

LOUDON COUNTY COMMISSION
REGULAR MEETING
February 8, 1999

1. Opening of Meeting
2. Roll Call
3. Motion **passed** to adopt Agenda
4. Minutes of January 4, 1999 Adopted
5. Audience Comments on Agenda Items
6. Audience Comments on Non-Agenda Items
7. Motion **passed** to adopt the Personnel and Policy Procedure Handbook
8. Report on hospital lease negotiations
9. Motion **passed** to defer action on adopting A Resolution Requesting Changes To State Law Concerning Sales Tax Refunds
10. Motion **passed** to approve purchase property on Hickory Creek Road for \$75,000
11. Presentation of Governor's Three-Star Community Award to the Loudon County Chamber of Commerce
12. Report on Intergovernmental Affairs Committee meeting
13. Motion **passed** to install tile on floor in the County Office Building
14. Motion **passed** to approve the initiation of a City/County Conference
15. Attorney Sproul's report on the Maddox v. Loudon County BZA case
16. Motion **failed** to adopt a Resolution To Further Review And Reconcile The Circumstances, Technology Changes, Economic Competitiveness, Needs, Etc. Of Loudon County Relative To Article V., Section 5.041(c), A-1 Agricultural-Forestry District, Regarding Uses Permitted As Special Exceptions, and Subsection (3) Regarding Surface Mining Or Quarrying Of Natural Mineral Resources.
17. Motion **passed** to approve the request for an additional \$1,600 for purchase of new vehicle for County Executive
18. Motion **passed** to defer action on request from Matlock Bend Development, Inc. for distribution of escrow funds
19. Motion **passed** to accept Wedgewood Drive into county road system
20. Motion **passed** to deny acceptance of Fairview Drive into the county road system
21. Motion **passed** to adopt A Resolution Of Intent To Participate In Developing Properties For Economic Development Purposes And To Partner With The Local Governments And The Loudon County Industrial Committee Of 100 In Securing Sites To Promote A Strong Economic Base And Employment Opportunities For The Citizens Of Loudon County
22. Building Commissioner's Report
23. Purchasing Agent's Report
24. Motion **passed** to transfer surplus vehicle to the City Of Philadelphia
25. Motion **passed** to authorize Purchasing Agent to dispose of two surplus vehicles by sealed bid
26. Bonds approved
27. Notaries approved
28. Adjournment

**LOUDON COUNTY COMMISSION
STATE OF TENNESSEE
COUNTY OF LOUDON**

REGULAR MEETING

February 8, 1999

6:00 p.m.

1)
Opening Of
Meeting

BE IT REMEMBERED that the Commission of Loudon County convened in regular session in Loudon, Tennessee on the 8th day of February 1999.

The meeting was called to order by the **Honorable Roy Bledsoe**.

Sheriff Tim Guider opened Court and led the Pledge of Allegiance to the Flag of the United States of America.

Hank McGhee, Deputy Superintendent of Schools, gave the invocation.

(2)
Roll Call

Present and presiding was the **Honorable Roy Bledsoe** and the following Commissioners: **Randolph, Thomas, Jenkins, Maples, Masingo, Duff, Park, and Harold (9)**

Thereupon **Chairman Bledsoe** announced the presence of a quorum. Also present were **Honorable George Miller**, County Executive, **Riley Wampler**, County Clerk and **Harvey Sproul**, County Attorney.

(3)
Motion passed
to adopt agenda

Chairman Bledsoe requested the February 8, 1999 agenda be adopted.

A motion was made by **Commissioner Harold** with a second by **Commissioner Park** to adopt the agenda.

Upon voice vote the motion was passed unanimously.

(4)
Minutes
Adopted for
January 4, 1999

Chairman Bledsoe requested the minutes of January 4, 1999 be read and accepted.

Commissioner Harold requested that a statement be included in the minutes stating that a copy of the resolution passed regarding the roads annexed by the cities be sent to each city.

A Motion was made by **Commissioner Harold** with second by **Commissioner Jenkins** to accept the minutes of January 4, 1999 with the additional statement.

Upon voice vote the motion passed unanimously.

(5)
Audience
Comments on
Agenda Items

Chairman Bledsoe asked for any visitor wishing to address the commission regarding items on the planned agenda to come forward.

Ray Moffett, owner/operator of Greenback Crushed Stone, spoke in favor of changing the zoning ordinance to allow him to put concrete and asphalt plant adjacent to his rock quarry.

