

COUNTY COMMISSION- REGULAR SESSION

AUGUST 18, 2003

BE IT REMEMBERED THAT:

COUNTY COMMISSION MET PURSUANT TO ADJOURNMENT IN REGULAR SESSION OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS THIS MONDAY MORNING, AUGUST 18, 2003, 9:00 A.M. IN BLOUNTVILLE, TENNESSEE . PRESENT AND PRESIDING WAS HONORABLE RICHARD S. VENABLE, COUNTY MAYOR, JEANIE F. GAMMON, COUNTY CLERK AND WAYNE ANDERSON, SHERIFF OF SAID BOARD OF COMMISSIONERS,

TO WIT:

The Commission was called to order by County Mayor Richard S. Venable. Sheriff Wayne Anderson opened the commission and Comm. Dennis Houser gave the invocation. Pledge to the flag was led by the Sullivan East Naval Junior Corps.

COMMISSIONERS PRESENT AND ANSWERING ROLL WERE AS FOLLOWS:

GARTH BLACKBURN	LINDA K. BRITTENHAM
JAMES "MOE" BROTHERTON	RAY CONKIN
JOHN CRAWFORD	O. W. FERGUSON
CLYDE GROSECLOSE, JR.	LARRY HALL
RALPH P. HARR	JOE HERRON
DENNIS HOUSER	MARVIN L. HYATT
SAMUEL C. JONES	ELLIOTT KILGORE
JAMES "BUDDY" KING	JAMES L. KING, JR.
R. WAYNE MCCONNELL	JOHN MCKAMEY
RANDY MORRELL	HOWARD PATRICK
JACK SITGREAVES	MICHAEL SURGENOR
MARK A. VANCE	EDDIE WILLIAMS

24 PRESENT 0 ABSENT

The following pages indicates the action taken by the Commission on re-zoning requests, approval of notary applications and personal surety bonds, motions, resolutions and other matters subject to the approval of the Board of Commissioners.

Motion was made by Comm. Morrell and seconded by Comm. Harr to approve the minutes of the July 21, 2003 Regular Session of County Commission. Said motion was approved by voice vote.

**PUBLIC COMMENTS: AUGUST 18, 2003**

**THOSE SPEAKING DURING THE PUBLIC COMMENT TIME WERE AS FOLLOWS:**

- 1. Mary Rouse, Sullivan East Principal**
  - 2. Tammy Kennedy**
  - 3. Charlie Hasbrook**
  - 4. Jerry Dykes**
  - 5. Dan Wells**
  - 6. Rachel Bliss**
- 

**PROCLAMATIONS were presented to the following upon passage of Resolutions honoring the same on July 21, 2003:**

- 1. Sullivan East Naval Junior Reserve Officer Training Corp.**
  - 2. Sullivan East Varsity Baseball Team**
  - 3. Mr. David Bowery**
- 

**Quarterly Reports received and on file in the County Clerk's Office for April 2003-June 2003 were:**

- 1. Sullivan County Library**
-

THE FOLLOWING NOMINATIONS WERE MADE THIS 18<sup>TH</sup> DAY OF AUGUST, 2003 BY COUNTY CHAIRMAN RICHARD VENABLE FOR APPOINTMENT TO THE SULLIVAN COUNTY HISTORIC ZONING COMMISSION:

1. DR. DAVID BURRELL – 5 YEAR
2. ANITA LONG – 3 YEAR
3. DR. NANCY ACUFF – 4 YEAR
4. COUNTY COMM. DENNIS HOUSER
5. PLANNING COMM. ROY SETTLE

MOTION MADE BY HARR, SECONDED BY MORRELL TO APPROVE. NOMINATIONS APPROVED BY VOICE VOTE OF COMMISSION.

STATE OF TENNESSEE  
COUNTY OF SULLIVAN

ELECTION OF NOTARY'S

JULY 21, 2003

Gary A. Bagnall

David W. Blankenship

Travis P. Blevins

Barbara J. Booher

Brenda Bouton

Jan E. Brewer

Wanda K. Cain

Patty W. Collins

Debra S. Cross

Sharon K. Dalton

Allie M. Darnell

Donna L. Davis

Patty R. Earhart

Jeree Ernest

Patricia Fansler

Ann Fields

Jane T. Fletcher

Barbara J. Foust

Phyllis D. Fultz

Shane L. Graybeal

Doyle T. Grogg

Lori Hammond

Angela S. Hammonds

Jody M. Harnsberger

Ronald W. Head

John S. Hensley

Edith M. Hodge

Helen Katherine Boggs Hunsaker

Tina O. Ison

Doris M. Johnson

Sharon E. Johnson

George J. Laoo

Patricia M. Leonard

William S. Lewis

Janet Sue Light

Regina Love

Barbara P. Loving Marianne L. Woolf

Ron Mathews

Michael May

Amy R. McCall

Jennifer McCoy

Betty Jo Miller

Tami R. Minnick

Edgar G. Moody

Sharon Morelock

April J. Mullins

Freda C. Myers

E. Rhea Newland

Betty C. Owens

Barbara J. Peavler

Jenny F. Penix

Thomas A. Peters

Jackson C. Raulston

Melvin D. Reedy

William K. Rogers

Douglas Lynn Salyers

Margaret Scarsellone

D. Bruce Shine

Kim G. Shivell

Brenda G. Smith

Diane O. Smith

Janice S. Smith

Gilda Sproles

Margaret A. Stallard

Jessica Nicole Stanley

Bridget A. Stapleton

Deborah Todd

Michael Sanford Tucker

Glenda T. Venable

Sheryl C. Warshauer

Gayle B. Whitson

Sam L. Wilkerson

UPON MOTION MADE BY COMM.  
HARR AND SECONDED BY COMM.  
BUDDY KING TO APPROVE THE  
NOTARY APPLICATIONS HEREON,  
SAID MOTION WAS APPROVED BY  
ROLL CALL VOTE OF THE COMMISSION  
24 AYE.

STATE OF TENNESSEE  
COUNTY OF SULLIVAN

APPROVAL OF NOTARY  
PUBLIC SURETY BONDS

AUGUST 18, 2003

Thomas R. Bandy, III

Shirley A. Churchwell

Deborah S. Durham

Tommy R. Kerns

John W. Necessary

Rachel Rhodes

Kathy F. Seymore

Iva Dell Whiteman

UPON MOTION MADE BY COMM. HARR AND SECONDED BY COMM. BUDDY KING TO APPROVE  
THE NOTARY BONDS OF THE ABOVE NAMED INDIVIDUALS, SAID MOTION WAS APPROVED BY ROLL  
CALL VOTE OF THE COMMISSION. 24 AYE.



# Agenda

Sullivan County Board of County Commission  
August 18, 2003

The Sullivan County Board of County Commissioners will hold a public hearing on Monday, August 18, 2003 at 9:00 A.M. in the Sullivan County Courthouse, Blountville, TN to consider the following requests:

- (1) File No. 06/03/01 Jean Perry  
Reclassify P.B.D. property in the 1400 block of Shipley Ferry Road to P.B.D.-3 for the possible sale of the property. Property ID. No. Tax map 78, Parcel 69.00 located in the 7<sup>th</sup> Civil District. **Kingsport Planning**

APPROVED 08-18-03

- (2) File No.06/03/02 J.D. Hickam  
Reclassify B-4 property located at 3204 Bloomingdale Road to B-3 for the purpose of subdividing for the resale of the property. Property ID. No. Tax Map 14-N, Group D, Parcel 9.00 located in the 10<sup>th</sup> Civil District. **Sullivan County Planning.**

APPROVED 08-18-03

- (3) Amendment to the Sullivan County Zoning Resolution:  
Historic Zoning / Conservation Overlay District for downtown Blountville

APPROVED 08-18-03

- (4) Adoption of the New Sullivan County Zoning Resolution:

DEFERRED 08-18-03

PETITION TO SULLIVAN COUNTY FOR REZONING #06/03/01<sup>3</sup>

A request for rezoning is made by the person named below; said request to go before the Kingsport Regional Planning Commission for recommendation to the Sullivan County Board of Commissioners.

Property Owner Jean Perry  
Address 302 Canterbury Dr.  
Blountville, TN 37617  
Phone 323-7485 Date of Request 5-21-03  
Property Located in 7<sup>th</sup> Civil District  
Jean Perry  
Signature of Applicant

OFFICE USE ONLY

Meeting Date 7-17-03 Time 7:00 P.M.  
Place 2<sup>nd</sup> Floor - City Hall  
Kingsport  
.....  
Planning Commission Approved \_\_\_\_\_  
Denied \_\_\_\_\_  
County Commission Approved x  
Denied \_\_\_\_\_  
Other ROLL CALL VOTE 23 AYE, 1 NAY  
Final Action Date 08-18-03

PROPERTY IDENTIFICATION

Tax Map 78 Group \_\_\_\_\_ Parcel 69.00  
Zoning Map 16 Zoning District PBD Proposed District PBD-3  
Property Location ShIPLEY FERRY RD. (1400 Block)

Purpose of Rezoning possible SALE OF Property

The undersigned, being duly sworn, hereby acknowledges that the information provided in this petition to Sullivan County for Rezoning is true and correct to the best of my information, knowledge and belief.

Jean Perry

Sworn to and subscribed before me this 21<sup>ST</sup> day of MAY, 2003

Jack Morrison  
Notary Public

My Commission Expires: 12-20-03





## CITY OF KINGSFORT, TENNESSEE

Amber Torbett  
Sullivan County Planner  
Fax: 279-2886

Dear Mrs. Torbett:

On July 17, 2003, the Kingsport Regional Planning Commission made the following recommendations concerning county cases:

### **07-11 County rezoning Shipley Ferry Road (03-101-00005)**

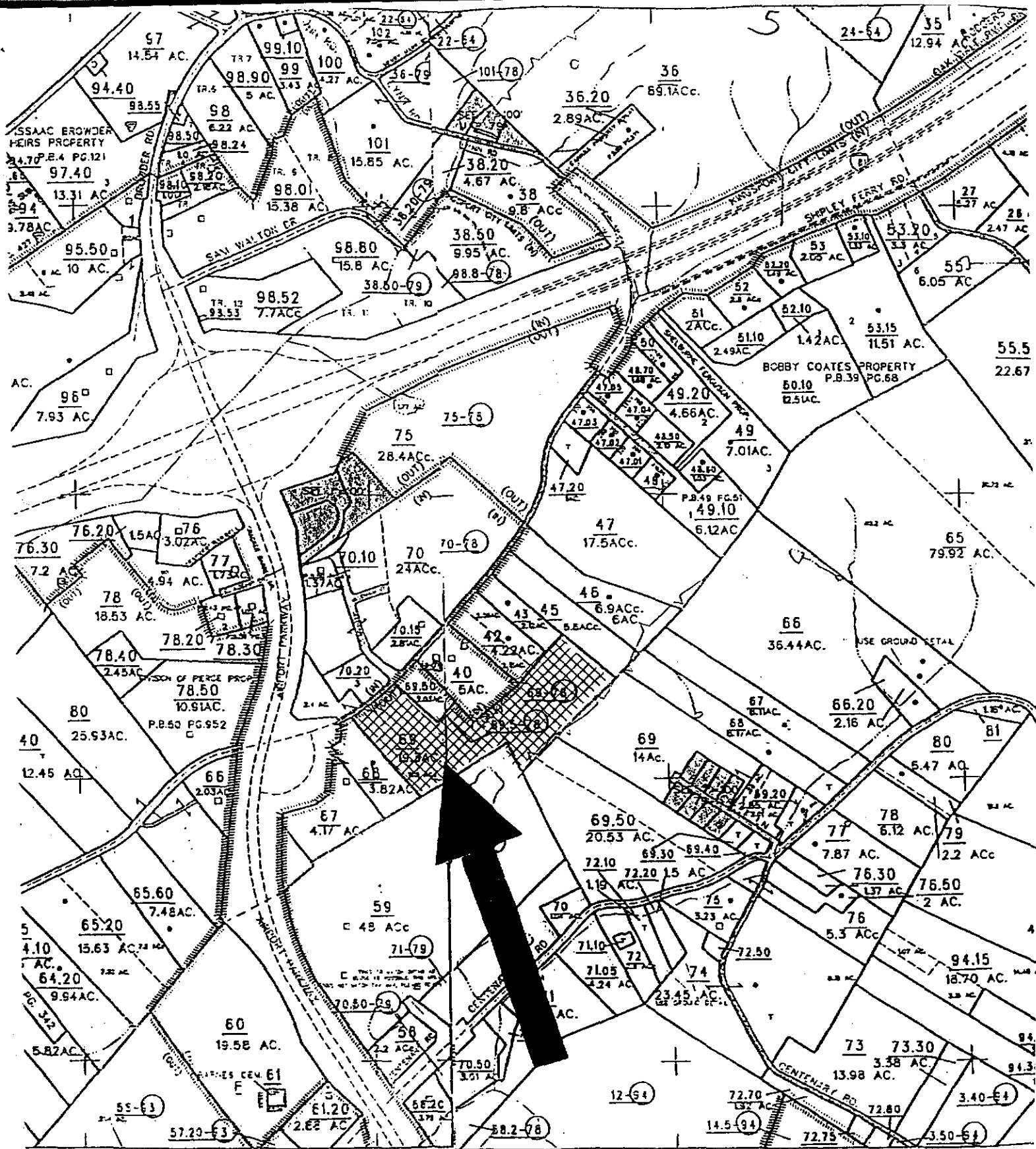
The Commission was requested to grant a Sullivan county rezoning for one lot approximately 19.3 acres from PBD, Planned Business District, to PBD-3, Planned Business District-3 for the purpose of selling the property. The property was located on the southern side of Shipley Ferry Road near its intersection with Airport Parkway off exit 63 of I-181 (Sullivan County tax map 78, parcel 69). The main difference between the two zoning districts was that PBD consisted mostly of commercial land uses, while the PBD-3 consisted of industrial land uses. Staff stated that in November 1999, the Millennium Business Park annexation became effective with a commercial B-3 zoning designation. Staff recommended denying the rezoning request for the following reasons:

1. The rezoning was contrary to the surrounding zoning districts. Once introduced, it would be difficult to stop expanding the rezoned district boundary to the adjacent properties if requested since the properties had a similar flat physical topography, and use the same street network.
2. The industrial-type land uses permitted in the PBD-3 rezoning (i.e. warehouses, storage yards and buildings, wholesale businesses, which were prohibited in the PBD zone) would be contrary to the established residential land use pattern east of Airport Parkway adjacent to Shipley Ferry Road. Furthermore, the industrial-type land uses would conflict with the future commercial development adjacent to Millennium Drive.
3. The rezoning could negatively impact public facilities. Shipley Ferry Road east of Airport Parkway was approximately an 18-foot two-lane street. Industrial-type traffic could excessively congest the vehicle flow on the narrow Shipley Ferry Road. Its location near the Airport Parkway ramp could also bottle-neck residential vehicles.

