

PUBLIC HEARING ON ZONING AMENDMENTS

BE IT REMEMBERED that the Quarterly County Court of Loudon County on May 8, 1972, at 8:30 A. M. pursuant to Public Notice duly published in the two newspapers of Loudon County, held a Public Hearing on certain questions and petitions concerning changes in the County Zoning Resolution and the County Zoning Map, there being present the following:

Henry C. Foster
James M. Hartsook
J. J. Blair

Curtis A. Williams
I. D. Conner
Reece Paul Hamilton

Tardy:

J. G. Hudson

Jack Lefler

Absent:

Roy Bledsoe

Several citizens were present to discuss and voice comments on the following proposed rezonings:

(1) The proposed rezoning of a portion of the Jim Lauderdale property in the Fifth Civil District of Loudon County, Tennessee, near the Sugar Limb Interchan on I-75 from Agricultural to Industrial.

(2) The rezoning of 170 acres of land at the intersection of New I-75 and New 72.

(3) The rezoning of approximately of an area on the East side of New State Highway 95, in the Shaw Ferry -- Simpson Road -- Town Creek Road area, from Industrial to Suburban Residential.

(4) Proposed change of the Zoning Resolution reducing minimum lot size for buildings in the A-1 Zone and A-2 Zone from 5 acres and 2 acres to 1 acre.

The Hearing was closed at 9:00 A. M. after all citizens present who wanted to speak had spoken.

Approved:

Edward Alexander Harvey L. Spraul
County Court Clerk County Judge

MAY 8, 1972, REGULAR

QUARTERLY COURT MINUTES

BE IT REMEMBERED that the Quarterly Court of Loudon County met on May 8, 1972, at 9:00 A. M. with the Honorable Harvey L. Sproul, County Judge of said County presiding, and with Mrs. Addie Ruth Clark present representing the County Court Clerk. Whereupon Sheriff Russell led the Pledge of Allegiance and opened Court.

Squires present were:

J. J. Blair	James M. Hartsook
Roy Bledsoe	Curtis A. Williams
I. D. Conner	Jack Lefler
Henry Foster	J. G. Hudson
R. P. Hamilton	

Upon motion by Squire Hartsook, seconded by Squire Conner, and unanimously approved, the order of the Agenda was changed for the purpose of taking up matters concerning changes in the Zoning Resolution for the convenience of several citizens present who needed to go on to their work. Upon motion by Squire Blair, seconded by Squire Hartsook, Loudon County Resolution No. 12-72, marked as Exhibit A to these minutes, was adopted by a unanimous vote, the caption of said Resolution being as follows:

A RESOLUTION PURSUANT TO THE AUTHORITY GRANTED BY SECTION 13-405, TENNESSEE CODE ANNOTATED, TO REZONE AREAS AROUND THE BORDERS OF THE INTERSECTION OF INTERSTATE HIGHWAY 75 AND STATE HIGHWAY 72 IN LOUDON COUNTY, TENNESSEE, FROM A-1 AGRICULTURE-FORESTRY TO C-2 GENERAL COMMERCIAL.

It was moved by Squire Conner, seconded by Squire Williams, that Resolution No. 13-72, attached to these minutes as Exhibit B, be adopted by the Court, which motion was adopted unanimously, the caption being as follows:

A RESOLUTION, PURSUANT TO THE AUTHORITY GRANTED BY SECTION 13-405, TENNESSEE CODE ANNOTATED, TO REZONE AN AREA NORTH OF HOTCHKISS VALLEY ROAD FROM A-1 AGRICULTURE-FORESTRY DISTRICT TO M-1 GENERAL INDUSTRIAL DISTRICT.

The minutes of the regular meeting of April 3, 1972, were read, and upon motion by Squire Conner, seconded by Squire Williams, were unanimously approved as corrected.

It was moved by Squire Conner, seconded by Squire Williams, that Resolution No. 13 A-72, attached to these minutes as Exhibit J, be adopted by the Court, which motion was adopted unanimously, the Resolution being pertaining to rezoning an area along the East side of State Highway 95 from General Industrial District to Suburban Residential.

ZONING AMENDMENT

I-75 at State 72
Intersection to
C-2

ZONING AMENDMENT
PART OF LAUDERDALE
PROPERTY NEAR SUGAR
GLIMB INTERCHANGE TO
INDUSTRIAL (M-1)

REG. MINUTES
APPROVED

ZONING AMENDMENT--
E SIDE STATE 95
M-1 TO R-2

SPECIAL MINUTES
APPROVED

The minutes of the Special meeting of April 26, 1972, were read, and upon motion by Squire Conner, seconded by Squire Hamilton, were unanimously approved as read.

MATLOCK BEND DUST

During the open discussion session of the meeting, citizens were present requesting assistance in the Matlock Bend area of Loudon County wherein traffic was becoming very heavy over a County road because of activity concerning the construction of the I-75 Bridge creating a severe dust problem. It was understood that the State and the Contractor had been contacted, but that they stated that this was a County Highway matter, but the County Highway Commissioner felt that he did not have sufficient funds to do this. It was moved by Squire Blair, seconded by Squire Foster, that the County Judge be requested to write the State of Tennessee requesting assistance on keeping the dust controlled because of damage being done to property and the living environment for the residents of the area, which motion passed unanimously.

INSURANCE -
CANCELLATION OF
"PREMISES" COVERAGE
AND SPECIAL "POLICE"
COVERAGE

Judge Sproul advised the Court that a problem had arisen concerning the County's insurance coverage, and that because of the extreme increase in premium from last year to this year, that there was a question as to whether or not the County would want to maintain all the coverage it was now carrying under the new bid that became effective on April 1, 1972, and which had been awarded to the R. M. Gray Agency. After considerable discussion, it was moved by Squire Blair, seconded by Squire Williams, that the County cancel its premises liability policy which also includes indemnity coverage for damages caused by actions of policemen under Tennessee Code Annotated 6-639, which motion passed unanimously.

