

PUBLIC HEARING
COUNTY COMMISSION MEETING
AUGUST 5, 1996

Public Hearing

1. Rezoning proposed asphalt plant
2. Rezoning proposed Highway 321-Tax Map 30

COUNTY COMMISSION MEETING

1. **Call To Order, Roll Call**
2. **Changes or corrections in proposed agenda**
3. **Minutes of Special Called Meeting of June 24, 1996 approved**
4. **Minutes of July 1, 1996 approved**
5. **Audience invited to speak**
6. **Rezoning items moved up on agenda**
7. **Rezoning Items**
 - A. **Proposed Amendment to Zoning Resolution-District 3-Asphalt Plant**
 - B. **Proposed Amendment to Zoning Resolution-District 3**
8. **Approval of resolution changing County Commission meeting date to September 9, 1996.**
9. **Old County Garage playground discussion-deferred to next meeting.**
10. **Report on acquisition of title Old National Guard Armory.**
11. **Resolution opposing TVA's Shoreline Management Environmental Statement, dated June, 1996, approved.**
12. **Appointment(s) to BZA approved**
13. **Appointment to TRDA approved.**
14. **Inmate Reimbursement to County Act of 1995 approved.**
15. **Report from BZA Study Committee**
16. **Tax rate for County (1996-97) set.**
17. **Individual items on 1996-97 Budget approved**
18. **Industrial Recruiter-no report**
19. **Building Commissioner's report.**
20. **Motion to recess fails**
21. **Attorney Sproul's report.**
22. **H. Luttrell-Approval granted-additional \$3,565.--Shaw Ferry Road**
23. **Bonds approved**
24. **Notaries approved**
25. **Adjournment**

**AUGUST 5, 1996
PUBLIC HEARING**

1.
Rezoning
proposed
asphalt
plant-
District 3

I. Amendment to the Zoning Resolution of Loudon County, Tennessee, Article 5, Zoning Districts, Section 5.041, A-1, Agriculture-Forestry District, C., Uses permitted as Special Exceptions, Subsection 3., Surface and subsurface mining or quarrying of natural mineral resources; and Section 5.042, A-2, Rural Residential District, C., Uses Permitted as Special Exceptions, Subsection 6., Subsurface extraction of natural mineral resources. The amendment provides for the addition of the statement following each subsection: (Concrete and asphalt plants/facilities are not considered an accessory use to these uses.)

The following persons spoke concerning the proposed re-zoning action: Mr. Pat Phillips, Director of Planning and Community Development was asked to explain the proposed zoning amendment, and he explained that if adopted the amendment would not allow an asphalt plant to be built within the proposed areas.

Mr. Gary Arrence, nearby resident, of the proposed asphalt plant, spoke for a delegation of persons not favoring passage of the resolution. He cited several reasons and concerns that the community has should this plant be allowed.

Mr. Horace King, spoke in favor of the proposed asphalt plant and urged Commission not to support resolution.

Ms. Kristen Preston, her husband Leonard, and infant, a nearby resident of Greenback Crushed Stone, came forward and cited several reasons for their request that the rezoning be denied.

Mr. David Castille and his wife Laura spoke in opposition of the proposed asphalt plant being located in their neighborhood, their concerns were for water and air pollution.

Ms. Susan Casemire spoke in opposition to the asphalt plant for health and water concerns.

Mr. Tim McKnight spoke in opposition of the proposed plant and also of other countries statistics on asphalt.

Dr. King spoke of chemical compounds and health hazards associated with the proposed asphalt plant. He urged approval of resolution.

Ms. Sharon Cook spoke of health concerns associated with emissions from proposed asphalt plant.

Mr. Doug Berry, Industrial Recruiter, spoke of certain aspects in location of asphalt plants and Industrial parks.

Mr. Jim Franklin, spoke in opposition of asphalt plant being located near his home.

Attorney Jerry Cunningham spoke of industry and needs of the community, he gave brief history on long operation of quarry, also spoke of asphalt need for the community.

Mr. Jim Beeler manufacturer of furnace that would be used in operation of plant and invited questions. He assured citizens that EPA regulates asphalt plant operations.

Mr. Bill Davis, resident spoke of problems with "holding pond" at the quarry operations and proposed asphalt plant.