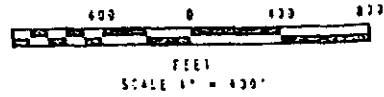
Sharon Glass objected to the rezoning which would permit industrial land uses. Ron Kilgore objected to the rezoning, and he stated that it was with great difficulty that he was able to garner enough support from the property owner and neighbors to settle on a PBD zoning designation a few years ago. Mr. Jones, the eastern adjacent neighbor to Conway Southern Express Freightling expressed dust and noise problems from the industrial land use next-door. Jean Grey objected to the rezoning urging the protection of the environment.

The property owner spoke in favor of the rezoning to PBD-3 noting the different zoning districts that surrounded him. He noted his development history of quality projects. The property owner noted that he had permitted the northern property to be sold to Kingsport as a future firehall.

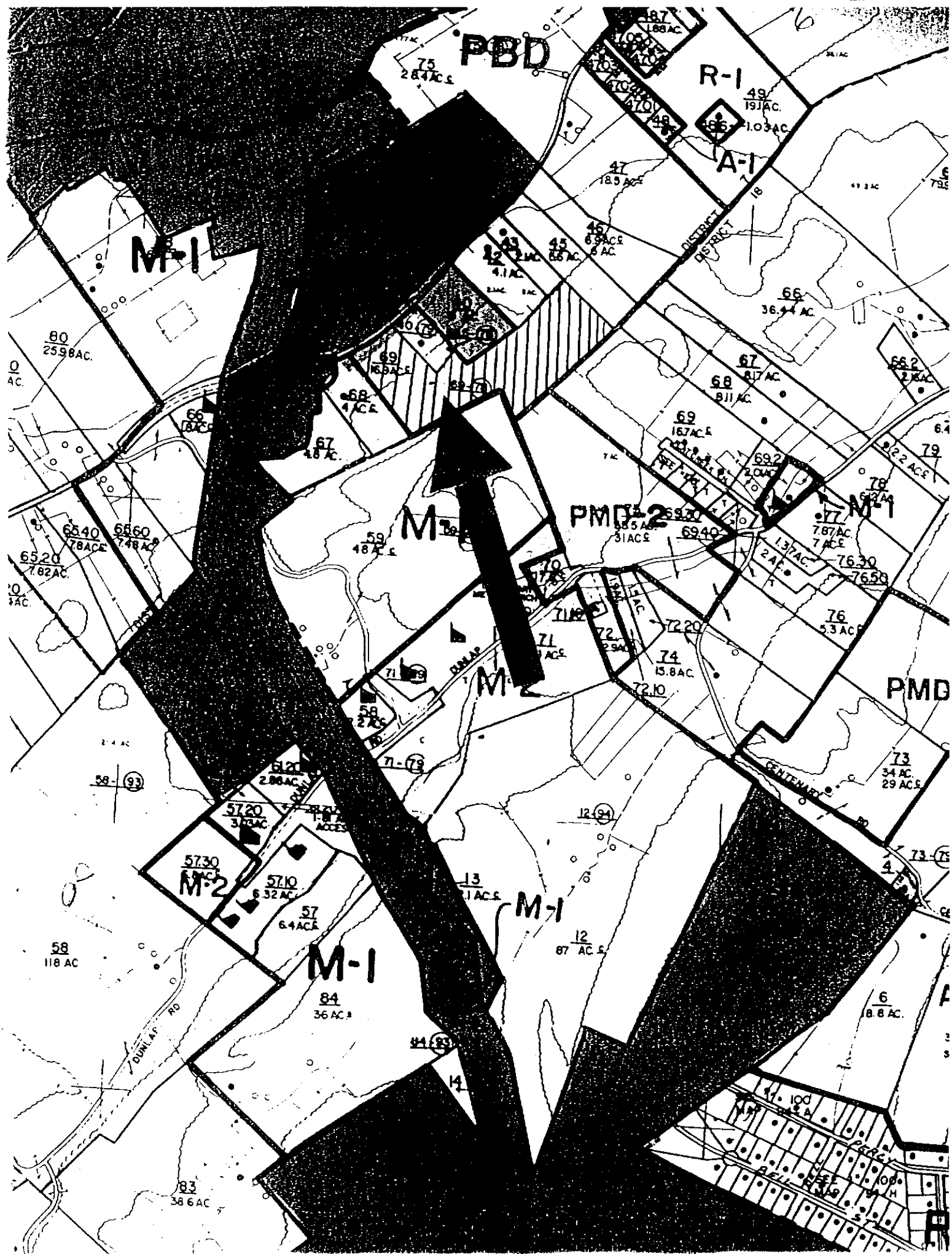
On a motion by Ring, seconded by Releford, the Commission voted 6-0 with Dennis Phillips abstaining to accept the Staff recommendation based upon the rationale provided by Staff.



CS4	SULLIVAN COUNTY, TN		MAP N.
C79	SCALE 1" = 400'	DISTRICT 17B	C75
CS4	PHOTO DATE February 2000	TN STATE PLANS 1001	
	COMPILED JUNE 2001	MAP BEING MADE BY	
	LAST REVISION JUNE 1992	CITY OF KINGSPORT	



NOTICE: THE MAP & THE PROPERTY INFORMATION HEREON ARE THE PROPERTY OF THE CITY OF KINGSPORT, TENNESSEE. THE CITY OF KINGSPORT IS NOT RESPONSIBLE FOR ANY ERRORS OR OMISSIONS. THE CITY OF KINGSPORT IS NOT RESPONSIBLE FOR ANY DAMAGES, INCLUDING ATTORNEY'S FEES, ARISING FROM THE USE OF THIS MAP.



PETITION TO SULLIVAN COUNTY FOR REZONING # 06/03/02

A request for rezoning is made by the person named below; said request to go before the SULLIVAN Regional Planning Commission for recommendation to the Sullivan County Board of Commissioners.

OFFICE USE ONLY

Property Owner J.D. HICKAM (JEFF)

Address 416 ROSEWOOD LANE  
KINGSFORD TN 37664

Phone 288-6407 Date of Request 6-2-03

Property Located in 10<sup>th</sup> Civil District  
Mary Hickam Jeff Hickam  
Rayanna Lain Hickam

Signature of Applicant

Meeting Date 7-15-03 Time 7:00 P.M.

Place Courthouse - Brownville

Planning Commission Approved \_\_\_\_\_  
Denied \_\_\_\_\_

County Commission Approved X  
Denied \_\_\_\_\_

Other ROLL CALL VOTE 24 AYE

Final Action Date 08-18-03

PROPERTY IDENTIFICATION

Tax Map 14-N Group D Parcel 9.00

Zoning Map 6 Zoning District B-4 Proposed District B-3

Property Location 3204 BLOOMINGDALE RD.

Purpose of Rezoning Sub-Divide Property for Resale

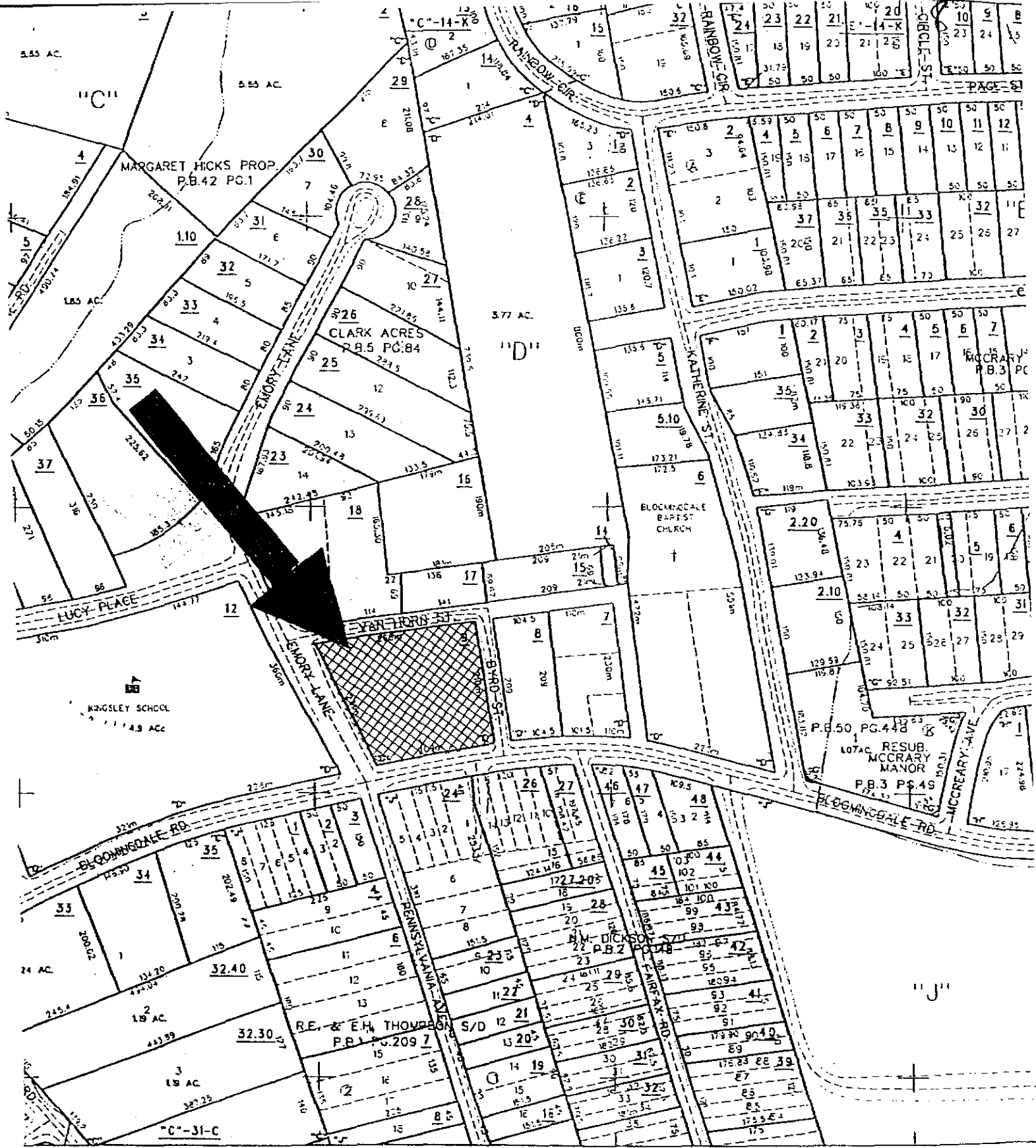
The undersigned, being duly sworn, hereby acknowledges that the information provided in this petition to Sullivan County for Rezoning is true and correct to the best of my information, knowledge and belief.

Mary Hickam Jeff Hickam  
Rayanna Lain Hickam

Sworn to and subscribed before me this 2nd day of June, 2003.

