

A Public Hearing was held April 6, 1987, at 7:00 P.M. for the purpose of:

(1) Rezoning of property on White Wing Road, Map 7, parcel 44.0 from R-1, Suburban Residential to M-1, General Industrial.

(5th District) The people of White Wing Road were represented by Attorney Sanders.

(2) Amendment to the Zoning Resolution of Loudon County, Article 5, Zoning Districts, Sections 5.047 - Floodway District.

There being no further comment, the hearing closed.

Be it remembered that the Loudon County Legislative Body met in regular session on Monday, April 6, 1987, at 7:00 P.M. with the Chairman, J.J. Blair, presiding and Riley D. Wampler, County Clerk, was present, whereupon Sheriff Joe Sims Opened Court, led the Pledge of Allegiance to the Flag and presented Commissioner Maples who gave the Invocation. The following Commissioners were present:

Blair
Bledsoe
Milsaps
Masingo

Bryant
Price
Park
Maples

Petty

MINUTES
APPROVED AS
PRESENTED

It was moved by Commissioner Price and seconded by Commissioner Park that the March Minutes be approved as presented. The vote was unanimous.

RESOLUTION
HONORING
GREENBACK
GIRL'S
BASKETBALL
TEAM

It was moved by Commissioner Masingo and seconded by Commissioner Petty that a Resolution recognizing the accomplishments of the Girl's Basketball Team of Greenback High School, which was presented by the County Executive be approved and that a signed copy of the Resolution be sent to the Head Coach and Principal of Greenback High School and to the Superintendent of Loudon County Schools. The vote was unanimous. The team was also presented to County Court & they were given a standing ovation.

RESOLUTION
BOND
REFUNDING
APPROVED

The discussion of Bond Refunding was presented by Mr. Tony Ayer. It was moved by Commissioner Price and seconded by Commissioner Petty that a Resolution authorizing the issuance of not to exceed \$7,700,000 General Obligation Refunding Bond, Series 1987 of Loudon County, Tennessee authorizing the sale of said bonds, and the publication and distribution of an official statement in connection with such sale be approved. On roll call, the vote was unanimous and it is attached hereto as Resolution No. 11-87 Exhibit A.

RESOLUTION
BOND
REFUNDING
APPROVED

It was moved by Commissioner Petty and seconded by Commissioner Bledsoe that a Resolution authorizing the issuance of General Obligation Refunding Bonds, Series 1987, in the aggregate principal amount of not to exceed seven million, seven hundred thousand dollars (7,700,000) of Loudon County, Tennessee, making provisions for the issuance, sale and payment of said bonds; establishing the terms thereof and the disposition of proceeds therefrom; and providing for the levy of tax for the payment of principal of premium, if any, and interest on the Bonds be approved. On roll call, the vote was unanimous and it is attached hereto as Resolution No. 12-87 Exhibit B.

LAND PURCHASE
COMMITTEE
REPORT POST-
PONED

It was moved by Commissioner Maples and seconded by Commissioner Petty that the Land Purchase Committee report on the 0.2 acres be deferred until next meeting. The vote was unanimous.

INTOXIMETER
LINE
APPROVED FOR
JUSTICE
CENTER

It was moved by Commissioner Petty and seconded by Commissioner Price that the Intoximeter Line be installed at the Justice Center. The vote was unanimous.

COMMITTEE TO
INVENTORY
COUNTY'S
REAL PROPERTY
APPROVED

Upon motion by Commissioner Petty and seconded by Commissioner Park the appointment of Jim Price, Al Bryant and Roy Bledsoe as a Committee to inventory county's real property was approved with the vote being unanimous.

\$100.00
APPROVED FOR
EAST TENN.
TOURISM
COUNCIL

It was moved by Commissioner Park and seconded by Commissioner Maples that \$100.00 be donated to East Tenn. Tourism Council. Since all county's in Tennessee were being asked, they would be able to apply for a \$12,000 grant. The vote was unanimous.

