

COUNTY COMMISSION- REGULAR SESSION

NOVEMBER 19, 2001

BE IT REMEMBERED THAT:

COUNTY COMMISSION MET PURSUANT TO ADJOURNMENT IN REGULAR SESSION OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS THIS MONDAY MORNING, NOVEMBER 19, 2001, 9:00 A.M. IN BLOUNTVILLE, TENNESSEE . PRESENT AND PRESIDING WAS HONORABLE GIL HODGES, COUNTY EXECUTIVE, JEANIE F. GAMMON, COUNTY CLERK AND WAYNE ANDERSON, SHERIFF OF SAID BOARD OF COMMISSIONERS,

TO WIT:

The Commission was called to order by County Executive, Gil Hodges. Sheriff Wayne Anderson opened the commission and Comm. James L. King, Jr. gave the invocation. Pledge to the flag was led by County Executive, Gil Hodges.

COMMISSIONERS PRESENT AND ANSWERING ROLL WERE AS FOLLOWS:

	JAMES R. BLALOCK
BRYAN K. BOYD	JUNE CARTER
FRED CHILDRESS	O. W. FERGUSON
MIKE GONCE	CLYDE GROSECLOSE, JR.
RALPH P. HARR	DENNIS HOUSER
MARVIN HYATT	SAMUEL JONES
ELLIOTT KILGORE	JAMES "BUDDY" KING
JAMES L. KING, JR.	WAYNE MCCONNELL
JOHN MCKAMEY	PAUL MILHORN
RANDY MORRELL	HOWARD PATRICK
ARCHIE PIERCE	MICHAEL B. SURGENOR
MARK A. VANCE	EDDIE WILLIAMS

23 PRESENT 1 ABSENT (BELCHER 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. Harr and seconded by Comm. Morrell to approve the minutes of the October 15, 2001 session of County Commission. Said motion was approved by voice vote.

PUBLIC COMMENTS NOVEMBER 19, 2001

THOSE SPEAKING DURING PUBLIC COMMENTS WERE:

1. Tom Jarrell, Vice-Mayor of Bluff City, speaking for the city in favor of Hwy 357
2. Sid Lester, Piney Flats, in opposition to Hwy 357
3. Karen Bachelor in opposition to Hwy 357
4. Barry Ornix in opposition to Hwy 357
5. Charlotte Ellis in opposition to Hwy 357
6. Flora McClain in opposition to Hwy 357
7. Ken Bronner in opposition to Hwy 357
8. Judy Murray in opposition to Hwy 357
9. John Junior in favor of Hwy 357
10. Carroll Cross in favor of Hwy 357
11. Kathleen Beine in opposition to Hwy 357

STATE OF TENNESSEE
COUNTY OF SULLIVAN

ELECTION OF NOTARIES

OCTOBER 15, 2001

Steve A. Allison	Brenda D. Monteith
L. D. Barrett	Gary W. Montgomery
Gary L. Boyd	Ann T. Moore
Donna Callahan	George W. Moss
Tina F. Church	Julie Renea Neeley
Amy M. Cody	Cynthia D. Phillips
Lori E. Collins	O. Taylor Pickard, Jr.
Wanda K. Counts	Kimberly D. Wishon-Powell
Angelia L. Davenport	Marques B. Puckett
Carolyn C. Felty	Marlene Renner
Jan M. Goebel	Fréda Robinette
Sandra D. Greenway	Tamara B. Roller
Ann D. Gross	Deborah A. Salyards
Bill F. Haga	Elizabeth R. Steadman
Martin H. Hale	Jimmie L. Tate
Susan Hilton	Philmenia Todd
Dorothy A. Horton	Phyllis H. Vance
Melissa A. Howington	Connie L. Widener
V. Marie Jones	Cynthia Williams
Tammy E. Kilgore	Denise Booker Wright
Merilyn B. Kyle	Jerry W. Wheeler
Linda C. Long	Phillis A. Wheeler
Laura C. Marlow	

Patricia McCreery
Shirley R. Miller

UPON MOTION MADE BY COMM. HARR AND SECONDED BY COMM. HYATT
TO APPROVE THE NOTARY APPLICATIONS HEREON, SAID MOTION
WAS APPROVED BY ROLL CALL VOTE OF THE COMMISSION.
21 AYE, 3 ABSENT.

STATE OF TENNESSEE
COUNTY OF SULLIVAN

APPROVAL OF NOTARY
PUBLIC SURETY BONDS

NOVEMBER 19, 2001

Patty J. Barger

Bethany Bishop

Patricia L. Carpenter

Hope Caruthers

Kathleen Caudill

Iva Nell Chapman

Harold G. Childress

Lisa Ann Christian

Blanche M. Churchwell

Carol S. Dyer

Larry N. Kiser

Kathy H. McCloud

R. Wayne McConnell

Michelle W. Martindale

C. Edwin Williams

UPON MOTION MADE BY COMM. HARR AND SECONDED BY COMM. HYATT TO APPROVE THE NOTARY BONDS OF THE ABOVE NAMED INDIVIDUALS, SAID MOTION WAS APPROVED BY ROLL CALL VOTE OF THE COMMISSION. 21 AYE, 3 ABSENT.

Agenda

Sullivan County Board of County Commission

November 19, 2001

The Sullivan County Board of County Commissioners will hold a public hearing on Monday, November 19, 2001 at 9:00 A.M. in the Sullivan County Courthouse, Blountville, TN to consider the following requests:

- (1) File No. 09/01/2 Bobby Berry
Reclassify R-1 property at 5917 Roseberry Road to R-2 for the purpose of allowing a single wide mobile home. Property identification No. Tax map 103, Parcel 10.00 located in the 15th Civil District. **Sullivan County Planning**
- (2) File No. 09/01/3 Elijah Derrick
Reclassify R-1 property at 312 Lucy Road to R-2 for the purpose of allowing a singlewide mobile home. Property identification No. Tax map 14-J, Group B, Parcel 12.00 located in the 10th Civil District. **Sullivan County Planning**
- (3) File No. 09/01/4 Robert Parshall
Reclassify R-3A and R-1 property at 6376 Hwy 11-E to P.B.D.-3 (Planned Business District) to allow for a beauty shop and Car lot. Property identification No. Tax map 135, Parcels 18.00,18.05 and 18.10 located in the 9th Civil District. **Sullivan County Planning**
- (4) File No. 09/01/5 Shirley Simcox
Reclassify R-1 property Northwest of Hwy 11-E and to the north side of Hummingbird Mobile Home Park at R-3 so that the park can expand. Property identification No. Tax map 135, Parcel 20.20 located in the 9th Civil District. **Sullivan County Planning**
- (5) File No. 7/01/3 Doris Plesch
Reclassify R-1 property in the 300 block on the west side of Cold Springs Road to A-1 for the purpose of allowing a single wide mobile home. Property identification No. Tax map 16, Parcel 38.50 located in the 6th Civil District. **Sullivan County Planning**
- (6) Sullivan County zoning text amendment: amending Article IV section 402.

PETITION TO SULLIVAN COUNTY FOR REZONING

#09/01/2

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

Property Owner: Bobby Berry
Address: 5917 Roseberry Road
Kingsport, TN 37660
Phone 378-4506 Date of Request 08/31/2001
Property Located in 15th Civil District

x Bobby Berry
Signature of Applicant

OFFICE USE ONLY

Meeting Date 10/16/2001 Time 7:00 pm.
Place Blountville Courthouse

Planning Commission Approved
Denied

County Commission Approved
Denied

Other Roll Call Vote 20 AYE, 1 NAY, 3 AB

Final Action Date 11/19/01

PROPERTY IDENTIFICATION

Tax Map No. 103 / Group / Parcel 10.00

Zoning Map 23 Zoning District R-1 Proposed District R-2

Property Location : 5917 Roseberry Road

Purpose of Rezoning: to allow a single wide mobile home.

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.

x Bobby Berry

SWORN TO AND SUBSCRIBED before me this 31 day of August, 2001.

Steve H. Earles

Notary Public

My Commission Expires: 12-20-2003

**Sullivan County
Board of County Commission
Staff Comments – November 19, 2001**

File No. 09.01.2
Property Owner: Bobby Berry
Tax ID: Map 103, Parcel 10.00
Reclassify: R-1 to R-2
Civil District: 15th
Location: 5917 Roseberry Road, Kingsport
Purpose: to allow a singlewide mobile home
Surrounding Zoning: R-1, R-2, R-2A, and A-1
PC 1101 Zone: Sullivan County Rural Area

Neighborhood Opposition/Support:

Staff received an anonymous call opposing this case due to concern over septic run-off.

Staff Field Notes/Recommendation:

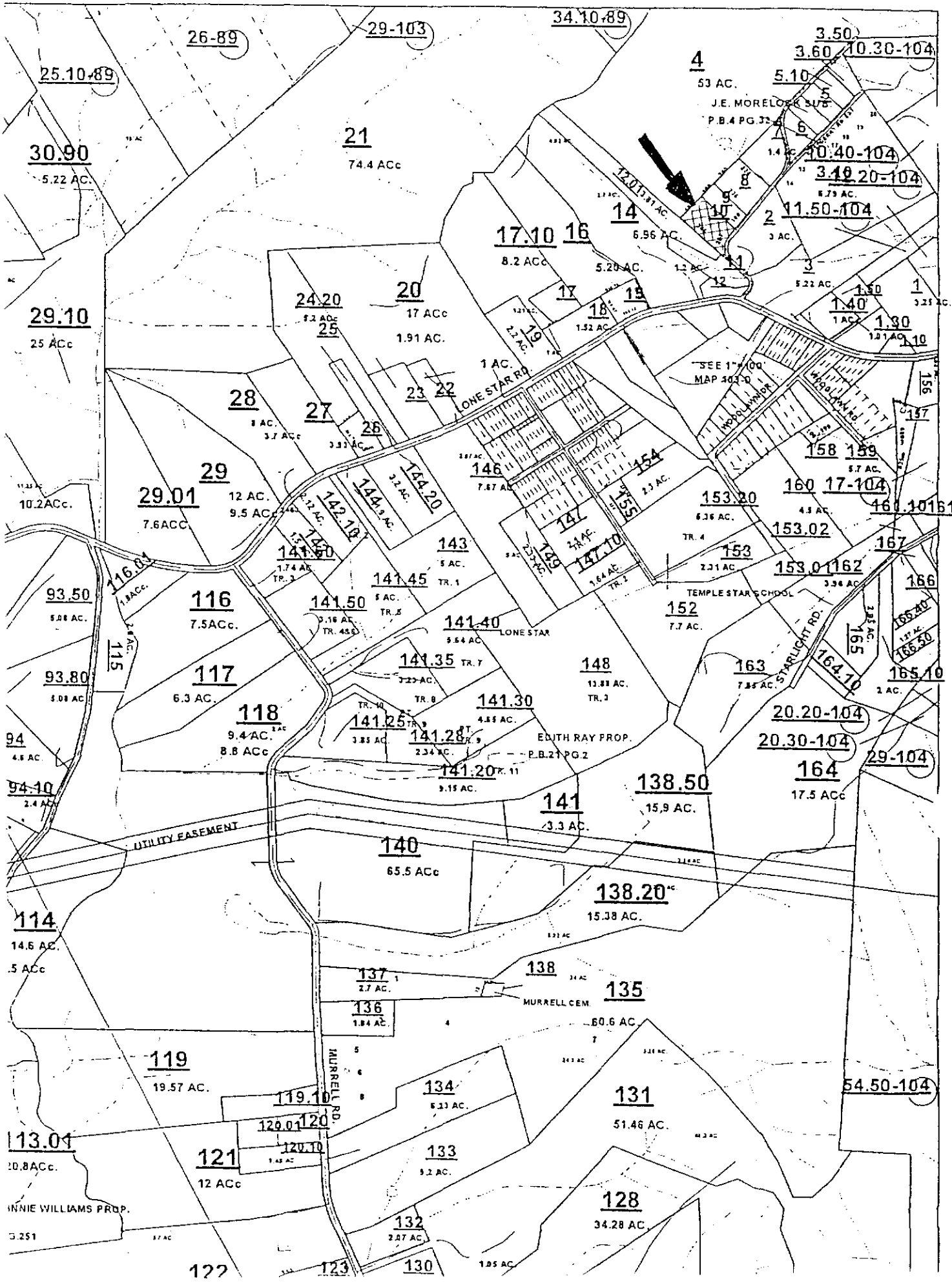
This tract of land has an existing dwelling on site. There is no sewer available to this site. This area, while located in the rural growth area, is somewhat dense with varying types of homes, from single-family site-built, singlewide and doublewide mobile homes. The zoning map illustrates several cases of individual rezoned sites to the R-2 district in the vicinity but not contiguous with this individual lot. Staff is greatly concerned about the continuation of individual lots requesting medium density residential zones without adequate utilities to support these densities. Staff recommends against this rezoning because it perpetuates spot zoning for individual gain without equal treatment to the adjacent neighbors. The R-2 zoning district currently allows for single-family site-built, singlewide and doublewide mobile homes, and multi-family dwelling based upon density requirements. While the lot has adequate public road frontage to support an additional dwelling, the orientation of the existing structures would make it very difficult to subdivide the parcel in the future when the property turns ownership.

Comments at Planning Commission Meeting:

At one time, back in 1974 a singlewide mobile home was on the property. However, it has lost its "grandfathering" status and therefore cannot be replaced unless rezoned. The planning commission members were concerned about approving this mobile home on a shared septic system, for it would not require re-approval from the State environmental office (TDEC).

Sullivan County Regional Planning Commission Action: October 16, 2001	
Approval: <i>Boggs, Selby (motioned seconded to get it on the floor) passed 3 yes, 1 pass, 1 no (Mullins)</i>	
Denial:	Reason for denial:
Defer:	Reason for deferral:

Sullivan County Board of County Commission Action:	
Approval:	
Denial:	Reason for denial:
Defer:	Reason for deferral:



4
53 AC.

21
74.4 ACc

30.90
5.22 AC.

3.50
3.60
10.30-104

5.10

J.E. MORELOCK SUB
P.B.4 PG.32

10.40-104
3.40-20-104
6.73 AC.

11.50-104
3 AC.

17.10 16
8.2 ACc
5.20 AC.

14
6.56 AC.

29.10
25 ACc

24.20
F.2 ACc
25
17 ACC
1.91 AC.

20

17

18

19

1.40
1 AC

1.30
1.21 AC

1
3.25 AC

28

27

23

22

29.01
7.6 ACC

29
12 AC.
9.5 ACc

146
7.87 AC

147
3.4 AC

148
2.3 AC

149
2.3 AC

SEE 1" X 1" MAP 403-D

158 159
5.7 AC.

160 17-104
4.3 AC

161 10161

153.20
6.36 AC.

153.02

153
2.31 AC

153.0162
3.36 AC

167

166

152
7.7 AC.

163
7.85 AC.

164
3 AC.

165

165.20
1.37 AC

165.50
2 AC.

148
13.88 AC.
TR. 2

163

164.70

20.20-104

20.30-104

29-104

138.50
15.9 AC.

164
17.5 ACC

93.50
5.88 AC.

116
7.5 ACC.

141.50
9.16 AC.
TR. 5

141.45
5 AC.

141.40
5.64 AC

141.35
3.25 AC.

141.30
4.85 AC.

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3.85 AC

141.20
9.15 AC.

141
3.3 AC.

140
65.5 ACc

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54.50-104

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141.20
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141
3.3 AC.

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54.50-104

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8.8 ACC

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3.85 AC

141.20
2.34 AC.

141.20
9.15 AC.

141
3.3 AC.

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134
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131
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54.50-104

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5 ACC

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141.20
9.15 AC.

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51.46 AC.

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6.33 AC.

131
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54.50-104

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12 ACC

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3.3 AC.

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1.84 AC.

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51.46 AC.

54.50-104

INNIE WILLIAMS PROP.
3.251

122

141.25
3.85 AC

141.20
2.34 AC.

141.20
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3.3 AC.

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65.5 ACc

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60.6 AC.

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6.33 AC.

131
51.46 AC.

54.50-104

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141.25
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3.3 AC.

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65.5 ACc

138.20
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1.84 AC.

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6.33 AC.

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51.46 AC.

54.50-104

VISIT
 SUBSEQUENT VISIT
 UNKNOWN

INSTALLATION OR REPAIR RECORD OF SEPTIC TANK SYSTEM

Residence + Trailer
 TYPE OF ESTABLISHMENT

Number _____

OWNER Frank White ADDRESS 5917 Roseberry Road

LOCATION _____ Loose Star Community CIVIL DISTRICT 15th

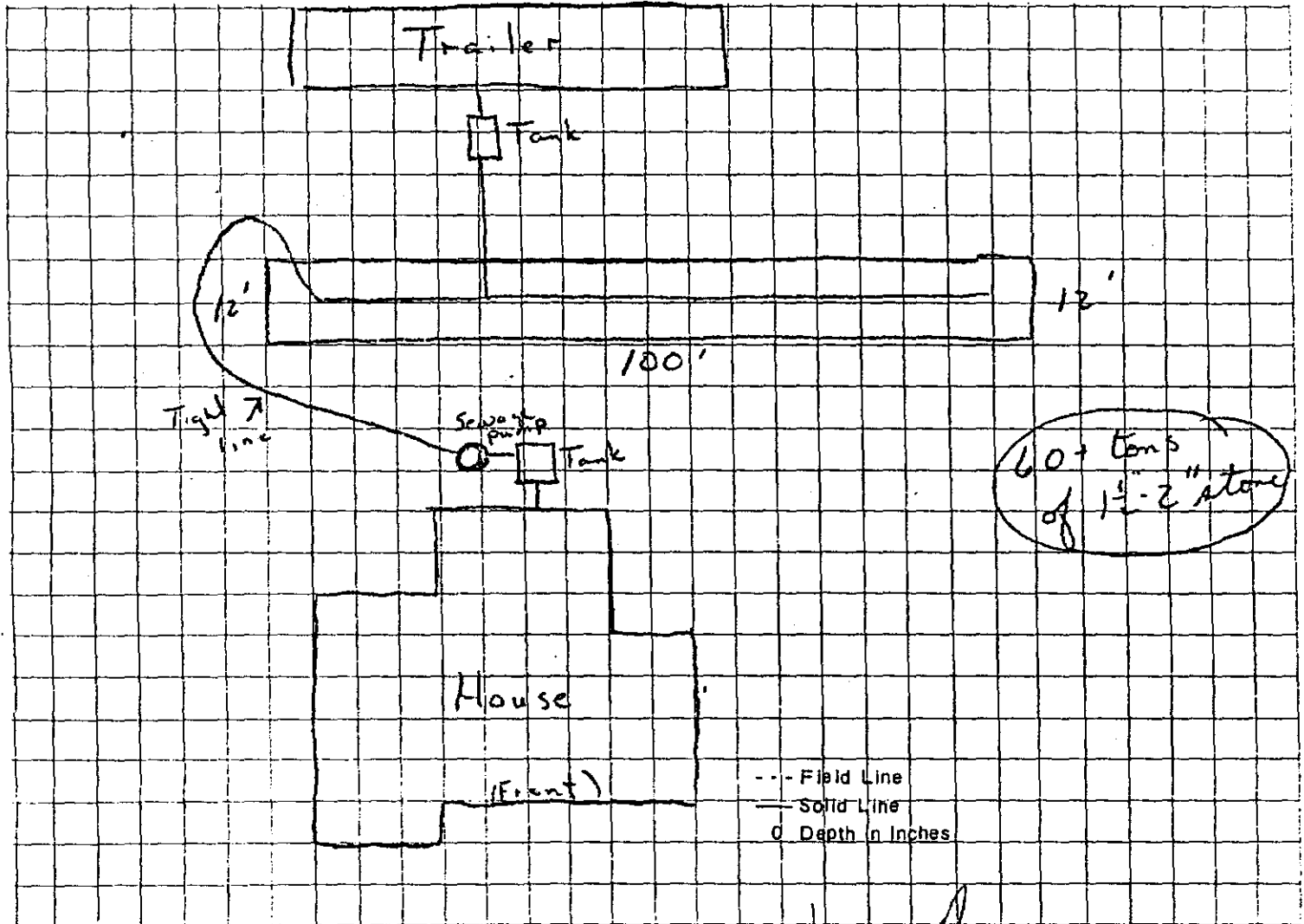
OCCUPANT _____ ADDRESS _____

TANK: TYPE Concrete Precast tank and Grease Trap for pump LIQUID CAPACITY (GALS.) 750

FIELD LINE: LINEAR FEET OF TILE _____ WIDTH OF TRENCH 12' LENGTH OF TRENCH 100'

DEPTH OF TRENCH 3' DEPTH OF STONE 12" + GARBAGE GRINDER PROPOSED: YES () NO (x)

SKETCH OF SYSTEM: BY Morrell DATE 3-4-74 INSTALLED BY J. Fellers



FINAL APPROVAL: YES (x) NO () DATE 5-1-74 W. A. [Signature] SIGNATURE

REMARKS: Tank for Trailer to be checked later!