Ligi R. Lepp  
Notary Public

My Commission Expires: 10/11/2003



PARCEL BOUNDARY

PLANIMETRIC MAP

1 PARCEL NUMBER  
 20 AC DEC'D ACREAGE  
 25 AC CALCULATED ACREAGE  
 30 DEC'D/PLAT DIMENSION  
 35 SCALED DIMENSION  
 40 SURVEYED DIMENSION  
 50 BLED. LOT #

1 PARCEL HOOK  
 2 INTERIOR TRACT LINE  
 3 DISTRICT LINE  
 4 PARCEL OUTLINE  
 5 SECTION CORNERS  
 6 CC LINE  
 7 CORP. LIMITS

8 PARCEL & CONTROL MAP No.  
 9 CENTER:  
 10 CHURCH  
 11 SCHOOL  
 12 STATE LINE  
 13 ROAD ROW  
 14 RAILROAD ROW

15 STREAM  
 16 POLE  
 17 TRANSMISSION LINE POLE  
 18 TRANSMISSION LINE TOWER

19 EDGE OF PAVEMENT W.C.  
 20 DRIVE  
 21 RIDE LINE

0141	1
0140	2
0313	3

10

# Sullivan County, Tennessee – USA



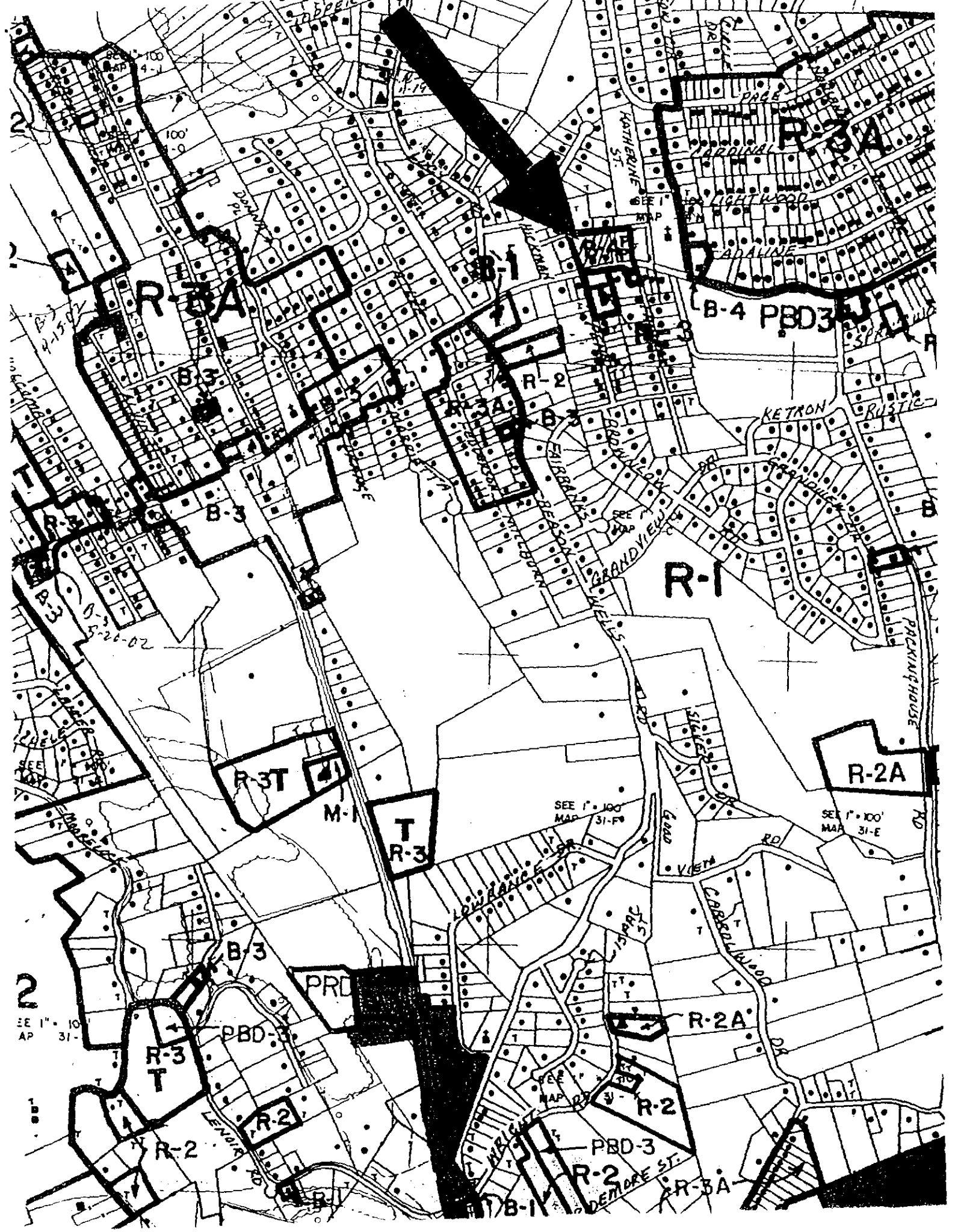
## Historic Zoning Overlay District – HZ Conservation Overlay District – CV districts

*For the:*  
*Sullivan County Mayor and County Commissioners*  
*Sullivan County Regional Planning Commission*  
*and the*  
*Citizens of downtown historic Blountville – Great Stage Road*

*Prepared by:*  
*Sullivan County Historic Preservation Association*

*With Assistance from:*  
*Sullivan County Planning & Zoning Department*

APPROVED THIS 18th DAY OF AUGUST, 2003. ROLL CALL VOTE 24 AYE.



2  
SEE 1" = 100'  
MAP 31-

SEE 1" = 100'  
MAP 31-F

SEE 1" = 100'  
MAP 31-E

SEE MAP 31-

SEE MAP 31-

6-400

**HZ - HISTORIC OVERLAY DISTRICT**

**6-401** **INTENT:** The Historic and Conservation Overlay District provisions are established in order that appropriate measures may be taken to ensure preservation of structures of historic value to Blountville pursuant to the authority contained in Section 13-7-401 to 13-7-410 of the *Tennessee Code Annotated*. The general intent includes, among others, the following specific purposes:

- A. To preserve and protect the historical and/or architectural value of buildings, other structures, or historically significant areas;
- B. To regulate exterior design, arrangement, texture, and materials proposed to be used within the historic district to ensure compatibility;
- C. To create an aesthetic appearance, which complements the historic buildings or other structures;
- D. To stabilize and improve property values;
- E. To foster civic beauty;
- F. To strengthen the local economy; and
- G. To promote the use of Historic/Conservation Overlay Districts for the education, pleasure, and welfare of the present and future citizens of Sullivan County.

**6-402** **CREATION OF HISTORIC and Conservation OVERLAY DISTRICTS:**

The Historic and Conservation Overlay Districts boundaries shall be shown on the zoning map or on special overlays thereto and are made a part of this ordinance and noted by name on said map. Any Historic or Conservation Overlay District shall be created by the Sullivan County Board of Commissioners upon the recommendations of the Sullivan County Regional Planning Commission, the Kingsport Regional Planning Commission, The Bristol Regional Planning Commission and the Historic Zoning Commission. Within an Historic District or Conservation Overlay District, no structure shall be constructed, relocated, demolished, or altered unless the action complies with the requirements set forth in this Code and the Design Guidelines as published separately.



**6- 403      DEFINITION OF HISTORIC OVERLAY DISTRICT:**

An Historic Overlay District shall be defined as a geographic area which possesses a significant concentration, linkage, or continuity of sites, buildings, structures, or objects which are united by past events or aesthetically by plan or physical development, and which meets one (1) or more of the following criteria:

- 6-403.1      Is associated with an event which has made a significant contribution to local, state, or national history; or
- 6-403.2      Includes structures associated with the lives of persons significant in local, state, or national history; or
- 6-403.3      Contains structures or groups of structures which embody the distinctive characteristics of a type, period, or method of construction, or that represents the work of a master, or someone that possesses high artistic values, or that represent a significant and distinguishable entity whose components may lack individual distinction; or
- 6-403.4      Yielded or may be likely to yield archaeological information important in history or prehistory; or
- 6-403.5      Is listed in the National Register of Historic Places.

**6-404      CREATION OF A HISTORIC ZONING COMMISSION:**

A Historic Zoning Commission is hereby created for Blountville in the county of Sullivan, Tennessee, consisting of five members who shall have been residents of Sullivan County for not less than 3 years immediately prior to appointment and who shall continue to be so eligible as long as they serve.

- 6-404.1      *Membership on the Historic Zoning Commission:*  
Membership on the Historic Zoning Commission shall be composed of at least the following members: a) one architect who is a member, or meets membership requirements, of the American Institute of Architects, b) one member of the Sullivan County Regional Planning Commission, c) one member with knowledge of the history of Sullivan County and Blountville, and d) remaining members selected from the community at large.
- 6-404.2      *Appointment to the Historic Zoning Commission:*  
Members of the Historic Zoning Commission shall be appointed by the Sullivan County Board of Commissioners.
- 6-404.3      *Terms of Appointment, Removal, and Vacancies:*  
The members of the Historic Zoning Commission shall serve 5-year terms. All members shall serve without compensation and may be removed from membership by the Board of Commissioners for just cause. Any vacancies on the Historic Zoning Commission shall be filled in the manner herein provided for the appointment of such member. Such appointment shall be for the duration of the expired term.
- 6-404.4      *Election of Officers, Rules, and Meetings:*  
The Historic Zoning Commission shall elect from its members a Chairman and Vice-Chairman. The Commission shall adopt rules of procedure and shall keep records of application and action thereon, which shall be public record. Meetings of the Commission shall be held at the call of the Chairman and at such times as two or more members of the Commission may determine. All meetings shall be open to the public. At least three members of the Commission shall constitute a quorum for the transaction of its business. Actions and recommendations of the Commission shall be by majority vote. The Secretary of the Historic Zoning Commission, who shall be the Planning Director or designee, shall conduct all official correspondence, keep the minutes and records of the Commission, give adequate public notice of meetings, keep a file on each item which comes before the Commission, and attend to such other duties as are normally the function of a Secretary.

6-404.5 *Conflict of Interest:*

When any member of the Historic Zoning Commission shall have a conflict of interest in a matter before the Commission, it is expected that he or she declare that conflict of interest prior to considering whether to vote upon the matter.

**6-405 POWERS AND DUTIES OF THE HISTORIC ZONING COMMISSION:**

- 6-405.1 The Historic Zoning Commission shall review applications regarding the creation of an Historic District and Conservation Overlay Districts. The review of such applications shall be in accordance with the criteria set forth in the Definition of Historic/Conservation Overlay District in this Article. The Commission shall furnish to the Planning Commission, in writing, its recommendations regarding the creation of any Historic and/or Conservation Overlay District.
- 6-405.2 Prior to the establishment of as Historic or Conservation Overlay District, and subsequent to Board of Commissioners adoption of the District, the Historic Zoning Commission shall adopt for each such proposed District a set of review guidelines, which it will apply in ruling upon the granting or denial of a certificate of appropriateness as provided for in this ordinance. Such review guidelines shall be consistent with the purposes of this ordinance and with regulations and standards adopted by the Secretary of the Interior pursuant to the *National Historic Preservation Act of 1966*, as amended, applicable to the construction, alteration, rehabilitation, relocation or demolition of any building, structure, or other improvement situated within a Historic District. Reasonable public notice and opportunity for public comment, by public hearing or otherwise, shall be required before the adoption of any such review guidelines.
- 6-405.3 It shall further be the duty of the Historic Zoning Commission to make the following determinations with respect to the Historic District and/or Conservation District when applicable:
- A. Appropriateness of altering or demolishing any building or structure within the Historic District. The Commission may require interior and exterior photographs, architecturally measured drawings of the exterior, or other notations of architectural features to be used for historical documentation as a condition of any permission to demolish a building or structure, such photographs, drawings, etc. shall be at the expense of the Commission.
  - B. Appropriateness of exterior architectural features, including signs and other exterior fixtures, of any new buildings and structures to be constructed within the Historic District.
  - C. Appropriateness of front yards, side yards, rear yards, off-street parking spaces, location of entrance drives into the property, sidewalks along the public right-of-way, which might affect the character of any building or structure within the Historic District and.
  - D. Appropriateness of the general exterior design, arrangement, texture, material, of the building or other structure in question and the relation of such factors to similar features of buildings in the immediate surroundings and entire district. However, the Historic Zoning Commission shall not consider interior arrangement or design.
  - E. That all work to be undertaken in the Historic District complies with the applicable review guidelines, with primary consideration to be given to:
    - 1) historical or architectural value of the present structure;
    - 2) the relationship of the exterior architectural features of such structure to the rest of the structures, to the surrounding area, and to the character of the District;
    - 3) the general compatibility of exterior design, arrangement, texture, and materials proposed to be used; and
    - 4) to any other factor, including aesthetic, which is reasonably related to the purpose of this Article.

6-405.4 Right of Entry Upon Land:

The Commission, its members and employees, in the performance of its work, may enter upon any land within its jurisdiction and make examinations and surveys and place or remove public notices as required by this Ordinance, but there shall be no right of entry into any building without the consent of the owner.

6-406 **SUBMITTAL OF APPLICATION TO THE HISTORIC ZONING COMMISSION:**

Prior to issuance of any building permit for the construction, alteration, repair, demolition, or relocation of a building or other structure within any *Historic and/or Conservation Overlay District*, the applicant shall first receive a Certificate of Appropriateness from the Historic Zoning Commission. Application for such certificate shall be made by the applicant to the Secretary of the Historic Zoning Commission and shall include all plans, elevations, or other information as may be required to determine the appropriateness of the proposed actions.

6-407 **MEETINGS ON APPLICATION:**

The Historic Zoning Commission shall meet within fifteen (15) days after notification by the Secretary of the Historic Zoning Commission of the filing of an application relating to the Historic or Conservation Overlay District.