ALL
RESOLUTIONS
MUST BE
TURNED OVER
TO COUNTY
CLERK THE
NIGHT OF
APPROVAL

It was moved by Commissioner Park and seconded by Commissioner Petty that all Resolutions that come before County Court for approval must be turned over to the County Clerk the same night they are approved. The vote was unanimous.

BUDGET
AMENDMENTS
APPROVED

It was moved by Commissioner Price and seconded by Commissioner Petty that the Budget Amendments presented by Nancy Richesin be approved. The vote was unanimous and they are attached hereto as Exhibit C.

PLANNING
COMMISSIONER
REPORT

The Planning Commission report was presented by Mr. Doug Lawrence and is attached hereto as Exhibit D.

REZONING OF
MAP 7
PARCEL 44.0
FAILED

It was moved by Commissioner Park and seconded by Commissioner Petty that the consideration of rezoning property on White Wing Road, Map 7, Parcel 44.0 from R-1 Suburban Residential to M-1 General Industrial (5th District) be given a 9 months variance, going along with the planning commission's decision. The vote was unanimous.

ARTICLE 5
ZONING
DISTRICT
SECTION
5.047.F1
FLOODWAY
DISTRICT
AMENDED

It was moved by Commissioner Petty and seconded by Commissioner Maples that the consideration of amending the Zoning Resolution Article 5, Zoning Districts, Section 5.047 -F-1 Floodway District be approved. The vote was unanimous and it is attached hereto as Resolution No. 13-87 Exhibit E.

BUILDING
INSPECTOR'S
REPORT

The Building Inspector's report was presented by Doug Lawrence.
No. Permits -----37 Value -----\$1,393,500
Fees-----\$2,258.00 Tax-----9,800

INDUSTRIAL
COMMITTEE
CHAIRMAN'S
REPORT

\$1,680.00
TO PAY
REPAIR OF
RADIO
CONSOLE AT
JUSTICE
CENTER
APPROVED

CIVIL
DEFENSE
DIRECTOR'S
REPORT

ONE OF
SHERIFF'S
OLD CARS NOT
APPROVED FOR
CIVIL
DEFENSE

SEWER
SYSTEM FOR
EATON-WOOD
SUB-
DIVISION
DISCUSSED

NOTARIES
APPROVED

TRANSMISSIONS
FINES TO SUB-
DIVISIONS BE
LEFT AS WAS
AND RESOLUTION
RESENDED

Industrial Committee Chairman, Bart Iddins, presented an updated Industrial Report to the Commission saying things were looking good at this time and they would probably have good news soon.

The Purchasing Department's report was presented by Mr. Phil Reed which considered the payment of \$1,680.00 for repair of Radio Console at the Justice Center, since their contract did not cover it. It was moved by Commissioner Park and seconded by Commissioner Petty to pay the \$1,680.00 but from here on it would be under contract or the contract be voided and a new contract to be rebid. The vote was unanimous.

Civil Defense Director, Lloyd Terry, presented a good report on his meeting in Nashville the 19th and 20th. The report was very informative.

It was moved by Commissioner Petty and seconded by Commissioner Bryant that the request for use of one of the Sheriff's old vehicles for Civil Defense not be approved. The vote was unanimous.

Commissioner Park spoke to the Commission concerning the Sewer system in Eaton-Wood Sub-division. After much discussion such as:

- (1) The County would purchase the bonds with no cost to the county and give the go ahead to run the sewer system to Eaton-Wood.
 - (2) The people in the area would pay the cost---The land owners would be responsible for paying on a monthly basis. It was moved by Commissioner Park and seconded by Commissioner Petty that this be done with the help of Commissioner Park, Petty, and Road Superintendent Palmer working with the people and reporting back to County Court.
- The vote was unanimous.

It was moved by Commissioner Price and seconded by Commissioner Petty that the following Notaries be approved:

Carol S. Nix, Cynthia Brown, Bonnie A. Marrow, Charlotte Lawson, Robert Lewis & Volena H. Maples .

The vote was unanimous.