AUTO CLASS ACTION
LAWSUIT

It was moved by Squire Lefler, seconded by Squire Hartsook, and unanimously approved, in reference to the Class Action Lawsuit which had been instituted against several of the automobile manufacturers by the State of Connecticut, that Loudon County's position be that Loudon County is interested in the lawsuit inasmuch as it has purchased six (6) police cruisers at approximately \$1300 (each) more than what Loudon County originally had been led to believe they would cost, but that Loudon County would leave its rights to be protected by the State Attorney General.

ADOPTION OF
PRIVATE ACT NO. _____

(AUTH. ADOPTION OF
BUILDING CODES)

It was moved by Squire Conner, seconded by Squire Hartsook, and unanimously adopted, that Resolution No. 14-72, attached to these minutes as Exhibit C, ratifying the Private Act passed by the Tennessee Legislature (a copy of the Private Act itself being attached to these minutes as Exhibit D, be adopted by the Quarterly Court, the caption of the Resolution being as follows:

A RESOLUTION RATIFYING AND APPROVING
CHAPTER NO. 230 OF THE PRIVATE ACTS OF
THE 1972 TENNESSEE LEGISLATURE (87th
GENERAL ASSEMBLY) AUTHORIZING LOUDON
COUNTY TO ADOPT CONSTRUCTION CODES.

BUILDING INSPECTOR
TRAVEL EXPENSE

Squire Blair asked if it would be possible to give some consideration to the Building Inspector from the standpoint of transportation expense. Squire Blair explained that it was apparent that the County Building Inspector was spending a considerable amount of time and traveling expense that was bound to be coming out of his own pocket, that this wasn't fair to him, and asked whether or not some help could be given to him by the furnishing of a vehicle or the increasing of his travel expense. The matter was referred to the Budget Committee for consideration in the upcoming Budget of the coming year.

MAIN COURT ROOM
"NO SMOKING"
RULE ESTABLISHED

Squire Hamilton stated that he had recently been sick himself and knew what the problem was for those persons who were not able to be in a room where there was smoking, and that he knew that Squire Hartsook and possibly other Squires were in the same situation, not to speak of many of the people who are in the Courtroom as jurors, witnesses, and spectators, and that the new rug and furnishings were being damaged to some extent by carelessness with cigarettes, and that he was therefore moving that the Quarterly Court adopt a ruling that there be no smoking at any time within the main Courtroom, and that the two Circuit Judges, the Chancellor, and the General Sessions Judge be requested to co-operate concerning this policy. The motion was seconded by Squire Blair, and unanimously adopted with all Squires voting aye.

AUTH. APPLIC.
FOR CRIM. JUSTICE
CENTER

Judge Sproul explained that the Consulting Engineers were continuing to prepare Loudon County's application for a Criminal Justice Center, with the idea being expanded from the original thought of merely building a jail, so as to include several functions that should be under the same roof, and for which could be the basis for close co-operation and co-ordination between the two City Police Departments, and the County Sheriff's office, in several phases including communications, records, a juvenile program, State Highway Patrol, Civil Defense, General Sessions Court, and possible other functions that would fit into this concept. He stated that it was his idea that the County should apply for as much money as possible inasmuch as at this time parts of the project could be funded with 50% Federal funds and part of it with 75% Federal funds, but that there were some limitations as to the amount of funds available, and that he would therefore request authority of the Quarterly Court to proceed with an application for as complete a facility as possible, with it then being within the prerogative of the Quarterly Court to decide to cut down the facility to adjust the cost and size of the facility later if necessity demanded. It was moved by Squire Lefler, seconded by Squire Blair, that the County Judge be authorized to proceed with the application for the Criminal Justice Center on the basis as stated, which motion passed unanimously with all Squires voting aye.

MAY 8, 1972 (REGULAR)

CRIMINAL JUSTICE
CENTER

Squire Lefler reported that the Solid Waste Disposal Committee composed of County Court members as well as members from Lenoir City and Loudon, had continued to meet concerning the problem, and recently had concentrated mostly on working out a satisfactory contract with a private Contractor, David Witherspoon, Inc., which Company already has a certified sanitary landfill in operation in Monroe County just across the Loudon County line. It appearing that the two cities were in desperate need of making a decision in the near future, and that this would have to be done in order for the 75¢ per capita State grant to come to Loudon County, the County Committee seemed to be leaning toward feeling the need to co-operate with the Cities, it being the idea that the County expenditure at this point would be minimal. It was moved by Squire Blair, seconded by Squire Hudson, that the Committee and the County Judge be authorized to proceed to make application for the State funds, and to execute the necessary contracts, so long as it did not involve any County expenditure. The motion passed unanimously on a roll call vote with all Squires voting aye.

TELLICO PROJECT-
TVA CONTRACT FOR
REPLACEMENT OF
FLOODED ROADS
APPROVED

Judge Sproul explained that the contract which had been previously approved by the Quarterly Court with TVA for the relocation of roads and other related matters in reference to the Tellico Project had not been approved by the Highway Commissioners, and that some additional negotiation had occurred resulting in some changes in the contract which were favorable to the County, and that he felt that the contract again should be approved in its final revised form. It was moved by Squire Hudson, seconded by Squire Blair, that Resolution No. 15-72, Exhibit E, adopting the proposed contract with Tennessee Valley Authority for the replacement and relocation of County roads as a part of the Tellico Dam Project, a copy of said contract being attached to these minutes as collective Exhibit F, be approved, which motion passed unanimously on a roll-call vote with all Squires voting aye.

SPEED LIMITS-
MARTELSTOP
SIGNSMIDWAY AT SHAW FERRY

It was moved by Squire Conner, seconded by Squire Williams, and unanimously approved, that the Loudon County Highway Commissioners be requested to put a 40-mile-per-hour speed limit sign on the Martel Road which would apply from the city limits of Lenoir City to the Knox County line; and also that the intersection of Midway Road with Shaw Ferry Road in the 2nd District be made a 4-way stop intersection.