Gary Arantes, **Tim McNight**, **Clay Spears**, **Kristin Preston**, and **Laura Casteel**, all Greenback rock quarry area resident, spoke in opposition of the ordinance to allow concrete and asphalt plant to be built in the community due to environment and health issues and increased traffic on existing roads.

Labe Koda and **James Bunch**, area residents and employees of Greenback rock quarry, spoke in favor of the ordinance to allow a concrete and asphalt plant at Greenback rock quarry.

Jim Eely, area resident of Greenback rock quarry and an industrial hygienist, spoke in favor of the allowance of a concrete and asphalt plant and stated that no pollutants will come from the plant.

Paul Baird, Lenoir City resident, spoke regarding the resolution from the industrial committee and questioned how the proposals in the resolution will be funded.

Pat Hunter, resident, spoke regarding the resolution from the industrial committee and questioned if an additional tax will be needed to fund the proposed requirements of the resolution.

Chairman Bledsoe asked for any visitor wishing to address the commission regarding items not on the agenda.

Mrs. Iva Maddox came forward to request the commission to assist her in her lawsuit against the Board of Zoning Appeals.

Mrs. Janey Welch came forward to state that she is a neighbor of Mrs. Maddox and that her concern was not what Mrs. Maddox has built but that it is not legal.

Thereupon no other visitors wished to address the commission, **Chairman Bledsoe** announced that Highland Park School will be having a reading day on March 3rd and all county commissioners are invited to participate as readers.

At this time **Chairman Bledsoe** handed the chair to **Chair Pro Tempore Maples**.

A motion was made by **Commissioner Bledsoe** with a second by **Commissioner Randolph** to accept and approve the Personnel and Policy Procedure Handbook as presented to the Commissioners.

Upon roll call vote the following commissioners voted Aye: **Randolph, Thomas, Maples Jenkins, Masingo, Bledsoe, Duff and Park (8)**

The following commissioner voted nay: **Harold. (1)**

Thereupon the chairman announced the motion **Passed. (8-1)**

Chairman Bledsoe resumed as Chairman.

George Miller, County Executive, reported on the status of the hospital lease. A reply was received from Ft. Sanders proposing to appoint a joint committee to work out issues that have been raised. The hospital committee met to discuss the proposal and concurred that it lacked some specifics and that the committee would be drafting a letter in response and continues to negotiate the issues.

Executive Miller requested consideration and possible action A Resolution Requesting Changes To State Law Concerning Sales Tax Refunds.

A motion was made by **Commissioner Park** with a second by **Commissioner Duff** to defer action on this resolution to next month so that a final drafted resolution could be presented.

Upon voice vote the motion **passed** unanimously.

Executive Miller reported on the Hickory Creek Road property acquisition. A price of \$75,000 has been negotiated and the agent has forwarded a contract pending approval of the commission. **Executive Miller** recommends the approval of this purchase.

A motion was made by **Commissioner Park** with a second by **Commissioner Duff** to approve the purchase of the property for \$75,000.

Upon roll call vote the following commissioners voted Aye: **Randolph, Thomas, Maples, Jenkins, Masingo, Bledsoe, Duff, Park and Harold (9).**

Thereupon the chairman announced the motion **Passed. (9-0)**

Executive Miller announced that the commission can attend the public meetings on the Tellico Landing Development or a meeting can be schedule specifically for the commissioners. The pleasure of the commission was that each commissioner attend the meeting at their discretion.

Executive Miller reported that for the 10th consecutive year Loudon County has been awarded the Governor's 3-Star Community Award. Gratitude was extended to the Industrial/Economic Development Office and to the Loudon County Chamber of Commerce. **Executive Miller** presented the award plaque to Ms. Allison Sousa, Director of the Loudon County Chamber of Commerce.

Commissioner Maples reported that the Intergovernmental Affairs Committee will be meeting soon to discuss the planning of a City/County Conference.

A **motion** was made by **Commissioner Duff** with a second by **Commissioner Thomas** to approve the purchase and installation of floor tile in the County Office Building. The Capital Projects Committee recommended this for approval.

Upon roll call vote the following commissioners voted Aye: **Randolph, Thomas, Maples, Jenkins, Masingo, Bledsoe, Duff, Park and Harold (9)**.

