

LOUDON COUNTY COMMISSION

REGULAR MEETING

April 3, 2000

1. Public Hearing
2. Opening of Meeting
3. Roll Call
4. Motion **passed** to amend the agenda
5. Motion **passed** to adopt the agenda as amended
6. Motion **passed** to adopt minutes of March 6, 2000 County Commission Meeting
7. Audience Comments on Agenda Items
8. Audience Comments on Non-Agenda Items
9. Motion **passed** to adopt a resolution recognizing Richelle Wilkerson:
Resolution # 040300, Exhibit A
10. Motion **passed** to adopt resolution regarding City of Loudon Public Works Projects
Resolution # 030600, Exhibit B
Resolution # 030600, Exhibit C
11. Motion **passed** to amend TRDA security contract
12. Motion **passed** to approve financial participation in the State Board of Equalization suit
13. Motion **Passed** to amend EMA budget for purchase of vehicle
14. Motion **passed** to approve financial support for Justin Long
15. Motion **passed** to adopt resolution to rezone property at Hwy. 321 North and 7500 White Wing Rd.
Resolution # 040300, Exhibit D
16. Motion **passed** to adopt resolution to rezone property at Waller Ferry Rd. and Hwy. 321
Resolution # 040300, Exhibit E
17. Motion **passed** to adopt resolution to rezone property off Chatuga Drive
Resolution # 040300, Exhibit F
18. Motion **passed** to approve sale of 2.54 acres in Blair Bend Industrial Park
19. Motion **passed** to adopt resolution for Beer Board
20. Motion **passed** to have a review conducted of current beer board checking account and balance transfer
21. Report from Sheriff Guider on jail status
22. Motion **passed** to send letter of support to legislators on a tax levy of wholesale automobiles
23. Building Commissioner's Report
24. Bond approved
25. Notaries approved
26. Adjournment

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

PUBLIC HEARING

April 3, 2000

6:00 PM

- 1) Rezoning request for property located at Highway 321 North, referenced by Tax Map 7, Parcel 27.00, and, 7500 White Wing Road referenced by Tax Map 7, 7.88 acres of Parcel 24.00, both located in the Fifth Legislative District, from A-2, Rural Residential District, to C-2, General Commercial District – David T. Burleson and Paul T. Gillenwater
Mr. Burleson came forward and spoke in favor of rezoning.
- 2) Rezoning request for property located on Waller Ferry Rd., Highway 321, referenced by Tax Map 11, Parcels 11.2 & 11.5, located in the Fifth Legislative District, from R-1, Suburban Residential District, to C-2, General Commercial District – Edward & Pat Navarro
No one came forward.
- 3) Rezoning request for property located off Chatuga Drive (Tellico Village), referenced by Tax Map 73, Parcels 12.04, approximately 30 acres, located in the Fourth Legislative District, from A-1, Agricultural-Forestry District, to R-1, Suburban Residential District – Health Solutions
Attorney Robert Hinton representing Health Solutions, Inc. came forward and spoke in favor of rezoning this property.

REGULAR MEETING

BE IT REMEMBERED that the Commission of Loudon County convened in regular session in Loudon, Tennessee on the 3rd day of April 2000.

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

Sheriff Tim Guider opened Court, led the Pledge of Allegiance to the Flag of the United States of America, and **Hank McGhee** gave the invocation.

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

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

Chairman Bledsoe requested the April 3, 2000 agenda be adopted.

A motion was made by **Commissioner Randolph** with a second by **Commissioner Duff** to amend the agenda and add a report from **Sheriff Guider** and also add discussion of a proposed house bill that would levy a privilege tax on the seller and buyers of wholesale vehicles.

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

A motion was made by Commissioner Thomas with a second by Commissioner Park to adopt the agenda as amended.
Upon voice vote the motion passed unanimously.

Chairman Bledsoe requested the minutes of March 6, 2000 be read and accepted.
A Motion was made by Commissioner Park with second by Commissioner Randolph to accept the minutes of March 6, 2000 as presented.
Upon voice vote the motion passed unanimously.

Chairman Bledsoe asked for any visitor wishing to address the commission regarding items on the planned agenda to come forward.
Ms. Helen Smith-Wofsey, owner of property on Hwy. 321, came forward and requested that her property remain in the proposed Urban Growth Boundary.

Chairman Bledsoe asked for any visitor wishing to address the commission regarding items not on the agenda.
Mrs. Ann Hammontree, Coordinator for Loudon County Beautiful, came forward and announced the dates for the Great America Clean-up in Loudon County and invited everyone to participate in this event.
Commissioner Harold Duff, member of the Loudon County Beautification Board, came forward and spoke in regards to the negative comments made toward the board and encouraged a more positive approach so that the efforts of the board could be even more successful.

Thereupon no other visitors wished to address the commission, Chairman Bledsoe requested Executive Miller to continue with the agenda items.

Executive Miller requested Miss Richelle Wilkerson and her mother to come forward at this time.
Executive Miller requested consideration of adopting A Resolution Recognizing And Honoring Richelle Wilkerson For Her Extraordinary Achievement.
A motion was made by Commissioner Park with a second by Commissioner Maples to adopt this resolution as read.
Upon voice vote the motion passed unanimously.
Resolution # 040300, Exhibit A

Executive Miller reported that there are four more days until the judgment is final in the Connie Clark case and ask commissioners to refrain from comment until this time has expired as counsel has advised.

Commissioner Duff, Chairman of the Capital Projects Committee, requested consideration of adopting A Resolution Approving City Of Loudon Public Works Project For The Construction Of An Electric 69 KV Transmission Line To Serve An Electric Substation To Be Built In The Matlock Bend Area With A Portion Of The Transmission Line Being Outside The City Limits and Resolution Approving City Of Loudon Public Works Project For The Installation Of Water Lines On Portions Of Matlock Bend Road, Prospect Church Road And State Route 72, All Of Which Is Outside The City Limits
A motion was made by Commissioner Duff with a second by Commissioner Thomas to adopt both of these resolutions.
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)
Resolution # 040300, Exhibit B
Resolution # 040300, Exhibit C

Nancy Richesin, Loudon County Finance Director, requested consideration of approval of the TRDA security contract of \$165,000. The Budget Committee recommended this for approval.

Commissioner Maples, Chair Pro-Tempore, took the chair at this time.

A motion was made by Commissioner Bledsoe with a second by Commissioner Harold to approve the amendment.

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

The following Commissioner voted Nay: Park (1)

Thereupon the chairnan announced the motion Passed. (8-1)

The Chair was turned back over to Chairman Bledsoe

Ms. Richesin requested approval for financial participation in the State Board of Equalization lawsuit. The Budget Committee recommended amending the legal fees budget by \$300/month for the remainder of the fiscal year.

A motion was made by Commissioner Park with a second by Commissioner Maples to approve this recommendation.

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

Thereupon the chairnan announced the motion Passed. (9-0)

Ms. Richesin requested approval to amend the EMA budget by an amount not to exceed \$10,000 for the purchase of a vehicle. The Budget Committee recommended this item for approval

A motion was made by Commissioner Randolph with a second by Commissioner Maples to approve the amendment.

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

The following Commissioner voted Nay: Park (1)

Thereupon the chairnan announced the motion Passed. (8-1)

Ms. Richesin requested approval for financial support for Justin Long who will be participating in an exchange student program. The Budget Committee recommended support of \$500.