2.
(2)
Rezoning
request
Hwy. 321
District 3

2. Rezoning request for property on Hwy. 321, located in the third Legislative District, referenced by Tax Map 30, parcel 15, from R-1, Suburban Residential District, to C-2, General Commercial District. No one wished to speak on this proposed re-zoning.

COUNTY COMMISSION MEETING

AUGUST 5, 1996

(1)
Call to order,
roll Call

Be it remembered that the Loudon County Legislative Body met in regular session on August 5, 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 Sheriff Tim Guider opened Court, led the Pledge of Allegiance, and Mr. Hank McGhee gave the Invocation. On Roll Call all Commissioners were present.

Bivens
Randolph
Bledsoe

Masingo
Maples
Ledbetter

Duff
Park
Twiggs

(2)
Approval
of agenda

Chairman Bledsoe asked if there were any changes to the proposed agenda, and Commissioner Ledbetter made the motion to adopt the agenda, with Commissioner Park seconding the motion. Voice vote indicated motion carried.

(3)
Minutes of
June 24, 1996
approved

Chairman Bledsoe then asked for a motion to approve the minutes of the special called meeting of June 24, 1996. Commissioner Randolph made the motion that these be approved, with Commissioner Masingo seconding the motion. Voice vote indicated motion carried.

(4)
Minutes of
July 1, 1996
approved

Chairman Bledsoe then asked for a motion to approve the minutes of the meeting of July 1, 1996. Commissioner Park made the motion that these be approved, with Commissioner Randolph seconding the motion. Voice vote indicated motion carried.

(5)
Audience
invited to
speak

Chairman Bledsoe then asked if any citizens had anything to discuss on any item on the agenda, and these persons came forward:

Mr. Paul Parker, spoke to the Commission concerning a lawsuit involving the County which concerned his business dwelling. It is located on Highway 321. He spoke of problems involving his not obtaining a building permit prior to an addition to his building.

Mr. Rene Sonafeld, spoke of his concerns over air pollution and the report in the News Sentinel of June 24, 1996 concerning an industry located in the County as one of the top 10 polluters in the state.

Ms. Aileen Longmire, citizen, was concerned about certain phone charges, incurred by County Offices. She also cited other items that she thought to be wasteful for the taxpayers.

Mr. Paul Baird, citizen, spoke of increase communication budgets in some departments.

(6)
Rezoning
moved up
on agenda

Commissioner Park then made the motion that the Rezoning--item one be moved up on the agenda, with Commissioner Twiggs seconding the motion. Voice vote indicated motion carried.

(7 A.)
Amend.
Rezoning-
District 3
(Asphalt
Plant)

1. Amendment to the Zoning Resolution of Loudon County, Tennessee Article 5, Zoning Districts, Section 5.041, A-1, Agriculture-Forestry District, C., Uses permitted as Special Exceptions, Subsection 3., Surface and subsurface mining or quarrying of natural mineral resources; and Section 5.042, A-2, Rural Residential District, C., Uses Permitted as Special Exceptions, Subsection 6., Subsurface extraction of natural mineral resources. The amendment provides for the addition of the statement following each subsection: (Concrete and asphalt plants/facilities are not considered an accessory use to these uses.)

Commissioner Masingo addressed Commission and mentioned three options:

1. Vote to accept resolution--he explained if the resolution was accepted, it would limit the area in which any asphalt or concrete facility could be built.
2. Vote not to adopt resolution--if the vote was not to accept the resolution than construction could occur in these areas and each area could be evaluated individually.
3. Take no action--If no action was taken then the decision of location would revert to the BZA (essentially same action as #2).

His motion was that the resolution not be adopted. Commissioner Park seconded his motion. Results of roll call vote:

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

3--yes, 6--no. Motion failed.

Commissioner Randolph made the motion the resolution be approved, and Commissioner Bivens seconded the motion. Roll call vote:

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

6--yes, 3--no. Motion carried. Hereby included as resolution # 8596 Exhibit # A.

(7 B.)
Rezoning
request
Highway 321
Dist. 3

2. Rezoning request for property on Hwy. 321, located in the third Legislative District, referenced by Tax Map 30, parcel 15, from R-1, Suburban Residential District, to C-2, General Commercial District. Commissioner Masingo made the motion this be approved, with Commissioner Twiggs seconding the motion. Voice vote indicated motion carried (except for Commissioner Park, who abstained.) Resolution hereby included as # 8596, Exhibit # B.