Thereupon the chairman announced the motion **Passed. (9-0)**

A **motion** was made by **Commissioner Park** with a second by **Commissioner Duff** to approve the initiation of a city/county conference with the Intergovernmental Affairs Committee in charge of the program.

Upon voice vote the motion **passed** unanimously.

County Attorney Harvey Sproul commented on the current status in reference to the Iva Maddox case and the comments made earlier in the meeting. This case is still pending in court and could not be discussed in its entirety.

Commissioner Harold requested discussion and consideration of approving a Resolution To Further Review And Reconcile The Circumstances, Technology Changes, Economic Competitiveness, Needs, Etc., Of Loudon County Relative To Article V., Section 5.041(C), A-1 Agricultural-Forestry District, Regarding Uses Permitted As Special Exceptions, and Subsection (3) Regarding Surface Mining Or Quarrying Of Natural Mineral Resources and that his statement be made as part of the minutes. **Exhibit A**

A **motion** was made by **Commissioner Harold** with a second by **Commissioner Jenkins** to adopt this resolution as read.

Upon roll call vote the following commissioners voted Aye: **Jenkins, Masingo, and Harold (3)**

The following commissioner voted nay: **Randolph, Thomas, Maples, Bledsoe, Duff and Park (6)**

Thereupon the chairman announced the motion **Failed. (3-6)**

Resolution # 020899, Exhibit B

Nancy Richesin, Director of Budgets and Accounts, requested possible action on approving an additional \$1,600 for the purchase of a new vehicle for the County Executive. The Capital Projects Committee and the Budget Committee recommended this request for approval.

A **motion** was made by **Commissioner Park** with a second by **Commissioner Thomas** to approve this request.

Upon roll call vote the following commissioners voted Aye: **Randolph, Thomas, Maples, Jenkins, Masingo, Bledsoe, Duff, Park and Harold (9)**.

Thereupon the chairman announced the motion **Passed. (9-0)**

Mrs. Richesin requested possible action on request from Matlock Bend Development, Inc. for distribution of escrow funds and release from future escrow account payments.

A **motion** was made by **Commissioner Park** with a second by **Commissioner Randolph** to defer this request to the March meeting for consideration.

Upon voice vote the motion **passed** unanimously.

Mr. Russ Newman, Office of Planning and Community Development, requested discussion and possible action on the following item referred to the county commission by the planning commission:

(19)
Motion passed
to accept
Wedgewood Dr.

- 1) Discussion and consideration of adopting a Resolution accepting and naming a certain road, Wedgewood Drive, pursuant to Loudon County Road Acceptance Standards, Section I & II, and Regional Subdivision Regulations for Loudon County

A motion was made by **Commissioner Park** with a second by **Commissioner Duff** to approve the recommendation of the Planning Commission and accept the Wedgewood Drive into the county road system.

Upon voice vote the motion passed unanimously.

Resolution # 020899, Exhibit C

(20)
Motion passed
to deny
acceptance of
Fairview Dr.

- 2) Discussion and consideration of adopting a Resolution accepting a private drive into the county roadway system, Fairview Road, in the Third Legislative District

A motion was made by **Commissioner Masingo** with a second by **Commissioner Randolph** to accept the recommendation of the Planning Commission and deny acceptance of this private drive into the county road system.

Upon voice vote the motion passed.

Resolution # 020899, Exhibit D

(21)
Motion passed
to adopt
industrial
resolution

Jeremy Stratton, Office of Economic and Community Development, requested Consideration and possible action on A Resolution Of Intent To Participate In Developing Properties For Economic Development Purposes And To Partner With The Local Governments And The Loudon County Industrial Committee Of 100 In Securing Sites To Promote A Strong Economic Base And Employment Opportunities For The Citizens Of Loudon County.

A motion was made by **Commissioner Randolph** with a second by **Commissioner Harold** to adopt this resolution as read.

Upon voice vote the motion passed.

Resolution # 020899, Exhibit E

(22)
Building
Commissioner's
Report

Chris West, Assistant Building Commissioner, reported the totals for January 1999:

Permits issued:	26	Est. Value:	\$965,100
Amount collected:	\$2217.60	New taxes:	\$5,089

Don Palmer, Road Commissioner, has no report.

(23)
Purchasing
Agent's Report

Howard Luttrell, Purchasing Agent, handed out a work order report for January to the commissioners.