NOTE: Plumber must notify the _____ Health Department (Phone _____) when the septic tank system is ready for inspection. If any septic tank system or part thereof is covered before being regularly inspected and approved, it shall be uncovered by the plumber at the direction of the Health Officer or his authorized representative.

PETITION TO SULLIVAN COUNTY FOR REZONING #09-01-3

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

Property Owner Elijah Dennis
Address 312 Lucy Rd
Kpt. In 37660
Phone 288-0231 Date of Request 9-07-01
Property Located in 10th Civil District

Elijah Dennis
Signature of Applicant

OFFICE USE ONLY

Meeting Date 10-16-01 Time 7:00 P.M.
Place 2nd Floor - Courthouse
.....
Planning Commission Approved _____
Denied ✓
County Commission Approved X
Denied _____
Other Roll Call Vote 13 AYE, 3 NAY, 3 I
5 ABSENT
Final Action Date 11/19/01

PROPERTY IDENTIFICATION

Tax Map 14J Group B Parcel 12.00
Zoning Map 6 Zoning District R-1 Proposed District R-2
Property Location Lucy Rd

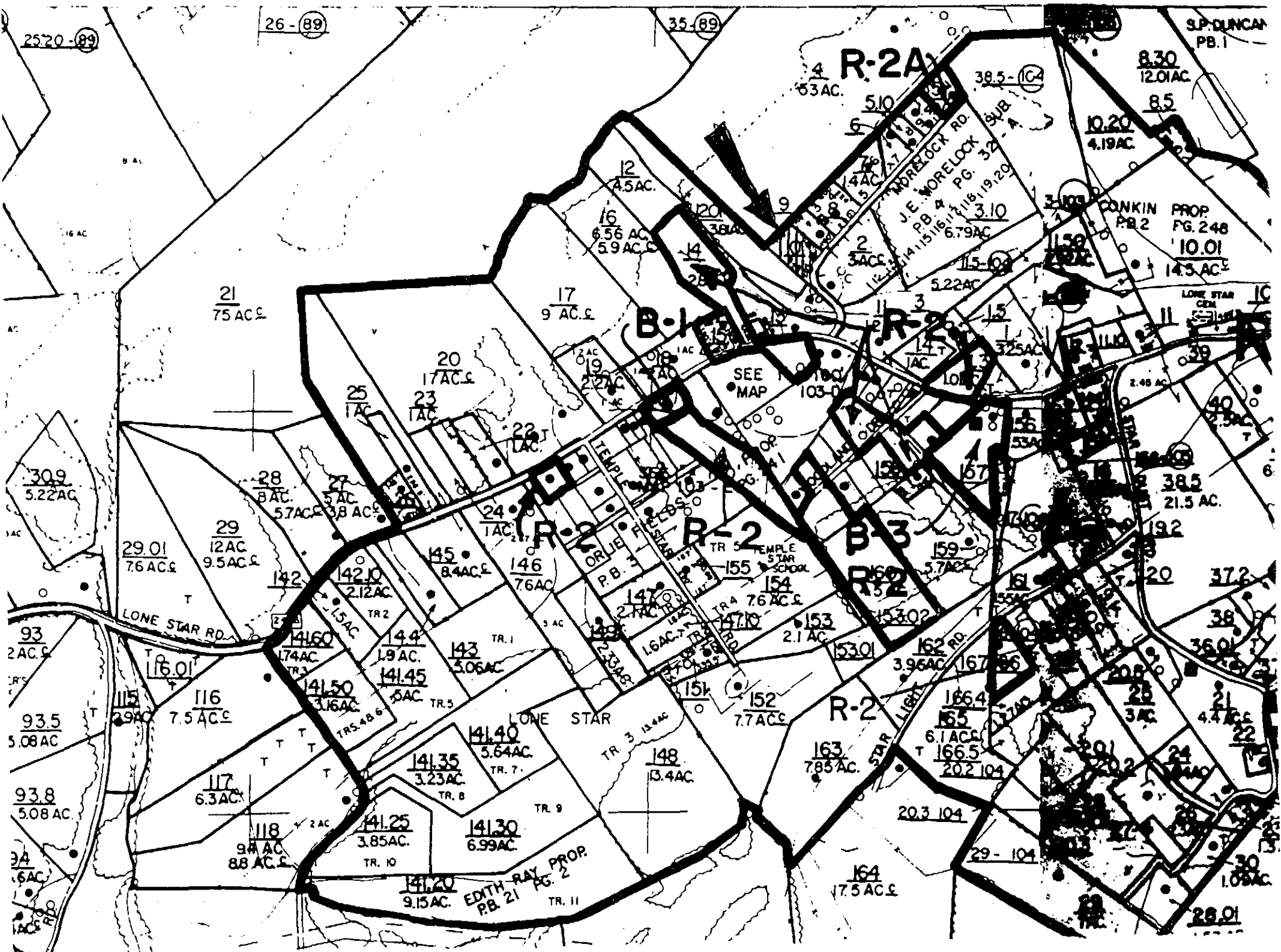
Purpose of Rezoning Is allowed a single wide mobile home

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.

Sworn to and subscribed before me this 7th day of Sept, 2001.

Debbie K. Houser
Notary Public

My Commission Expires: 12-20-03



2520 (89)

26 (89)

35 (89)

R-2A

S.P. DUNCAN
PB. 1

8.30
12.01 AC

38.5 (164)

10.20
4.19 AC

8.5

12
4.5 AC

16
6.56 AC
5.9 AC

14
2.8 AC

14
2.8 AC

17
9 AC

21
75 AC

20
17 AC

25
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28
8 AC

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29.01
76 AC

30.9
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3.9 AC

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7.85 AC

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17.5 AC

SEE
MAP

103-D

TEMPLE
STAR
SCHOOL

TR 5
TEMPLE
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TR 6
TEMPLE
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TR 7
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TR 8
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TR 9
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TR 10
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TR 11
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TR 12
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TR 13
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TR 14
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TR 15
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TR 16
TEMPLE
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B-3

R-2

R-2

R-2

CONKIN PROP.
PB. 2
FG. 248

10.01
14.5 AC

10.20
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LONE STAR
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EDITH RAY PROP.
PB. 21
PG. 2

28.01

**Sullivan County
Board of County Commission
Staff Comments – November 19, 2001**

File No. 09.01.3
Property Owner: Elijah Derrick
Tax ID: Map 14J, Group B, Parcel 12.00
Reclassify: R-1 to R-2
Civil District: 10th
Location: 312 Lucy Road, Kingsport
Purpose: to allow a singlewide mobile home
Surrounding Zoning: R-1 with B-3, B-1, B-4 and R-3A in the area but not contiguous
PC 1101 Zone: Sullivan County Planned Growth Area

Neighborhood Opposition/Support:

Staff received one letter and 3 calls opposing this case.

Staff Field Notes/Recommendation:

This tract of land is approximately ½ acre and is not located on public sewer. The proposed rezoning would be a clear case of spot zoning as it is completely surrounded by R-1 zoning with no R-2 in the vicinity. Staff is also concerned with allowing an additional dwelling on this property when public sewer is not available.

Comments at Planning Commission Meeting:

The planning commission was concerned about the number of opposing neighbors and the fact the land is surrounded by R-1 zoning.

Sullivan County Regional Planning Commission Action: October 16, 2001	
Approval:	
Denial: <i>Boggs, Selby, motion to deny passed unanimously</i>	Reason for denial: <i>staff recommendation</i>
Defer:	Reason for deferral:

Sullivan County Board of County Commission Action:	
Approval:	
Denial:	Reason for denial:
Defer:	Reason for deferral:

RECEIVED

OCT 15 2001

SULLIVAN COUNTY, TN
LAND USE OFFICE

Dear Mr Earles

In answer to your letter concerning the Rezoning property at 312 Lucy Road, From R-1 to R-2 For the purpose of allowing a singlewide mobile home.

I Harold Rogers live at 317 Chadwell Rd my property joins the property of 312 Lucy R. ON the Backside of Property AND DOWN APPROXIMATELY HALF WAY DOWN LEFT SIDE OF PROPERTY. I do not think this would be in the BEST interest of the neighbors or Mr Detrick himself. To allow a mobile home in his back yard.