(8)
App. To
change
Co. Comm.
to Sept. 9

County Executive Gerooge Miller then presented the first item on his part of the agenda. It was the approval of the resolution changing the next date of County Commission to September 9th (being the 2nd falls on Labor Day). Commissioner Maples made the motion this resolution be accepted, with Commissioner Bivens seconding the motion. Voice vote indicated motion carried. Hereby included as resolution # 8596 Exhibit# C.

(9)
Disc. Defer.
Playground
Old Co. Gar.

Mr. Miller reported that he had talked with Bill Dunnill, Lenoir City Manager, and Mr. Dunnill indicated that the playground situation (area adjacent to old County garage) would be discussed at the next City Council and he would get back to Mr. Miller.

(10)
Report
Old National
Guard Arm.

Mr. Miller reported that he has provided the requested invoices to the National Guard on the title to the old armory. The possibility of purchasing Lenoir City's share in the old armory will be discussed by Lenoir City, and Mr. Dunnill will get back to Mr. Miller on their decision.

(11)
Res. App
TVA
Shoreline
Manage.

Mr. Miller asked that the Commission consider "Resolution Opposing the TVA Shoreline Management Environmental Impact Statement dated June, 1996." Commissioner Duff made the motion that this resolution be approved with Commissioner Randolph seconding the motion. Voice vote indicated motion carried. Hereby included as Resolution # 8596 Exhibit # D.

(12)
Appts.
To
BZA

Mr. Miller presented the resolution concerning the appointments to the Board of Zoning Appeals. Commissioner Duff made the motion that these be approved, with Commissioner Ledbetter seconding the motion. Voice vote indicated motion carried. Hereby included as resolution # 8596 Exhibit # E.

(13)
Appt.
To TRDA

He also that the resolution concerning the appointment to the TRDA Board of Directors. Commissioner Duff made the motion that this be approved with Commissioner Park seconding the motion. Voice vote indicated all in favor. Resolution hereby included as # 8596 Exhibit # F.

(14)
Inmate
Rein. Act.
App.

The addendum presented to the Commission involved the "Inmate Reimbursement to the County Act of 1995." The options included:
Option 1--County will not adopt resolution to utilize provisions of the Inmate Reimbursement to the County Act and will follow the guidelines developed by the Comptroller and be included in the statewide contract for collection of expenses from inmates.
Option 2--County will adopt resolution electing to utilize provisions of the Inmate Reimbursement to the County Act.
Commissioner Maples made the motion that option one be approved, and Commission Randolph seconded the motion. Voice vote indicated motion carried.

(15)
report
BZA
Study Com.

Commissioner Ledbetter reported on the conclusions of the BZA Study Committee. The recommendations were that (1) the BZA try to adhere as closely as possible to the rules and regulations already in place and: (2) A committee be appointed to look at new Zoning Laws, as to how they may be updated. The discussion as to the appointment is to be deferred to the next County Commission Workshop.

(16)
N. Richesin
Tax Rate
1996-97
Adopt.

Ms. Nancy Richesin, Director of Accounts and Budgets, presented the following Budget items:

1. Proposed Tax Resolution--setting 1996-97 County tax rate: The resolution provided for the area within the boundaries of Lenoir City to be set at \$2.41. Philadelphia, Greenback, Loudon City, and rural Loudon to be assessed at \$2.53. Commissioner Masingo made the motion that these rates be approved with Commissioner Randolph seconding the motion. Roll call vote as follows:

Bivens	yes	Masingo	yes	Duff	yes
Randolph	yes	Maples	yes	Park	yes
Bledsoe	yes	Ledbetter	yes	Twiggs	yes

Passed unanimously. Hereby included as resolution # 2576 Exhibit # 2.

(17)
Individual
Items
1996-97
County
Budget
approved

Ms. Richesin then presented the proposed County budget for the 1996-97. Commissioner Twiggs made the motion that the General Fund Budget be approved as presented to the Commission, with this proposed amendment that Ms. Betty Atkins be given a \$5,000. per year raise. Commissioner Park seconded the motion. Commissioner Randolph asked that an amendment be added-- that this go before the Budget Committee first, but he received no second.

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

6--no, 3--yes, Motion failed.

Commissioner Maples made the motion that the 1996-97 County General Budget of \$6,142,921. be approved as recommended by the Budget Committee. Commissioner Ledbetter seconded the motion.