A motion was made by Commissioner Harold with a second by Commissioner Jenkins 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 chairnan announced the motion Passed. (9-0)

Mr. Russ Newman, Office of Planning and Community Development, requested discussion and possible action on the following items referred to the County Commission by the Planning Commissions:

- 1) Rezoning request for property located at Highway 321 North, referenced by Tax Map 7, Parcel 27.00, and, 7500 White Wing Road referenced by Tax Map 7, 7.88 acres of Parcel 24.00, both located in the Fifth Legislative District, from A-2, Rural Residential District, to C-2, General Commercial District.

The Planning Commission recommended this item by a vote of 11-0.

A motion was made by Commissioner Duff with a second by Commissioner Park to adopt the resolution to rezone this property.

Upon voice vote the motion passed unanimously.

Resolution # 040300, Exhibit D

- 16) Motion passed to rezone prop. At Hwy. 321 and Waller Ferry Rd,
- 2) Rezoning request for property located on Waller Ferry Rd., Highway 321, referenced by Tax Map 11, Parcels 11.2 & 11.5, located in the Fifth Legislative District, from R-1, Suburban Residential District, to C-2, General Commercial District

The Planning Commission recommended denying rezoning of this property by a vote of 11-1.

A motion was made by Commissioner Park with a second by Commissioner Duff to adopt this resolution to rezone this property.

Upon voice vote the motion passed.

Resolution # 040300, Exhibit E

Commissioner Maples, Chair Pro-Tempore, took the chair at this time.

- 17) Motion passed to rezone prop. At Chatuga Dr.
- 3) Rezoning request for property located off Chatuga Drive (Tellico Village), referenced by Tax Map 73, Parcels 12.04, approximately 30 acres, located in the Fourth Legislative District, from A-1, Agricultural-Forestry District, to R-1, Suburban Residential District

The Planning Commission recommended approval of this item by a vote of 11-0.

A motion was made by Commissioner Bledsoe with a second by Commissioner Randolph to adopt the resolution to rezone this property.

Upon voice vote the motion passed unanimously.

Resolution # 040300, Exhibit F

The Chair was turned back over to Chairman Bledsoe

18) Motion passed to sell Blair Bend Ind. property

Pat Phillips, Loudon County Economic Development Agency, requested approval for the sale of 2.54 acres in the Blair Bend Industrial Park. The Blair Bend Industrial Committee recommended the sale of this property for \$185,000 and the additional acreage at \$15,500/acre.

A motion was made by Commissioner Park with a second by Commissioner Randolph 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)

Attorney Sproul presented to commission A Resolution Establishing The Loudon County Beer Board And Certain Regulations, Rules And Guidelines.

19) Motion passed to adopt resolution on Beer Board

After discussion concerning areas of the resolution that was changed, A motion was made by Commissioner Jenkins with a second by Commissioner Park to adopt this resolution as read by Executive Miller with the changes as were discussed and the County Clerk was in agreement to provide a copy of the guidelines to each applicant.

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)

Resolution # 040300, Exhibit G

20) Motion passed to review Beer Board Checking account

A motion was made by Commissioner Jenkins with a second by Commissioner Maples to have a review conducted of the current beer board checking account and the balance of the account transferred to the county general fund.

Upon voice vote the motion passed unanimously.

21) Report on jail status

Sheriff Guider reported on the status of the jail population. He reported that the jail is now 22 prisoners over capacity. Blount County took 15 Loudon County prisoners because mats were not available at the jail.

Commissioner Randolph requested discussion and possible consideration of supporting a bill to be presented to the House of Representatives that will levy a privilege tax on the buying and selling of wholesale automobiles.

A motion was made by **Commissioner Randolph** with a second by **Commissioner Thomas** to send a letter of support of this bill from the County Commission.

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)**

Doug Lawrence, Building Commissioner reported the totals for March 2000.

Permits issued: 50 Est. Value: \$2,963,500

Amount collected: \$4,366 New taxes: \$15,630

A Motion was made by **Commissioner Masingo** with a second by **Commissioner Duff** to approve the following ~~Notaries~~ ^{Bonds}:

Gerald Foshee

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

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

Gerald Foshee

Katherine A. Baker

Ralph W. Stanton

Sharri G. Cannon

John W. Cooper

W.M. Champ

Linda P. Sitzlar

Deborah Baker

Kimberly A. Turner

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

There being no further business, a Motion being duly made and seconded, the April 3, 2000 meeting stood adjourned at 8:20 p.m.

ATTEST:


COUNTY COURT CLERK


CHAIRMAN


COUNTY EXECUTIVE

**LOUDON COUNTY COMMISSION
RESOLUTION NO. 040300 - A**

**A RESOLUTION RECOGNIZING AND HONORING RICHELLE WILKERSON
FOR HER EXTRAORDINARY ACHIEVEMENT**

WHEREAS, Girl Scouts of the USA has honored 18 year-old Richelle Wilkerson of Lenoir City, TN, for her extraordinary community service in a special celebration in Washington D.C.; and

WHEREAS, the four day celebration paid tribute to Richelle along with 11 other young women from around the country who earned their Girl Scout Gold Award – the highest achievement in Girl Scouting; and

WHEREAS, For her Girl Scout Gold Award project, Richelle created a computer program for autistic and developmentally delayed children at the Lenoir City Elementary School's Developmental Pre-School. To improve the children's language skills, she designed a program based on IntelliKeys – a computer system that provides physical, visual and cognitive access for people with a wide range of disabilities. After constructing a customized keyboard for the IntelliKeys system, she designed the layout that appears on the screen, and coached the children on the system; and

WHEREAS, it is a privilege to honor a young Loudon County citizen for extraordinary achievements in leadership skills, personal values and community interest.

NOW, THEREFORE, BE IT RESOLVED that the Loudon County Commission meeting in regular session assembled this 3rd day of April 2000, recognizes Richelle Wilkerson for her outstanding achievement in receiving the Girl Scout Gold Award.


COUNTY CHAIRMAN

ATTEST:


COUNTY CLERK


COUNTY EXECUTIVE

LOUDON COUNTY COMMISSION

RESOLUTION NO. 040300-B

**RESOLUTION APPROVING CITY OF LOUDON PUBLIC WORKS PROJECT FOR
THE INSTALLATION OF AN ELECTRIC 69KV TRANSMISSION LINE TO
SERVE AN ELECTRIC SUBSTATION TO BE BUILT IN THE MATLOCK BEND
AREA, WITH A PORTION OF THE TRANSMISSION LINE BEING OUTSIDE THE
THE CITY LIMITS**

WHEREAS, the City of Loudon is planning for the construction of an electric 69KV transmission line to serve an electric substation to be built in the Matlock Bend area with a portion of the transmission line being outside the city limits; and

WHEREAS, Tennessee Code Annotated §9-21-107 requires the City to secure the approval of the County Commission prior to instituting a public works project located outside municipal boundaries; and

WHEREAS, many county residents will benefit from improved electric service as a result of the completion of the new electric substation; and

WHEREAS, the project and program as being planned would appear to be beneficial to many county residents.

NOW, THEREFORE, BE IT RESOLVED by the Loudon County Commission, in regular session assembled this 3rd day of April, 2000, that the proposed project, including improvement of land which partially lies in Loudon County, is hereby approved.