HOTEL & MOTEL
OCCUPANCY TAX
LEVIED AS OF
10/1/72

It was moved by Squire Hartsook, seconded by Squire Williams, that Resolution No. 16-72, attached to these minutes as Exhibit G, levying a 5% Occupancy Privilege Tax on Hotel and Motel Rooms, be levied in Loudon County, the effective date of tax to be October 1, 1972, the caption of said Resolution being as follows:

RESOLUTION LEVYING A 5% TAX ON THE PRIVILEGE
OF OCCUPANCY OF HOTEL AND MOTEL ROOMS BY
TRANSIENTS.

The vote was as follows:

VOTING AYE:

Blair
Bledsoe
Conner
Hartsook
Williams
Hamilton

VOTING NO:

Lefler
Foster
Hudson

The Chair declared the motion passed.

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MAY 8, 1972 (REGULAR)

ZONING AMENDMENT
IN A-1 AND A-2
CHANGED TO 1 ACRE

Judge Sproul explained that the recommendation of the Loudon County Planning Commission concerning the minimum lot requirement for A-1 Zone and A-2 Zone from 5 acres and 2 acres respectively to 1 acre was that the requirements not be changed but that if it was to be changed that it be changed to no less than 2 acres and 1 acre, respectively. After discussion, it was moved by Squire Hamilton, seconded by Squire Foster, that Resolution No. 17-7 attached to these minutes as Exhibit H, be adopted, which motion passed unanimously on a roll-call vote with all Squires voting aye, the caption of said Resolution being as follows:

LOUDON COUNTY QUARTERLY COURT RESOLUTION
 AMENDING ARTICLE 3, SECTION 3.041, PARAGRAPH
 F, SUB-PARAGRAPH 4, AND SECTION 3.042, PARAGRAPH
 F, SUB-PARAGRAPH 4, TO READ AS FOLLOWS:

A-1 AGRICULTURAL-FORESTRY DISTRICT: MINIMUM LOT
 SIZE SHALL BE NO LESS THAN 1 ACRE IN THE AREA.

A-2 RURAL-RESIDENTIAL DISTRICT: MINIMUM LOT
 SIZE SHALL BE NO LESS THAN 1 ACRE IN AREA. IN
 BOTH A-1 AND A-2 PERCOLATION TEST SHALL BE
 REQUIRED IN ANY CASE WHERE PROPERTY TO BE SUB-
 DIVIDED IS LESS THAN 5 ACRES IN AREA.

BUDGET
AMENDMENTS
APPROVED

It was moved by Squire Blair, seconded by Squire Hudson, that the Budget Amendments and Transfers itemized on Exhibit I to these minutes, be adopted, which motion passed unanimously on a roll-call vote with all Squires voting aye.

RETIREMENT
ACTUARIAL STUDY
FOR REGULAR
COUNTY EMPLOYEES

Mrs. Custead, Director of Accounts, stated that everything was completed now and ready to turn over to the State for a study as to the cost to Loudon County for a retirement program for all County employees not already covered, but that the State required the County to pay the cost of the actuarial study, and that this cost would not be more than \$250.00. It was moved by Squire Blair, seconded by Squire Lefler, that an amount up to \$250.00 be appropriated for this purpose, which motion passed unanimously on a roll-call vote with all Squires voting aye.

TASS
LAWSUIT FILED
AGAINST FT.
LOUDOUN UTILITY
DISTRICT

Judge Sproul reported that the Loudon County Board of Public Utilities and the Monroe County Board of Public Utilities, acting as the Tellico Area Services System, had filed suit against the Fort Loudoun Utility District to have a declaratory judgment as to whether or not Fort Loudoun Utility District had a right to serve the area at all, and whether or not it had an exclusive right, but that it was still hoped that the matter could be settled without the prolonged expense and lapsed time for the suit so that the possibility of getting water could be enhanced and achieved as soon as possible.

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MAY 8, 1972 (REGULAR)

NOTARY PUBLICS

It was moved by Squire Foster, seconded by Squire Williams, that the following persons be elected Notary Publics for Loudon County:

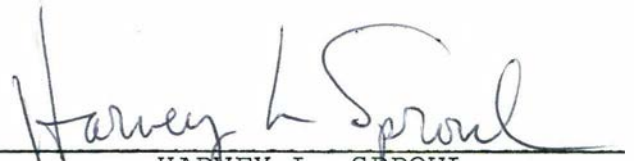
Robert L. Limburg
Evelyn Wynn
Wanda Bailey
Esther Goodwin

Which motion passed unanimously, with all Squire present voting aye.

ADJOURNED

It was moved by Squire Blair, seconded by Squire Hudson, that the meeting be adjourned at 3:00 P. M. which motion passed unanimously.

APPROVED:


HARVEY L. SPROUL
COUNTY JUDGE

May 8, 1972

A RESOLUTION PURSUANT TO THE AUTHORITY GRANTED BY SECTION 13-405, TENNESSEE CODE ANNOTATED, TO REZONE AREAS AROUND THE BORDERS OF THE INTERSECTION OF INTERSTATE HIGHWAY 75 AND STATE HIGHWAY 72 IN LOUDON COUNTY, TENNESSEE, FROM A-1 AGRICULTURE-FORESTRY TO C-2 GENERAL COMMERCIAL.