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

1--no, 8--yes, Motion passed

Commissioner Ledbetter made the motion that the 1996-97 General Purpose School Fund of \$18,562,071., be approved as recommended by the Budget Committee. Commissioner Maples seconded the motion.

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

1--no, 8--yes, Motion passed

Before they voted Commissioners Duff and Masingo, both County School Employees read statements as follows "Because I am an employee of the Loudon County Board of Education I possibly have a conflict of Interest in the proposal about to be voted; however I declare my argument and vote answer only to my conscience and my obligation to my constituents and to the citizens this body represents."

Commissioner Masingo made the motion that the 1996-97 Highway Department Budget of \$1,707,497., be approved as recommended by the Budget Committee. Commissioner Randolph seconded the motion.

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

1--no, 8--yes, Motion passed

Commissioner Duff made the motion that the 1996-97 General Debt Fund Budget of \$2,078,322., be approved as recommended by the Budget Committee. Commissioner Masingo seconded the motion.

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

9--yes, Motion passed unanimously.

(22)
H. Luttrell-
\$3,565. App
Shaw Ferry
Road

Howard Luttrell gave the report that the Shaw Ferry Road Intersection bids had come in and they were- \$43,565.00 and the grant was for only \$40,000. Mr. Miller asked permission be granted to allow \$3, 565. additional funds to be approved, with Commissioner Duff seconding the motion. The funds will be taken from the General Fund Balance. Results of a roll call:

Bivens	abstain	Masingo	yes	Duff	yes
Randolph	yes	Maples	yes	Park	yes
Bledsoe	yes	Ledbetter	yes	Twiggs	yes

8--yes, 1--abstain. Motion passed.

(23)
Bond
Approvals

Commissioner Masingo made the motion the following bonds be approved, with Commissioner Maples seconding the motion:
Jodell Bryan Hutton Faye R. Clinton
Voice vote indicated approval.

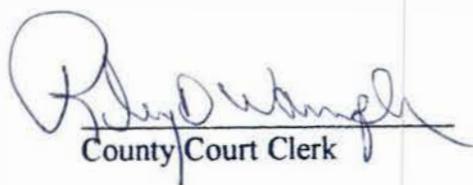
(24)
Notaries
Approved

Commissioner Masingo made the motion the following Notaries be approved, with Commissioner Randolph seconding the motion:
Tami Eller Faye R. Clinton Barbara Elliott Jo Brewster
Voice vote indicated approval granted.

(25)
Adjourn

Commissioner Maples made the motion that the meeting be adjourned at 10:50 P.M., Motion was seconded by Commissioner Ledbetter.

Chairman


County Court Clerk

County Executive



LOUDON COUNTY
OFFICE OF
**PLANNING &
COMMUNITY
DEVELOPMENT**

274 Blair Bend Drive
Loudon, Tennessee 37774
423-458 3880
Fax: 423-458-3792

MEMORANDUM

TO: Riley Wampler
Pat Clark

FROM: Pat Phillios *Pat Phillios*

DATE: July 19, 1996

RE: August 5, 1995 County Commission Meeting

Please add the following items to the agenda for the August 5, 1996 meeting:

Public Hearings 7:00 P.M.

- Amendment to the Zoning Resolution of Loudon County, Tennessee, Article 5, Zoning Districts, Section 5.041, A-1, Agriculture-Forestry District, C., Uses Permitted as Special Exceptions, Subsection 3., Surface and subsurface mining or quarrying of natural mineral resources; and Section 5.042, A-2, Rural Residential District, C., Uses Permitted as Special Exceptions, Subsection 6., Subsurface extraction of natural mineral resources. The amendment provides for the addition of this statement following each subsection: (Concrete and asphalt plants/facilities are not considered an accessory use to these uses.)
- Rezoning request for property on Hwy. 321, located in the Third Legislative District, referenced by Tax Map 30, Parcel 15, from R-1, Suburban Residential District, to C-2, General Commercial District.