BE IT FURTHER RESOLVED that the said City of Loudon, its successors and assigns, as a condition for the granting of this permission shall lay, construct, and maintain all electric transmission lines, fixtures, and facilities, in reference to the County road rights-of-ways, and in accordance with the regulations of the Loudon County Highway Department, and in full accord with all applicable engineering codes adopted or approved by the electric distribution industry and/or engineering profession, and in accordance with any applicable Statutes of the State of Tennessee and the Rules and Regulations of any other governmental regulatory commission, board or agency having jurisdiction over the the City of Loudon; and

BE IT FURTHER RESOLVED that, additionally, the City of Loudon shall be responsible for all damages, claims, or obligations arising out of its use of said rights-of-ways, including arising from the construction and maintenance of any of its facilities in the area described herein, and otherwise, and shall hold Loudon County, its officials, employees and agents harmless in this regard; further that the City of Loudon shall repair expeditiously any damages to said roads occasioned by the placing or maintenance of its facilities in said rights-of-ways to the same condition as said roads were in prior to the commencement of said work; and

BE IT FURTHER RESOLVED that the City of Loudon shall hold Loudon County, Tennessee, and its officials, employees and agents, harmless from all liability to the City of Loudon for damage to the City's constructed electric transmission lines, equipment or other property, arising out of the County's maintenance of the roads and rights-of-ways under its jurisdiction, in the area described herein, unless such negligence is of a gross nature as defined under Tennessee law.

BE IT FURTHER RESOLVED that the City of Loudon agrees to follow the rules and regulations of the Loudon County Highway Department in the construction and maintenance of electric transmission lines and facilities, and to give reasonable advance notice to the County Highway Superintendent for each phase of the project involving the County roads.

This Resolution shall take effect upon adoption, the public welfare requiring it.


COUNTY CHAIRMAN

ATTEST:


COUNTY CLERK

APPROVED:


COUNTY EXECUTIVE

AGREEMENT AND ACCEPTANCE

The City of Loudon requests the authority to extend its electric transmission lines in Loudon County, as described in this resolution, and agrees to the terms and conditions as set forth, upon adoption of the resolution by the Loudon County Commission.

This the 3rd day of April, 2000.

CITY OF LOUDON, TENNESSEE

BY: _____

W. B. Baker

CITY MANAGER

Office Held

LOUDON COUNTY COMMISSION

RESOLUTION NO. 040300 - C

**RESOLUTION APPROVING CITY OF LOUDON PUBLIC WORKS PROJECT FOR
THE INSTALLATION OF WATER LINES ON PORTIONS OF MATLOCK BEND
ROAD, PROSPECT CHURCH ROAD AND STATE ROUTE 72, ALL OF WHICH IS
OUTSIDE THE CITY LIMITS**

WHEREAS, the City of Loudon is planning for the installation of water lines on portions of Matlock Bend Road, Prospect Church Road and State Route 72, all of which is outside the city limits in county territory; and

WHEREAS, Tennessee Code Annotated §9-21-107 requires the City to secure the approval of the County Commission prior to instituting a public works project located outside municipal boundaries; and

WHEREAS, county residents will benefit from the installation of the water line; and

WHEREAS, the project and program as being planned would appear to be beneficial to many county residents.

NOW, THEREFORE, BE IT RESOLVED by the Loudon County Commission, in regular session assembled this 3rd day of April, 2000, that the proposed project is hereby approved.

BE IT FURTHER RESOLVED that the said City of Loudon, its successors and assigns, as a condition for the granting of this permission shall lay, construct, and maintain all water lines, fixtures, and facilities in accordance with the regulations of the Loudon County Highway Department; and

BE IT FURTHER RESOLVED that, additionally, the City of Loudon shall be responsible for all damages, claims, or obligations arising out of its use of said rights-of-ways, including arising from the construction and maintenance of any of its facilities in the area described herein, and otherwise, and shall hold Loudon County, its officials, employees and agents harmless in this regard; further that the City of Loudon shall repair expeditiously any damages to said roads occasioned by the placing or maintenance of its facilities in said rights-of-ways to the same condition as said roads were in prior to the commencement of said work; and

BE IT FURTHER RESOLVED that the City of Loudon shall hold Loudon County, Tennessee, and its officials, employees and agents, harmless from all liability to the City of Loudon for damage to the City's constructed water lines, equipment or other property, arising out of the County's maintenance of the roads and rights-of-ways under its jurisdiction, in the area described herein, unless such negligence is of a gross nature as defined under Tennessee law.

BE IT FURTHER RESOLVED that the City of Loudon agrees to follow the rules and regulations of the Loudon County Highway Department in the construction and maintenance of water lines and facilities, and to give reasonable advance notice to the County highway Superintendent for each phase of the project involving the County roads.

This Resolution shall take effect upon adoption, the public welfare requiring it.


COUNTY CHAIRMAN

APPROVED:


COUNTY EXECUTIVE

ATTEST:


COUNTY CLERK

AGREEMENT AND ACCEPTANCE

The City of Loudon requests the authority to extend its water lines in Loudon County, as described in this resolution, and agrees to the terms and conditions as set forth, upon adoption of the resolution by the Loudon County Commission.

This the 3rd day of April, 2000.

CITY OF LOUDON, TENNESSEE

BY: W. B. Baker
City Manager
Office Held

RESOLUTION 040300-D

A RESOLUTION AMENDING THE ZONING MAP OF LOUDON COUNTY, TENNESSEE, PURSUANT TO CHAPTER FOUR, SECTION 13-7-105 OF THE TENNESSEE CODE ANNOTATED, TO REZONE PROPERTY AT HIGHWAY 321 NORTH, REFERENCED BY TAX MAP 7, PARCEL 27.00, AND PROPERTY LOCATED AT 7500 WHITE WING ROAD, REFERENCED BY TAX MAP 7, A 7.88 ACRE PORTION OF PARCEL 24.00, BOTH PARCELS LOCATED IN THE FIFTH LEGISLATIVE DISTRICT, FROM A-2 RURAL RESIDENTIAL DISTRICT, TO C-2, GENERAL COMMERCIAL DISTRICT.

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

WHEREAS, the Regional Planning Commission has forwarded a recommendation regarding the amendment to the Zoning Map of Loudon County, Tennessee,

WHEREAS, a notice of public hearing and a description of the resolution appeared in the Loudon County News Herald on March 13, 2000, consistent with the provisions of Tennessee Code Annotated, Section 13-7-105,

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

1. That property at Highway 321 North, referenced by Tax Map 7, Parcel 27.00, and property located at 7500 White Wing Rd., referenced by Tax Map 7, a 7.88 acre portion of Parcel 24.00, both parcels located in the Fifth Legislative District, be rezoned from A-2, Rural Residential District, to C-2, General Commercial District, as represented on the attached map; said map being part of this Resolution.

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

ATTEST

APPROVED: LOUDON COUNTY EXECUTIVE

LOUDON COUNTY CHAIRMAN

DATE: 4/3/00

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

APPROVED: 11

DISAPPROVED: 0

ATTEST: SECRETARY, LOUDON COUNTY
REGIONAL PLANNING COMMISSION
Dated: March 21, 2000

RESOLUTION 040300-E

A RESOLUTION AMENDING THE ZONING MAP OF LOUDON COUNTY, TENNESSEE, PURSUANT TO CHAPTER FOUR, SECTION 13-7-105 OF THE TENNESSEE CODE ANNOTATED, TO REZONE PROPERTY AT WALLER FERRY ROAD, HIGHWAY 321 NORTH, LOCATED IN THE FIFTH LEGISLATIVE DISTRICT, REFERENCED BY TAX MAP 11, PARCELS 11.2 & 11.5, FROM R-1 SUBURBAN RESIDENTIAL DISTRICT, TO C-2, GENERAL COMMERCIAL DISTRICT.