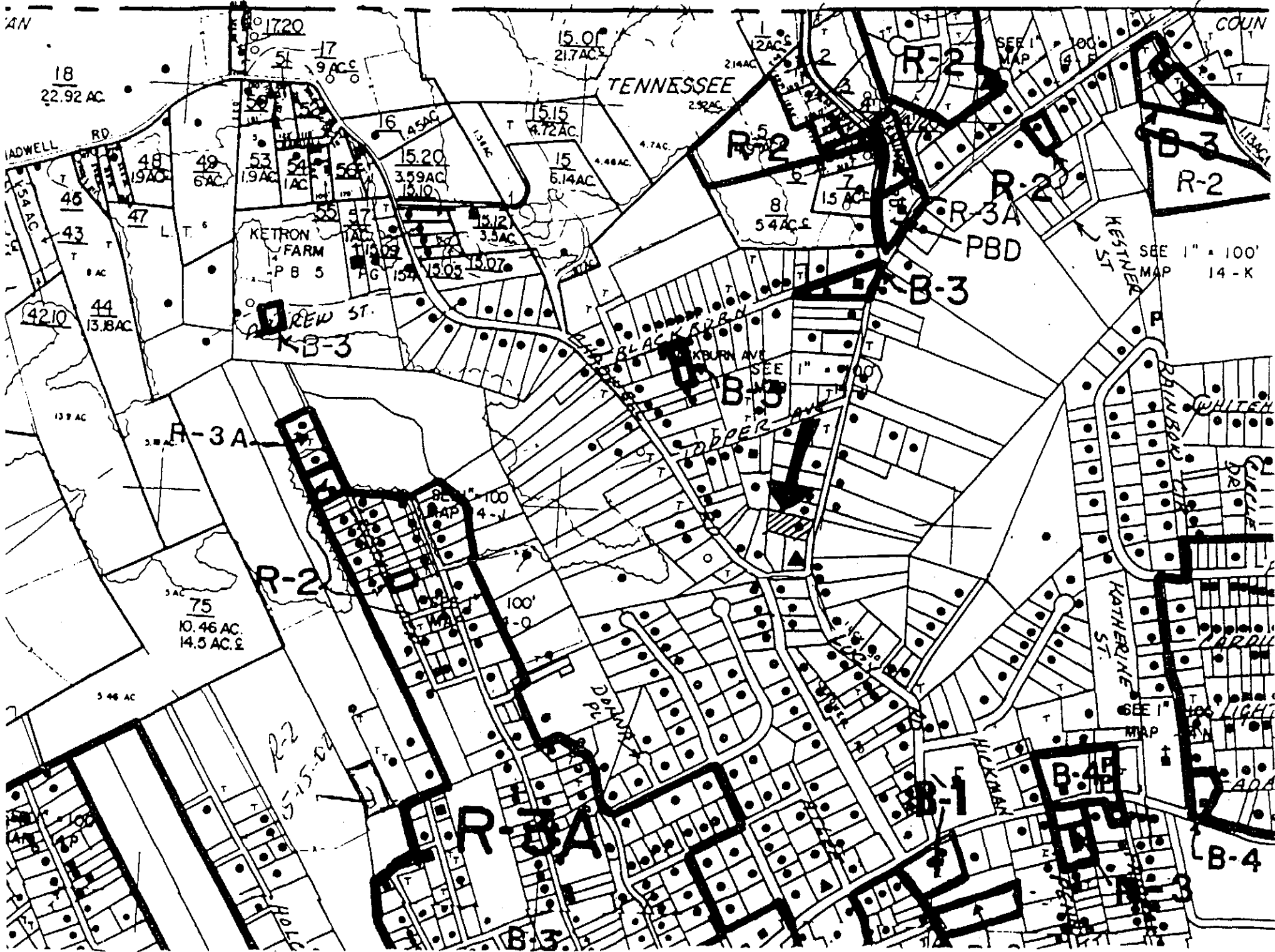
I appreciate the job you and your associates try to do for the people of Sullivan County. I thank you for the letter you sent to me. I have lived here for over 30 years.

Sincerely,

Harold Rogers
317 Chadwell Rd

AN

COUN



18
22.92 AC

15.07
21.7 AC

TENNESSEE
2.92 AC

R-2

R-2

SER 1"
MAP

B-3

R-2

R-2

R-3A

PBD

B-3

KESTNER ST

SEE 1" * 100'
MAP 14-K

KETRON FARM
P-B 5

CREW ST.
B-3

BLUFF AVE
B-3

UPPER AVE
B-3

R-3A

R-2

75
10.46 AC.
14.5 AC.E

KATHERLINE ST

SEE 1"
MAP

R-2
15-15-00

R-3A

B-1

B-4

B-4

DOWN AVE

WICKMAN

SEE 1"
MAP

ADA

PETITION TO SULLIVAN COUNTY FOR REZONING #09-01-4

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

Property Owner Robert & Cathy Parrshall
Address 6376 Hwy 11-E
Piney Flats, TN 37686
Phone 91-4382 Date of Request 9/13/01
Property Located in 9th Civil District
Cathy Parrshall
Signature of Applicant

OFFICE USE ONLY

Meeting Date 10-16-01 Time 7:00pm
Place 2nd Floor - Courthouse
Main St.
Planning Commission Approved _____
Denied
County Commission Approved _____
Denied
Other Roll Call Vote 3 AYE, 15 NAY, 2 PA
4 ABSENT
Final Action Date 11/19/01

PROPERTY IDENTIFICATION

Tax Map 135 Group _____ Parcel 18.00
18.05
18.10
Zoning Map 26 Zoning District R3A/R1 Proposed District PBD-3
Property Location Hwy 11-E

Purpose of Rezoning to allow a beauty salon and
a car lot.

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.

Sworn to and subscribed before me this 13th day of Sept, 2001.

Debbie K. House
Notary Public

My Commission Expires: 12.27-03

**Sullivan County
Board of County Commission
Staff Comments – November 19, 2001**

File No. 09.01.4
Property Owner: Robert & Cathy Parshall
Tax ID: Map 135, Parcels 18.00, 18.05 and 18.10
Reclassify: R-3A/R-1 to PBD-3
Civil District: 9th
Location: Along Highway 11-E/Rocky Mount Parkway
Purpose: To allow for a beauty shop and car lot
Surrounding Zoning: R-1, R-3, R-2
PC 1101 Zone: Johnson City Urban Growth Area

Neighborhood Opposition/Support:

Staff did not receive any opposition to this case prior to this meeting regarding the rezoning petition.

Staff Field Notes/Recommendation:

This site consists of three small tracts of land along the corridor with no existing business or business districts in the immediate area. The TDOT right-of-way begins approximately after the utility poles according to the orthographic picture. Due to the steep slopes to the rear, the shallowness of the lots, the existing residential districts surrounding these lots staff recommends against this rezoning request. The county denied a commercial rezoning case last year just two parcels away. Staff will uphold that decision until an adopted land use policy plan is in place.

Comments at Planning Commission Meeting:

Based upon recent past denials of commercial requests in the immediate area and the difficulty of developing this site for their intended use, the Planning Commission voted against this request.

Sullivan County Regional Planning Commission Action: October 16, 2001	
Approval:	
Denial: <i>Mullins, Belcher, motion to deny passed unanimously.</i>	Reason for denial: <i>staff recommendation</i>
Defer:	Reason for deferral:

Sullivan County Board of County Commission Action:	
Approval:	
Denial:	Reason for denial:
Defer:	Reason for deferral:

34

13
70 AC.
74 ACc

34

15
11.73 AC.

16.10
3.83 AC.

174
17.73 AC.

16.02
8.13 AC.

173.02
5.23 AC.

163.35

17
2.67 AC.

16.20
1.33 AC.

16.04
1.8 AC.

20.20
1.07 AC.

20

18.10

21
5 AC.

26
4.7 ACc

173
173.01
5.9 ACc

172
2.6 ACc

171
59.34 AC.

172.50

171.30

NED KING RD

HWY. 71E

TAYLOR DR

MT JOHNSON CITY

169

170
2.9 AC.

2.07 AC. 167
11.88 AC.

168.10

167.80

166.35

167.75

1.30 AC.

166
17.5 ACc

165.10

164.20

53.06

165.20

164.50

164.10

3.51 AC.

163.40

163.48

163.50

163.55

163.60

163.65

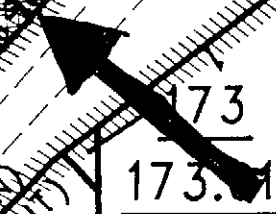
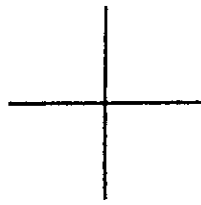
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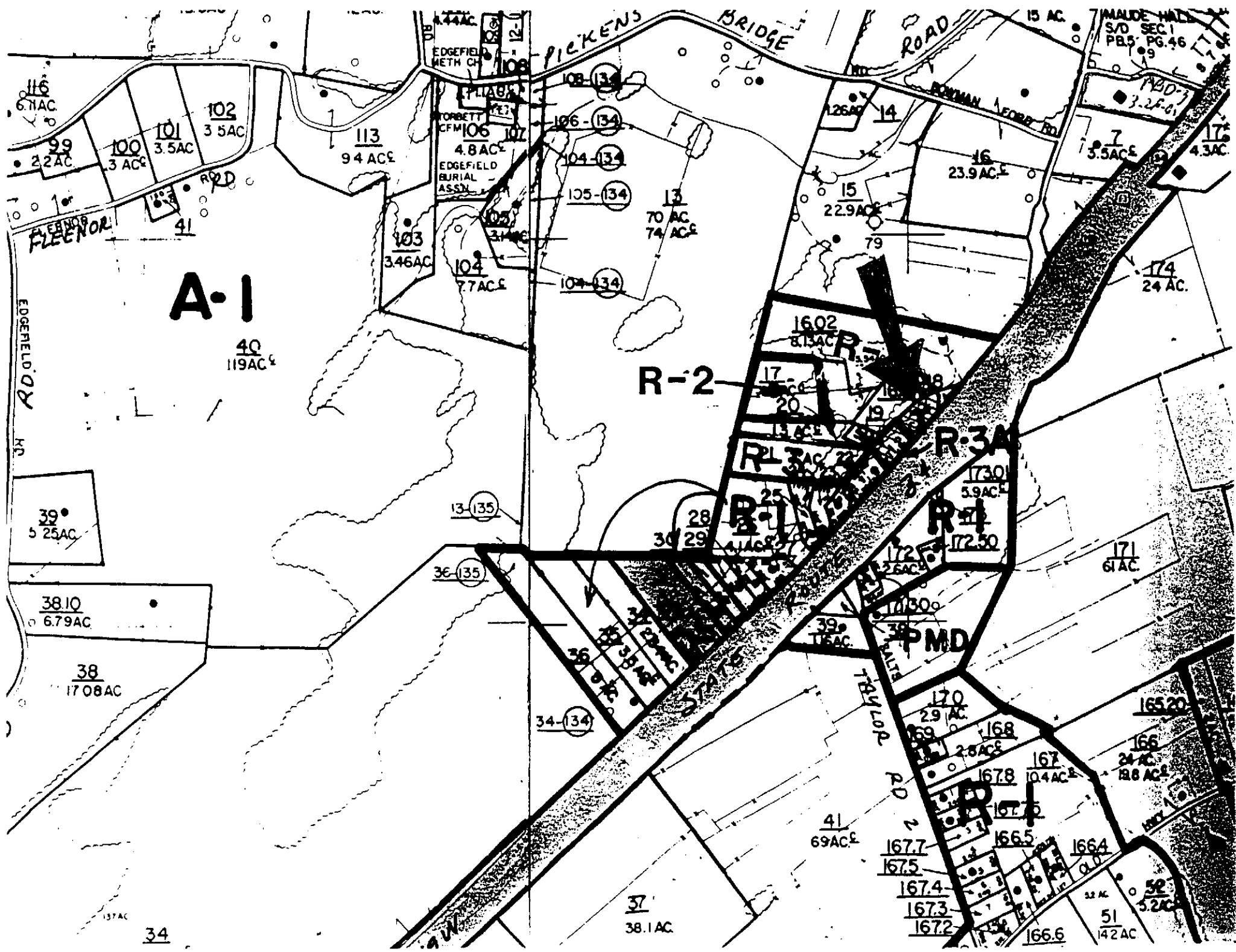
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53