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County Commission Agenda Items
August 5, 1996
Page 2

Office of Planning & Community Development

- Amendment to the Zoning Resolution of Loudon County, Tennessee, Article 5, Zoning Districts, Section 5.041, A-1, Agriculture-Forestry District, C., Uses Permitted as Special Exceptions, Subsection 3., Surface and subsurface mining or quarrying of natural mineral resources; and Section 5.042, A-2, Rural Residential District, C., Uses Permitted as Special Exceptions, Subsection 6., Subsurface extraction of natural mineral resources. The amendment provides for the addition of this statement following each subsection: (Concrete and asphalt plants/facilities are not considered an accessory use to these uses.)
- Rezoning request for property on Hwy. 321, located in the Third Legislative District, referenced by Tax Map 30, Parcel 15, from R-1, Suburban Residential District, to C-2, General Commercial District.

RESOLUTION 9w-8596

A RESOLUTION PURSUANT TO TENNESSEE CODE ANNOTATED 13-7-105 AMENDING THE ZONING RESOLUTION OF LOUDON COUNTY, TENNESSEE, ARTICLE 5, ZONING DISTRICTS, SECTION 5.041, A-1, AGRICULTURE-FORESTRY DISTRICT, C., USES PERMITTED AS SPECIAL EXCEPTIONS, SUBSECTION 3., SURFACE AND SUBSURFACE MINING OR QUARRYING OF NATURAL MINERAL RESOURCES; AND SECTION 5.042, A-2, RURAL RESIDENTIAL DISTRICT, C., USES PERMITTED AS SPECIAL EXCEPTIONS, SUBSECTION 6., SUBSURFACE EXTRACTION OF NATURAL MINERAL RESOURCES

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 any provision of any zoning resolution; and

WHEREAS, the Loudon County Regional Planning Commission has forwarded its recommendation regarding the amendment of the Zoning Resolution of Loudon County, Tennessee, and the necessary public hearing called for and held; and

WHEREAS, the A-1, Agriculture-Forestry District is intended to preserve lands best suited for intense agricultural uses; and

WHEREAS, the A-2, Rural Residential District is intended to remain primarily a rural district that provides for low-density residential development;

WHEREAS, quarrying for extraction of natural mineral resources is a permitted use as a special exception, subject to reasonable restrictions/conditions the Board may impose; and

WHEREAS, in the past, asphalt/concrete plants have been interpreted as an accessory use of a quarry operation which uses are not in harmony with the intent of the district;

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

Section 1: Article 5, Zoning Districts, Section 5.041, A-1, Agriculture-Forestry District, C., Uses Permitted as Special Exceptions, Subsection 3., Surface and Subsurfacing mining or quarrying of natural mineral resources. *(Concrete and asphalt plants/facilities are not considered an accessory use to these uses.)*

Section 2: Article 5, Zoning Districts, Section 5.042, A-2, Rural Residential District, C., Uses Permitted as Special Exceptions, Subsection 6., Subsurface extraction of natural mineral resources. *(Concrete and asphalt plants/facilities are not considered an accessory use to these uses.)*

(The amendment is shown in italics.)

Exhibit = A

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

Riley D. Whipple

ATTEST

LOUDON COUNTY EXECUTIVE

DATE: AUGUST 5, 1996

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

APPROVED: 10

DISAPPROVED: 0

Billy De Lott

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

RESOLUTION=8596

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 HWY 321, LOCATED IN THE THIRD LEGISLATIVE DISTRICT, REFERENCED BY TAX MAP 30, PARCEL 15, FROM R-1, SUBURBAN RESIDENTIAL DISTRICT, TO C-2, GENERAL COMMERCIAL 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 Hwy. 321, located in the Third Legislative District, referenced by Tax Map 30, Parcel 15, be rezoned from R-1, Suburban Residential District, to C-2, General Commercial 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: AUGUST 5, 1996

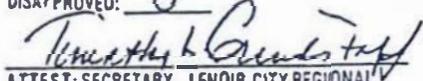
The vote on the question of approval of this Resolution by the Planning Commissions is as follows:

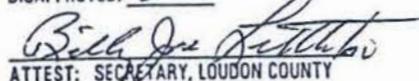
APPROVED: 5

APPROVED: 7

DISAPPROVED: 0

DISAPPROVED: 0


ATTEST: SECRETARY, LENOIR CITY REGIONAL
PLANNING COMMISSION
DATE: 7/2/96


ATTEST: SECRETARY, LOUDON COUNTY
PLANNING COMMISSION
DATE: 7/11/96

96-6-58-RZ.CO

Exhibit = B

MAP 30

V. A.

7
202.01 AC

FORT LO

21-1
1.25 AC
21-8
21-7
21-2
21-3

15
12.5 AC
13.21 AC

21-0
17.31 AC

12-0
6.3 AC

14
2.4 AC

2429

509
7.5 AC

2 AC
2.56 AC

9
0.5 AC

21-3

17
0.75 AC

20

50.1
75 AC

SO. HOLSTON
MISSIONARY CH.