It was moved by Commissioner Millsaps and seconded by Commissioner Park to resend action of Resolution No 61-86 Exhibit concerning Transmission Line regulations in County Sub-Division and leave it like it was.
The Vote was unanimous. (Page 374 Minute Book 22)

There being no further Business Court adjourned at 8:40 P.M.

RILEY D. WAMPLER
COUNTY CLERK


GEORGE M. MILLER
COUNTY EXECUTIVE

COUNTY COMMISSION OF LOUDON COUNTY

Resolution No. 11-87A

**RESOLUTION RECOGNIZING ACCOMPLISHMENT OF GIRLS BASKETBALL TEAM
OF
GREENBACK HIGH SCHOOL**

WHEREAS, competitive athletics is a valuable and merited aspect of the educational process; and

WHEREAS, during the season just completed, the Girls Basketball Team of Greenback High represented that School, the City of Greenback and the County of Loudon, in a gallant and honorable manner; and

WHEREAS, the "achievements" of the Lady Cherokees include, but are not limited to: Winner of regular season District competition with an undefeated record, Runner-up of District 3A Tournament, Winner of Region 2A Tournament, Winner of Sub-State game; and, for the fourth consecutive year they advanced to the TSSAA State Tournament, progresseing to the finals with a consecutive win streak of 33 wins, before winning the State Championship with 35 wins - 2 losses; and

WHEREAS, individual players were "recognized" for individual accomplishment by being selected to: All-District Team, All-County Team, All-East Tennessee Team, and All-Tournament Teams....further having Kim Berry named Class A - Miss Basketball, 1987; Leanna Sowders named All State Player; and, Angie Roberts and Michele Marsh named to the States All Tournament.

NOW, THEREFORE BE IT RESOLVED, by the Loudon County Commission in regular session assembled on this 6th day of April, 1987, that the Girls Basketball Team of Greenback High School, along with Head Coach, Kenny Dunlap (and Assistant Coach, Kim Bledsoe,) be recognized for the high level of positive success which they have achieved as worthy representatives of their school as well as the county; and

Greenback Girls Basketball Team

(Resolution of Recognition)

Page 2

April 6, 1987

BE IT FURTHER RESOLVED, that a signed copy of this Resolution be sent to the Head Coach and Principal of Greenback High School, and to the Superintendent of Loudon County Schools.

ADOPTED THIS THE 6TH DAY OF APRIL, 1987.


County Executive

Chairman of Commission

ATTEST:

County Clerk

11-87
KBSBN02034 04/03/87pf

The Board of County Commissioners of Loudon County, Tennessee, met in regular session at the County Courthouse, at 7:00, P.M., on April 6, 1987, with J.J. Blair, Chairman of the Board of County Commissioners, presiding.

The following Commissioners were present:

The following Commissioners were absent:

There were also present Riley D. Wampler, County Clerk, and George Miller, County Executive.

It was announced that public notice of the time, place and purpose of the meeting had been given and accordingly, the meeting was called to order by the Chairman and the following proceedings were had, to-wit:

The following resolution was introduced and read in full:

{ A RESOLUTION AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$7,700,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 1987, OF LOUDON COUNTY, TENNESSEE, AUTHORIZING THE SALE OF SAID BONDS, AND PUBLICATION AND DISTRIBUTION OF AN OFFICIAL STATEMENT IN CONNECTION WITH SUCH SALE.

WHEREAS, Loudon County, Tennessee (the "County"), has authorized and issued its School Refunding Bonds, Series 1985, dated December 1, 1985, in the original principal amount of \$7,425,000, and its General Obligation Road Bonds, Series 1985,

Eg. Leland A

12-87

A RESOLUTION AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION REFUNDING BONDS, SERIES 1987, IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED SEVEN MILLION SEVEN HUNDRED THOUSAND DOLLARS (\$7,700,000) OF LOUDON COUNTY, TENNESSEE; MAKING PROVISION FOR THE ISSUANCE, SALE AND PAYMENT OF SAID BONDS; ESTABLISHING THE TERMS THEREOF AND THE DISPOSITION OF PROCEEDS THEREFROM; AND PROVIDING FOR THE LEVY OF TAX FOR THE PAYMENT OF PRINCIPAL OF, PREMIUM, IF ANY, AND INTEREST ON THE BONDS.