53.01





PETITION TO SULLIVAN COUNTY FOR REZONING #09-01-5

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

OFFICE USE ONLY

Property Owner Shirley Sincora
Address P.O. Box 3765
Bristol, Va. 37625
Phone 652-4668 Date of Request 9/13/01
Property Located in 9th Civil District
Shirley A. Sincora
Signature of Applicant

Meeting Date 10-16-01 Time 7:00pm.
Place 2nd Floor Courthouse
Main St.
.....
Planning Commission Approved
Denied _____
County Commission Approved
Denied _____
Other Roll Call Vote 15 AYE, 7 NAY,
2 ABSENT
Final Action Date 11/19/01

PROPERTY IDENTIFICATION

Tax Map 135 Group _____ Parcel 20.20
Zoning Map 26 Zoning District R-1 Proposed District R-3
Property Location NW of Hwy. 11-E
Purpose of Rezoning Expand mobile home park

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.

Sworn to and subscribed before me this 13th day of Sept, 2001.
Shirley A. Sincora

Debbie K House
Notary Public

My Commission Expires: 12-20-03

**Sullivan County
Board of County Commission
Staff Comments – November 19, 2001**

File No. 09.01.5
Property Owner: Shirley Simcox
Tax ID: Map 135, Parcel 20.20
Reclassify: R-1 to R-3
Civil District: 9th
Location: Off of Hwy 11-E/Rocky Mount Parkway
Purpose: To expand existing mobile home park
Surrounding Zoning: A-1, R-3, R-2, R-1
PC 1101 Zone: Johnson City Urban Growth Area

Neighborhood Opposition/Support:

Staff received one call from the adjacent farmer who was concerned about the expansion of the mobile home park unless there were better setbacks and buffering. Staff informed Mr. Elsey of the new mobile home park requirements any new expansion would have to follow.

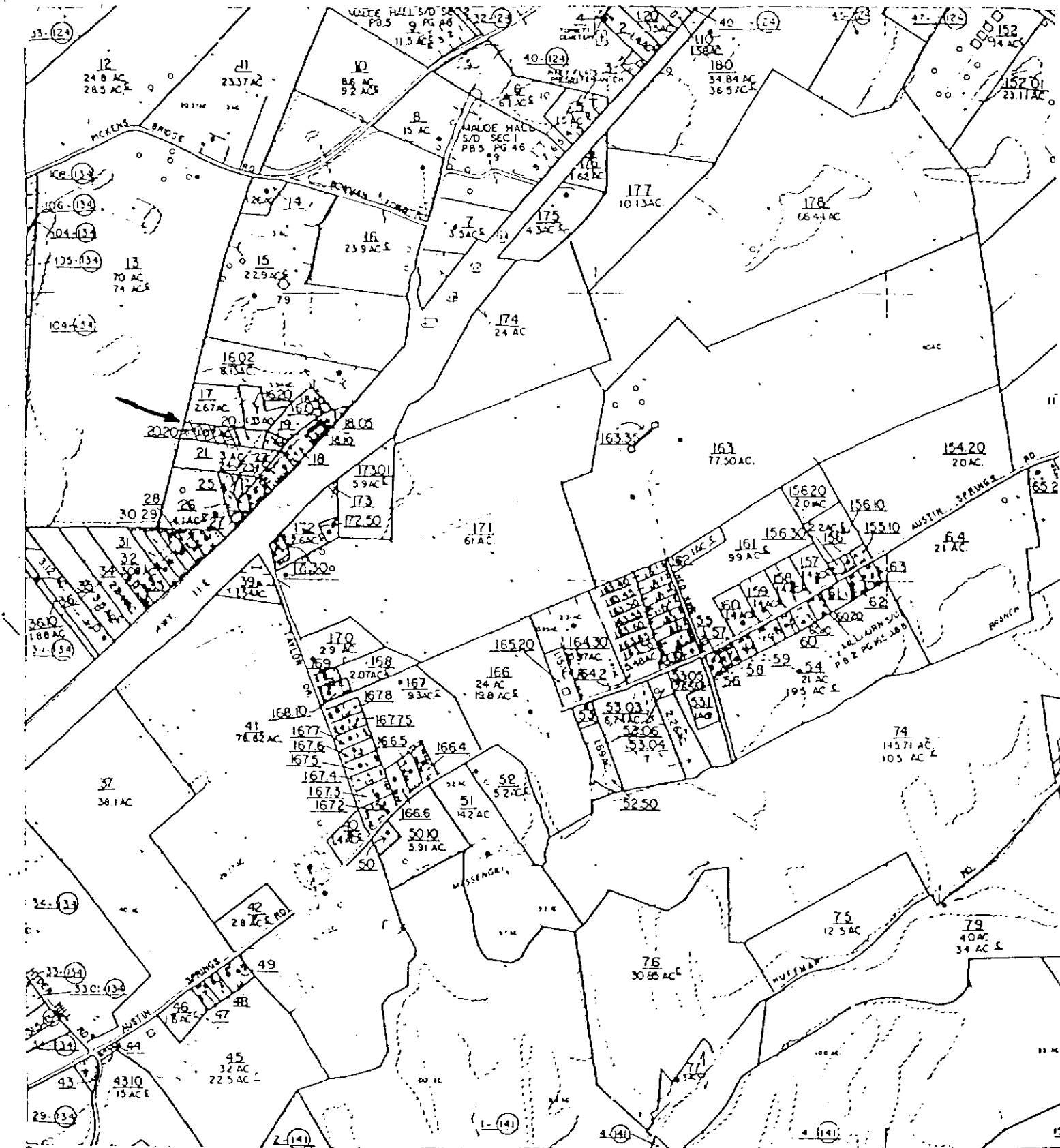
Staff Field Notes/Recommendation:

This tract of land is approximately 1.07 acres and is adjacent to an existing mobile home park called Hummingbird Hill. The sale of the land is contingent upon this rezoning. In order for the mobile home park to expand both parcels would have to be combined through a plat with site plan approval from the planning commission. Site plan approval would require pavement of all driveways, buffering and much improvement to the existing park. Due to the existing land uses and adjacent medium to high-density zoning classifications, staff recommends in favor of this rezoning request.

Comments at Planning Commission Meeting:

Sullivan County Regional Planning Commission Action: October 16, 2001	
Approval: <i>Boggs, Mullins, passed unanimously</i>	
Denial:	Reason for denial:
Defer:	Reason for deferral:

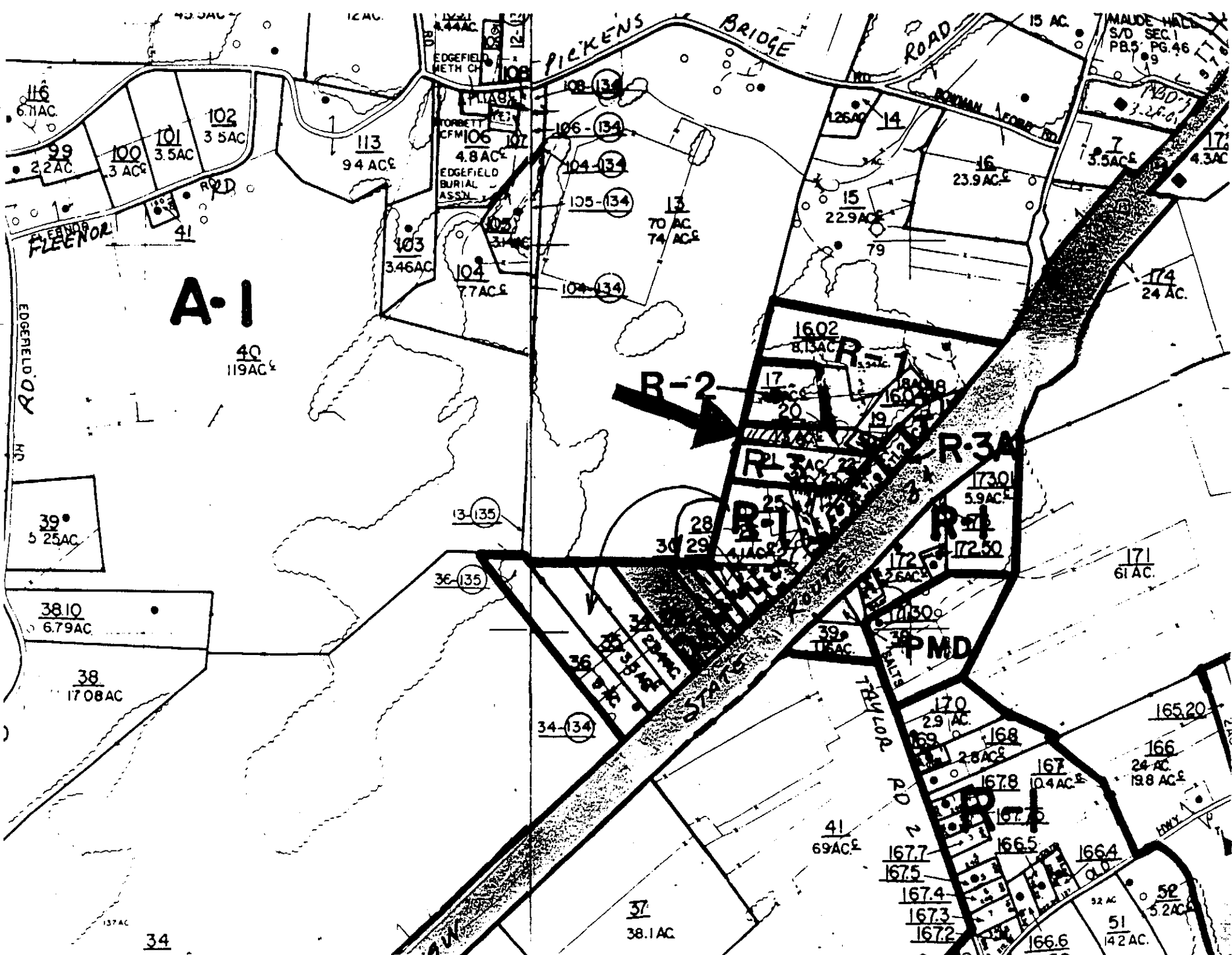
Sullivan County Board of County Commission Action:	
Approval:	
Denial:	Reason for denial:
Defer:	Reason for deferral:



UNITED AERIAL MAPPING

993 ANALYSIS SYSTEMS, INC.
 (015) 453-0849

- 1. PARCEL NUMBER
- 2. PARCEL NUMBER
- 3. INTERIOR TRACT LINE
- 4. DISTRICT LINE
- 5. TOWN LOT #
- 6. PARCEL OUTLINE
- 7. ADJ. TOTAL MESSAGE
- 8. SECTION CORNERS
- 9. PARCEL B CONTIGUOUS MAP #
- 10. FENCE
- 11. EASEMENT
- 12. CHURCH
- 13. SCHOOL
- 14. WOODED AREA
- 15. ROAD
- 16. FENCE
- 17. EASEMENT
- 18. CHURCH
- 19. SCHOOL
- 20. WOODED AREA
- 21. ROAD



A-1
40
119AC±

R-2

R-3A

R-3A

R-3B

R-3B

R-3C

R-3C

R-3D

R-3D

R-3E

R-3E

R-3F

R-3F

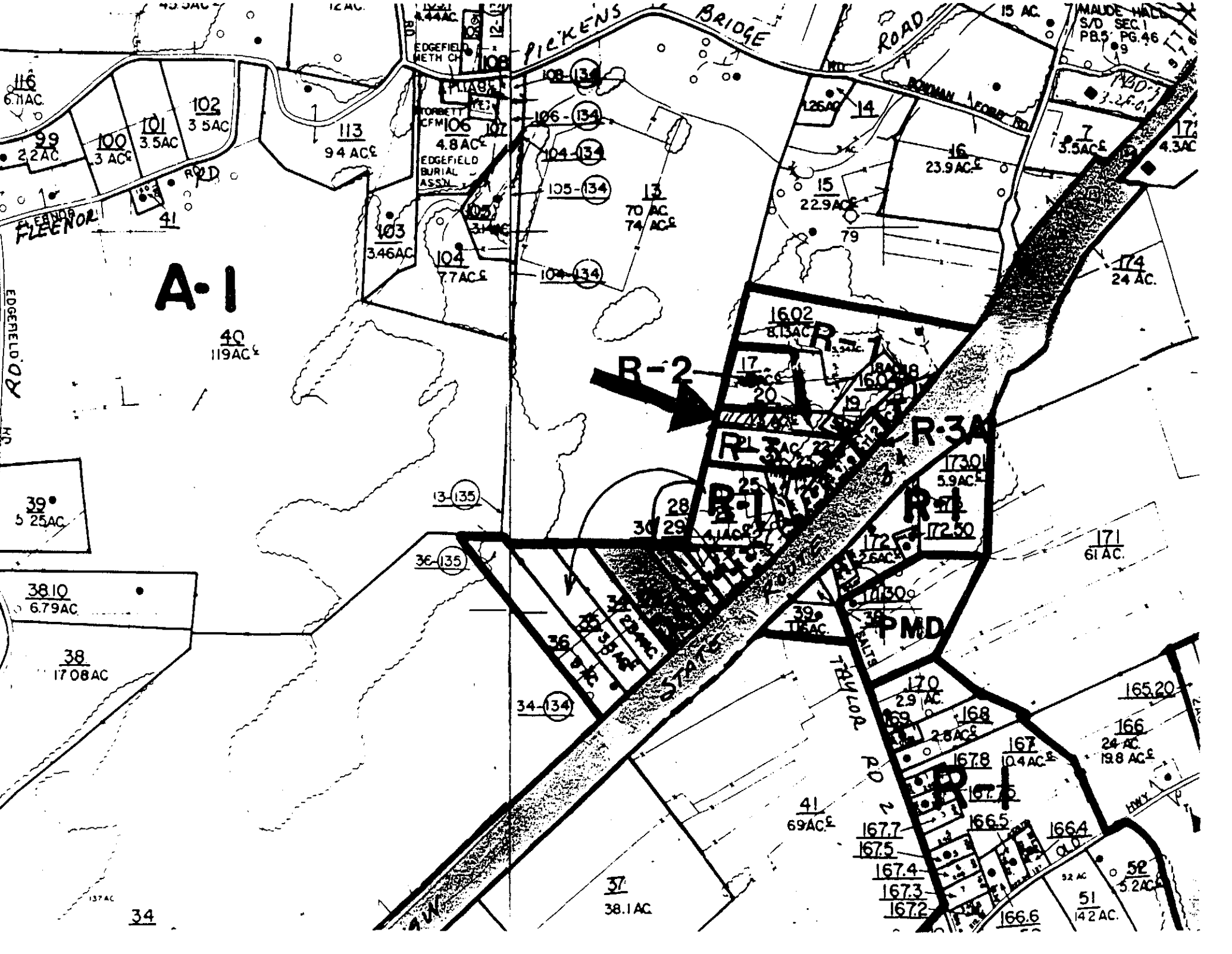
R-3G

R-3G

R-3H

R-3H

PMD



PETITION TO SULLIVAN COUNTY FOR REZONING

08/01/3

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

OFFICE USE ONLY

Property Owner Doris Plesch
Address 384 Misty Woods Pat Dr
Blt. In 37617
Phone 278-7160 Date of Request 8/8/01
571-6810 cell #
Property Located in 6th Civil District

Meeting Date 2-18-01 Time 7:00 p.m.
Place 2nd Floor - Courtroom
Main Street
Deferred to Oct 1
Planning Commission Approved 10-16-c
Denied _____
County Commission Approved X
Denied _____
Other Roll Call Vote 22 AYE, 2 ABSENT
Final Action Date 11/19/01

+ Carole Osborne
Signature of Applicant

PROPERTY IDENTIFICATION

Tax Map 16 Group _____ Parcel 38.5D
Zoning Map 7 Zoning District R-1 Proposed District A-1
Property Location Cold Hollow Pat. Dr / Cold Springs
Rd.
Purpose of Rezoning To allow one single wide
mobile home

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.

Sworn to and subscribed before me this 8th day of Aug, 2001.

+ Carole Osborne
Debbie K. Houser
Notary Public

My Commission Expires: 12-20-03

**Sullivan County
Board of County Commission
Staff Comments – November 19, 2001**

File No. 08.01.3
 Property Owner: Doris Plesch
 Tax ID: Map 16, Parcel 38.50
 Reclassify: R-1 to A-1
 Civil District: 6th
 Location: Cold Hollow Private Drive/Cold Spring Road, Blountville
 Purpose: To allow one singlewide mobile home
 Surrounding Zoning: R-1 with A-1 within 1,000 feet approximately, in the rear
 PC 1101 Zone: Sullivan County Rural Area

Neighborhood Opposition/Support:

Staff did not receive any opposition to this case prior to this meeting regarding the rezoning petition.

Staff Field Notes/Recommendation:

This tract of land is approximately 6.4 acres and fronts Cold Springs Road. Due to the steep topography and county guardrails in place, a private road accesses this property. The community illustrates a variety of single-family dwellings situated on similar large tracts. While this property is surrounded by R-1 zoning in the immediate vicinity along the county road, A-1 zoning is established directly behind those parcels fronting the roads. Due to the large tract of land, compatible land uses, steep topography and rural designation, staff recommends that a favorable vote be forwarded on to the county commission.

Comments at Planning Commission Meeting:

The daughter, Carol Osborne spoke at the October 16th meeting. The site already has an approved septic system and she stated that the topography and limited access from the public road, due to the guardrails, would make it very difficult to subdivide the property.

Sullivan County Regional Planning Commission Action: September 18, 2001	
Approval:	
Denial:	Reason for denial:
Defer: <i>S. Barnes, Boggs</i>	Reason for deferral: <i>applicant not present</i>

Sullivan County Regional Planning Commission Action: October 16, 2001	
Approval: <i>Belcher, Boggs, passed unanimously</i>	
Denial:	Reason for denial:
Defer:	Reason for deferral:

Sullivan County Board of County Commission Action:	
Approval:	
Denial:	Reason for denial:
Defer:	Reason for deferral:

Sullivan County
Board of County Commission
November 19, 2001

Proposed Zoning Text Amendment:

ARTICLE IV, APPLICATION OF REGULATIONS

Except as hereinafter provided:

Section 402. Street Frontage for Public Roads and Approved Private Permanent Easements for
"Gated Communities."

No dwelling shall be erected on a lot, which does not abut at least forty (40) feet on a public street or on a permanent easement (private street) that corresponds in its location and lines with a permanent easement shown on a plat approved by the applicable Regional Planning Commission with such approval entered in writing on the plat by the secretary of the Regional Planning Commission (*amendment approved on 06/21/99*) except that lots fronting on cul-de-sacs may have a minimum street frontage of thirty (30) feet if the lot is at least fifty (50) feet in width at the minimum setback line.