21.06
5.55 AC

45 (6.3 AC)

21.5
3.8 AC

44
0.35 AC

43
2 AC
1.46 AC

48
3 AC
2.56 AC

47
2.25 AC

40
0.35 AC

41
0.35 AC

42
1.0 AC

39
39.01

Jun 26 09:36

Fax : 615-458-9952

ASSESSOR - DOYLE RPP

LOUDON COUNTY, TENNESSEE

LOUDON COUNTY COMMISSION

RESOLUTION # 8596

**RESOLUTION CHANGING DATE OF
COUNTY COMMISSION MEETING**

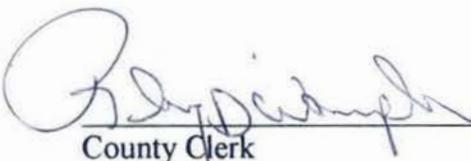
WHEREAS, the normal meeting of Monday, September 2, 1996, is on the Labor Day holiday; and

WHEREAS, due to the long Labor Day weekend, many may have plans to be out of town, making September 2nd a most inconvenient date to meet;

NOW, THEREFORE, BE IT RESOLVED by the Loudon County Commission, in regular session assembled on the 5th day of August, 1996, that the regular meeting date of September 2, 1996, be changed to Monday, September 9th, 1996, at 7:00 p.m.

County Chairman

ATTEST:



County Clerk

APPROVED:

County Executive

Exhibit = C

LOUDON COUNTY COMMISSION

RESOLUTION # 8596

RESOLUTION OPPOSING THE TVA SHORELINE MANAGEMENT ENVIRONMENTAL IMPACT STATEMENT DATED JUNE, 1996

WHEREAS, it has come to the attention of the Loudon County Commission that the Tennessee Valley Authority is presently having public hearings in regard to their shoreline management and its performance in the TVA system.

WHEREAS, the Loudon County Legislative Body recognizes, after review of the TVA Shoreline Management Initiative, that it is detrimental to the public welfare of Loudon County, Tennessee.

WHEREAS, the Loudon County Legislative Body feels that this course of action would cause a potential loss of property tax dollars to Loudon County by devaluation of the lake front property because of the 100 foot buffer zone, and by the limitation of the uses of the shoreline available for residential dwellings in the future as well as the limitation of the amount of structures that be built on the shoreline in Loudon County, Tennessee.

NOW, THEREFORE, be it resolved by the Board of Commissioners of Loudon County, Tennessee, on this the 5th day of August, 1996, that we go on record opposing the TVA Shoreline Management Environmental Impact Statement, specifically the zoning of the C-1 System of Management for the shoreline, and request that the Tennessee Valley Authority leave the status of the management of the same in the B-1 category.

BE IT FURTHER RESOLVED that the Government of Loudon County, Tennessee, requests that this be spread on the Minutes of the said County Commission and that the Clerk be authorized to forward a certified copy of same to the appropriate elected officials in Washington, D.C. as direct opposition of the same.

APPROVED this 5th day of August, 1996.

LOUDON COUNTY, TENNESSEE

BY: *Roy Bledsoe*
Roy Bledsoe
Chairman

ATTEST:

Riley D. Wampler
Riley D. Wampler
County Court Clerk

George Miller
George Miller
County Executive

Exhibit = 2

LOUDON COUNTY COMMISSION

RESOLUTION NO. 8596

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:

LOUDON COUNTY BOARD OF ZONING APPEALS

<u>Appointee</u>	<u>Term Expiration</u>
<u>Glenn Luttrell</u>	<u>6-30-98</u>

NOW THEREFORE, BE IT RESOLVED that the County Commission in regular session assembled this 5th day of August, 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>Charles Harrison</u>	<u>6-30-97</u>
<u>James Wiggins</u>	<u>6-30-98</u>
<u>Bill Wolfe (LCRPA)</u>	<u>Co-term</u>
<u>Henry Mitchell (LRPA)</u>	<u>Co-term</u>