WHEREAS, pursuant to the authority granted by Sections 5-11-101 to 5-11-126, inclusive, Tennessee Code Annotated, Loudon County, Tennessee (the "County") has authorized and issued its School Refunding Bonds, Series 1985, dated December 1, 1985, in the original principal amount of \$7,425,000, and its General Obligation Road Bonds, Series 1985, dated December 1, 1985, in the original principal amount of \$1,550,000, which are payable from taxes to be levied on all taxable property within the corporate limits of the County; and

WHEREAS, \$8,730,000 in principal amount of said outstanding bonds is currently outstanding; and

WHEREAS, a portion of said outstanding bonds can now be refinanced at a lower average net interest cost, thereby effecting a cost savings to the public; and

WHEREAS, the County is authorized by Section 9-21-901, Tennessee Code Annotated, to issue, by resolution, general obligation bonds to refund outstanding obligations of the County; and



STATE OF TENNESSEE
DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT
DIVISION OF COMMUNITY DEVELOPMENT
Local Planning Office

East Tennessee Region
Twelve Oaks Executive Park
5401 Kingston Pike
P.O. Box 51365
Knoxville, TN 37950

Phone
615-673-6866

M E M O R A N D U M

TO: County Executive George Miller and Loudon County Commission
FROM: Patrick Phillips
DATE: April 6, 1987
SUBJECT: General Report-Loudon County Regional Planning Commission

The Loudon County Regional Planning Commission met on March 12, 1987 to discuss and consider the following:

- Recommended that property on White Wing Road, Map 7, Parcel 44.0 not be rezoned from R-1, Suburban Residential to M-1, General Industrial
- Recommended that property on Hwy. 70, Map 11, Parcel 139.0 be rezoned from R-1, Suburban Residential to A-2, Rural Residential
- Heard building commissioner's report for February 1987
- Reviewed floodplain management regulations and recommended same to county commission as amendments to the zoning resolution

PP:sat

Exhibit D

RESOLUTION NO. 13-87

RESOLUTION AMENDING THE ZONING RESOLUTION OF LOUDON COUNTY, TENNESSEE, PURSUANT TO CHAPTER FOUR, SECTION 13-7-105 OF THE TENNESSEE CODE ANNOTATED, TO AMEND ARTICLE 5, ZONING DISTRICTS, SECTION 5.047 - F-1, FLOODWAY 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 distirct or districts, or any other provision of any zoning resolution, and

WHEREAS, the Loudon County Regional Planning Commission has forwarded its recommendations regarding the amendment of the Zoning Resolution 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 Resolution of Loudon County, Tennessee, be amended as follows:

Section 1. That Article 5, Zoning Districts, Section 5.047 - F-1, Floodway District be amended as provided for by the attached material, said attachment being a part of this resolution.

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

4-6-87
Date

George M. Miller
Loudon County Executive

ATTEST:

Riley D Wampler

Eg. 100-5

Amendment

5.047. F-1 Floodway District

A. District Description

The F-1, Floodway District is intended for use in areas within Loudon County which are subject to flooding. The objective of the district is to impose restrictions upon the use of land which lie within the floodways and floodway fringe areas of the several creeks and rivers which flow within the boundaries of Loudon County, Tennessee, thereby protecting persons, property and the community from the dangers arising from periodic flooding within these areas. Due to the numerous streams in Loudon County, only the major floodway districts are defined on the zoning map, however, the districts which are not shown on the map are defined in Article 2. The district is an overlay district which imposes special restrictions on the district it overlays. The following regulations shall apply in the F-1, Floodway District, as defined on the Zoning Map of Loudon County, Tennessee, and the definitions of small stream floodways in Article 2.