WHEREAS, the Quarterly Court of Loudon County, Tennessee, has adopted The Zoning Resolution of Loudon County, Tennessee, in accordance with Sections 13-401 through 13-404 of the Tennessee Code Annotated, and

WHEREAS, Section 13-405 of the Tennessee Code Annotated, provides that the county court may from time-to-time amend the number, shape, boundary, area, or any regulation of or within district or districts or any other provision of any zoning ordinance, and

WHEREAS, the Loudon County Regional Planning Commission has submitted its recommendation regarding parcels numbered 19-0, 19-1, 19, 18, 5-3, and 26, located around the intersection of Interstate Highway 75 and State Highway 72, from the A-1 Agriculture-Forestry District to the C-2 General Commercial District to the county court, in accordance with Section 13-405 of the Tennessee Code Annotated,

BE IT RESOLVED BY THE QUARTERLY COURT OF LOUDON COUNTY, TENNESSEE, that the area lying on the north side of the property line separating the properties of J. B. Whaley, parcel number 19, and Mattie Murray, parcel number 24-3, and running east to the right-of-way of Interstate Highway 75, and running north along the Interstate Highway right-of-way to the right-of-way of State Highway 72, and thence east along the State Highway 72 right-of-way to the west property line of

Exhibit A

parcel number 19, and thence south to point of origin, be rezoned to the C-2 General Commercial District; and the parcel lying just north of the right-of-way of State Highway 72, on the West side of the Interstate Highway 75 right-of-way, beginning at the intersection of the southwest property line of parcel number 19-0, belonging to J. B. Whaley, and the State Highway right-of-way, running east to the intersection of the right-of-way of Interstate Highway 75, and including all of parcel number 19-1, owned by Thad S. Cox and others, and proceeding north along the Interstate Highway 75 r-o-w, and running north along the property line separating parcel number 19-0, belonging to J. B. Whaley, and parcel number 5-2, belonging to Edward Headlee, to the intersection with old State Highway 72, and running southwest to point-of-origin, be rezoned to C-2 General Commercial; and the land lying east of the Interstate Highway 75 right-of-way, beginning at the point of intersection of the Interstate 75 right-of-way and the southwest corner of parcel number 18, owned by A. J. Horton, running east along the State Highway 72 right-of-way to the intersection of the west property line of parcel 16, owned by C. T. Queener, and thence north to the intersection of the south property line of parcel 17, owned by D. D. Murr, and thence west to the Interstate 75 right-of-way, and thence south to point-of-origin, be rezoned to the C-2 General Commercial District; and the land lying within parcel number 5-3, owned by Edward Headlee, lying on the southeast side of the intersection of Interstate Highway 75 and State Highway 72 and all of the land in parcel number 18 owned by A. J. Horton on the south side of the right-of-way of Interstate Highway 75 and State Highway 72 and part of the land in parcel 26, owned by George Roberson, beginning at a point at the intersection of Interstate 75 right-of-way and parcel number 5-3, running southwest for about

500 feet, and thence southeast to the intersection with parcel number 27, and thence north to the right-of-way of State Highway 72, and thence west to point-of-origin, all be rezoned to the C-2, General Commercial District.

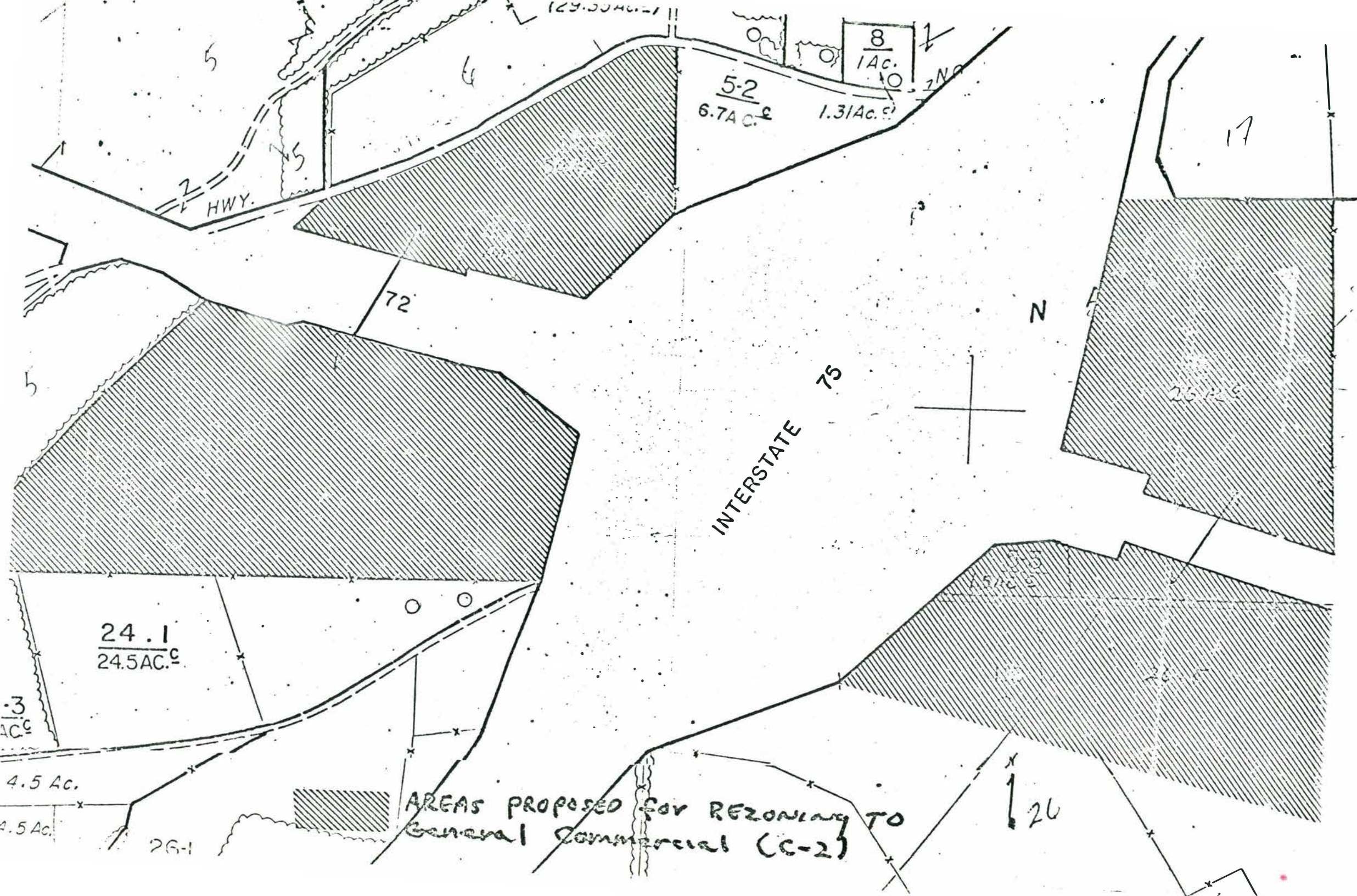
BE IT FURTHER RESOLVED, that the Zoning Map of Loudon County be amended immediately to reflect the above rezoning.