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

WHEREAS, the Regional Planning Commission has forwarded a recommendation regarding the amendment to the Zoning Map of Loudon County, Tennessee,

WHEREAS, a notice of public hearing and a description of the resolution appeared in the Loudon County News Herald on March 13, 2000, consistent with the provisions of Tennessee Code Annotated, Section 13-7-105,

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

1. That property at Waller Ferry Rd., Highway 321 North, located in the Fifth Legislative District, referenced by Tax Map 11, Parcels 11.2 & 11.5, be rezoned from R-1, Suburban Residential District, to C-2, General Commercial District, as represented on the attached map; said map being part of this Resolution.

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

ATTEST

George M. Miller
APPROVED: LOUDON COUNTY EXECUTIVE

Roy Blalock
LOUDON COUNTY CHAIRMAN

DATE: 4/3/00

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

APPROVED: 1

DISAPPROVED: 11

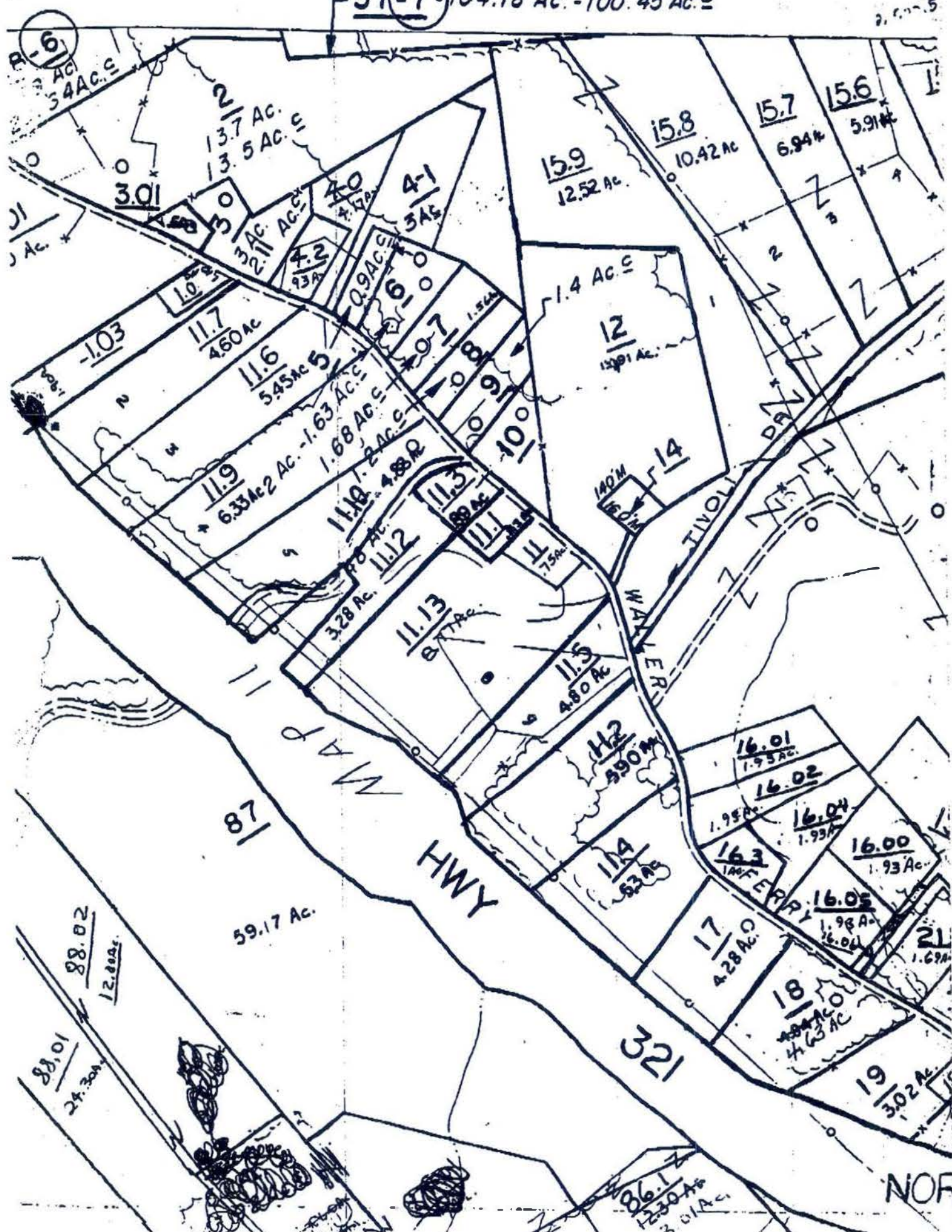
Henry M. Miller
ATTEST: SECRETARY, LOUDON COUNTY
REGIONAL PLANNING COMMISSION
Dated: March 21, 2000

FILE #00-02-201-RZ-CO

1035C

Fax : 423-458-9952

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1035.

D

RESOLUTION 040300-1

A RESOLUTION AMENDING THE ZONING MAP OF LOUDON COUNTY, TENNESSEE, PURSUANT TO CHAPTER FOUR, SECTION 13-7-105 OF THE TENNESSEE CODE ANNOTATED, TO REZONE APPROXIMATELY 30 ACRES OF PROPERTY LOCATED OFF CHATUGA DRIVE (TELICO VILLAGE), LOCATED IN THE FOURTH LEGISLATIVE DISTRICT, REFERENCED BY TAX MAP 73, PARCEL 12.04, FROM A-1, AGRICULTURE-FORESTRY DISTRICT, TO R-1 SUBURBAN RESIDENTIAL DISTRICT.

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

WHEREAS, the Regional Planning Commission has forwarded a recommendation regarding the amendment to the Zoning Map of Loudon County, Tennessee,

WHEREAS, a notice of public hearing and a description of the resolution appeared in the Loudon County News Herald on March 13, 2000, consistent with the provisions of Tennessee Code Annotated, Section 13-7-105,

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

1. That approximately 30 acres of property off Chatuga Drive (Tellico Village) located in the Fourth Legislative District, referenced by Tax Map 73, Parcel 12.04, be rezoned from A-1, Agriculture-Forestry District, to R-1, Suburban Residential District, as represented on the attached map; said map being part of this Resolution.