(24)
Motion passed
to convey
vehicle to
Philadelphia

Mr. Luttrell requested consideration of transfer of a surplus vehicle from the Sheriff's Department to the City of Philadelphia. This request was recommended by the Capital Projects Committee and the Budget Committee.

A motion was made by **Commissioner Park** with a second by **Commissioner Randolph** to transfer this surplus vehicle to the City of Philadelphia.

The motion Passed unanimously upon voice vote.

(25)
Motion passed
to dispose of two
vehicles

Mr. Luttrell requested authorization to dispose of two old vehicles by sealed bid.

A motion was made by **Commissioner Park** with a second by **Commissioner Masingo** to authorize Mr. Luttrell to dispose of the two vehicles.

The motion Passed unanimously upon voice vote.

A **Motion** was made by **Commissioner Masingo** with a second by **Commissioner Park** to approve the following Bonds:

Cathrine J. Akins

The motion **Passed** unanimously upon voice vote.

A **Motion** was made by **Commissioner Masingo** with a second by **Commissioner Maples** to approve the following Notaries:

Rebecca M. Willis

Amy M. Millsaps

John Michael Williams

Ellen L. Young

Terry C. McGill

Charlotte Lawson

Catherine J. Akins

Johnny A. Garren

William T. Custead

K. Rene Anderson

Carla J. Wiggins

Christine E. Dellinger

The motion **Passed** unanimously upon voice vote.

A **Motion** being duly made and seconded, the February 8, 1999 meeting stood adjourned at 8:45 p.m.


CHAIRMAN

ATTEST:


COUNTY COURT CLERK


COUNTY EXECUTIVE

2-8-99

GREENBACK CRUSHED STONE

MR. CHAIRMAN:

THIS IS NOT ABOUT ASPHALT --- IT IS ABOUT PEOPLE, THEIR LIVES AND THEIR LIVELIHOODS. IT IS ABOUT STARTING TO WORK EARLY EACH MORNING AND WORKING HARD AND TIRELESSLY, IT IS ABOUT RUNNING THE BUSINESS RISK, IT IS ABOUT WORKING TO CONTINUALLY FIND SOMEONE TO BUY YOUR PRODUCTS, ABOUT HAVING YOUR PEOPLE BELIEVE IN YOU AND THAT YOU SINCERELY CARE ABOUT THEM AND THEIR FAMILIES, IT IS ABOUT STRIVING TO FIND A WAY TO MORE SOLIDLY SECURE TOMORROW FOR THOSE WHO DEPEND ON YOU, IT IS ABOUT NOT BEING ALLOWED TO GIVE UP AND DOING YOUR DEAD LEVEL BEST NOT TO HAVE TO FACE THE SITUATION OF ACCEPTING THAT YOU HAVE FAILED AND FAILED THOSE WHO WORK FOR YOU AND THEIR FAMILIES. THIS IS ABOUT THE INNER SELF- A COMMITMENT THAT IS A FIRE IN ONE'S SOUL. A TOTAL OF 20 PEOPLE WORK FOR GREENBACK CRUSHED STONE. IT IS ABOUT MEETING A PAYROLL EACH WEEK.

THIS IS ABOUT A FAMILY RUN BUSINESS THAT HAS WORKED HARD TO CARVE OUT (WHAT I CALL) A POCKET MARKET. IT IS NOT ABOUT THE MEGA-STOCK HOLDERS OF A GIANT CORPORATION IN A FOREIGN PLACE. IT IS ABOUT DAY IN AND DAY OUT, ON THE JOB FAMILY WORKING TOGETHER TO BE SUCCESSFUL. IT IS ABOUT PAYING ONE'S WAY AND BEING ABLE TO FISCALLY PAY ONE'S TAXES TO THE GOVERNMENT'S UNDER WHICH THEY OPERATES.

ISN'T IT SHAMEFUL INDEED --- THINK ABOUT IT. SEEING PRODUCTS YOU HAVE FOR SALE BEING HAULED VIRTUALLY IN SIGHT OF YOUR LOCATION BY SOMEONE OUTSIDE OF THE COUNTY FROM A FACILITY IN ANOTHER COUNTY WHILE KNOWING THE PRICE IS INFLATED AND LOUDON COUNTIAN'S PAYING NEEDLESSLY. THIS MUST BE HEART WRENCHING INDEED, WHEN ONE IS FORBIDDEN FROM COMPETING.