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

Date May 8, 1972

Attested by Edward Alexander
Loudon County Court Clerk

Harvey L Sprad
Loudon County Judge



LOUDON COUNTY RESOLUTION

13-12

A RESOLUTION, PURSUANT TO THE AUTHORITY GRANTED BY SECTION 13-405, TENNESSEE CODE ANNOTATED, TO REZONE AN AREA NORTH OF HOTCHKISS VALLEY ROAD FROM A-1 AGRICULTURE-FORESTRY DISTRICT TO M-1 GENERAL INDUSTRIAL DISTRICT.

WHEREAS, the Quarterly Court of Loudon County, Tennessee, has adopted The Zoning Resolution of Loudon County, Tennessee, in accordance with Sections 13-401 through 13-404 of the Tennessee Code Annotated, and

WHEREAS, Section 13-405 of the Tennessee Code Annotated provides that the county court may from time-to-time amend the number, shape, boundary, area, or any regulation of or within a district or districts or any other provision of any zoning ordinance, and

WHEREAS, the Loudon County Regional Planning Commission has submitted its recommendation regarding the rezoning of the approximately 34 acre site on the north side of Hotchkiss Valley Road from A-1 Agriculture-Forestry District to M-1 General Industrial District in accordance with Section 13-405 of the Tennessee Code Annotated,

BE IT RESOLVED BY THE QUARTERLY COURT OF LOUDON COUNTY, TENNESSEE, that the area beginning at a point located 1,000 feet north of Hotchkiss Valley Road on the property line separating the James W. Lauderdale property and the Effie Wilburn property, and proceeding north along said line 1,290 feet, and running thence 1,170 feet west, away from the aforementioned property line, and running thence 1,170 feet south

Exhibit "B"

back toward, but not to Hotchkiss Valley Road, and thence 1,150 feet east to point of origin, to be rezoned from A-1 Agriculture-Forestry District to M-1 General Industrial District classification.

BE IT FURTHER RESOLVED, that the Zoning Map of Loudon County be amended immediately to reflect the above rezoning.

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

Date May 8, 1972

Attested by Edward Alexander
Loudon County Court Clerk

Harvey L. Sprad
Loudon County Judge

LOUDON COUNTY QUARTERLY COURT

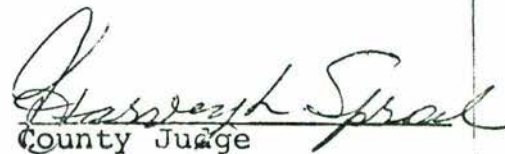
RESOLUTION NO. 14-72

A RESOLUTION RATIFYING AND APPROVING
CHAPTER NO. 230 OF THE PRIVATE ACTS OF
THE 1972 TENNESSEE LEGISLATURE (87th
GENERAL ASSEMBLY) AUTHORIZING LOUDON
COUNTY TO ADOPT CONSTRUCTION CODES

WHEREAS, House Bill No. 1525 (by Honorable M. F. Stafford) and Senate Bill No. 1382 (by Honorable Houston Goddard) as of February 16, 1972, has been enacted into law as Private Chapter No. 230 of the Private Acts of the 87th General Assembly (1972), and signed into law by Governor Winfield Dunn on February 28, 1972, subject to approval by a two-thirds vote of the Quarterly Court of Loudon County, Tennessee.

NOW, THEREFORE, BE IT RESOLVED by the Loudon County Quarterly Court in Regular Session assembled on this 8TH day of MAY 1972, that Chapter No. 230 of the Private Acts of the 87th General Assembly (1972) is hereby ratified and approved, and does hereby take effect on this date, the caption of said Act being as follows:

AN ACT to authorize Loudon County to incorporate by reference the provisions of housing, building, electrical, plumbing, and gas codes prepared by technical trade associations and model code organizations, to provide for the amendment of such codes, to provide for the administration and enforcement of such codes, and penalties for the violation thereof.


County Judge

TEST:


County Court Clerk

Voting For: 9

Voting Against: 0

Number of Magistrates: Nine (9)

May 8, 1972

Exhibit "C"

By Stafford

Substituted for: Senate Bill No. 1382

By Goddard

AN ACT to authorize Loudon County to incorporate by reference the provisions of housing, building, electrical, plumbing, and gas codes prepared by technical trade associations and model code organizations, to provide for the amendment of such codes, to provide for the administration and enforcement of such codes, and penalties for the violation thereof.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. The Governing Body of Loudon County is authorized to adopt, by reference, the provisions of any code or portions of any code as herein defined, to amend the provisions of said codes as it deems necessary, to provide for their administration and enforcement, to establish penalties for the violation of such codes and to define the area within the county where such codes will be applicable.

SECTION 2. As used in this Act, the following terms shall have the meanings hereafter indicated.

- (a) The Quarterly Court of Loudon County or any other body in which the general legislative powers of the county may hereafter be vested.
- (b) Any published compilation of published rules or regulations which have been prepared by technical trade associations, model code organizations, or agencies of the State or Federal Governments which regulate building construction, housing quality, electrical wiring, and plumbing and gas installation.
- (c) Any document which is printed, lithographed, multigraphed, or otherwise reproduced.