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

ATTEST

LOUDON COUNTY CHAIRMAN

DATE: 4/3/00

APPROVED: LOUDON COUNTY EXECUTIVE

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

APPROVED: 11

DISAPPROVED: 0

ATTEST: SECRETARY, LOUDON COUNTY
REGIONAL PLANNING COMMISSION

Dated: March 21, 2000

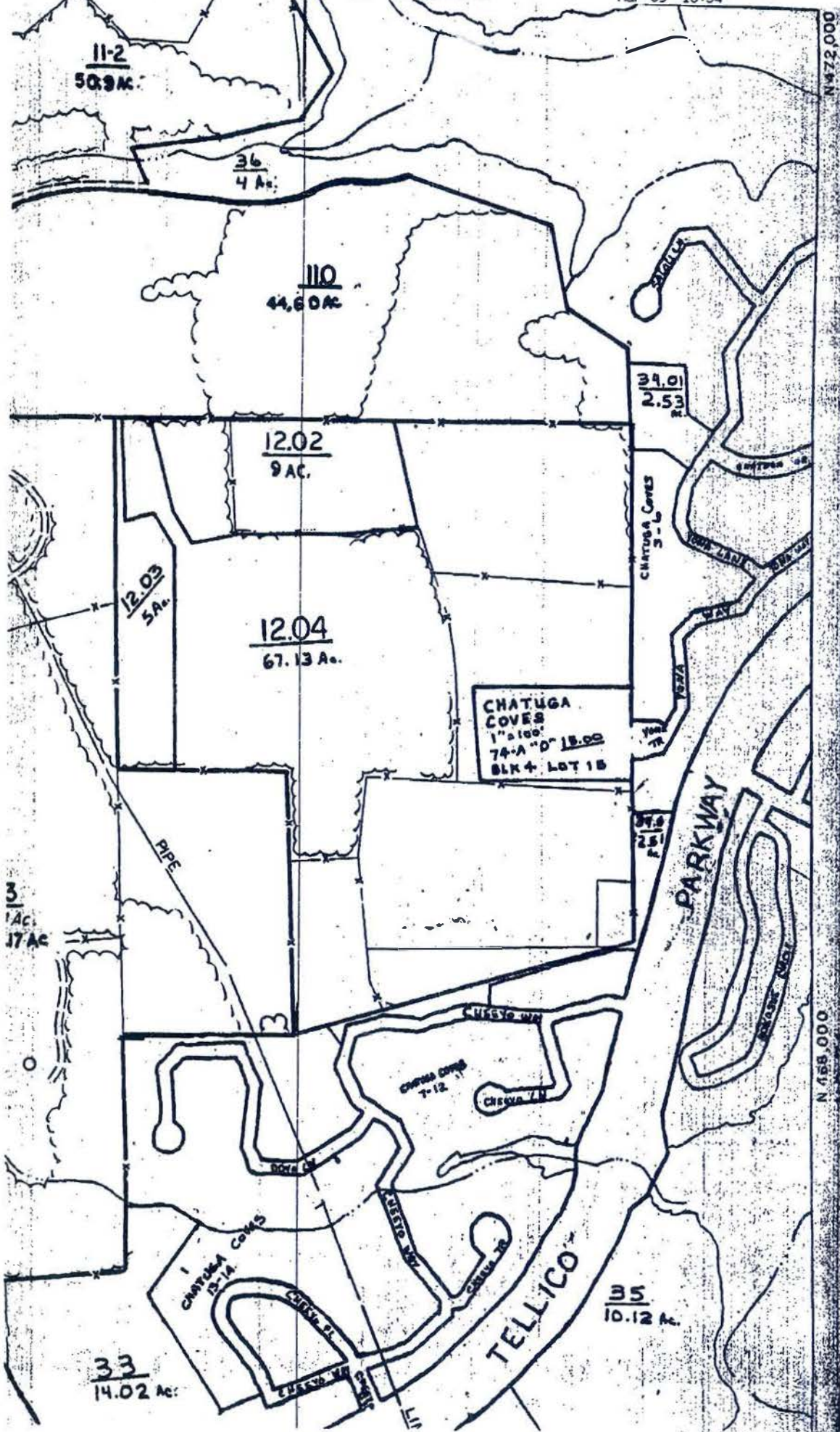
FILE #00-03-213-RZ-CO

1035E

DOYLE ARP

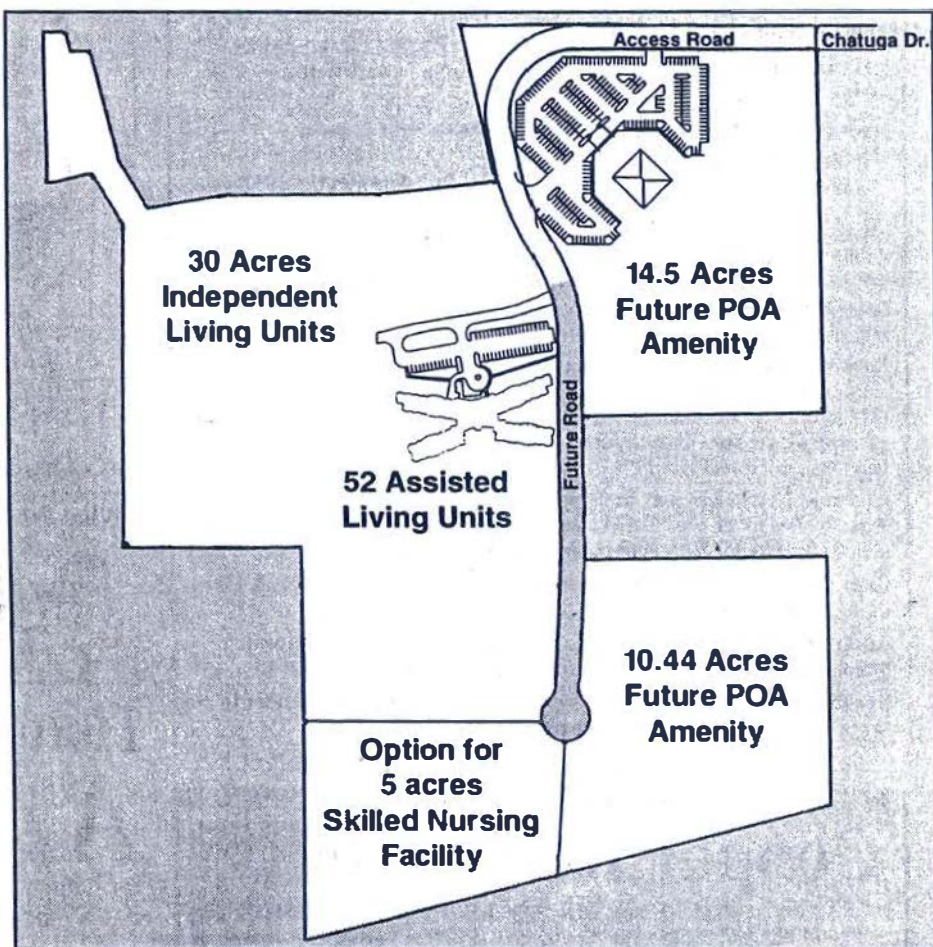
Fax : 423-458-9952

Mar 09 10:54



1035F

, Loudon, Tennessee



The proposed long-term health care facility is shown on this map of the 66 acres POA owns near the Parkway/Hwy. 72 intersection. Health Solutions, LLC, will build an access road from Chatuga Drive to its assisted living facility. Independent living units will be built on the balance of the site. A skilled nursing facility may be built on five acres under option to Health Solutions. POA amenities may be built on two remaining tracts.