6-408 **APPROVAL BY THE HISTORIC ZONING COMMISSION:**

Upon approval of any application, the Historic Zoning Commission shall forthwith transmit a report to the Planning & Zoning Director, stating the basis upon which such approval was made and cause a Certificate of Appropriateness to be issued. The provisions of the Certificate of Appropriateness, and any conditions attached thereto, shall become a part of the Building Permit upon issuance. Upon failure of the Historic Zoning Commission to take final action with thirty (30) days after receipt of the application, the case shall be deemed approved, except when mutual agreement has been made for an extension of the time limit. When a Certificate of Appropriateness has been issued, a copy thereof shall be transmitted to the Building Commissioner and/or Planning & Zoning Director, who shall from time to time inspect the construction or alteration of the exterior approved by such certificate, and report to the Historic Zoning Commission any work not in accordance with such certificate before issuing a certificate of occupancy.

6-409 **DISAPPROVAL BY THE HISTORIC ZONING COMMISSION:**

In the case of disapproval of any application, the Historic Zoning Commission shall state the reasons therefore in a written statement to the applicant, in terms of design, arrangement, texture, color, material, and the like of the property involved. Notice of such disapproval and a copy of the written statement of reasons therefore shall also be transmitted to the Planning & Zoning Director.

6-410 **APPROVAL OF REMOVAL OR DEMOLITION:**

In the event an application for removal or demolition of a building or other structure within an *Historic or Conservation Overlay District* is submitted or such demolition is required, the governmental agency receiving such request or initiating such action shall transmit a copy thereof to the Historic Zoning Commission and said Commission shall have a period of thirty (30) days from the date the application was filed to act upon the application. Upon failure of the Historic Zoning Commission to take final action within thirty (30) days after the filing of the application, the case shall be deemed approved, except when mutual agreement has been made for an extension of the time limit.

6-411 **DETERMINATION OF ECONOMIC HARDSHIP:**

Any applicant denied a Certificate of Appropriateness by the Commission within thirty (30) days thereafter and any applicant seeking demolition of a landmark or contributing structure within a district may make application for a Certificate of Economic Hardship from the Commission.

6-411.1 The applicant shall submit all the following information by affidavit for an application to be considered:

- A. The assessed value of the property and/or the structure. In the case of a demolition, two (2) recent assessments;
- B. For the previous two (2) years, the real property taxes paid;
- C. The amount paid for the property by the owner, the date of purchase, the name of the party from whom it was purchased, and a description of the relationship, if any, between the current owner and the previous owner;

- D. The current balance of any mortgage or any other financing secured by the property owner and the annual debt service, if any, for the previous two (2) years;
- E. All appraisals obtained within the previous two (2) years by the owner or applicant in connection with purchase, offerings for sale, financing, or ownership of the property, or state that none were obtained;
- F. All listings of the property for sale or rent, price asked and offers received, if any, within the previous four (4) years, or state that none were obtained;
- G. All studies commissioned by the owners as to profitable renovation, rehabilitation, or utilization of any structures or objects on the property for alternative use, or a statement that none were obtained;
- H. For income producing property, itemized income and expense statements from the property for the previous two (2) years;
- I. Estimate of the cost of the proposed alteration, construction, demolition, or removal and an estimate of any additional cost that would be incurred to comply with the recommendations of the Commission for changes necessary for it to approve a Certificate of Appropriateness; and
- J. Form of ownership or operation of the property, whether sole proprietorship, for-profit, or not-for-profit corporation, limited partnership, joint venture, or other.

- 6-411.2 In the event that the information required to be submitted by the applicant is not reasonably available, the applicant shall file with the affidavit a statement of the information that cannot be obtained and shall describe the reasons why such information is unavailable.
- 6-411.3 Notwithstanding the submission of the above information, the Commission may require additional evidence.
- 6-411.4 The Commission shall hold a public hearing on the application within thirty (30) days following receipt of the completed application form.
- 6-411.5 The determination by the Commission shall be made within forty-five (45) days following the close of the public hearing and submission of all information, documentation, or evidence requested by the Commission. The determination shall be accompanied by findings of fact.
- 6-411.6 The Commission shall not grant approval of any application involving demolition, unless the Commission determines, upon clear and convincing evidence that one or more of the following circumstances applies:
  - A. The structure is not subject to this article; or
  - B. Denial of a demolition permit would result in a hardship to the property owner so great that it would effectively deprive the owner of all reasonable use of the structure. The extent of any demolition permitted shall be limited to the amount necessary to allow reasonable use of the structure. Where the condition of the structure is not the result of the acts of neglect of the owner or his predecessors in title occurring in whole or in part after August 1, 1988.
  - C. The Commission deems that the historical structure is beyond repair and the owner will comply with the historical districts guidelines for new construction.
- 6-411.7 If the determination of the Commission is to disapprove the application for a Certificate of Economic Hardship, the applicant shall be notified within five (5) business days. The notice shall include a copy of the findings of fact and report.

**6-412 APPEALS FROM DECISION OF THE HISTORIC ZONING COMMISSION:** Appeals from any decision of the Historic Zoning Commission may be taken to a court of competent jurisdiction as provided for by law.

**\*\* NOTE:** Nothing in this article shall be interpreted as giving the Historic Zoning Commission any authority to consider, review, examine, or control the use of property classified as a conservation zoning district. Use shall be controlled solely by the zoning of such property prior to its classification as a Historic District or as may be rezoned by subsequent amendments.

**6-500 Airport Overlay Zone**

All building plans within the adopted Airport Overlay Zone shall be limited in height according to the Tri-Cities Regional Airport Land Use and Development Plan. The area contained within this overlay zone shall be illustrated on the official zoning map.

16  
SULLIVAN COUNTY, TENNESSEE

ZONING RESOLUTION

Proposed Document

2003



*Prepared by the Sullivan County Land Use Office,  
Department of Planning & Zoning*

*With Assistance from the  
Tennessee Department of Economic & Community Development:  
Division of Local Planning Assistance, Upper East Tennessee Office*

DEFERRED 08-18-03 by ROLL CALL VOTE 18 AYE, 6 NAY.

PROPOSED AMENDMENT TO

REZONING

~~RES.~~ # 4

NEW SULLIVAN COUNTY ZONING RESOLUTION

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Amend as Follows:

DEFER FOR 60 DAYS AND THE ZONING DEPT. TO PROPERLY NOTIFY ALL  
PROPERTY OWNERS (141) PARCELS AND THE COUNTY POST A SIGN TO EACH PARCEL.  
FOR SULLIVAN COUNTY CONSIDERATION.

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MRS. TORBETT TO PRESENT THE COMMENTS AND ZONING CHANGES TO EACH  
STANDING COMMITTEE AT THE NOVEMBER 2003 MEETINGS.

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AMENDMENT: CALLED SESSION FOR CONSIDERATION TO BE HELD AT NIGHT.  
AMENDMENT MADE BY HARR, SECOND BY MCKAMEY, ACCEPTED BY SPONSOR OF MOTION.

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Introduced by: VANCE  
Seconded by: HARR, SITGREAVES, KILGORE

COMMENTS: MOTION AND AMENDMENT APPROVED BY ROLL CALL VOTE.  
18 AYE, 6 NAY.

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RESOLUTIONS ON DOCKET FOR AUGUST 18, 2003

RESOLUTIONS	ACTION
#1 THE SULL. CO. BOARD OF COMM. TO CONSIDER AMENDMENTS TO THE SULL. CO. ZONING RESOLUTIONS AS AMENDED	APPROVED 08-18-03
#2 AUTHORIZING SHIFT DIFFERENTIAL PAY INCREASE FOR SULLIVAN COUNTY SHERIFF'S OFFICE	DEFERRED 08-18-03
#3 ADOPTING PROVISIONS OF TENNESSEE CODE ANNOTATED 40-14-210 AND LEVYING \$12.50 COST IN MISDEMEANOR AND FELONY CASES	APPROVED 08-18-03
#4 TO CALL A REFERENDUM ON THE QUESTION OF WHETHER A COUNTY-WIDE MOTOR VEHICLE TAX SHOULD BE LEVIED FOR SULLIVAN COUNTY	DEFERRED 08-18-03
#5 AMENDING POLICY RELATIVE TO TRANSFER OF SICK LEAVE	WITHDRAWN 08-18-03
#6 AUTHORIZING LIBRARY BOARD REAPPOINTMENTS	APPROVED 08-18-03
#7 TO APPROVE RECOMMENDATIONS FROM MAINTENANCE STUDY COMMITTEE	APPROVED 08-18-03
#8 AMENDING THE SULLIVAN COUNTY ZONING RESOLUTION-FEE SCHEDULE	APPROVED 08-18-03
#9 AUTHORIZING TRAFFIC SIGN CHANGES IN THE 22 <sup>ND</sup> C.D.	APPROVED 08-18-03
#10 ESTABLISH INCENTIVE PROGRAM THROUGH INDUSTRIAL DEVELOPMENT BOARD	1 <sup>ST</sup> READING 08-18-03
#11 ACCEPT GRANT FUNDS FROM TENN. EMERGENCY MANAGEMENT AGENCY	APPROVED 08-18-03
#12 APPROVE LOCAL GOVERNMENT ASSESSMENT FOR FIRST TENNESSEE HUMAN RESOURCE AGENCY	APPROVED 08-18-03
#13 AUTHORIZING THE SALE OF LAND IN THE TRI-COUNTY INDUSTRIAL PARK	1 <sup>ST</sup> READING 08-18-03
#14 AMENDING THE JUVENILE SERVICES BUDGET TO ACCEPT ADDITIONAL GRANT FUNDS FROM THE DEPT. OF CHILDREN'S SERVICES-JUVENILE ACCOUNTABILITY INCENTIVE BLOCK GRANT (JAIBG)	APPROVED 08-18-03
#15 SULL. CO. SHERIFF & SULL. CO. PURCHASING AGENT TO SUBMIT PROPOSED REVISED AGREEMENT TO TENN. BUSINESS ENTERPRISES FOR THE PURCHASE OF INMATE COMMISSARY SERVICES AT THE SULL. CO. JAIL	DEFERRED 08-18-03
#16 RECOGNIZE THE BLUFF CITY BIG LEAGUE GIRLS SOFTBALL TEAM	APPROVED 08-18-03

Sullivan County, Tennessee  
Board of County Commissioners

Item 1  
No. 2003-08-00

To the Honorable Richard S. Venable, Sullivan County Executive and the Board of Sullivan County Commissioners meeting in Regular Session this 18<sup>th</sup> day of August 2003.

**RESOLUTION Authorizing the Board of County Commissioners to Consider Amendments to the Sullivan County Zoning Resolution**

WHEREAS, the attached rezoning petitions have been duly initiated; have been before the Planning Commission (recommendations enclosed); and have received a public hearing as required; and,

WHEREAS, such rezoning petitions will require an amendment to the Sullivan County Zoning Resolution.

**NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby consider the attached rezoning petitions and vote upon the proposed amendments, individually or otherwise at the discretion of the Commission, by roll call vote and that the vote be valid and binding and that any necessary amendments to the official zoning map be made so.**

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Duly passed and approved this 18<sup>th</sup> day of August 2003.

Attested: Janie Gammon 8/18/03 Approved: Richard S. Venable 8/18/03  
Janie Gammon, County Clerk Date Richard S. Venable, County Executive Date

**Introduced By: Commissioner: King (Buddy)**  
**Seconded By: Commissioner(s): Ferguson**

2003-08-00	County Commission
ACTION	APPROVED 08-18-03 23 AYE, 1 ABSENT

Comments: Motion made by Harr and seconded by Morrell to approve.



Sullivan County, Tennessee  
Board of County Commissioners

*A 2*  
Item 11

Budget  
No. 2003-05-47

To the Honorable Richard S. Venable, Sullivan County Executive and the Board of Sullivan County Commissioners meeting in Regular Session this 19<sup>th</sup> day of May 2003.

**RESOLUTION Authorizing Shift Differential Pay Increase For Sullivan County Sheriff's Office**

WHEREAS, the Deputy Sheriffs of Sullivan County work alternating shifts in order to accomplish the legal requirements mandated to the Sheriff of Sullivan County; and,

WHEREAS, alternating shifts creates a hardship and stress that is not experienced by day shift workers; and,

WHEREAS, in the past the County Commissioners voted to compensate the officers that worked the evening shift twenty-five cents (.25¢) more per hour than they were paid on day shift and thirty-five cents (.35¢) more on night shift than paid on day shift; and,

WHEREAS, the cost of living has increased considerably since the shift deferential pay was decided; and,

WHEREAS, the officers working shift work have not received a pay increase over the past three years and are due some increase in their income;

**NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approves an increase in the shift differential pay for shift workers of the Sheriff's Office by ten cents (.10¢) per hour, so that the new shift differential pay will equal thirty-five cents (.35¢) per hour on evening shift and forty-five cents (.45¢) per hour on night shift.**

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.  
Duly passed and approved this \_\_\_\_\_ day of \_\_\_\_\_ 2003.