Add the following language to the above existing zoning text:

In the case where a tract of land is considered legal but non-conforming to the above road frontage requirements, and where that lot-of-record has an existing single-family dwelling, constructed prior to September 1, 1988, an additional single-family dwelling may be added to that tract of land or the land may be subdivided so long as all applicable bulk regulations of that zoning district can be satisfied for the new tract of land and dwelling. The following requirements and conditions shall be present prior to issuance of any single-family residential dwelling permit:

1. *The additional dwelling has a minimum of forty (40) feet of accessible public road frontage as part of the parcel and conforms to the Subdivision Regulations for the approval of the division of said property;*
2. *The character and topography of the land illustrates topographical hardships, such as steep slopes, inaccessibility or other land obstacles to achieve the necessary road frontage for the lot-of-record and existing home;*
3. *All lots must conform to the minimum size, width and other requirements applicable for the zoning district for purposes of subdivision of land as proposed or in the future;*
4. *The property is within a Rural Area as designated on the official PC1101 Growth Plan Map; and*

OR
4. *The property is within a Rural or Planned Growth Area as designated on the official PC 1101 Growth Plan Map; and*
5. *The above criteria shall only be applied to a lot-of-record with one existing single-family dwelling and in no case shall be considered for high-density dwellings or non-residential land uses.*

whole text with second (#4) approved

Sullivan County Planning Commission, passed unanimously (first reading on Rural Area)
Sullivan County Planning Commission, passed 4 yes, 1 no (Second reading on all RA only)
Kingsport Planning Commission, recommended favorably – not within their UGA
Bristol Planning Commission, unanimously recommended against this text amendment for RA or PGA

Motion by Houser to include the rural and planned growth area – approved by roll call vote
Motion to defer by James King, no second. Whole text with second (#4) approved by roll call
Sullivan County Land Use Department vote, 20 AYE, 2 PASS, 2 ABSENT.
Department of Planning and Zoning

09-08

MEMORANDUM

TO: KINGSFORT REGIONAL PLANNING COMMISSION
FROM: ANGELA L. CHARLES, PLANNER
 Graphics by Bruce Sloop, Planning Technician

DATE: September 10, 2001

SUBJECT: SULLIVAN COUNTY ZONING TEXT AMENDMENT FOR ARTICLE IV,
 APPLICATION OF REGULATIONS, SECTION 402

PROJECT #: 01-101-00021

INTRODUCTION

The Kingsport Regional Planning Commission is requested to consider recommending approval to amending Article IV, Section 402 (*Street Frontage for Public Roads and Approved Private Permanent Easements for "Gated Communities"*), of the Sullivan County zoning text, to provide for rural areas of the County.

PRESENTATION

The Planning Division has received a request from the Sullivan County Planning Director, Ambre Torbett, to consider amending the Sullivan County zoning text to include language that specifies regulations for non-conforming lots with single-family dwellings, constructed prior to September 1, 1988. This amendment will help address the needs of the rural areas in the County that are not within our Urban Growth Boundary.

OPTIONS

The Planning Commission's Options are as follows:

1. Recommend approval to the zoning text amendment as presented.
2. Deny approval and state the reason for denial in writing
3. Postpone action pending receipt of additional information.

RECOMMENDATION

Staff recommends Option 1.

CITY OF BRISTOL TENNESSEE**FAX TRANSMISSION**

Date: October 16, 2001

TO: Ambre Torbett @ Sullivan County Land Use Office
Phone: (423) 323-6440 Fax: (423) 279-2886

FROM: Forrest Koder @ Bristol Tennessee Planning Department
Phone: (423) 989-5549 Fax: (423) 989-5717

SUBJECT: Planning Commission Action/Staff Recommendation - October 15, 2001,
Planning Commission Meeting

The following lists the action taken by the Bristol Tennessee Regional Planning Commission as well as the staff recommendation for the *Zoning Resolution* Text Amendment:

Sullivan County Zoning Resolution Text Amendment - Article IV. Application of Regulations - Section 402. Street Frontage for Public Roads and Approved Private Permanent Easements for "Gated Communities".

Staff Recommendation: Staff recommended against this proposal for the reasons contained in the attached agenda item.

Planning Commission Action: Planning Commission voted to send an unfavorable recommendation on this proposed change, 6-0.

PAGE 02/02

Analysis: The County is proposing an amendment that larger land locked parcels can be partitioned and be built upon with only the new lot following the minimum requirement of forty (40) feet of public road frontage. Any existing single-family dwelling constructed prior to September 1, 1988, will have the right to partition off another lot utilizing private unpaved roads with rights of access to all partitioned parcels and remain non-conforming. Instead of requiring both subdivided parcels or lots to comply with the forty (40) foot public road frontage requirement per lot, only the new lot or parcel would be required to comply. Although only one single-family dwelling may be built per partitioned parcel, it would establish a precedent in an area with a multitude of larger parcels, with existing single-family dwellings, defeating the subdivision requirement to furnish public access to all parcels. This also creates problems with regard to public utility capacity and emergency access for police and fire protection, as private drives are substandard and not built to any specifications, and difficult to find in an emergency. Presently the City of Bristol, Tennessee requires a minimum of fifty (50) foot of public frontage for each lot or parcel created. This amendment will not cover the area within our Urban Growth Boundary area, but it will be in direct conflict with the current *Bristol Tennessee Subdivision Regulations* and possibly calls into question the County Subdivision Regulations. The Staff recommends against the proposed amendment.

Recommendation: Staff recommends forwarding an unfavorable recommendation to the Sullivan County Planning Commission.

MINUTES OF THE SULLIVAN COUNTY PLANNING COMMISSION

The regular meeting of the Sullivan County Planning Commission was held on Tuesday, October 16, 2001 at 7:00p.m., Courthouse, Blountville, Tennessee.

A. Members Present:

Wade Childress, Vice Chairman
Mark Selby
Carol Belcher
Harry Boggs
Cathy Mullins

Members absent:

James Greene, Jr., Chairman
Jeff Hickam
Scott Barnes
Harold Barnes

Staff Representatives:

David Moore, Local Planning
Ambre M. Torbett, Sullivan County Planner
Tim Earles, Sullivan County Building Commissioner
Richard Henry, Sullivan County Planning Dept.

The meeting was called to order at 7:03p.m. by the chairman with a quorum present.

B. Approval of September 18, 2001 Minutes

The minutes from the September 18, 2001 meeting were reviewed. Motion to accept the minutes as presented by Boggs, seconded by Belcher. Motion to accept the minutes passed unanimously.

C. Public Hearing

Subdivision Text Amendment – Waiver of road right-of-way dedication
Article III, section #A-5.

Mrs. Torbett explained the changes proposed. She stated that the Bristol Planning Commission had reviewed the changes and had voted to not recommend for them.

With no other public comments, Belcher made a motion to approve the text amendment, with Mullins seconding the motion. The vote to approve the amendment was unanimous.

D. Rezoning Request

(1) File No. 09/01/2 Bobby Berry

Reclassify R-1 property at 5917 Roseberry Road to R-2 for the purpose of allowing a singlewide mobile home. Property identification No. Tax map 103, Parcel 10.00 located in the 15th Civil District.

Staff received one call opposing this case.

Staff Field Notes/Recommendation:

This tract of land has an existing dwelling on site. There is no sewer available to this site. This area, while located in the rural growth area, is somewhat dense with varying types of homes, from single-family site-built, singlewide and doublewide mobile homes. The zoning map illustrates several cases of individual rezoned sites to the R-2 district in the vicinity but not contiguous with this individual lot. Staff is greatly concerned about the continuation of individual lots requesting medium density residential zones without adequate utilities to support these densities. Staff recommends against this rezoning because it perpetuates spot zoning for individual gain without equal treatment to the adjacent neighbors. The R-2 zoning district currently allows for single-family site-built, singlewide and doublewide mobile homes, and multi-family dwellings based upon density requirements. While the lot has adequate public road frontage to support an additional dwelling, the orientation of the existing structures would make it very difficult to subdivide the parcel in the future when the property turns ownership.

Motion to approve the rezoning by Boggs, seconded by Selby. The motion to approve the rezoning request passed with a vote of 3 to 1 to 1, with Belcher passing and Mullins against.

(2) File No. 09/01/3 Elijah Derrick

Reclassify R-1 property at 312 Lucy Road to R-2 for the purpose of allowing a singlewide mobile home. Property identification No. Tax map 14-J, Group B, Parcel 12.00 located in the 10th Civil District.

Mr. Derrick was present and spoke as a representative for the rezoning.

No one was present in opposition to this rezoning.
Staff received one letter and 3 calls opposing this case.

Staff Field Notes/Recommendation:

This tract of land is approximately ½ acre and is not located on public sewer. The proposed rezoning would be a clear case of spot zoning as it is completely surrounded by R-1 zoning with no R-2 in the vicinity.

Staff is also concerned with allowing an additional dwelling on this property when public sewer is not available.

Motion to deny the rezoning request by Boggs, seconded by Selby. The motion to deny the rezoning request passed unanimously.

(3) File No. 09/01/4 Robert Parshall

Reclassify R-3A and R-1 property at 6376 Hwy 11-E to P.B.D.-3 (Planned Business District) to allow for a beauty shop and Car lot. Property identification No. Tax map 135, Parcels 18.00, 18.05 and 18.10 located in the 9th Civil District.

Cathy Parshall was present and spoke on behalf of the rezoning.

No one was present in opposition to the rezoning.

Staff Field Notes/Recommendation:

This site consists of three small tracts of land along the corridor with no existing business or business districts in the immediate area. The TDOT right-of-way begins approximately after the utility poles according to the orthographic picture. Due to the steep slopes to the rear, the shallowness of the lots, the existing residential districts surrounding these lots staff recommends against this rezoning request. The county denied a commercial rezoning case last year just two parcels away. Staff will uphold that decision until an adopted land use policy plan is in place.

Motion to deny the rezoning request by Mullins, seconded by Belcher. The motion to deny the rezoning request passed unanimously.

(4) File No. 09/01/5 Shirley Simcox

Reclassify R-1 property Northwest of Hwy 11-E and to the north side of Hummingbird Mobile Home Park at R-3 so that the park can expand. Property identification No. Tax map 135, Parcel 20.20 located in the 9th Civil District.

Mrs. Simcox was present and spoke on behalf of the rezoning.

Staff Field Notes/Recommendation:

This tract of land is approximately 1.07 acres and is adjacent to an existing mobile home park called Hummingbird Hill. The sale of the land is contingent upon this rezoning. In order for the mobile home park to expand both parcels would have to be combined through a plat with site plan approval from the planning commission. Site plan approval would require pavement of all driveways, buffering and much improvement to the existing park. Due to the existing land uses and adjacent medium to high-density zoning classifications, staff recommends in favor of this rezoning request.

Motion to approve the rezoning request by Boggs, seconded by Mullins. The motion to approve the rezoning request passed unanimously.

(5) File No. 7/01/3 Doris Plesch

Reclassify R-1 property in the 300 block on the west side of Cold Springs Road to A-1 for the purpose of allowing a singlewide mobile home. Property identification No. Tax map 16, Parcel 38.50 located in the 6th Civil District.