SECTION 3. The governing body may adopt or repeal a resolution which incorporates by reference the provisions of any code or portions of any code, or any amendment thereof, properly identified as to date and source, without setting forth the provisions of such code in full. At least three copies of such code, portion, or

Exhibit "B" "D"

amendment which is incorporated by reference shall be filed in the office of the County Court Clerk and there kept for public use, inspection, and examination. The filing requirements herein prescribed shall not be deemed to be complied with unless the required copies of such code, portion, or amendment are filed with the Clerk for a period of thirty (30) days before the adoption of the resolution which incorporates such code, portion, or amendment by reference. No resolution incorporating a code, portion, or amendment by reference shall be effective until published in a newspaper having a general circulation in the county. Codes, regulations, or amendments to any of the foregoing adopted by the governing body, acting under the authority of this Act shall not take precedence over existing or hereafter enacted state laws or regulations except wherein such codes, regulations, or amendments to any of the foregoing surpass the standards of said state laws or regulations, and county officers charged with enforcement under the authority of this Act are hereby authorized and empowered to enforce all such valid state laws and regulations which are more stringent than said county codes or regulations.

SECTION 4. Any amendment which may be made to any code or regulation incorporated by reference by the governing body hereunder, may be likewise adopted by reference provided that the required number of amended or corrected copies (3) are filed with the County Court Clerk of Loudon County for public inspection, use, and examination at least thirty (30) days prior to adoption.

Notice of the adoption of any resolution adopting amendments by reference shall be published in a newspaper of general circulation in the county. No such resolution shall become effective until such notice has been published.

SECTION 5. The governing body may also incorporate by reference the administrative provisions of any code, or may include in the adopting resolution any suggested administrative provisions found in a code. Should a code not contain administrative provisions, the administrative provisions of another code may be adopted by reference, or may be adopted and included in the adopting resolution. The powers and duties of enforcing the provisions of any code incorporated by reference may be conferred upon such officials within the existing framework of the county government as the governing body may determine, such as, but not limited to, officials and bodies administering zoning and planning regulations within the county.

SECTION 6. The county attorney or any official vested with the powers of enforcing the provisions of any code incorporated by reference may, in addition to any other remedies provided by law, institute injunction to prevent the violation of any provision of such code. Further, that any magistrate or judge who is authorized to issue warrants under general law is authorized to issue to the enforcing officer a warrant authorizing the inspection of specified buildings, structures, or premises when necessary to enforce any codes or regulations adopted hereunder.

SECTION 7. The authority of this Act shall not extend to the incorporation by reference of any penalty clause contained in a code. Any person, firm, or corporation or agent who shall violate a provision of any code incorporated by reference or fail to comply therewith or with any of the provisions hereof, or violate a detailed statement or plans submitted and approved thereunder, shall be guilty of a misdemeanor. Each such person, firm, or corporation or agent shall be deemed guilty of a separate offense for each and every day or portion thereof during which any violation of any of the provisions of a code is committed or continued, and upon conviction for any such violation shall be punished by a fine of not more than Fifty Dollars.

SECTION 8. The provisions of this Act shall apply only to the unincorporated area of Loudon County.

SECTION 9. If any section, sentence, clause or phrase of this Act is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portion of this Act.

SECTION 10. This Act shall have no effect unless the same shall have been approved by a two-thirds (2/3) vote of the governing body of Loudon County. Its approval or nonapproval shall be proclaimed by the county judge of Loudon County and certified by him to the Secretary of State.

15-72

RESOLUTION OF COUNTY COURT OF
LOUDON COUNTY, TENNESSEE

WHEREAS, the Tennessee Valley Authority (hereinafter called "TVA") is engaged in the construction of Tellico Dam and Reservoir, the construction, maintenance, and operation of which will flood, close, or otherwise adversely affect certain portions of public roads, highways, and bridges located within Loudon County, Tennessee (hereinafter called "County"); and

WHEREAS, representatives of TVA have negotiated with the County Judge and the Highway Commission concerning the relocation, replacement, or improvement of the said County roads and bridges which will be affected or damaged by said reservoir, and have submitted to this Court a proposed agreement between TVA and County, providing for, among other things, the relocation, protection, or adjustment of, or settlement for all roads, highways, and bridges in the County which will be affected by Tellico Dam and Reservoir, all as more fully set forth therein; and

WHEREAS, it being the opinion of this Court that it is to the best interest of County to enter into said agreement, and that the considerations flowing to County under said agreement are full, fair, and adequate, and that the compensation therein specified is just compensation for the property taken by TVA, and this Court being of the opinion that said agreement should be entered into by County;

NOW, THEREFORE, BE IT RESOLVED, that the County Court of Loudon County, in session duly assembled, hereby finds and declares it to be advisable and for the best interest of County that it enter into the agreement between TVA and Loudon County providing for the protection, relocation,

Exhibit "E"

or adjustment of or settlement for all roads, highways, and bridges wholly or partly within the County which will be closed or adversely affected by Tellico Dam and Reservoir, which agreement has been discussed and considered at this session of the Court, and this Court does hereby enter into such agreement; and

BE IT FURTHER RESOLVED, that the Honorable Harvey Spraul, Judge of the County Court of Loudon County, Tennessee, be, and he hereby is authorized and directed for and on behalf of this Court and for and on behalf of County to execute said agreement and deliver it to TVA; and

BE IT FURTHER RESOLVED, that a copy of said agreement shall be attached to and become a part of this resolution and that this resolution, with a copy of said agreement attached thereto, be spread upon the minutes of this Court.

* * * *

I, Edward Alexander, Clerk of the County Court of Loudon County, Tennessee, hereby certify that the above and foregoing is a true and correct copy of a resolution duly presented, moved, put, and carried by 9 yea votes and 0 nay votes at a meeting of the County Court of Loudon County, Tennessee, duly called and held at which a quorum was present upon the 8th day of May 1972.