Attested: \_\_\_\_\_  
Jeannie F. Gammon, County Clerk Date

Approved: \_\_\_\_\_  
Richard S. Venable, County Executive Date

**Introduced By Commissioner: Herron**  
**Seconded By Commissioner(s): Crawford**

2003-05-47	Administrative	Budget	Executive	County Commission
ACTION				

Comments: 1st Reading 05-19-03; Deferred 06-16-03; Deferred 07-21-03;  
Deferred 08-18-03;

Sullivan County, Tennessee  
Board of County Commissioners

3 4  
Item 17  
Budget Committee  
P-No. 2003-06-64

To the Honorable Richard S. Venable, Sullivan County Executive, and the Board of Sullivan County Commissioners meeting in Regular Session this 16<sup>th</sup> day of June, 2003.

**RESOLUTION Adopting Provisions of Tennessee Code Annotated §40-14-210 and Levying \$12.50 Cost in Misdemeanor and Felony Cases**

WHEREAS, in 1997 the Sullivan County Board of Commissioners approved a \$6.00 increase to the litigation tax to be used to offset the county funded portion of the Sullivan County Public Defender's Office's budget, which increase currently generates an annual revenue of approximately \$80,000.00; and

WHEREAS, Sullivan County currently appropriates approximately \$100,000.00 per year to the Sullivan County Public Defender's Office; and

WHEREAS, Tennessee Code Annotated §40-14-210 authorizes counties, by two-thirds vote of the county legislative body, to levy additional cost in the amount of \$12.50 in every misdemeanor and felony prosecution case, except for nonmoving traffic violations, with the revenue generated therefrom to be "used for providing representation and support services to indigent defendants in criminal proceedings"; and

WHEREAS, it is estimated that by levying the additional \$12.50 cost as authorized in Tennessee Code Annotated §40-14-210, Sullivan County would generate approximately \$175,000.00 per year; and

WHEREAS, by implementing the provisions of Tennessee Code Annotated §40-14-210, sufficient revenue would be generated to fully fund the county's portion of the Sullivan County Public Defender's Office and, accordingly, would make revenue previously set aside for such purpose available for other purposes;

**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 4<sup>th</sup> day of June, 2003 hereby adopt the provisions of Tennessee Code Annotated §40-14-210 and levy an additional cost in the amount of \$12.50 in every misdemeanor and felony prosecution case in Sullivan County, except for non-moving traffic violations, with the revenue generated therefrom to be used for providing representation and support services to indigent defendants in criminal proceedings.

**[WAIVER OF RULES REQUESTED]**

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Duly passed and approved this 18th day of August 2003.

Attested: Jeanie Gammon 8/18/03  
Jeanie Gammon, County Clerk Date

Approved: Richard S. Venable 8/18/03  
Richard S. Venable, County Executive Date

**Introduced By: Commissioner: Conkin**  
**Seconded By: Commissioner(s): Vance**

tr

2003-06-64	Administrative	Budget	Executive	County Commission
<b>ACTION</b>		Approve 6-5-03		Approved 08-18-03 18AYE, 6NAY

Comments: Waiver of Rules Requested  
1st Reading 06-16-03; Deferred 07-21-03;

**Sullivan County, Tennessee  
Board of County Commissioners**

46  
Item 28  
Budget  
No. 2003-06-72

To the Honorable Richard S. Venable, Sullivan County Executive and the Board of Sullivan County Commissioners meeting in Regular Session this 16<sup>th</sup> day of June 2003.

**RESOLUTION TO CALL A REFERENDUM ON THE QUESTION OF WHETHER A COUNTY-WIDE MOTOR VEHICLE TAX SHOULD BE LEVIED FOR SULLIVAN COUNTY**

**WHEREAS**, *Tennessee Code Annotated*, Section 5-8-102, authorizes counties to levy and have approved by a majority of the number of qualified voters of the county voting in an election on the question of whether or not the tax should be levied, a motor vehicle privilege tax as a condition precedent to the operation of a motor vehicle within a county; and,

**WHEREAS**, the need for new revenue sources is great in Sullivan County;

**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approves:

**SECTION 1.** For the privilege of using the public roads and highways, in Sullivan County, Tennessee, there is levied upon motor-driven vehicles, and upon the privilege of the operation thereof, except motorcycles, motor-driven bicycles and scooters, farm tractors, self-propelled farm machines not usually used for operation upon public highways or roads, and motor-driven vehicles owned by any governmental agency or governmental instrumentality and except for other exemptions provided by general law, a special privilege tax for the benefit of such county, which tax shall be in the amount of \$26.00 for each such motor-driven vehicle, the owner of which resides within said county.

**SECTION 2.** The tax herein levied shall be paid to and collected by the County Clerk of Sullivan County, who is authorized by *Tennessee Code Annotated*, Section 67-4-103, to collect such privilege taxes. The County Clerk shall collect this tax at the same time he or she collects the state privilege tax levied upon the operation of a motor-driven vehicle over the public highways of this State. The County Clerk shall deduct a fee of five percent (5%) as authorized in *Tennessee Code Annotated*, Section 8-21-701(55), from the amount of taxes collected and paid over to the Trustee.

**SECTION 3.** Payment of the privilege tax imposed hereunder shall be evidenced by a receipt, issued in duplicate by the County Clerk, the original of which shall be kept by the owner of the motor-driven vehicle, and by a decal also issued by the County Clerk, which shall be displayed by affixing the decal on and to the lower right corner of the license plate in the space provided for such decal. The design of the decal shall be determined by the County Clerk being one inch (1") in height and have a width of one-half inch (1/2"), the same size as the present state renewal decal. The expense incident to the purchase of such decals herein required, as well as the expense of obtaining proper receipts and other records necessary for the performance of the duties herein incumbent upon the County Clerk shall be paid from the General Fund of the County.

**SECTION 4.** The privilege tax or wheel tax herein levied, when paid together with full, complete and explicit performance of and compliance with all provisions of the Resolutions, by the owner, shall entitle the owner of the motor-driven vehicle for which said tax was paid on and which the decal has been affixed as herein provided, to operate or allow to be operated his vehicle over the streets, roads, and highways of the county for a period of one year, which will run concurrently with the period established for the state registration fees by *Tennessee Code Annotated*, Section 55-4-104.

In the event the wheel tax decal is sold by the County Clerk for a period of more or less than a calendar year, the tax imposed shall be proportionate to the annual tax fixed for the vehicle and modified in no other manner, except that the proportional tax shall be rounded off to the nearest quarter of a dollar.

**SECTION 5.** In the event any motor-driven vehicle for which the wheel tax has been paid and the emblem or decal issued and placed thereon, becomes unusable, obliterated, erased or defaced, or is destroyed or damaged to the extent that it can no longer be operated over the public roads, streets or highways of said county; or in the event that the owner transfers the title to the vehicle, and completely removes there from and destroys the decal or emblem issued for and placed thereon, and the owner makes proper application to the County Clerk for the issuance of a duplicate decal to be used by the owner for the unexpired term for which the original decal was issued, and the County Clerk is satisfied that the applicant is entitled to the issuance of such a duplicate decal and the owner pays the County Clerk the sum of \$3.00, the County will then issue to such owner a duplicate receipt, canceling the original receipt delivered to the owner by the County Clerk, and a duplicate decal shall be provided to be affixed as outlined above.

**SECTION 6.** The proceeds of this tax shall be deposited in the Highway Fund of Sullivan County, and to the incorporated Cities within Sullivan County a prorate share of the monthly collections based upon the certified road miles of each jurisdiction within Sullivan County.

**SECTION 7.** This Resolution shall have no effect unless it is approved by a majority of the number of qualified voters of Sullivan County, Tennessee, voting in an election on the question of whether or not the tax should be approved. The county election commission, upon passage of this Resolution, shall call an election on the question of whether or not the wheel tax should be levied to be held in the a special election after this request has been certified by the County Clerk to the Sullivan County Election Commission, with the ballots having printed on them the substance of this Resolution. The voters shall vote for or against the approval of this Resolution and the result of such referendum certified by the county election commission to the county legislative body. The cost of the election shall be paid by Sullivan County.

**SECTION 8.** For the purpose of approving or rejecting the provisions of this Resolution, it shall be effective upon being approved by a majority of the members of the Sullivan County Legislative Body, the public welfare requiring it. For all other purposes, this Resolution shall take effect upon approval as provided in Section 7.

**WAIVER OF THE RULES REQUESTED**

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Duly passed and approved this \_\_\_\_\_ day of \_\_\_\_\_ 2003.

Attested: \_\_\_\_\_  
 Jeanie F. Gammon, County Clerk Date

Approved: \_\_\_\_\_  
 Richard S. Venable, County Executive Date

**Introduced By Commissioner: McConnell**

**Seconded By Commissioner(s): Surgenor**  
 at

2003-06-72	<b>Administrative</b>	<b>Budget</b>	<b>Executive</b>	<b>County Commission</b>
<b>ACTION</b>				

Comments: Motion made to defer by Harr, seconded by Hyatt. Motion to defer approved by voice vote of the commission 06-16-03; Deferred 06-16-03; Deferred 07-21-03; Deferred 08-18-03;

Sullivan County, Tennessee  
Board of County Commissioners

57  
Item 26

Budget Committee  
No. 2003-06-73

To the Honorable Richard S. Venable, Sullivan County Executive, and the Board of Sullivan County Commissioners meeting in Regular Session this 16<sup>th</sup> day of June, 2003.

**RESOLUTION Amending Policy Relative to Transfer of Sick Leave**

WHEREAS, the Sullivan County Board of Commissioners approved Resolution No. 2 on November 20, 2000 authorizing active county employees, with the exception of school department employees, to transfer up to eighty (80) hours of accrued sick leave to another county employee subject to approval by the appropriate department heads; and

WHEREAS, the current policy specifically excludes school department employees from participating in the transfer of sick leave from other county employees; and

WHEREAS, requests have been made from county employees to transfer accrued sick leave to employees of the school department which is prohibited under the current policy;

**NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 16<sup>th</sup> day of June, 2003 hereby amend the current policy to include school department employees subject to approval by the Sullivan County Board of Education.**

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.  
Duly passed and approved this \_\_\_\_\_ day of \_\_\_\_\_ 2003.

Attested: \_\_\_\_\_  
Jeanie Gammon, County Clerk Date

Approved: \_\_\_\_\_  
Richard S. Venable, County Executive Date

**Introduced By: Commissioner: Houser**  
**Seconded By: Commissioner(s): Brittenham**

iii

2003-06-73	Administrative	Budget	Executive	County Commission
ACTION				

Comments: 1st Reading 06-16-03; Deferred 07-21-03; Withdrawn 08-18-03.

Sullivan County, Tennessee  
Board of County Commissioners

Item 6  
Executive  
No. 2003-07-75

To the Honorable Richard S. Venable, Mayor of Sullivan County and the Board of Sullivan County Commissioners meeting in Regular Session this 21<sup>st</sup> day of July 2003.

**RESOLUTION Authorizing Library Board Reappointments**

WHEREAS, Mr. Larry McKenzie of 5508 Comanche Drive, Kingsport, Tennessee has accepted a reappointment to the Sullivan County Library Board for an additional three years (September 2003 through September 2006); his present term expiring September 2003; and

WHEREAS, Mr. Rob Montgomery of 2001 Hermitage Drive, Kingsport Tennessee has accepted a reappointment as representative to the Watauga Regional Library Board (September 2003 through September 2006); his present term expiring September 2003.

**NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners reappoint Mr. Larry McKenzie to the Sullivan County Library Board and reappoint Mr. Rob Montgomery as representative to the Watauga Regional Library Board. Terms to expire September 2006.**

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.  
Duly passed and approved this 18th day of August 2003.

