANNOTATED, TO REZONE PROPERTY ON GRANDVIEW DRIVE, LOCATED IN THE FIRST LEGISLATIVE DISTRICT, REFERENCED BY TAX MAP 53, PARCEL 31.02, FROM A-2, RURAL RESIDENTIAL DISTRICT, TO R-1, SUBURBAN RESIDENTIAL DISTRICT

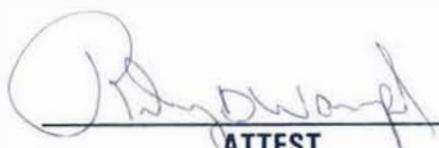
WHEREAS, the Loudon County Commission in accordance with Chapter Four, Section 13-7-105 of the Tennessee Code Annotated, may from time to time, amend the number, shape, boundary, area or any regulation of or within any district or districts, or any other provision of any zoning resolution, and

WHEREAS, the Regional Planning Commissions have forwarded recommendations regarding the amendment to the Zoning Map of Loudon County, Tennessee, and the necessary public hearing called for and held,

NOW THEREFORE, BE IT RESOLVED by the Loudon County Commission that the Zoning Map of Loudon County, Tennessee be amended as follows:

- 1. That property on Grandview Drive, located in the first Legislative District, referenced by Tax Map 53, Parcel 31.02, be rezoned from A-2, Rural Residential District, to R-1, Suburban Residential District, as represented on the attached map; said map being part of this Resolution.

BE IT FINALLY RESOLVED, that this Resolution shall take effect immediately, the public welfare requiring it.



ATTEST

LOUDON COUNTY EXECUTIVE

DATE: JULY 1, 1996

The vote on the question of approval of this Resolution by the Planning Commissions is as follows:

APPROVED: 6
DISAPPROVED: 0

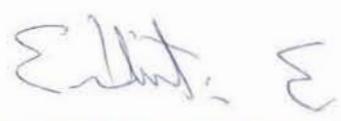
APPROVED: 9
DISAPPROVED: 0

ATTEST: SECRETARY, LOUDON REGIONAL
PLANNING COMMISSION
DATE: JUNE 5, 1996



ATTEST: SECRETARY, LOUDON COUNTY
PLANNING COMMISSION
DATE: JUNE 13, 1996

96.5-44-RZ-CO



RESOLUTION 7196

A RESOLUTION AMENDING THE ZONING MAP OF LOUDON COUNTY, TENNESSEE, PURSUANT TO CHAPTER FOUR, SECTION 13-7-105 OF THE TENNESSEE CODE ANNOTATED, TO REZONE PROPERTY AT 7500 LAKELAND DRIVE, LOCATED IN THE THIRD LEGISLATIVE DISTRICT, REFERENCED BY TAX MAP 18, PARCEL 55.00, FROM A-2, RURAL RESIDENTIAL DISTRICT, TO R-1, SUBURBAN RESIDENTIAL DISTRICT

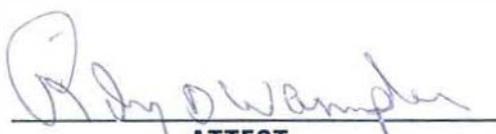
WHEREAS, the Loudon County Commission in accordance with Chapter Four, Section 13-7-105 of the Tennessee Code Annotated, may from time to time, amend the number, shape, boundary, area or any regulation of or within any district or districts, or any other provision of any zoning resolution, and

WHEREAS, the Regional Planning Commissions have forwarded recommendations regarding the amendment to the Zoning Map of Loudon County, Tennessee, and the necessary public hearing called for and held,

NOW THEREFORE, BE IT RESOLVED by the Loudon County Commission that the Zoning Map of Loudon County, Tennessee be amended as follows:

1. That property at 7500 Lakeland Drive, located in the Third Legislative District, referenced by Tax Map 18, Parcel 55.00, be rezoned from A-2, Rural Residential District, to R-1, Suburban Residential District, as represented on the attached map; said map being part of this Resolution.

BE IT FINALLY RESOLVED, that this Resolution shall take effect immediately, the public welfare requiring it.



ATTEST

LOUDON COUNTY EXECUTIVE

DATE: JULY 1, 1996

The vote on the question of approval of this Resolution by the Planning Commissions is as follows:

APPROVED: 5

APPROVED: 9

DISAPPROVED: 0

DISAPPROVED: 0

ATTEST: SECRETARY, LENOIR CITY REGIONAL
PLANNING COMMISSION
DATE: 6/4/96

ATTEST: SECRETARY, LOUDON COUNTY
PLANNING COMMISSION
DATE: 6/13/96

96-546-RZ-CO

Exhibit - P

173-P

112-D