LOUDON COUNTY COMMISSION

RESOLUTION NO. 04230-6

RESOLUTION ESTABLISHING THE LOUDON COUNTY BEER BOARD
AND CERTAIN REGULATIONS, RULES AND GUIDELINES

WHEREAS, Tennessee Code Annotated §57-5-105 authorizes county legislative bodies to establish a county beer board, and to vest the beer board with the powers necessary to regulate the issuance of beer permits within the county's jurisdiction; and

WHEREAS, the county legislative body of Loudon County deems that it is in the best interest of the county that a beer board be established, and that certain guidelines, regulations and policies be adopted, as authorized by statute; and

WHEREAS, the Loudon County Commission previously has authorized the establishment of, and the organization for, a beer board for Loudon County, and has established certain regulations, and it is desirable to ratify and reiterate the previous actions of the County Commission, but to add additional guidelines and procedures for the governance and operation of the board, and to guide its members;

NOW, THEREFORE, BE IT RESOLVED by the Loudon County Commission, in regular session assembled on this 3rd day of April, 2000, as follows:

I. Organization and Rules of Procedure

a. Establishment: Under the authority of Tennessee Code Annotated §57-5-105, the Loudon County Beer Board is hereby established and ratified.

b. Number of Members: The County Executive shall appoint, at the appropriate time, residents from each of the six legislative districts in Loudon County, all appointments being subject to the approval of the County Commission.

c. Term of Office: The terms of office are hereby established so that after the initial appointments, all terms thereafter shall be three (3) years, the said appointees to serve until their successors are appointed, with the initial terms to be staggered as follows:

Panel A -- Term Expiration: August 31, 1998

First District
Second District

Panel B -- Term Expiration: August 31, 1999

Third District
Fourth District

Panel C -- Term Expiration: August 31, 2000

Fifth District
Sixth District

d. Officers and Voting: The Board shall elect as officers a Chairman, Vice-Chairman and Secretary annually. All members shall have the right and duty to vote on each issue presented for decision before the Board.

e. Meetings: The Board shall meet at least annually, but shall meet otherwise upon call of the Chairman and/or of the Board Attorney. The notice and conduct of all meetings shall comply with the Tennessee Open Meetings statutes. The Board shall establish its own rules of procedure so long as such rules are not inconsistent with the provisions of this resolution and do not violate State law.

f. Requirements for Beer Board Quorum and Action: The presence of at least a majority of the members of the beer board shall be required to constitute a quorum for the purpose of transacting business. Matters before the board shall be decided by a majority of the authorized membership of the Board. Any member present but not voting shall be deemed to have cast a "nay" vote.

g. Place of Meetings: The board shall establish a regular meeting place in a public building, which is handicapped accessible. All activities of the board and its members shall comply with Tennessee Code Annotated §8-44-103 (Open Meeting Law). The board may adjourn a meeting at any time to another time and place so long as the requirements of the Open Meetings Law are not violated.

h. Attorney: The Board shall employ an attorney as selected by the Board. In the event that the Board fails to specifically employ an attorney, the required legal duties shall be performed by the County Attorney.

II. Authority, Records and Application

a. Powers and Duties of the Beer Board: The beer board has the authority to grant, deny, suspend, or revoke permits to sell beer, and to impose civil penalties, within the limits of the authority granted by State statutes and this resolution.

b. County Clerk: All application forms for permits shall be obtained from the County Clerk, and completed applications shall be filed with the County Clerk. Upon receipt of an application, the County Clerk shall provide a copy of the application to the Beer Board Chairman and to the Beer Board Attorney, who shall provide for the posting of notices and the calling of a meeting in accordance with these regulations. The fee of Two Hundred Fifty Dollars (\$250.00) as now required by statute, is to be paid to the County Clerk, who shall issue a receipt. After issuance of a permit, an annual privilege tax in the amount of \$100.00 is due each January 1.

c. Documentation: All records relating to beer permits including applications for permits, a record of the permits issued, and minutes of the meetings are to be kept on file in the County Court Clerk's office. The County Court Clerk's office may provide copies of Loudon County policy and procedure documents upon request.

d. Newspaper Publication: Before issuing a permit, the Beer Board shall publish a notice in a newspaper of general circulation in the county stating the name of the applicant, the address and location of the premises, whether the application is for on-premises or off-premises consumption (or both), and the date, time and location of the meeting at which the application will be considered.

e. Posting of Notices: When an application for a permit to sell beer has been filed, the board shall take the necessary steps to post a notice or sign on the property where the issuance of a beer license is to be considered for at least ten (10) days in advance of the meeting at which the permit is to be considered.

f. Sample Application: A "sample" beer permit application containing the required information is attached hereto as Exhibit A. The application must be completed in its entirety. A sample permit is attached as Exhibit B. An applicant or permit holder is required to amend or supplement the application promptly if a change in circumstances affects the responses in the application.

g. Record of Meetings:

(1) The Board shall see that there are adequate minutes of the meeting kept by the County Clerk, or his designee, and that the minutes shall be open to public inspection at all times after approval of the Board, which shall be timely approved.

(2) If an application for a permit is denied, the notice of the denial, signed by the Chairman or Secretary, shall be immediately furnished to the applicant in writing at the time of the meeting, or as soon thereafter as possible if the applicant is not present, a copy of such notification, including recording the time notice is given to the applicant, are to be filed as a part of the record of the meeting.

III. Establishment of Distance Regulations and Restrictions on Use of Beer in Public Parks and Recreation Areas

a. The sale, storage, and manufacture of beer within two thousand (2,000) feet of schools, churches and other places of public gathering, as defined by Tennessee law, is strictly prohibited;

b. The sale of beer within three hundred (300) feet of a residential building, is hereby prohibited, provided that the owner of any

residential building within the three hundred (300) foot limitation appears before the County Beer Board and objects to the issuance of the permit;

c. Distance Regulations Policies:

(1). In accordance with State law, distances shall be measured in a straight line between the nearest points on each affected building. If a building for which an application is made is located within a "mall" or line of buildings containing other businesses with entirely different ownership, then the measurement shall be made to the nearest point of the portion of the building involving the applicant's leased or owned space.

(2). A change of location by the licensee requires an application for a permit.

(3). A survey must be provided by a registered land surveyor as a part of an applicant's application, showing that there is no violation of Loudon County's distance restrictions;

(4). The distance rules as established in this resolution shall not apply to existing locations where beer permits already have been issued prior to the date of the approval of this resolution; and

d. Public Parks and Recreation Areas/Prohibition: The sale and/or consumption of any alcoholic beverage or beer in public parks and recreation areas within the territorial limits of the county, but outside the corporate boundaries of any municipality within the county, is hereby prohibited.

IV. Legal

a. Revocation and Suspension of Permits and Imposition of Civil Penalties:

(1). As to the violation of statutes and regulations, the requirements and authority of the beer board as to the revocation and suspension of permits and the imposition of civil penalties is contained in Exhibit C: Loudon County Beer Permit Requirements, Definitions and Regulations.

(2). It is noted that subsequent enactments of the Tennessee legislature and decisions of the courts may change the statutes and the applications thereof, and there should be an effort on the part of the beer board attorney to suggest to the County Commission appropriate revisions of these exhibits from time to time;

b. Expiration of Permit: If at any location wherein a permit has been issued but beer has ceased to be sold on the premises for a period of six (6) months, the right to have a permit at that location shall expire, and an application for a new permit is required.

c. Effect of this Resolution: This resolution is supplemental to, but also ratifies certain previous resolutions adopted by the Loudon County Commission. In the event of a perceived conflict between the wording and meaning of the within resolution with a previous action of the Loudon County Commission, the within resolution shall control.

THIS RESOLUTION SHALL TAKE EFFECT UPON ADOPTION, THE PUBLIC WELFARE REQUIRING IT.