Attested: Jeanie Gammon 08/18/03  
Jeanie F. Gammon, County Clerk Date

Approved: Richard S. Venable 8/18/03  
Richard S. Venable, Mayor Date

**Introduced By Commissioner: Jones**  
**Seconded By Commissioner(s): Houser**

RESUMES ATTACHED

2003-07-75	Administrative	Budget	Executive	County Commission
<b>ACTION</b>	Approve 7-7-03	---	Approve 7-2-03	Approved 08-18-03

Comments: 1st Reading 07-21-03;

24 AYE

## Information Sheet

June 30, 2003

Larry W. McKenzie

5508 Commanche Drive  
Kingsport, Tennessee 37664  
Home Phone: (423) 323-7251  
Business Phone: (423) 229-5593  
E-mail: [novamck@chartertn.net](mailto:novamck@chartertn.net)

### Family:

- Judy Weaver McKenzie, wife (married in 1968)
- Bradley McKenzie, son, 21 years old - ETSU student
- Leigh-Ann McKenzie, daughter, 15 years old - 10<sup>th</sup> grade, Dobyns-Bennett High School

### Educational Background:

- 1965 - Blountville High School
- 1969 - University of Tennessee, BS Industrial Management
- 1977 - University of Tennessee, Masters in Business Administration (MBA)
- 1999 - Eastman Business Management Curriculum

### Career History:

- 1969-1972: Colgate Palmolive Co., Jeffersonville, Indiana
- Industrial Engineer/Manufacturing Supervisor
- 1972 - Present: Eastman Chemical Company
- Various Materials Planning and Supervisory roles (1972-90)
  - Special assignment at Kodak, Rochester, NY (1985)
  - Business Market Manager, Food Ingredients (1991)
  - Manager, North American Customer Service Center (1996)
  - Chemicals Supply Chain Manager (2000->current assignment)

### Community/Professional Activities:

- Past President, Indian Springs Optimist Club (mid-1970s) ... Optimist of the Year, 1978-79
- University of Tennessee, National Alumni Board of Governors (1982-85)
- Past Board member, Indian Springs Community Chest
- Organization Committee for chartering the Sullivan County Friends of the Library.... serving as the first President (1987)
- Past President, Appalachian Chapter of the American Production and Inventory Control Society (1990)
- Fund-raising Committee for building current Sullivan County Library facility
- Colonial Heights Presbyterian Church
- Current Sullivan County Library Board Member 2000-2003

Resolution No. 2003- 07. 75  
Page 1 of 2



# Robert H. Montgomery, Jr.

**Home**  
2001 Hermitage Drive  
Kingsport, Tennessee 37664  
(423) 247-2001

**Work**  
P.O. Box 526  
Blountville, Tennessee 37617  
(423) 279-3278

<b>Professional Experience</b>	Assistant District Attorney General Second Judicial District Sullivan County, Tennessee	1987 to Present
<b>Professional Service</b>	Member, Board of Governors Tennessee Bar Association	1995 to Present
	Instructor Trainer National Highway Traffic Safety Administration	1993 to Present
	Trial Advocacy Instructor American Prosecutors Research Institute	1993 to Present
<b>Public Service</b>	Board Member and Vice Chair Watauga Regional Library	1994 to Present
	Board Member Sullivan County Library Board	1994 to Present
	Board Member Tennessee State Library Advisory Council	1992 to 1999
	Former Member and Past Chair Kingsport Public Library Commission	1984 to 1993
	Charter Member and Past President Tri-Cities Rotary Club	1989 to Present
	Former Board Member and Past President Kingsport Jaycees, Inc.	1981 to 1994
<b>Recognition and Honors</b>	Fellow Tennessee Bar Foundation	2000
	Paul Harris Fellow Tri-Cities Rotary Club	1999
	Trustee of the Year Tennessee Library Association	1994
	Life Member Kingsport Jaycees, Inc.	1994
	Charter Fellow Young Lawyers Division Tennessee Bar Association	1991
	Recipient Kingsport's Outstanding Young Man Award	1985
	Graduate Leadership Kingsport	1983
<b>Education</b>	J.D., College of Law University of Tennessee	1979
	B.A., College of Arts and Science Vanderbilt University	1975

Sullivan County, Tennessee  
Board of County Commissioners

7  
Item ~~12~~  
Budget  
2003-07-79

To the Honorable Richard S. Venable, Mayor of Sullivan County and the Board of Sullivan County Commissioners meeting in Regular Session this 21<sup>st</sup> day of July 2003.

**RESOLUTION To Approve Recommendations From Maintenance Study Committee**

WHEREAS, in February 2003 the Sullivan County Commission approved Resolution No. 2003-01-04 requesting the County Executive to appoint a study committee to review and inventory the various resources presently provided for in the different maintenance programs over county vehicles, equipment, and buildings; and

WHEREAS, the Maintenance Study Committee consisting of Joe Herron, John Crawford, James "Buddy" King, Howard Patrick, Mark Vance, and Eddie Williams has met with the various departments and reviewed the various operations within these departments;

**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby endorses the following recommendations made by the Maintenance Study Committee:

- (1) Recommend that the Purchasing Agent solicit bids from vendors in the Bristol, Blountville and Kingsport areas to perform preventative maintenance on county vehicles; upon receiving bids, the Purchasing Agent would select one vendor from each area to contract with the county to provide services for departments in that area;
- (2) Recommend that any department purchasing a new vehicle trade-in or sell at public auction within ninety days an older vehicle within the same department; disposition of department's used vehicle depending on the condition and market value;
- (3) Recommend that when new vehicles are requisitioned that bids be solicited from local dealerships in addition to state contract and the number of accessories be reduced to a minimum with the exception of "packaged accessory upgrades" costing less than a vehicle made to order;
- (4) Recommend that all department heads or their designees organize a quarterly meeting of county departments in order to share ideas and suggestions to benefit the county as a whole;
- (5) Recommend that each maintenance department submit a list to share among all county departments listing qualifications of employees, ie., electrical, air conditioning, plumbers, carpenters, etc. Each department should review the list and utilize the maintenance departments within the county prior to outsourcing work;

when a department utilizes employees from one of the maintenance departments, there can be a paperwork trail for budgeting purposes;

- (6) Recommend that a centralized vehicle maintenance department be set up to service all county vehicles; existing man power should be used to operate day and evening shifts to help alleviate down time of vehicles; an existing county facility should be utilized.

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Duly passed and approved this 18th day of August 2003.

Attested:

*Jeanie F. Gammon* 8/18/03  
Jeanie F. Gammon, County Clerk Date

Approved:

*Richard S. Venable* 8/18/03  
Richard S. Venable, Mayor Date

**Introduced By Commissioner: Herron**

**Seconded By Commissioner(s): Crawford, King (Buddy), Patrick, Vance, Williams**

2003-07-79	Administrative	Budget	Executive	County Commission
<b>ACTION</b>	No Action 7-7-03	Approve 7-10-03		Approved 08-18-03

24 AYE

Comments: 1st Reading 07-21-03;

Sullivan County, Tennessee  
Board of County Commissioners

Item 8  
Budget  
No. 2003-07-80

To the Honorable Richard S. Venable, Mayor of Sullivan County and the Board of Sullivan County Commissioners meeting in Regular Session this 21<sup>st</sup> day of July, 2003.

**RESOLUTION Amending the Sullivan County Zoning Resolution – Fee Schedule**

WHEREAS, the fee schedule has not been increased since 1993;

WHEREAS, Sullivan County Land Use Office fee schedule is considerably lower in some areas than neighboring counties and cities with similar land use control regulations; and

WHEREAS, the public notification process and plans review procedures have experienced increased administrative costs from public notices, postage, copy paper, plat and plans duplication, and court costs.

**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby amend the Sullivan County Zoning Resolution, Fee Schedule to include that proposed in the attached table.

**BE IT FURTHER RESOLVED** that any request for rezoning, variance, building permit, published document or plat duplication after the passage of this resolution follow the attached fee schedule.

All resolutions in conflict herewith are and the same rescinded insofar as such conflict exists.

Attested: Jeanie F. Gammon 8/18/03 Date  
Jeanie F. Gammon, County Clerk  
Approved: Richard S. Venable 8/18/03 Date  
Richard S. Venable, County Executive

**Introduced By Commissioner: Jones**

**Seconded By Commissioner(s): Crawford; Houser;**

**ATTACHMENTS (4)**

2003-07-80	Administrative	Budget	Executive	County Commission
<b>ACTION</b>	No Action 7-7-03	Approve 7-10-03		Approved 08-18-03 21 AYE, 3 NAY

Comments: 1st Reading 07-21-03;

**(PROPOSED)FEES** - Standardized fee schedules may be established to partially defray the processing and administrative costs associated with each type of application associated with this resolution. All fees are to be paid at the time of filing. Fees shall be waived for the following: (1) Applications initiated by any Federal, State or municipal agency; and (2) Any re-zonings initiated by the Planning Commission and County Commissioners to implement the general plan. All building permit and zoning fees shall be required as follows:

<i>Singlewide Mobile Home (Manufactured Housing)</i>	<i>\$50.00</i>	<i>Board of Zoning Appeals:</i>
<i>One Room Addition - based on value of construction costs*</i>		<i>Administrative Review \$50.00</i>
<i>Residential Accessory Structure</i>	<i>\$20.00</i>	<i>Variance Request \$50.00</i>
<i>Single Family Residential New Construction and Additions:*</i>		<i>Special Exception/Conditional Use \$50.00</i>
<i>House - \$1 to \$50,000</i>	<i>\$50.00</i>	
<i>House - \$50,001 to \$100,00</i>	<i>\$100.00</i>	
<i>House - \$100,001 to 150,000</i>	<i>\$150.00</i>	
<i>House - \$150,001 to 200,000</i>	<i>\$200.00</i>	
<i>House - \$200,001 to 250,000</i>	<i>\$250.00</i>	
<i>House - \$250,001 to 300,000</i>	<i>\$300.00</i>	
<i>House - \$300,001 to 350,000</i>	<i>\$350.00</i>	
<i>House - 350,001 to 400,000</i>	<i>\$400.00</i>	<i>Rezoning Petition:</i>
<i>House - \$400,001 to 450,000</i>	<i>\$450.00</i>	<i>Agricultural/Residential \$100.00</i>
<i>House - 450,001 to 500,000</i>	<i>\$500.00</i>	<i>Commercial/Manufacturing \$250.00</i>
<i>House - 500,001 and up</i>	<i>\$550.00</i>	<i>Request for Deferral \$40.00</i>
<i>Commercial and Industrial New Construction and Additions:</i>		
<i>\$1 to \$50,000</i>	<i>\$100.00</i>	<i>Plans, Reports, Codes, Plats, Plans - Copies</i>
<i>\$50,001 to \$200,000</i>	<i>\$200.00</i>	<i>\$5.00 for each to cover duplication costs</i>
<i>\$200,001 to \$300,000</i>	<i>\$400.00</i>	<i>* add size Copies per Jones</i>
<i>\$300,001 to \$500,000</i>	<i>\$600.00</i>	
<i>\$500,001 and up</i>	<i>\$1000.00</i>	
<i>Multi-Family Residential - Each Unit</i>	<i>\$50.00</i>	
<i>Temporary Permits</i>	<i>\$50.00</i>	
<i>Sign Permit (permanent and freestanding)</i>	<i>\$25.00</i>	

EXISTING) 907. Schedule of Permit Fees. On all new residential buildings, including mobile homes, the building permit fee shall be as follows:

Single Family Residential:

Single Wide Mobile Home .....	\$ 30.00
One Room Addition to a House and Accessory Buildings .....	\$ 20.00
House - \$1 to \$50,000.....	\$ 50.00
House - \$50,001 to \$100,000.....	\$ 100.00
House - \$100,001 and \$150,000.....	\$ 150.00
House - \$150,001 and up .....	\$ 200.00

Commercial and Industrial:

\$1 to \$50,000 .....	\$ 100.00
\$50,001 to \$200,000 .....	\$ 200.00
\$200,001 to \$300,000 .....	\$ 400.00
\$300,001 to \$500,000 .....	\$ 600.00
\$500,001 and up .....	\$1000.00

Apartments:

Each unit .....	\$ 30.00
-----------------	----------

Temporary permits \$ 10.00

Requests for variances shall be accompanied by a filing fee of twenty-five dollars (\$ 25.00).

Any petition or request for rezoning shall be accompanied with a filing fee of fifty dollars (\$50.00) for Agricultural or Residential and one hundred dollars (\$100.00) for Commercial or Industrial zones.

## MEMORADUM PZ 2003.57 – FEE SCHEDULES

TO: Larry Bailey, Accounts & Budgets Director

FROM: Ambre M. Torbett, AICP  
Sullivan County Director of Planning

COPY: Richard Venable, County Executive

DATE: January 27, 2003

RE: Fee Schedule – Local Assessment

---

Attached are the responses from our neighboring communities regarding assessment of fees from their respective planning and building departments. The last time the County Commission amended Sullivan County's planning and zoning fees was June 19, 1993. For ease of comparison, attached is a summary spreadsheet. Unfortunately it is difficult to compare zoning compliance fees with the cities due to the fact that the cities have adopted building codes, which requires additional inspections; thus higher fees.

Most of the communities charge a subdivision plat review fee and recording fee. In my opinion, I would recommend that Sullivan County begin collecting the recording fee up front, at a minimum, to ensure that the plat gets recorded once approved. This would be a service my department would perform for the applicant. The plat-recording fee should be at the minimum the same amount as what is charged in the County Register's Office – currently at seventeen (17) dollars per sheet. I would also recommend a Planning Commission review fee for all plats and plans, as considerable costs are incurred by the county from extra staff time, staff inspection of the site, and copying of the plans. Furthermore, I would highly recommend increasing our building permit fees for residential costs on larger homes, as compared to Washington County, TN. Finally, I would suggest increasing the rezoning fee to be the same amount, regardless of zoning district request, as the same amount of costs are incurred by the county through public notices, staff time, and copying. Please note, several of the communities have expressed that they too are considering adjusting fees, as many have not increased fees in quite some time.

I hope the following information proves beneficial for your review and consideration of the above recommendations. If you need any additional information or clarification, please feel free to contact me directly.