5-11-96

LOUDON COUNTY COMMISSION

RESOLUTION NO. 8596

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

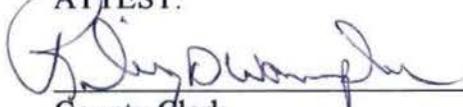
Whereas, the County Executive appoints the following as a member of:

TRDA BOARD OF DIRECTORS (LOUDON COUNTY)

<u>Appointee</u>	<u>Term Expiration</u>
<u>Jimmy Matlock</u>	<u>8-31-2002</u>

NOW THEREFORE, BE IT RESOLVED that the County Commission in regular session assembled this 5th day of August, 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>Gene Lambert</u>	<u>8-31-2000</u>
<u>George Miller</u>	<u>8-31-1998</u>

Exhibit - A



Resolution No. 8596

RESOLUTION FIXING THE TAX LEVY IN LOUDON COUNTY TENNESSEE
FOR THE FISCAL YEAR BEGINNING JULY 1, 1996

SECTION 1: BE IT RESOLVED, that the LOUDON COUNTY BOARD OF COMMISSIONERS OF LOUDON COUNTY, TENNESSEE assembled in regular session on the 5th day of August 1996, that the combined property tax rate for Loudon County, Tennessee for the fiscal year beginning July 1, 1996, shall be \$2.41 on each \$100 of taxable property within the boundaries of the City of Lenoir City and \$2.53 on each of the \$100 of taxable property in Loudon City, Philadelphia, Greenback and Rural Loudon County which levy is to provide revenue for each of the following funds and otherwise conform to the following:

<u>FUND</u>	<u>AREA WITHIN THE BOUDRIES OF LENOIR CITY</u>	<u>PHILADELPHIA GREENBACK LOUDON CITY AND RURAL LOUDON</u>
COUNTY GENERAL FUND	0.84	0.84
GENERAL PURPOSE SCHOOL	1.25	1.25
BONO DEBT FUND	0.28	0.28
HIGHWAY FUND	0.04	0.04
RURAL SCHOOL BOND FUND	<u>0.00</u>	<u>0.12</u>
TOTAL	\$ 2.41	\$2.53

SECTION 2: BE IT FURTHER RESOLVED, that this resolution take effect from and after its passage, the public welfare requiring it. This resolution shall be spread upon the minutes of the Loudon County Commission.

Passed this 5th day of August 1996.

GEORGE M. MILLER
COUNTY EXECUTIVE



RILEY D. WAMPLER
COUNTY COURT CLERK

Encl. - 2.

**A RESOLUTION MAKING APPROPRIATION FOR THE VARIOUS FUNDS,
DEPARTMENTS, INSTITUTIONS, OFFICES, AND AGENCIES OF
LOUDON COUNTY, TENNESSEE, FOR THE
YEAR BEGINNING JULY 1, 1996, AND ENDING JUNE 30, 1997
RESOLUTION # 8896**

SECTION 1. BE IT RESOLVED by the Board of County Commissioners of Loudon County, Tennessee assembled in session on the 5th day of August, 1996, that the amounts hereafter set out are hereby appropriated for the purpose of meeting the expenses of the various funds, departments, institutions, offices and agencies of Loudon County, Tennessee, for the capital outlay, and for meeting the payment of principal and interest on the County's debt maturing during the year beginning July 1, 1996, and ending June 30, 1997, according to the following schedules:

GENERAL FUND

County General Fund	\$6,142,921.
General Purpose School	\$18,562,071.
School Federal Program	*
Highway Fund	\$1,707,497.
General Debt Fund	\$2,078,322.
Rural School Fund	\$310,000.
Law Library	\$6,120.
Lenoir City Schools	\$2,103,400.

*School Federal Project Grants shall be accepted as submitted and approved by the State of Tennessee Commissioner of Education.

SECTION 2. BE IT FURTHER RESOLVED, that there are also hereby appropriated certain portions of the commissions and fees for collecting taxes and licenses and for administering other funds which the Trustee, County Clerk, Circuit Court Clerk, Clerk and Master, Register, and the Sheriff and their officially authorized deputies and assistants may severally be entitled to receive under State Laws heretofore or hereafter enacted expenditures out of commissions, and/or fees collected by the Trustee, County Clerk, Circuit Court Clerk, Clerk and Master, Register, and the Sheriff, may be made for such proposes and in such amount as may be authorized by existing law or by valid order of any court having power to make such appropriations. Any excess commissions and/or fees collected over and above the expenditures duly and conclusively authorized shall be paid over to the Trustee and converted into the General Fund as provided by law.