ATTEST:

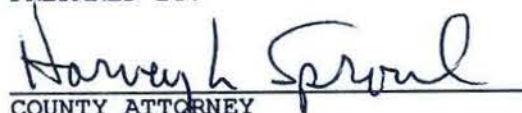

COUNTY CLERK


COUNTY CHAIRMAN

APPROVED:


COUNTY EXECUTIVE

PREPARED BY:


COUNTY ATTORNEY

SAMPLE APPLICATION FOR A BEER PERMIT

STATE OF TENNESSEE

COUNTY OF _____

ON-PREMISES PERMIT _____

MAP NO. _____

OFF-PREMISES PERMIT _____

PARCEL NO. _____

ON- AND OFF- PREMISES PERMIT _____

MANUFACTURER'S OR
DISTRIBUTOR'S PERMIT _____

BOARD MEETING
DATE _____

SPECIAL EVENTS PERMIT _____

I HEREBY MAKE APPLICATION FOR A PERMIT TO SELL, STORE, MANUFACTURE, OR DISTRIBUTE BEER OR OTHER BEVERAGES AUTHORIZED TO BE SOLD, STORED, MANUFACTURED OR DISTRIBUTED UNDER THE PROVISIONS OF TENNESSEE CODE ANNOTATED § 57-5-101 *et seq.*, AND BASE MY APPLICATION UPON THE ANSWERS TO THE FOLLOWING QUESTIONS:

1. Full name of applicant (owner of business) _____
2. Type of applicant (check one): Person _____ Firm _____ Corporation _____ Joint-stock Company _____ Syndicate _____ Association _____
3. Give the name and address of all persons, firms, corporations, joint-stock companies, syndicates or associations having who own 5% or more of the business (attach additional sheet, if needed) _____

If the owner is an individual, answer questions 4, 5 and 6. Otherwise, proceed to question 7.

4. What is your present home address? _____
5. Previous address(es) within the last ten years (use additional sheet if necessary) _____

6. Date of birth _____ Home telephone _____
7. Applicant's business telephone _____
8. Under what name will this business operate? _____
9. Give business address and geographical location _____

10. Describe the nature of the business you will operate _____
11. Name and address of person to receive annual tax notices and any other communication _____



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12. Name and address of property owner (if other than business owner) _____

13. Will this permit be used to operate two or more restaurants or other businesses within the same building? (yes or no) _____. If yes, specify number _____, and list the names of all restaurants or other businesses and describe all locations (use separate sheet if necessary) _____

14. Give the name, date of birth, and address of any manager other than the applicant _____

15. Has any person who owns five percent (5%) or more of the business, any manager listed in response to question 14 above, or any other employee of the business, been convicted of any violation of the beer or alcoholic beverage laws or any crime (other than minor traffic violations) within the past ten (10) years? _____. If yes, give the particulars of each charge, the court, and the date convicted _____

16. Have you, your business, or any person who owns five percent (5%) or more of the business, ever had a beer permit revoked, suspended or denied in the State of Tennessee _____? If yes, specify where, when and why _____
17. Give the name, relationship to the applicant (if applicable) and address of the former beer permittee at this location _____

_____ County has adopted a rule forbidding the sale, storage or manufacture of beer within 2,000 feet [or some lesser distance] of a church, school, or other place of public gathering.

18. Give the name and address of the church or other place of worship nearest to your business? _____

19. Give the name and address of the school nearest to your business? _____

_____ County has adopted a rule forbidding the sale, storage or manufacture of beer or like beverages within 300 feet of a residential dwelling, if the owner objects to the issuance of a beer permit.

20. Give the name of the owner and the address of the nearest residential dwelling to your business _____

21. Provide a survey by a Tennessee Registered Land Surveyor which shows the location of all residences within 300 feet of the proposed applicant location and which certifies that the proposed applicant location is not within 2,000 feet of a school, church, or other place of public gathering.

I CERTIFY THAT THIS APPLICATION CONTAINS TRUE INFORMATION TO THE BEST OF MY KNOWLEDGE AND BELIEF. I AM AWARE OF MY CONTINUING OBLIGATION TO AMEND OR SUPPLEMENT THIS APPLICATION PROMPTLY IF A CHANGE IN CIRCUMSTANCES AFFECTS RESPONSES PROVIDED IN THIS APPLICATION, EITHER BEFORE OR AFTER A PERMIT HAS BEEN ISSUED. I CERTIFY THAT I AM KNOWLEDGEABLE OF THE LAWS PROHIBITING THE SALE OF BEER TO MINORS. I AM AWARE THAT I WILL NOT BE ISSUED A BEER PERMIT OR MY PERMIT WILL BE REVOKED IF MY BUSINESS LOCATION CAUSES TRAFFIC CONGESTION OR INTERFERES WITH SCHOOLS, CHURCHES, OR OTHER PLACES OF PUBLIC GATHERING, OR OTHERWISE INTERFERES WITH PUBLIC HEALTH, SAFETY AND MORALS. I WILL SURRENDER TO THE BEER BOARD ANY PERMIT ISSUED UNDER THIS APPLICATION WITHIN FIFTEEN (15) DAYS OF TERMINATION OF THE BUSINESS, CHANGE IN OWNERSHIP, RELOCATION OF THE BUSINESS, OR CHANGE OF THE BUSINESS NAME.

Signature of Applicant/Owner
(or authorized officer)

STATE OF TENNESSEE)
COUNTY OF _____)

Sworn to and subscribed before me this ____ day of _____, 20__.

Notary Public

My commission expires: _____

NOTICE: A non-refundable \$250.00 fee must accompany this application. If the application is approved, you are required to provide documentation of sales tax registration to the county within ten (10) days of approval.

An annual privilege tax of \$100.00 is imposed on the business of selling, distributing, storing or manufacturing beer in this state. The tax is due each January 1 and is payable to the Loudon County Clerk. This tax is prorated for new permits issued after January 1, and must be paid when the permit is issued.

ANY APPLICANT MAKING A FALSE STATEMENT IN THIS APPLICATION SHALL FORFEIT HIS OR HER PERMIT AND SHALL NOT BE ELIGIBLE TO RECEIVE ANY PERMIT FOR TEN (10) YEARS.

SAMPLE BEER PERMIT
BEER PERMIT

NO. _____

STATE OF TENNESSEE
COUNTY OF _____

_____, 19__

(Name of Owner of Business)

having established the facts and otherwise complied with the requirements of Tennessee Code Annotated §57-5-101 et seq., and being otherwise qualified, is hereby permitted to engage in the business of:

(Sale for On Premises and/or Off Premises Consumption, Storage, Manufacture and/or Distribution)

of beer of alcoholic content of not more than five percent (5%) by weight, and other beverages of like alcoholic content governed by such laws, at:

(Name and Address of Business)

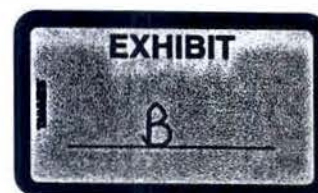
within _____ County until this permit is legally revoked, suspended or otherwise terminated under the provisions of the laws of the State of Tennessee. This permit is valid only for the above-named business at the above location and is not transferable.

Issued this _____ day of _____, 19__, by the Beer Board of _____ County.