Edward Alexander
Clerk

RESOLUTION LEVYING A 5% TAX ON THE PRIVILEGE OF
OCCUPANCY OF HOTEL AND MOTEL ROOMS BY TRANSIENTS

BE IT HEREBY RESOLVED by the Quarterly County Court
of Loudon County Tennessee in regular session assembled this the
8th day of May, 1972, that a 5% tax on the privilege of
any rooms, lodgings, or accommodations furnished to transients by
any hotel, inn, tourist court, tourist camp, tourist cabin, motel
or any place in which rooms, lodgings or accommodations are
furnished to transients for consideration in Loudon County is
hereby levied in accordance with the provisions of Private Chapter
No. 232, of the Private Acts of the 87th General Assembly (1972),
in accordance with the terms thereof.

BE IT RESOLVED that the levy of this tax shall
take effect on October 1, 1972. ~~June 1, 1972.~~ *HS*

BE IT FURTHER RESOLVED that the County Trustee is
hereby designated as the collecting officer and is charged with
the duty and responsibility of collecting the tax, and shall
receive a commission of 2 1/2% of the taxes so collected in
accordance with the aforesaid Private Act.

This the 8th day of May, 1972.

Harvey L Spraul
County Judge

Edward Alexander
County Court Clerk

Voting Aye: 6

Voting Nay: 3

Membership of Quarterly Court: Nine (9) Members

Chairman declared resolution adopted

Exhibit "G"

LOUDON COUNTY RESOLUTION

17-72

WHEREAS, the Loudon County Quarterly Court, in accordance with Chapter four, Section 13-405, 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 ordinance, and

WHEREAS, the Loudon County Regional Planning Commission has forwarded its recommendations regarding the amendment of The Zoning Resolution of Loudon County, Tennessee,

NOW THEREFORE, BE IT RESOLVED by the Loudon County Quarterly Court that The Zoning Resolution of Loudon County, Tennessee, article Three, Section 3.041, paragraph F, sub-paragraph four, and Section 3.042, paragraph F, sub-paragraph four, be amended to read as follows:

SECTION 3.041

F. DIMENSIONAL REGULATIONS:

4. Land Area:

No farm, ranch, or other parcel of land shall be reduced in area to provide separate lots or building sites of less than one (1) acre in area. However, where there is an existing lot of record of less than one (1) acre on August 1, 1971, this lot may be utilized for the construction of one single-family dwelling. In the event that the property proposed to be subdivided is less than five (5) acres in area, then percolation tests must be conducted on the property, in accordance with the requirements of the Tennessee Department of Public Health. The results of such percolation tests shall be transmitted to the Loudon County Sanitarian. If the percolation tests results conform to the required standards of the Tennessee Department of Public Health, the Loudon County Sanitarian shall submit a written statement certifying to the Loudon County Commissioner of Buildings, prior to the issuance of a building permit, that the required standards have been met. Upon receipt of such a certification from the Loudon County Sanitarian, the Loudon County Commissioner of Buildings shall issue a building permit to the applicant, providing all other provisions of the Loudon County Zoning Resolution are met. In the event that the results of the percolation tests do not meet the required standards of the Tennessee Department of Public Health, then the Loudon County Sanitarian shall submit to the Loudon County Commissioner of Buildings, prior to the issuance of a building permit, a written opinion, in lieu of a certification, which shall define what lot size or configuration, or both, shall be necessary to meet the required standards. In the event that an opinion

Exhibit H

is submitted in lieu of a certification by the Loudon County Sanitarian to the Loudon County Commissioner of Buildings, the Loudon County Commissioner of Buildings shall notify the applicant of the necessary lot size or configuration, or both, based upon the aforementioned Loudon County Sanitarian's written opinion. The Loudon County Commissioner of Buildings shall not issue a building permit until the necessary changes have been made and the Loudon County Sanitarian submits to the Loudon County Commissioner of buildings a certification that with these changes, the standards of the Tennessee Department of Public Health have been met.

SECTION 3.042

F. DIMENSIONAL REGULATIONS:

4. Land Area:

No farm, ranch, or other parcel of land shall be reduced in area to provide separate lots or building sites of less than one (1) acre in area. However, where there is an existing lot of record of less than one (1) acre on August 1, 1971, this lot may be utilized for the construction of one single-family dwelling. In the event that the property proposed to be subdivided is less than five (5) acres in area, then percolation tests must be conducted on the property, in accordance with the requirements of the Tennessee Department of Public Health. The results of such percolation tests shall be transmitted to the Loudon County Sanitarian. If the percolation tests results conform to the required standards of the Tennessee Department of Public Health, the Loudon County Sanitarian shall submit a written statement certifying to the Loudon County Commissioner of Buildings, prior to the issuance of a building permit, that the required standards have been met. Upon receipt of such a certification from the Loudon County Sanitarian, the Loudon County Commissioner of Buildings shall issue a building permit to the applicant, providing all other provisions of the Loudon County Zoning Resolution are met. In the event that the results of the percolation tests do not meet the required standards of the Tennessee Department of Public Health, then the Loudon County Sanitarian shall submit to the Loudon County Commissioner of Buildings, prior to the issuance of a building permit, a written opinion, in lieu of a certification, which shall define what lot size or configuration, or both, shall be necessary to meet the required standards. In the event that an opinion is submitted in lieu of a certification by the Loudon County Sanitarian to the Loudon County Commissioner of Buildings, the Loudon County Commissioner of Buildings shall notify the applicant of the necessary lot size or configuration, or both, based upon the aforementioned Loudon County Sanitarian's written opinion. The Loudon County Commissioner of Buildings shall not issue a building permit until the necessary changes have been made and the Loudon County Sanitarian submits to the Loudon County Commissioner of Buildings a certification that with these changes, the standards of the Tennessee Department of Public Health have been met.