B. General Restrictions

Within the floodway district, which shall include the floodway and floodway fringe areas, the following restrictions shall apply:

1. Any new construction, improvements and/or major repairs to uses permitted within the district shall meet the following requirements:
 - a. All structures shall be designed (or modified) and anchored to prevent flotation, collapse or lateral movement.
 - b. Utility and mechanical equipment including water supply and sewage system shall be so designed as to be floodproofed, flood resistant or elevated to prevent water from entering into components and avoiding discharge of any substance into the watercourse. On-site waste disposal systems shall be located and constructed to avoid impairment to them or contamination during flooding.
 - c. All structures constructed shall feature methods and practices that will minimize flood damage.
 - d. A building permit shall be required prior to the start of construction for any development permitted. For all new and substantially improved structures, the building official shall obtain and maintain on file a certificate of elevation indicating the elevation of the lowest structural member of the lowest floor or the floodproofed elevation of any horizontal structural member of the lowest floor.
 - e. Prior to the issuance of a permit, the applicant shall obtain the necessary state and federal permits and shall show

evidence of same to the building official.

- f. In the absence of FIA flood data, the building official shall utilize the most accurate data available in order to determine the basis for elevating structures.
- g. A registered engineer or architect shall certify that all floodproofing measures for nonresidential structures comply with acceptable design and construction methods meeting the NFIP criteria.
- h. For structures with enclosures below the base flood elevation, said structures shall be designed to include sufficient openings in the walls in order to equalize hydrostatic flood forces.
- i. In the event any watercourse is altered or relocated a complete description shall be submitted indicating the extent of said action.
- j. A certificate of floor elevation or floodproofing shall be provided after the completion of the lowest floor.
- k. The building official shall review all development permits to assure that the permit requirements of the zoning ordinance have been satisfied. Said official shall notify adjacent communities and the Local Planning Office, Department of Economic and Community Development prior to any alteration or relocation of a watercourse, and shall submit evidence of such notification to the Federal Emergency Management Agency. The building official shall assure that maintenance is provided within the altered or relocated portion of said watercourse so that the flood-carrying capacity is not diminished.

C. Definition of Terms

The following terms found within the F-1, Floodway District regulation shall have the following definitions.

BASE FLOOD means the flood having a one percent chance of being equaled or exceeded in any give year.

BREAKAWAY WALL means a wall that is not part of the structural support of the building and is intended through its design and construction to collapse under specific lateral loading forces without causing damage to the elevated portion of the building or the supporting foundation system.

ELEVATED BUILDING means any man-made change to improved or unimproved real estate, including, but not limited to, buildings or other structures, mining, dredging, filling, grading, paving excavating, drilling operations, or permanent storage of materials.

MANUFACTURED HOME means a structure, transportable in one or more sections, which is built on a permanent chassis and designed to be used with or without a permanent foundation when connected to the required utilities. The term also includes park trailers, travel trailers, and similar transportable structures placed on a site for 180 consecutive days or longer and intended to be improved property.

START OF CONSTRUCTION (for other than new construction or substantial improvements under the Coastal Barrier Resources Act (P.L. 97-348)), includes substantial improvement, and means the date the building permit was issued, provided the actual start of construction, repair, reconstruction, or improvement was within 180 days of the permit date. The actual start means the first placement of permanent construction of a structure (including a manufactured home) on a site, such as the pouring of slabs or footings, installation of piles, construction of columns, or any work beyond the stage of excavation or the placement of a manufactured home on a foundation. Permanent construction does not include land preparation, such as clearing, grading and filling; nor does it include the installation of streets and/or walkways; nor does it include excavation for a basement, footings, piers or foundations or the erection of temporary forms; nor does it include the installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not part of the main structure.