THIS IS ABOUT JUSTICE AND FAIRNESS -- THIS IS ABOUT "THE AMERICAN WAY" AND IT IS ON TRIAL. CHANGING THE RULES AFTER AN APPLICATION WAS MADE AND DENIED TO THE ONLY PERSON THE RULES WERE APPLICABLE TO, INDEED THIS IS A VERY SERIOUS CONCERN TO ME,

MR. CHAIRMAN, MY NEIGHBOR WORKS FOR GREENBACK CRUSHED STONE AND SPEAKS HIGHLY OF THE MOFFETTS. HE LOOKS ME IN THE EYE AND ASK'S "MR. HAROLD CAN'T WE GET THIS THING STRAIGHTENED OUT"?

I HAVE MET TWO OTHER EMPLOYEES AND THEY HAVE A CONSCIENTIOUS CONCERN, AND AN APPARENT LOYALTY TO THE SUCCESS OF GREENBACK CRUSHED STONE -- TO ME THAT IS INDICATIVE OF HOW THEY ARE TREATED AND DEALT WITH BY THE MOFFETT FAMILY.

MR. CHAIRMAN - MOST OF US ARE NOT WILLING TO DRIVE ON MUDDY ROADS WITH RUTS AND POT HOLES, WE SHOULD BE THANKFUL FOR BLACKTOP PAVING.

MR. CHAIRMAN IT IS TIME TO RETHINK THIS SITUATION AND ASK THE LOUDON COUNTY REGIONAL PLANNING COMMISSION TO ALSO RETHINK THE LANGUAGE IN OUR ZONING RESOLUTION TO FIND A WAY TO BE FAIR AND JUST IN THIS SITUATION AND YET PROTECT THE FUTURE WITH A PRACTICAL WAY OF DEALING WITH THESE TYPE OF MATTERS FOR THE BEST LONG TERM SOLUTION FOR LOUDON COUNTY.

continued

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CONTINUING MR. CHAIRMAN - I SUBMIT THAT THIS IS THE PROCESS MOST APPROPRIATE. IT ALLOWS THOSE THAT ADMINISTER THE ZONING RESOLUTION TO WORK WITHIN THEMSELVES AND THIS BODY TO DO THE SAME AND THAT, REDUCES THE EFFECTS OF SELF INTEREST FOR POLITICAL REASONS. A BETTER SOLUTION WILL BE REACHED AT THE END OF THIS PROCESS. SOME MY WANT TO ATTACK THE SYSTEM IN GENERAL - I AGAIN SUBMIT THAT, THE SYSTEM IT'S SELF IS BEST SERVED BY WORKING WITH RESPECT FOR THOSE THAT SACRIFICE THEIR TIME AND RESOURCES IN SERVING THE PEOPLE OF LOUDON COUNTY.

IF WE DO NOT DO THIS - THERE WILL ALWAYS BE AN OPEN PAIN - A LINGERING HURT IN THE CORE OF FAIRNESS.

FINALLY MR. CHAIRMAN -- WE JUST PLEDGED ALLEGIANCE TO THE UNITED STATES FLAG -- THE EMBLEM -- OF WHAT OUR COUNTRY STANDS FOR. THAT PLEDGE CONCLUDED WITH "LIBERTY AND JUSTICE FOR ALL".

MR. CHAIRMAN I AM NOT AN ADVOCATE OF QUARRIES ALLOVER LOUDON COUNTY, BUT I WILL JUST ADD MY PAST EXPERIENCE WITH THIS SUBJECT. JANE AND I AND OUR TWO YOUNG SONS LIVED ABOUT 1/4 MILE FROM A ROCK QUARRY FOR 9 YEARS.

THANK YOU MR. CHAIRMAN, AND I REQUEST THAT MY COMPLETE REMARKS BE PUT INTO THE RECORD.