## 2003 Tri-Cities/County Planning & Zoning Fee Assessment

### Counties

#### Sullivan County

Type of Fee	Amount
<b>RESIDENTIAL:</b>	
Accessory Structure	\$ 20.00
One Room Addition	\$ 20.00
Singlewide Mobile Home	\$ 30.00
House \$1.00 to \$50,000	\$ 60.00
House \$50,001 to 100,000	\$ 100.00
House \$100,001 to 150,000	\$ 150.00
House \$150,001 and up	\$ 200.00
<b>COMMERCIAL:</b>	
\$1.00 to \$50,000	\$ 100.00
\$50,001 to 200,000	\$ 200.00
\$200,001 to 300,001	\$ 400.00
\$300,001 to 500,000	\$ 600.00
\$500,001 and up	\$ 1,000.00
<b>Apartments</b>	
Each unit	\$ 30.00
<b>Temporary Permits:</b>	
Sign Permits	\$ 25.00
Rezoning (Residential/Agricultural)	\$ 50.00
Rezoning (Commercial/Industrial)	\$ 100.00
Variance Request to BZA	\$ 25.00
Copies of Ordinances	\$ 3.00
Copies of Maps (GIS or old maps)	\$ -
Plat review fee per lot	\$ -

#### Washington County

Type of Fee	Amount \$
<b>RESIDENTIAL:</b>	
All types of residential bldg: subject to below values	
\$1.00 to \$50,000	\$ 50.00
\$50,001 to 100,000	\$ 100.00
\$100,001 to 150,000	\$ 150.00
\$150,001 to 200,000	\$ 200.00
200,001 to 250,000	\$ 250.00
250,001 to 300,000	\$ 300.00
300,001 to 350,000	\$ 350.00
350,001 and up	\$ 400.00
<b>COMMERCIAL:</b>	
\$1.00 to \$50,000	\$ 100.00
\$50,001 to 200,000	\$ 200.00
\$200,001 to 300,000	\$ 300.00
\$300,001 to 500,000	\$ 600.00
\$500,001 and up	\$ 1,000.00
<b>Apartments</b>	
Each unit	as valued above
<b>Temporary Permits:</b>	
Sign Permits	1 per Sq. ft.
Rezoning - all types	\$ 250.00
county clerk fee	\$ 1.00
Variance Request to BZA	\$ -
GIS - not available	\$ -
Copies of Maps, Documents	\$ -
Subdivision Plat Review per lot	\$ 25.00

#### Greene County

Type of Fee	Amount \$
<b>RESIDENTIAL:</b>	
Accessory Structure	\$ 20.00
One Room Addition	\$ 20.00
Singlewide Mobile Home	\$ 100.00
House \$1.00 to \$50,000	\$ 100.00
House \$50,001 to 100,000	\$ 150.00
House \$100,001 to 150,000	\$ 200.00
House \$150,001 and up	\$ 250.00
Doublewide mobile homes	\$ 100.00
<b>COMMERCIAL:</b>	
\$1.00 to \$50,000	\$ 100.00
\$50,001 to 200,000	\$ 200.00
\$200,001 to 400,001	\$ 400.00
\$400,001 to 500,000	\$ 600.00
\$500,001 and up	\$ 1,000.00
<b>Apartments</b>	
Each unit	\$ 50.00
<b>Temporary Permits:</b>	
Sign Permits	?
Rezoning - all types	\$ 100.00
text amendment to zoning	\$ 100.00
Variance Request to BZA	\$ 100.00
<b>Copies of Maps, Documents</b>	
Plat review fee per lot	?

### Cities

The Cities have building Codes adopted and therefore the building permit fees are assessed based upon the type of inspection (initial, rough-in, plumbing, hvac, final, pool, etc.)

#### Johnson City

Sign Permit	
Rezoning residential under 5 acres	
Rezoning residential over 5 acres	\$ 200.00
All other commercial/indr rezonings	\$ 450.00
all rezonings over 20 acres	\$ 450.00
Zoning Text Change	\$ 500.00
R-O-W Abandonment	\$ 150.00
Street Renaming	\$ 130.00
Variance	\$ 335.00
Special Exception	\$ 105.00
Administrative Appeal	\$ 115.00
Called Meeting of BZA	\$ 120.00
Standard Subdivision	\$ 145.00
Minor Subd/condo location plat	40 per lot
Multi-building or PUD	\$ 25.00
Mobile Home Park	20 per unit
Grading Permit fee	25 per unit
<b>Site Plan Review Fee:</b>	
less than 10,000 sq. ft. of GFA	?
10k to 100k sq. ft. of Gross Floor Area	\$ 55.00
100k and over sq. ft. of GFA	\$ 155.00
	\$ 250.00

#### Kingsport

Sign Permit	.50 per sq. ft.
Rezoning - all types	150
zoning text change	150
R-O-W Vacating	75
Variance/BZA	50
Special Exception/BZA	50
Administrative Appeal to BZA	50
Preliminary Plat Review fee	25
Final Plat Review Fee	25
Plat Recording per sheet	15
Bond Recording per sheet	4
Final Site Plan Review fee	50
Final Mobile Home Park Plan	50
Final Planned Developments	50
Case before Historic Commis	20
Case before Gateway Review	50
copies of maps	5 to 20 per sheet
GIS mapping	varies/hr/sheet

#### Bristol

Sign Permit	?
Rezoning - all	100
Variations	25
Special Exception	100
Administrative Appeal	25
Large Project Variances	50
Subdivision Plats	20
Subdivisions per lot plus \$20	3 per lot
Plat Recording Fee	subject to change
Grading less than 500cu.yds	20
Grading over 500 cu. Yd.	40
copies of plats or plans	1sq.ft.



Sullivan County, Tennessee  
Board of County Commissioners

Item 9  
Executive  
No. 2003-08-87

To the Honorable Richard S. Venable, Mayor of Sullivan County and the Board of Sullivan County Commissioners meeting in Regular Session this 18<sup>th</sup> day of August 2003.

**RESOLUTION Authorizing Traffic Sign Changes in the 22<sup>nd</sup> Civil District**

WHEREAS, the Sullivan County Highway Department has recommended the following traffic sign changes be made in the 22nd Civil District (1<sup>st</sup> Commission District).

**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approves the following changes to traffic signs in Sullivan County:

22<sup>nd</sup> Civil District (1<sup>st</sup> Commission District)

To change the Speed Limit from 15 MPH to 25 MPH on Painter Creek Road.

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Duly passed and approved this 18<sup>th</sup> day of August 2003.

Attested: Jeanie F. Gammon 8/18/03  
Jeanie F. Gammon, County Clerk Date

Approved: Richard S. Venable 8/18/03  
Richard S. Venable, Mayor Date

**Introduced By Commissioner: Morrell**

**Seconded By Commissioner(s): Hyatt**

ATTACHMENT (1)

2003-08-87	Administrative	Budget	Executive	County Commission
ACTION	Approve 8-4-03		Approve 8-6-03	Approved 08-18-03

24 ATE

Comments: WAIVER OF RULES REQUESTED.

**SULLIVAN COUNTY  
HIGHWAY DEPARTMENT**

P.O. BOX 590  
BLOUNTVILLE, TENNESSEE 37617

**John R. LeSueur, Jr.**  
Commissioner of Highways

(423) 279-2820  
FAX (423) 279-2876

July 29, 2003

COMMISSIONER: Randy Morrell

Dear Commissioner,

I would like to request that you consider passing the following resolution:

To change the SPEED LIMIT from 15 MPH to 25 MPH on Painter Creek Rd.

Request made by Commissioner Randy Morrell.

This is in the 22<sup>nd</sup> Civil District and 1<sup>st</sup> Commissioner District.

If you have any questions, please feel free to contact me.

Sincerely,



Rufus Cooper  
Traffic Coordinator

RC/jb

c: Angela Taylor

Resolution No. 2003-08.87

No. of Pages 1

Sullivan County, Tennessee  
Board of County Commissioners

Item 10  
Executive  
No. 2003-08-88

To the Honorable Richard S. Venable, Mayor of Sullivan County and the Board of Sullivan County Commissioners meeting in Regular Session this 18<sup>th</sup> day of August 2003.

**RESOLUTION To Establish an Incentive Program Through the Industrial Development Board of Sullivan County for the Purpose of Increasing Employment Opportunities in Sullivan County**

WHEREAS, in the course of promoting economic development of Sullivan County, the Industrial Development Board of the County of Sullivan earns fees and revenues from services it provides to industry to include financing charges and rents; and,

WHEREAS, the Board operates as a non-profit organization and when it determines that there are sufficient earnings not required to meet expenses and obligations of the organization, then such funds should be transferred to the County; and,

WHEREAS, the Board of Directors of the IDB is, however, proposing to use such funds to establish an incentive program which will assist and reward new and expanding industries for each new job created; and,

WHEREAS, the creation of such an incentive program through the IDB would utilize the powers of the Board to aid private enterprise in their efforts to acquire, improve, maintain, equip, lease, sell or to lend funds toward projects; and,

WHEREAS, the County Commission wishes to have said funds (an estimated current amount of \$100,000) of the IDB used to establish an incentive program for the creation of new jobs.

**NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby authorizes the Industrial Development Board of Sullivan County to use "net earnings" (an estimated current amount of \$100,000) of the organization to establish and operate an incentive program aimed at assisting in the creation of new jobs. Upon passage this resolution will replace Resolution No. 2003-06-61 approved July 2003.**

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.  
Duly passed and approved this \_\_\_\_\_ day of \_\_\_\_\_ 2003.

Attested: \_\_\_\_\_  
Jeanie F. Gammon, County Clerk Date

Approved: \_\_\_\_\_  
Richard S. Venable, County Executive Date

**Introduced By Commissioner: R. Harr**  
**Seconded By Commissioner(s): E. Williams**

2003-08-88	Administrative	Budget	Executive	County Commission
ACTION			Approve 8-6-03	

Comments: 1st READING 08-18-03;

Sullivan County, Tennessee  
Board of County Commissioners

Item 11  
Budget Committee  
No. 2003-08-89

To the Honorable Richard S. Venable, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 18<sup>th</sup> day of August 2003.

**RESOLUTION Accepting Grant Funds from Tennessee Emergency Management Agency**

WHEREAS, the Sullivan County Emergency Management Office wishes to accept grant funds through the State of Tennessee, Department of Military, Tennessee Emergency Management Agency; and,

WHEREAS, the funding for this grant is 100% federal monies and there is no local match.

**NOW, THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session authorizes the Sullivan County Emergency Management Office to accept grant funds from the State of Tennessee, Department of Military, Tennessee Emergency Management Agency and hereby amends the FY 2003-2004 Budget for the Sullivan County Emergency Management Office in the amount of \$13,921.00. Account Codes to be assigned by the Director of Accounts and Budgets.

**BE IT FURTHER RESOLVED** that these funds shall be expended as needed and required by the terms and conditions of this grant and that any personnel positions created by this grant shall cease upon the termination of this grant.

***WAIVER OF THE RULES REQUESTED***

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.  
Duly passed and approved this 18th day of August 2003.

Attested: Jeanie F. Gammon 8/18/03 Approved: Richard S. Venable 8/18/03  
Jeanie F. Gammon, County Clerk Date Richard S. Venable, County Executive Date

**Introduced By Commissioner: Harr**  
**Seconded By Commissioner(s): Williams**

2003-08-89	Administrative	Budget	Executive	County Commission
ACTION				Approved 08-18-03

24 AYE

Comments:

Sullivan County, Tennessee  
Board of County Commissioners

Item 12  
Budget Committee  
2003-08-90

To the Honorable Richard S. Venable, Mayor of Sullivan County and the Board of Sullivan County Commissioners meeting in Regular Session this 18<sup>th</sup> day of August 2003.

**RESOLUTION To Approve Local Government Assessment for First Tennessee Human Resource Agency**

WHEREAS, legislation was adopted by the General Assembly of the State of Tennessee and signed by the Governor that amends T.C.A. Title 13, Chapter 26, relative to human resource agencies; and,

WHEREAS, as adopted, it confirmed the intent of the State to assist financially by adopting a budget requiring a certain per capita assessment and the State shall be authorized to match the local contribution according to the following schedule:

Local Assessment Cents/Capita	Annual State Contribution	Contribution Cap County
1-5	\$30,000	\$7,500
6-10	60,000	7,500
11-15	90,000	10,000

WHEREAS, such local contribution shall be based upon, in the case of counties, an amount not to exceed fifteen cents (.15) per capita based on the latest decennial census, one-half (½) of which may be contributed by local incorporated cities or other private or semi-public bodies; however, no county shall be required to contribute more than ten thousand dollars (\$10,000) annually; and,

WHEREAS, said funds will allow for serving more effectively our frail elderly, low income, and disadvantaged individuals;

**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approves its willingness to adopt a budget requiring a certain per capita assessment for said purpose; and that the per capita assessment based upon the 2000 and subsequent decennial census, is hereby established at .11¢ per capita.

**WAIVER OF THE RULES REQUESTED**

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Duly passed and approved this 18th day of August 2003.

Attested: Jeanie F. Gammon 8/18/03  
Jeanie F. Gammon, County Clerk Date

Approved: Richard S. Venable 8/18/03  
Richard S. Venable, Mayor Date

**Introduced By Commissioner: Williams**

**Seconded By Commissioner(s): Harr**

2003-08-90	Administrative	Budget	Executive	County Commission
ACTION		Approve 8-7-03		Approved 08-18-03

Comments:

24 AYE

Sullivan County, Tennessee  
Board of County Commissioners

Item 13  
Budget  
No. 2003-08-91

To the Honorable Richard S. Venable, Mayor of Sullivan County and the Board of Sullivan County Commissioners meeting in Regular Session this 18<sup>th</sup> day of August 2003.