SUBSTANTIAL IMPROVEMENT means any combination of repairs, reconstruction, alteration, or improvements to a structure, taking place during the life of a structure, in which the cumulative cost equals or exceeds fifty percent of the market value of the structure. The market value of the structure should be: 1) the appraised value of the structure prior to the start of the initial repair or improvement, or 2) in the case of damage, the value of the structure prior to the damage occurring. For the purposes of this definition, "substantial improvement" is considered to occur when the first alteration of any wall, ceiling, floor, or other structural part of the building commences, whether or not the alteration affects the external dimensions of the structure. The term does not, however, include any project for improvement of a structure required to comply with existing health, sanitary, or safety code specifications which are solely necessary to assure safe living conditions.

D. Uses Permitted within the Floodway

There are no permitted uses within the floodway, other than agricultural and pasture or as provided as a "special exception."

E. Uses Permitted within the Floodway as a Special Exception

The following uses may be permitted within the floodway subject to review and approval of the Board of Zoning Appeals in accordance with Article 7, Section 7.030. The board shall possess the authority to impose such conditions upon an proposed use as is deemed necessary to protect the public interest.

1. Parking lots and open loading areas.
2. Open type public and private recreation facilities, such as parks, golf courses, driving ranges and drive-in theaters, provided that no building or permanent structures are erected.
3. Storage yards for equipment and materials not subject to major damage by floods, provided such use is auxiliary to uses permitted in an adjoining district and materials do not include inflammables such as gasoline.
4. Boat docks or marinas.
5. Circus, carnival, or similar transient amusement enterprises.
6. Utilities, road and railroad bridges, and electric and other transmission lines.
7. Where, in the opinion of the Board of Zoning Appeals topographic data, engineering and other studies are needed to determine the effects of flooding on a proposed structure and/or the effect of the structure on the flow of water, the Board of Zoning Appeals may require the applicant to submit such data or other studies prepared by competent engineers or other technical people.
8. The granting of approval of and structure or use shall not constitute a representation, guarantee or warranty of any kind of nature by Loudon County, Tennessee, or the Loudon County Board of Zoning Appeals or by an officer or employee of either thereof of the practicality or safety of any structure of use proposed and shall create no liability upon or cause action against such public body, officer, or employee for any damage that may result thereto.

F. Uses Prohibited in the Floodway

Within the floodway, the filling of land, encroachment and new construction and/or substantial improvements to existing structures which would result in an increase of flood heights during the recurrence of the 100-year flood discharge are prohibited. Also prohibited are structures for human habitation (including manufactured homes) and the storage of inflammable materials.

G. Floodway Fringe Areas

Areas lying outside the floodway but within the area covered by the 100-year flood on the TVA Structure Profile shall be subject to the following regulations.

1. No building or structure shall be erected, and no existing building or structure shall be extended or moved unless the

lowest floor of said building or structure (including basement) is placed one (1) foot above the elevation of the 100-year flood or the TVA Structure Profile on the Tennessee River. This requirement shall apply to the placement of manufactured homes within a manufactured home park (mobile home park) or subdivision regardless if such park or subdivision was developed prior to the adoption of the floodplain regulations. Nonresidential structures shall be either elevated one (1) foot above the base flood elevation or floodproofed to that elevation. The lowest floor for nonfloodproofed buildings allows for unfinished enclosures provided that they are used solely for parking of vehicles, building access or storage. Said structures shall be designed to comply with the general requirements as outlined in Section B.

2. Land may be filled within the flood fringe areas, provided such fill extends twenty-five (25) feet beyond the limits of any structures erected thereon.

H. Land Use Restrictions

The same requirements for the district the floodway fringe area overlays shall apply to the area designated between the floodway and elevation of the 100-year flood.

I. Small Streams

Any structure proposed to be located outside the Floodway District but within fifty (50) feet of any main drainage channel or stream (hereafter referred to as stream) within Loudon County must be approved by the Loudon County Board of Zoning Appeals. The Board of Zoning Appeals or other designated public official shall determine on the basis of the area of the watershed and probable runoff of the opening needed for the stream or how close a structure may be built to the stream in order to assure adequate space for the flow of floodwater. However, no building shall be permitted within ten (10) feet of the top of the bank of any stream.