MEMBERS:

_____ County Clerk

POST THIS PERMIT IN A CONSPICUOUS PLACE AT THE LOCATION SHOWN ABOVE



LOUDON COUNTY BEER PERMIT REQUIREMENTS

1. "Beer" defined: The term beer as used in this chapter shall mean and include all beers, ales, and other malt liquors having an alcoholic content of not more than five percent (5%) by weight.
2. Beer Permits: It is unlawful to operate any business engaged in the sale, distribution, manufacture or storage of beer without first obtaining a permit from the county in which the business is located. However, no city or county permit is required for a wholesaler unless the wholesaler operates a warehouse in the county. T.C.A. §57-5-103.
3. Application Fee: Each applicant is required to pay an application fee of \$250.00 to the county in which the business is located prior to consideration of an application to sell beer. No portion of this fee can be refunded to the applicant regardless of whether the application is approved or denied. T.C.A. §57-5-104(a).
4. Privilege Tax: A privilege tax is imposed on the business of selling, distributing, storing, or manufacturing beer in Tennessee in the amount of \$100.00 per year, due each January 1. At the time a new permit is issued, the permit holder is required to pay this tax on a prorated basis for each month or portion of a month remaining until the next payment date. T.C.A. §57-5-104(b)(5).
5. On-Premises or Off-Premises Consumption: A business may sell beer for both on-premises or off-premises consumption under the same permit. T.C.A. §57-5-103(a)(5). However, a permit is not valid for on-premises consumption unless the application so states. T.C.A. §57-5-105(a)(5). If a permit holder for either off-premises or on-premises consumption wishes to change the method of sale, the permit holder must apply for a new permit. T.C.A. § 57-5-105(c)(8).
6. Classes of Consumption Permits: Permits issued by the beer board shall consist of two classes T.C.A. §57-5-105(1):
 - (a) Class 1 On-Premises Permit: A Class 1 On-Premises Permit shall be issued for the consumption of beer only on the premises. To qualify for a Class 1 On-Premises permit, an establishment must, in addition to meeting the other regulations in this chapter:
 - (1) Be primarily a restaurant with a minimum seating capacity of 75. Restaurant defined as T.C.A. §57-4-102(19)(a); 57-4-101(a).



(b) **Class 2 Off-Premises Permit:** An Off-Premises Permit shall be issued for the consumption of beer only off the premises. To qualify for a Class 2 Off-Premises permit, an establishment must, in addition to meeting the other regulations in this chapter:

(1) Be a grocery store or a convenience type market; and

(2) In either case, be primarily engaged in the sale of grocery and personal and home care and cleaning articles, but may also sell gasoline.

7. **Interference with Public Health, Safety, and Morals Prohibited:** No permit authorizing the sale of beer will be issued when such business would cause congestion of traffic or would interfere with schools, churches, day care centers, cemeteries, or other places of public gathering, or would otherwise interfere with the public health, safety, and morals. In no event will a permit be issued authorizing the manufacture or storage of beer, or the sale of beer within two thousand (2,000) feet of any hospital, school, church, day care center, cemetery or other place of public gathering. The distances shall be measured in a straight line from the nearest point of the building from which the beer will be manufactured, stored or sold to the nearest point of the hospital, school, church, day care center, cemetery, or other places of public gathering. T.C.A. §57-5-105(1).

No permit authorizing the sale of beer will be issued when such business would be within three hundred (300) feet of a residential dwelling measured in a straight line from the nearest point of each building, providing the owner of the residential dwelling appears before the county beer board and objects to the issuance of the permit. T.C.A. §57-5-105(i).

The applicant shall provide to the beer board a certified survey showing that the applicant's building does not violate any of the required minimum distances. T.C.A. §57-5-105(c)(9).

8. **Issuance of Permits to Persons Convicted of Certain Crimes Prohibited:** No beer permit shall be issued to any person who has been convicted for the possession, sale, manufacture or transportation of intoxicating liquor, or any crime involving moral turpitude within the past ten (10) years. No person, firm, corporation, joint-stock company, syndicate, or association having at least a five percent (5%) ownership interest in the applicant shall have been convicted of any violation against possession, sale, manufacture, or transportation of beer or other alcoholic beverages or any crime involving moral turpitude within the past ten (10) years. T.C.A. §57-5-105(h)(3).

9. Prohibited Conduct or Activities by Beer Permit Holders: It shall be unlawful for any beer permit holder to:

- (a) Employ any person convicted for the possession, sale, manufacture, or transportation of intoxicating liquor, or any crime involving moral turpitude within the past ten (10) years;
 - (b) Employ any minor under eighteen (18) years of age in the sale, storage, distribution, or manufacture of beer.
 - (c) Make or allow any sale of beer between the hours of 12:00 Midnight and 6:00 A.M. during any night of the week; at any time on Sunday between 12:00 Midnight Saturday to 6:00 A.M. Monday; or on election days before and while the polls are lawfully open. (T.C.A. §57-5-301).
 - (d) Make or allow any sale of beer to a person under twenty-one (21) years of age.
 - (e) Allow any person under twenty-one (21) years of age to loiter in or about his place of business.
 - (f) Make or allow any sale of beer to any intoxicated person or to any feeble-minded, insane, or otherwise mentally incapacitated person.
 - (g) Allow drunk persons to loiter about his business.
 - (h) Allow consumption on his premises any alcoholic beverages with an alcoholic content of more than five percent (5%) by weight if the permit is for off-premises only.
 - (i) Allow pool or billiard playing in the same room where beer is sold and/or consumed.
 - (j) Fail to provide and maintain separate sanitary toilet facilities for men and women.
- T.C.A. 57-5-301.

10. Revocation of Beer Permits: The beer board shall have the power to revoke any beer permit issued under the provisions of this chapter when the holder thereof is guilty of making a false statement or misrepresentation in his application or of violating any of the provisions of this chapter. However, no beer permit shall be revoked until a public hearing is held by the board after reasonable notice is given to all the known parties in interest. Revocation proceedings may be initiated by the police chief or by any member of the beer board. T.C.A. §57-5-108.

11. Civil Penalty in Lieu of Suspension: The beer board may, at the time it imposes a revocation or suspension, offer a permit holder the alternative of paying a civil penalty not to exceed \$1,500.00 for each offense of making or permitting to be made any sales to minors or, a civil penalty not to exceed \$1,000.00 for any other offense. If a civil penalty is offered as an alternative to revocation or suspension, the holder shall have seven (7) days within which to pay the civil penalty before the revocation or suspension shall be imposed. If the civil penalty is paid within that time, the revocation or suspension shall be deemed withdrawn.

12. Violations: Except as provided in Paragraph 11, any violation of this chapter shall constitute a civil offense and shall, upon conviction, be punishable by a penalty under the general penalty clause of the Tennessee Code. Each day a violation shall be allowed to continue shall constitute a separate offense.
13. Public Parks: The Loudon County Commission by resolution prohibits the consumption of any alcoholic beverage or beer in public parks or recreation areas which are not within the corporate boundaries of a municipality. Such areas shall be prominently posted by the county in order to give the public reasonable notice. A violation of this resolution is a T.C.A. §5-5-127.
14. Documentation: All beer permit holders are required to provide the county with documentation that they are duly registered with the Commissioner of Revenue for sales tax purposes. A new permit holder must provide this documentation within ten (10) days following approval of the permit. The required documentation is an actual copy of the registration certificate indicating that the purchase of beer is for resale by the beer permit holder. T.C.A. 57-5-103(1). All permit holders must display a copy of their beer permit prominently in their business.
15. Outdoor Signs: No outdoor sign, advertisement or display that advertises beer may be erected or maintained on the property on which a retail beer establishment is located other than one sign, advertisement or display which makes reference to the fact that the establishment sells beer but does not use brand names, pictures, numbers, prices or diagrams relating to beer. T.C.A. §57-5-304.
16. Laws of the State Adopted: All of the laws of the State of Tennessee, contained in Title 57, pertaining to the sale, storage, and manufacturing of alcoholic beverages having an alcoholic content of not more than five percent (5%) by weight are adopted.
17. Application: An official application is to be obtained at the County Court Clerk's Office and completed in its entirety. T.C.A. 57-5-105(C). Any material misrepresentation on the application shall be cause for denial of a permit or revocation, and shall forfeit the applicant's ability to receive a permit for a period of ten (10) years. T.C.A. §57-5-105(D).