Ed Harold

ED HAROLD
103 ANGLEWOOD DR.
986-0507

020899-0

RESOLUTION

A RESOLUTION ADOPTED BY THE LOUDON COUNTY COMMISSION ACCEPTING A CERTAIN DRIVE INTO THE PUBLIC ROADWAY SYSTEM LOCATED OFF FAIRVIEW ROAD IN THE THIRD LEGISLATIVE DISTRICT OF LOUDON COUNTY, TENNESSEE

WHEREAS, the chief legislative body of the county has the authority under Tennessee Code Annotated to accept the dedication of roads, to adopt policies and standards for the acceptance of new roads and reopen previously closed county roads; and

WHEREAS, the Loudon County Regional Planning Commission has received a request by Mr. Dennis Marsh, 1001 Fairview Road, requesting that a dedicated section of a private drive, measuring approximately 313' in length, be accepted into the county public road system; and

WHEREAS, said driveway consists of a mixed stone and dirt base approximately 10' in width absent adequately constructed drainage swales and dedicated right of way; and

WHEREAS, the cost to improve this drive for public road purposes is estimated at \$15,650, based on a linear foot price of \$50.00 per foot for grading, drainage, base and paving; and

WHEREAS, the Loudon County Regional Planning Commission has reviewed the applicant's request and has recommended that the drive **not be accepted** into the County's Roadway System based on the existing conditions and cost benefit based on the anticipated improvement and function of the road in the transportation network.

NOW, THEREFORE, BE IT RESOLVED, that the Loudon County Commission considers the acceptance of this private drive to be in the public benefit and that said road be accepted into the County's roadway system as indicated on the attached map, said map being a part of this Resolution.

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

This Resolution adopted _____, 1999

Attest, County Court Clerk

Loudon County Chairman

Approved: Loudon County Executive

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

APPROVED: _____

DISAPPROVED: 10

ATTEST: SECRETARY, LOUDON COUNTY

REGIONAL PLANNING COMMISSION

DATE: 1/19/99 FILE #99-1-3-TR-CO

020899-C

RESOLUTION

A RESOLUTION ACCEPTING AND NAMING A CERTAIN ROAD IN LOUDON COUNTY, TENNESSEE BY THE LOUDON COUNTY COMMISSION, PURSUANT TO LOUDON COUNTY ROAD ACCEPTANCE STANDARDS, SECTION 1 & II, AND REGIONAL SUBDIVISION REGULATIONS FOR LOUDON COUNTY

WHEREAS, the Loudon County Commission is vested with the authority to accept the dedication of roads and rights of way for public use; and

WHEREAS, the Regional Planning Commission has recommended the naming and/or acceptance of the proceeding right of way being designed, constructed and platted pursuant to the County's road acceptance standards and subdivision regulations; and

WHEREAS, the following road and corresponding right of way have been reviewed and approved by the Road Superintendent for Loudon County, Tennessee; and

WHEREAS, the approval by the Regional Planning Commission and Road Superintendent involves the dedication of roads through the subdivision platting process;

NOW, THEREFORE, BE IT RESOLVED that the following right of way and corresponding road name herein dedicated for public use as approved by the Regional Planning Commission and Road Superintendent be accepted into the County's roadway system:

Section 1. Acceptance of dedicated right of way in Avalon Subdivision Unit 8 in the Fifth Legislative District, **Wedgewood Drive** (2,000' in length) as shown on the subdivision plat recorded in the Loudon County Register's Office, Plat Cabinet D, Slide 186, recorded 1/25/99.

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

Feb. 8, 1999
Date Adopted


Attest


Loudon County Executive

File #99-12-SU.CO

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020899-E

RESOLUTION

A RESOLUTION OF INTENT TO PARTICIPATE IN DEVELOPING PROPERTIES FOR ECONOMIC DEVELOPMENT PURPOSES AND TO PARTNER WITH THE LOCAL GOVERNMENTS AND THE LOUDON COUNTY INDUSTRIAL COMMITTEE OF 100 IN SECURING SITES TO PROMOTE A STRONG ECONOMIC BASE AND EMPLOYMENT OPPORTUNITIES FOR THE CITIZENS OF LOUDON COUNTY

WHEREAS, a strong economic base insures that local government will be in a financial position to provide its citizens essential community services which enhances the quality of life, and

WHEREAS, Loudon County ranks as one of the fastest growing communities in the State of Tennessee, the second fastest in the East Tennessee Region, with an estimated growth rate of 30% from 1990 - 2000, and

WHEREAS, per capita income in Loudon County has remained below the state average over time, which limits the capacity to fund local services from local revenue sources, especially given rapid population growth, and

WHEREAS, public revenues received from households do not fully fund the amount of services they receive from local governments which must be offset by business tax payments in order to maintain budget balance, and

WHEREAS, Loudon County's competitiveness within the region will be enhanced by our ability to identify, secure and develop sites which provide the necessary infrastructure and amenities to meet business location needs, and

WHEREAS, the location of new and expansion of existing businesses within Loudon County will mutually benefit all communities within the county and the East Tennessee Region, and

WHEREAS, mutual cooperative efforts among the county and cities within Loudon County is necessary to insure success in attracting and retaining quality business locations.