**RESOLUTION Authorizing the Sale of Land in the Tri-County Industrial Park**

WHEREAS, a site of 4.071 acres is available on Century Court;

WHEREAS, Sullivan County owns, in its entirety, Tri-County Industrial Park, Section II;

WHEREAS, a machining operation wishes to acquire acreage in the Tri-County Industrial Park, Section II, and construct a 10,000 sq. ft. industrial building;

**NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby authorizes the sale of such site at a price of \$48,852.00.**

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Duly passed and approved this \_\_\_\_\_ day of \_\_\_\_\_ 2003.

Attested: \_\_\_\_\_  
Jeanie F. Gammon, County Clerk Date

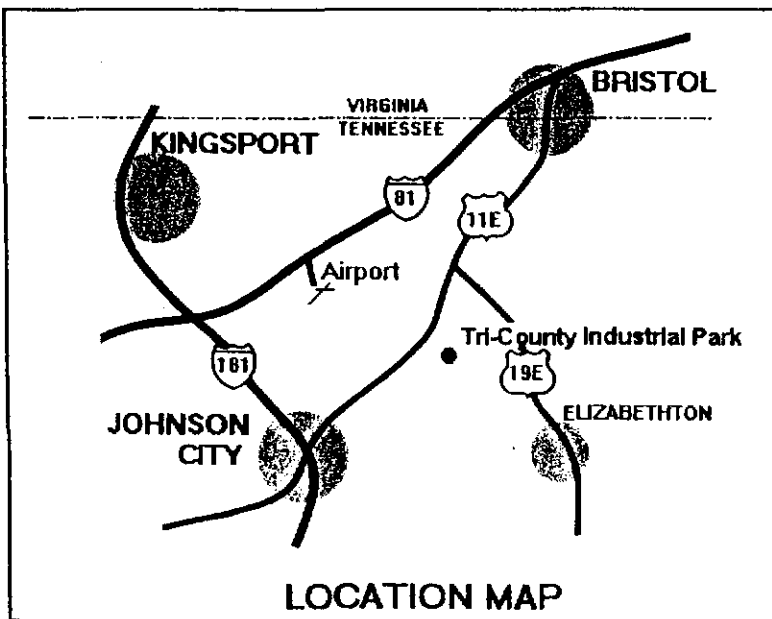
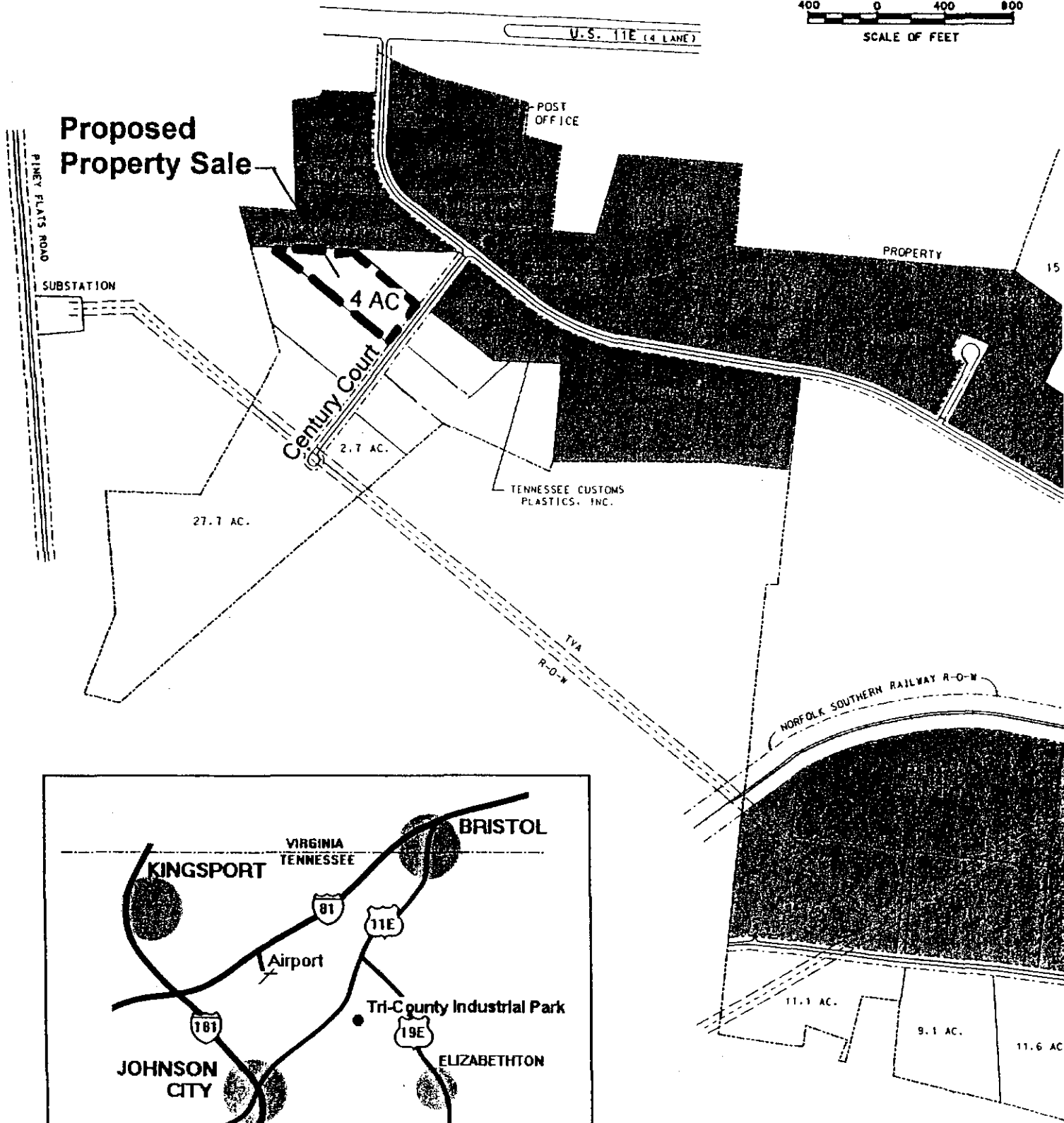
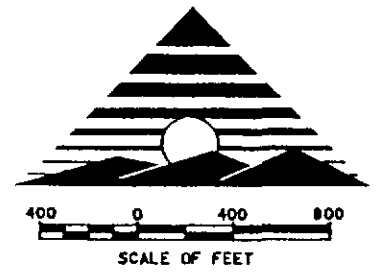
Approved: \_\_\_\_\_  
Richard S. Venable, Mayor Date

**Introduced By Commissioner: Harr**  
**Seconded By Commissioner(s): Hyatt**

2003-08-91	Administrative	Budget	Executive	County Commission
<b>ACTION</b>				

Comments: See Attachment (1 page)  
1st READING 08-18-03;

# TRI-COUNTY INDUSTRIAL PARK SULLIVAN COUNTY, TENNESSEE



ATTACHMENT  
2003-08-91

Sullivan County, Tennessee  
Board of County Commissioners

No. 14  
Budget  
2003-08-92

To the Honorable Richard S. Venable, Mayor of Sullivan County and the Board of Sullivan County Commissioners meeting in Regular Session this 18<sup>th</sup> day of August 2003.

**RESOLUTION Amending the Juvenile Services Budget To Accept Additional Grant Funds from the Department of Children's Services - Juvenile Accountability Incentive Block Grant (JAIBG)**

WHEREAS, Sullivan County has been awarded the Juvenile Accountability Incentive Block Grant (JAIBG) in the amount of \$44,905.00 from the State of Tennessee, Department of Children's Services; and,

WHEREAS, the FY2003-2004 budget was approved anticipating grant funds in the amount of \$30,270.00; and,

WHEREAS, these funds are used to provide assessment services and room and board for male and female adolescents of Sullivan County who have appeared in Juvenile Court but have not entered into state's custody; and,

WHEREAS, there are no county match funds involved in the additional appropriation.

**NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby accepts additional funds in the amount of \$14,635.00 from the State of Tennessee, Department of Children's Services and hereby appropriates these funds for use in Juvenile Services. Account Codes to be assigned by the Director of Accounts and Budgets.**

**WAIVER OF THE RULES REQUESTED**

All resolutions in conflict herewith are and the same rescinded insofar as such conflict exists.

Duly passed and approved this 18<sup>th</sup> day of August 2003.

Attested: Jeanie F. Gammon 8/18/03 Date  
Jeanie F. Gammon, County Clerk  
Approved: Richard S. Venable 8/18/03 Date  
Richard S. Venable, Mayor

Introduced By Commissioner: Williams

Seconded By Commissioner(s): Harr

2003-08-92	Administrative	Budget	Executive	County Commission
ACTION				Approved 08-18-03

24 AYE

Comments:



Sullivan County, Tennessee  
Board of County Commissioners

Item 15  
Administrative  
No. 2003-08-93

To the Honorable Richard S. Venable, Mayor of Sullivan County, and the Board of Sullivan County Commissioners meeting in Regular Session this 18<sup>th</sup> day of August, 2003.

**RESOLUTION Authorizing Sullivan County Sheriff and Sullivan County Purchasing Agent to Submit Proposed Revised Agreement to Tennessee Business Enterprises for the Purchase of Inmate Commissary Services at the Sullivan County Jail**

WHEREAS, Tennessee Code Annotated §71-4-501, et seq., provides that licensed blind vendors shall be given priority in the operation of vending facilities on property owned by local governmental entities in the State of Tennessee; and

WHEREAS, Sullivan County has previously entered into an agreement with Tennessee Business Enterprises, a program operated by the Tennessee Dept. of Human Services whereby blind vendors are licensed and assigned to operate vending stands on governmental property, for the operation of the commissary at the Sullivan County Jail; and

WHEREAS, the terms of the current Agreement are such that inmates are currently being overcharged for certain items purchased through the jail commissary, i.e., personal hygiene items, clothing, etc.; and

WHEREAS, in an effort to reduce the cost of certain items purchased by the inmates at the jail commissary, the Sullivan County Sheriff's Office has requested authority to renegotiate the terms of the current Agreement and have prepared a proposed revised Agreement, as approved by the Sullivan County Attorney, for submission to Tennessee Business Enterprises, a copy of which is attached hereto.

**NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session, hereby authorize the Sullivan County Sheriff and the Sullivan County Purchasing Agent to submit the attached revised agreement for consideration by Tennessee Business Enterprises and authorize the appropriate county officials to execute the revised Agreement upon approval.**

[WAIVER OF RULES REQUESTED]

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.  
Duly passed and approved this \_\_\_\_ day of \_\_\_\_\_ 2003.

Attested: \_\_\_\_\_

Approved:

\_\_\_\_\_  
Jeanie Gammon, County Clerk

Date

\_\_\_\_\_  
Richard S. Venable, Mayor

Date

**Introduced By: Commissioner: J. Crawford**

**Seconded By: Commissioner(s): J. Herron**

in

2003-08-93	Administrative	Budget	Executive	County Commission
<b>ACTION</b>				

Comments: See Attachment (14 pages) Motion to defer by Surgenor, second by Hyatt.  
Deferred and refer back to committees 08-18-03;

Sullivan County, Tennessee  
Board of County Commissioners

Item 16  
Administrative  
No. 2003-08-94

To the Honorable Richard S. Venable, Mayor of Sullivan County and the Board of Sullivan County Commissioners meeting in Regular Session this 18<sup>th</sup> day of August 2003.

**RESOLUTION To Recognize the Bluff City Big League Girls Softball Team**

WHEREAS, the Bluff City Big League Girls Softball Team has distinguished itself across the State of Tennessee during the 2003 season; and,

WHEREAS, the team held a 6:1 record and won the District 5 Championship which includes teams from Johnson, Sullivan, Carter, Washington, Unicoi, and Greene Counties; and,

WHEREAS, they went on to win the State Tournament for the third year in a row;

**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby commend the Bluff City Big League Girls Softball Team on their exceptional performance in 2003 season and hereby request the Mayor of Sullivan County to issue a Proclamation to acknowledge their achievements.

***WAIVER OF THE RULES REQUESTED***

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.

Duly passed and approved this 18th day of August 2003.

Attested: Jeanie F. Gammon 8/18/03      Approved: Richard S. Venable 8/18/03  
Jeanie F. Gammon, County Clerk      Date      Richard S. Venable, Mayor      Date

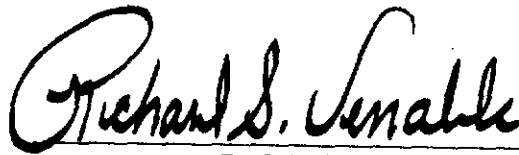
**Introduced By Commissioner: Hyatt**

**Seconded By Commissioner(s): McKamey, Morrell**

2003-08-94	Administrative	Budget	Executive	County Commission
ACTION				Approved 08-18-03 Voice Vote

Comments:

AND THEREUPON COUNTY COMMISSION ADJOURNED UPON  
MOTION MADE BY COMM. HARR TO MEET AGAIN IN REGULAR  
SESSION SEPTEMBER 15, 2003.

A handwritten signature in black ink, reading "Richard S. Venable". The signature is written in a cursive style with a large initial "R".

---

RICHARD VENABLE

COMMISSION CHAIRMAN