BE IT FURTHER RESOLVED that if any fee officials, as enumerated in Section 8-22-101, T.C.A., operated under provisions of Section 8-22-104, T.C.A., provisions of the preceding paragraph shall not apply to those particular officials.

SECTION 3. BE IT FURTHER RESOLVED, that any amendment to the budget shall be approved as provided in Section 5-9 407, T.C.A.

Exhibit - H

Res. 8596

One Copy of each amendment shall be filed with the County Clerk, one copy with the Chairman of the Budget Committee, and one copy with each divisional or departmental head concerned authorizing transfer from one fund to another, but shall apply solely to transfers from one fund to another.

SECTION 4. BE IT FURTHER RESOLVED, that any appropriations made by this resolution which cover the same purpose for which specific appropriation is made by statute, is made in lieu of but not in addition to said statutory appropriation. The salary, wages, or remuneration of each officer, employee, or agent of the County shall not be in excess of the amount authorized by existing law or as set forth in the estimate of expenditures which accompanies this resolution. Provided, however, that appropriations for such salaries, wages, or other remuneration hereby authorized shall in no case be construed as permitting expenditures for an office, agency, institution, division or department of the County. In excess of the appropriation made herein for such office, agency, institution, division or department of the County. Such appropriation shall constitute the limit to the expenditures of any office, agency, institution, division or department for the year ending June 30, 1997. The aggregate expenditures for any item of appropriation shall in no instance be more than the amount herein appropriated for such item.

SECTION 5. BE IT FURTHER RESOLVED, that any resolution which may hereafter be presented to the Board Of County Commissioners providing for appropriations in addition to those made by the Budget Appropriation resolution shall specifically provide sufficient revenue or other funds, actually to be provided during the year in which the expenditure is to be made, to meet such additional appropriation. Said appropriating resolution shall be submitted to and approved by the State Director of Local Finance after its adoption as provided by Section 9-21-403, T.C.A.

SECTION 6. BE IT FURTHER RESOLVED, that the County Executive and the County Clerk are hereby authorized to borrow money on revenue anticipation notes, provided such notes are first approved by the director of Local Finance, to pay for the expenses herein authorized until the taxes and other revenue for the year 1996-97 have been collected. The proceeds of loans for each individual fund shall not exceed 60% of the appropriation of each individual fund and shall be used only to pay expenses and other requirements of the fund for which the loan is made. The loan shall be paid out of revenue from the fund for which the money is borrowed. The notes evidencing the loans authorized under this section shall be issued under the applicable section of Title 9, Chapter 21, Tennessee Code Annotated. Said notes shall be signed by the County Executive and countersigned by the County Clerk and shall mature and be paid in full without renewal not later than June 30, 1997.

SECTION 7. BE IT FURTHER RESOLVED, that the delinquent county property taxes for the year 1995 and prior years and the interest and penalty thereon collected during the year ending June 30, 1997 shall be apportioned to the various county funds according to the subdivision of the tax levy for the year 1995. The Clerk and Master and the Trustee are hereby authorized and directed to make such apportionment accordingly.

SECTION 8. BE IT FURTHER RESOLVED, That all unencumbered balances of appropriations remaining at the end of the year shall lapse, and be of no further effect at the end of the year at June 30, 1997.

SECTION 9. BE IT FURTHER RESOLVED, that any resolution or part of a resolution which has heretofore been passed by the Board of County Commissioners which is in conflict with any provision in this resolution be and the same is hereby repealed.

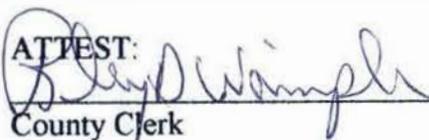
Edward A

SECTION 10. BE IT FURTHER RESOLVED, that the 3 cent (three cent) gasoline tax be pledged for repayment of outstanding bonds and notes issued for capital and road improvement by the County Highway Department.

SECTION 11. BE IT FURTHER RESOLVED, that this resolution shall take effect from and after its passage and its provisions shall be in force from and after July 1, 1996. This resolution shall be spread upon the minutes of the Board of County Commissioner.

PASSED THIS 5TH DAY OF AUGUST, 1996

County Chairman

ATTEST:


County Clerk

APPROVED:

County Executive