BUDGET AMENDMENTS FOR AGENDA - MAY 8th

GENERAL FUND

Acct.		Dr.	Cr.
41	Estimated Revenue		
	(142.9) Fund for Law Enforcement	6,393.96	
	() Fund from Phil.&Greenback	4,462.64	

81	Appropriations		
	503 Law Enforcement Grants		10,856.60
	To set up Grant and Appropriation for Law Enforcement Grant for cars at Philadelphia and Greenback.		

Transfer \$165.00 from Account 405-02 (Jurors) to Account 1104-13 (Workmens Compensation)

Transfer \$243.00 from Account 405-02 (Jurors) to Account 1104-13 (Boilers - County Buildings)

Transfer \$3,000.00 from Account 405-02 (Jurors) to Account 1102-14 (Soc.Sec. Contribution).

Transfer \$700.00 from Account 405-02 (Jurors) to Account 701-15 (Xerox Supplies)

SCHOOL FUND

41	Estimated Revenue		
	(114) Misc.Title III	1,736.02	
81	Appropriations		1,736.02
	(2243.1) Title III materials	1,000.13	
	(3273.32) Title III Equipment	735.89	

To set up Title III Funds.

Transfer \$2,000.00 from Account 3272.4 (Renovation of Buildings) to Account 2740 (Repairs and Maintenance).

Transfer \$1,100.00 from Account 2710.2 (Repair of Buildings - Salaries) to Account 2710.4 (Salaries - Plant Supervisors).

Transfer \$2,398.00 from Account 2710.2 (Repair of Buildings - Salaries) to Account 2852.3 (Liability Insurance) \$196.00 - Acct. 2852.1 (Insurance on Buildings) \$2,024.00 - Acct. 2852.2 (Insurance on Contents) \$178.00.

Transfer \$2,325.00 from Acct. 2610.2 (Custodial Salaries) to Acct. 3499 (Tuition to other Schools - Daniel Arthur)

Transfer \$556.00 from Acct. 2610.2 (Custodial Salaries) to Acct. 2520.9 (Travel for Special Education).

Transfer \$12,975.21 from Acct. 97 (Unappropriated Surplus) to Acct. 2520.1 (Contracts with Bus drivers) - \$7,225.21 - Acct. 2620.11 (Water & Sewerage) - \$750.00 and Acct. 2620.12 (Lights and Power) \$5,000.00

EXHIBIT
I

LOUDON COUNTY RESOLUTION

#13A-72

A RESOLUTION PURSUANT TO THE AUTHORITY GRANTED BY SECTION 13-405, TENNESSEE CODE ANNOTATED TO REZONE AN AREA ALONG THE EAST SIDE OF STATE HIGHWAY 95 FROM GENERAL INDUSTRIAL DISTRICT TO SUBURBAN RESIDENTIAL DISTRICT.

WHEREAS, the Quarterly Court of Loudon County, Tennessee, has adopted The Zoning Resolution of Loudon County, Tennessee, in accordance with Sections 13-401 through 13-404 of the Tennessee Code Annotated, and

WHEREAS, Section 13-405 of the Tennessee Code Annotated, provides that the county court may from time-to-time amend the number, shape, boundary, area, or any regulation of or within district or districts or any other provision of any zoning ordinance, and,

WHEREAS, the Loudon County Regional Planning Commission has submitted its recommendation regarding the rezoning of the area along the east side of State Highway 95, from General Industrial to Suburban Residential in accordance with Section 13-405, or the Tennessee Code Annotated;

BE IT RESOLVED BY THE QUARTERLY COURT OF LOUDON COUNTY, TENNESSEE, that the area beginning at the point of intersection on the present C-2 General Commercial District line and the north property line of Frank Cheatham, parcel 108-1, and running southeast along the C-2 General Commercial District line to its intersection with the property line of the W. G. Coffey property, parcel 109, and thence along the line of parcel 109 to its intersection with parcels 84 and 79, owned by the Munsey Corporation, and thence along the property line separating parcels 84 and 79 to an intersecting point with parcel 83, owned by Ray W. Harvey, and thence northwest along the property line separating parcels 83 and 84 to a point intersecting with the right-of-way of Simpson Road, and thence along Simpson Road in

(Corrected in Minutes Book 16 page 225)

a northeast direction to an intersection with Shaw Ferry Road, and thence southeast along Shaw Ferry Road for a distance of about 100 feet, and thence northeast along the property line separating parcel 9-0, owned by Glenn Hewins, and parcel 12, owned by Charles Large, to its intersection with the property line of parcel 19, owned by John Denton, and thence north along the property line separating parcel 11, owned by John W. Cardwell, Jr., and parcel 12, to an intersection with the property line of parcel 96-0, owned by H.F. Myers, and thence west along the property line separating parcel 11 and parcel 96-0 to its intersection with the property line separating parcel 93, owned by Mary Ruth Goins, and parcel 11, and thence southwest along the property line separating parcels 11 and 93 to a point intersecting at the property line of parcel 9-1, owned by Edgar Webb, and thence southeast along the east boundary line of parcel 9-1, then southwest along the south boundary line of parcel 9-1, then northwest along the west boundary line of parcel 9-1 to its intersection with the J. Hamilton subdivision, and thence southwest along the property line separating parcel 9-0, and the J. Hamilton subdivision, proceeding across Shaw Ferry Road to a point of intersection with the C-2 General Commercial District, and thence south along the C-2 District line to point of origin, be rezoned from M-1 General Industrial District to R-1 Suburban Residential District.

BE IT FURTHER RESOLVED, that The Zoning Map of Loudon County, Tennessee be amended immediately to reflect the above rezoning.

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

DATE

May 8, 1972

ATTESTED BY

Edward Alexander
Loudon County Court Clerk

Harvey L. Spaul
Loudon County Judge