NOW, THEREFORE, BE IT RESOLVED, that it is in the interest of the citizens of Loudon County that local governments coordinate their resources and partner in the development of sites for future business locations.

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BE IT FINALLY RESOLVED, that the legislative body desires to participate and that mutual cooperation in funding infrastructure and acquisition of land is in the best interest of the community and that the Industrial Committee of 100 proceed expeditiously to submit proposals and agreements toward accomplishing our objective.

Feb. 8, 1999
Date Adopted


Attest


Chief Executive Officer

Failed 3-6

LOUDON COUNTY COMMISSION

RESOLUTION NO. 020599-B

RESOLUTION TO FURTHER REVIEW AND RECONCILE THE CIRCUMSTANCES, TECHNOLOGY CHANGES, ECONOMIC COMPETITIVENESS, NEEDS, ETC., OF LOUDON COUNTY RELATIVE TO ARTICLE V, SECTION 5.041(C), A-1 AGRICULTURAL-FORESTRY DISTRICT, REGARDING USES PERMITTED AS SPECIAL EXCEPTIONS, AND SUBSECTION (3) REGARDING SURFACE MINING OR QUARRYING OF NATURAL MINERAL RESOURCES

WHEREAS, Greenback Quarry has been in existence since the 1930s (over 60 years), well before any zoning regulations existed, and is the only operating quarry in Loudon County; and

WHEREAS, this quarry is operated as a family business that has built it into a competitive component in the crushed stone business, as a competitor against major national corporations; and

WHEREAS, major road projects are bid with crushed stone and blacktop involved in the same bidding process, both or nothing; and

WHEREAS, the location of an asphalt plant in or near the quarry is necessary for competitive operations due to material hauling costs; and

WHEREAS, not having an asphalt plant puts Greenback Crushed Stone in a position of not being able to compete, and consequently in a pivotal position of battling for survival in a marketplace already dominated by large corporations; and

WHEREAS, there are six (6) asphalt plants near the Loudon County borders that have little or no competition for local road projects within Loudon County itself, consequently resulting in higher costs for Loudon County taxpayers; and

WHEREAS, asphalt plants are rigidly controlled by the Tennessee Department of Environment and Conservation for Air Pollution and Water Pollution Control, quarry operations are controlled by the U.S. Department of Labor's Mine Safety and Health Administration, and several permits and inspections are required for site plans, installations and operations by other agencies of the State of Tennessee; and

WHEREAS, the Greenback Quarry is a substantial contributor to the Loudon County economy with its employment, the precipitated roll-through of taxes and jobs that will occur via their suppliers and subcontractors, and the taxes paid directly from the quarry operations and the suppliers themselves; and

WHEREAS, the Loudon County Highway Department is the recipient of significant severance taxes currently being paid on stone being sold by the existing quarry operations; and

WHEREAS, the Loudon County Highway Department would be a direct recipient of benefits from the asphalt plant by: (1) severance taxes paid by Greenback Crushed Stone on the gravel consumed in asphalt from buyers inside and outside Loudon County; (2) reduced hauling costs from out-of-county plants; and (3) price competition where there is no competition now; and

WHEREAS, the Greenback Quarry is an existing permanent operation, and an addition to the regulations allowing "use on review" permission to have an asphalt operation would have no effect upon any question of approval of any other requested rock quarry operation in the county, which would have to be approved under the regulations on its own merits;

NOW, THEREFORE, BE IT RESOLVED by the Loudon County Commission, in regular session assembled on this 1st day of February, 1999, that the Loudon County Regional Planning Commission be requested to reconsider its recommendation of June 13, 1996, which presently state that asphalt plants cannot be considered as special exceptions in A-1 Agricultural-Forestry Districts, and make a new recommendation after an appropriate review of all the facts and circumstances, including the question of whether the A-2 zoning district should be treated in a like manner.

COUNTY CHAIRMAN

ACCEPTED:

COUNTY EXECUTIVE

ATTEST:

COUNTY CLERK

Failed