Carol Osborne, Mrs. Plesch's daughter, was present and spoke on behalf of the rezoning.

No one was present in opposition.

Staff Field Notes/Recommendation:

This tract of land is approximately 6.4 acres and fronts Cold Springs Road. Due to the steep topography and county guardrails in place, a private road accesses this property. The community illustrates a variety of single-family dwellings situated on similar large tracts. While this property is surrounded by R-1 zoning in the immediate vicinity along the county road, A-1 zoning is established directly behind those parcels fronting the roads. Due to the large tract of land, compatible land uses, steep topography and rural designation, staff recommends that a favorable vote be forwarded on to the county commission.

Motion to approve the rezoning request by Belcher, seconded by Boggs. The motion to approve the rezoning request passed unanimously.

E. Subdivisions

(1) Julia Jones, (Preliminary)

Sen. Ron Ramsey was present as a representative for the subdivision.

Staff Comments and Recommendation:

This is a proposed auction set for November 3rd. All proposed lots meet the zoning criteria for lot size, width, depth and setbacks. Staff is waiting on copies of the signed plat. All signatures shall certify satisfaction of the code requirements. The secretary of the Planning Commission shall not sign the plat until final approval from the Planning Commission and all other signatures are made.

Motion to approve the Preliminary Plat by Boggs, seconded by Belcher. The motion passed unanimously.

(2) **Dempsey, (Final)**

Sen. Ron Ramsey was present as a representative for the subdivision.

Staff Comments and Recommendation:

This is a final plat post auction. All signatures certify code requirements are satisfied.

Motion to approve the Final Plat by Boggs, seconded by Belcher. The motion passed unanimously.

(3) **James O. Smith, (Final & Preliminary)**

Mr. Smith was present as a representative for the subdivision.

Staff Comments and Recommendation:

This plat illustrates the division of 2 existing tracts into 3 lots. All lots illustrate zoning compliance. Public water supply is not available to these lots. One house is already there and the other two lots are surrounded by homes.

Motion to approve the Final Plat by Boggs, seconded by Selby. The motion to approve the plat passed with a vote of 4 to 1, Mullins against.

(4) **Christian Medical & Dental Assoc., (Comprehensive Dev. Plan)**

Tim Kuykendall, J.A. Street, was present as a representative for the comprehensive development plan.

Staff Comments and Recommendation:

The grading and road paving construction began prior to site plan approval. A cease work order was made until site plan approval from the Planning Commission is obtained. The site has an existing home, cottage and a proposed corporate headquarters with a chapel. The plan calls for a future driveway access onto Highway 421 subject to TDOT approval. The entire parcel is 49.272 acres with construction activity close to 5 acres. Parking calculations are being refigured for 50 employees and the chapel.

Planning Commission agreed that the two functions would not coincide and therefore 97 spaces would accommodate each use treated separately. The condition of approval was that no parking signs be added along the driveways.

Motion to approve the site plan with the appropriate changes by Mullins, seconded by Boggs. The motion, with the conditions on parking, passed unanimously.

(5) **Confirmation of Minor Subdivision Plats for September.**

Motion to approve the presented plat list by Boggs, seconded by Belcher. The confirmation passed unanimously.

F. Old Business

Proposed Text Amendment for Section 402 of the Sullivan County Zoning Resolution.

Add the following language to the above existing zoning text:

In the case where a tract of land is considered legal but non-conforming to the above road frontage requirements, and where that lot-of-record has an existing single-family dwelling, constructed prior to September 1, 1988, an additional single-family dwelling may be added to that tract of land or the land may be subdivided so long as all applicable bulk regulations of that zoning district can be satisfied for the new tract of land and dwelling. The following requirements and conditions shall be present prior to issuance of any single-family residential dwelling permit:

1. *The additional dwelling has a minimum of forty (40) feet of accessible public road frontage as part of the parcel and conforms to the Subdivision Regulations for the approval of the division of said property;*
2. *The character and topography of the land illustrates topographical hardships, such as steep slopes, inaccessibility or other land obstacles to achieve the necessary road frontage for the lot-of-record and existing home;*
3. *All lots must conform to the minimum size, width and other requirements applicable for the zoning district for purposes of subdivision of land as proposed or in the future;*
4. *The property is within a Rural Area as designated on the official PC1101 Growth Plan Map; and*
5. *The above criteria shall only be applied to a lot-of-record with one existing single-family dwelling and in no case shall be considered for high-density dwellings or non-residential land uses.*

Motion to approve the proposed zoning draft by Selby, seconded by Boggs. The proposed changes passed with a vote of 4 to 1 with Mullins against.

G. New Business

Sullivan County Regional Planning Commission Policy for Rezoning Considerations within Rural Areas pursuant to PC1101 Growth Plan

Background Statement: *Within the Rural Areas, as designated on the Official Sullivan County Growth Plan Map, certain growth management issues should be addressed during the consideration of rezoning applications. The purposes of maintaining certain areas as rural are to: 1) preserve the valuable open spaces of the community; 2) protect certain environmentally sensitive areas such as steep slopes, wooded terrain, flood prone areas, wetlands, and other lands, which would pose difficulties in traditional development techniques; 3) protect farmlands from encroachment of incompatible land uses; and 4) maintain natural drainage areas and crucial watersheds. While there are other reasons for preserving the rural character of these areas, it is also important to realize that by maintaining low-densities in lands that illustrate the above characteristics, other properties within urbanized areas will realize an increase in the highest and best use possible. In other words, curbing sprawl outside of urbanized communities. The Urban and Planned Growth Areas of the county were so designated due to the existing or proposed infrastructure so needed to support higher densities in land use. In order to make best economical use of such services as public sewer and water, new transportation beltways, storm water systems, street lighting, mass-transit systems, and other urban services already in place, future growth and in-fill developments should be planned accordingly. On the contrary, should a high-density residential or commercial center be requested within an area lacking such urban services, this would result in a costly expansion paid for by the citizens of the county. All recommendations and staff reports shall be prepared using the best available data possible.*

Policy Guidelines: **The following guidelines are hereby set forth during the review and recommendation of rezoning applications within the Rural Areas as so designated on the current PC1101 Growth Plan Map:**

1. Under no circumstances shall a rezoning request for any classification, other than agricultural, low and medium density residential, or neighborhood business, be given a favorable recommendation;
2. Any recommendation for medium-density residential classifications should be based upon urban services in place, specifically public water supporting fire protection and public sewer as it poses the potential of multi-family housing;
3. Regardless of existing medium or higher density land use categories, whereby the request would be an expansion of such existing zoning district, the above policy shall still follow; and

4. Any negative recommendation for a medium or higher-density rezoning request shall be supported in writing (minutes and staff report) to the County Commission, based upon findings of facts with respect to existing urban services and infrastructure.

The Planning Commission voted unanimously to defer the vote until the entire Planning Commission could review the proposed changes.

H. Public Comments

I. Adjournment

With no further business a motion was made by Boggs, seconded by Belcher to adjourn the meeting at 9:05 p.m.

Richard Henry, Sullivan County Planning Commission Secretary

RESOLUTIONS ON DOCKET FOR NOVEMBER 19, 2001

RESOLUTIONS	ACTION
#1 THE SULL. CO. BOARD OF COMM. TO CONSIDER AMENDMENTS TO THE SULL. CO. ZONING RESOLUTIONS AS AMENDED	APPROVED 11/19/01
#2 RESCINDING RESOLUTION #21 PASSED ON JULY 17, 1996 REGARDING THE BOARD OF PUBLIC UTILITIES	DEFERRED 11/19/01
#3 APPROVING AMENDMENT TO GRANT AND BUDGET FOR TENNCARE EPSDT PROGRAM	APPROVED 11/19/01
#4 AUTHORIZING REQUEST TO TENN. GENERAL ASSEMBLY TO AMEND STATE LAW OR CREATE PRIVATE ACT TO ALLOW SULLIVAN COUNTY TO OPT OUT OF EXTENSION OF HOURS TO SELL ALCOHOLIC BEVERAGES ON SUNDAY	APPROVED 11/19/01
#5 AUTHORIZING TRANSFER OF OVERLAP IN RIGHT-OF-WAY ON JOHN B. DENNIS HWY. TO MOUNTAIN STATES PROPERTIES, INC.	APPROVED 11/19/01
#6 REQUESTING THE WIDENING OF SKELTON BLUFF ROAD	APPROVED 11/19/01
#7 ACCEPTANCE OF A GRANT ON BEHALF OF THE TRADITIONAL APPALACHIAN MUSICAL HERITAGE ASSOC.	APPROVED 11/19/01
#8 ADOPTION OF LOCAL OPTION PROVISIONS OF PUBLIC CHAPTER 850 OF THE PUBLIC ACTS OF 1996	APPROVED 11/19/01
#9 PLACEMENT OF HISTORICAL DOCUMENT IN COURTHOUSES	APPROVED 11/19/01
#10 SPEED LIMITS AND STOP SIGNS IN THE 1 ST C.D.	APPROVED 11/19/01
#11 EXECUTION AND DELIVERY OF QUITCLAIM DEED TO EASTMAN CHEMICAL CO. FOR PORTIONS OF STREETS OR ROADS ON LONG ISLAND PREVIOUSLY CLOSED BY THE SULL. CO. BOARD OF COMMISSIONERS	APPROVED 11/19/01
#12 ABANDONMENT OF PUBLIC RIGHTS, IF ANY, IN PORTIONS OF PARK DR., WARRICK DR., EASTMAN RD. (S. EASTMAN RD.), BUCKLES DR., & CIRCLE DR. ON LONG ISLAND IN THE 13 TH C.D. OF SULL. CO.	APPROVED 11/19/01
#13 APPOINTMENTS TO SULLIVAN COUNTY ANIMAL SHELTER COMMITTEE	APPROVED 11/19/01
#14 REAPPORTIONMENTS OF COMMISSION DISTRICTS	1 ST READING 11/19/01
#15 ADOPTING REGULATIONS OF PRE-HOSPITAL CARE IN SULL. CO.	APPROVED 11/19/01
#16 THE SALE OF LAND IN THE TRI-COUNTY INDUSTRIAL PARK	APPROVED 11/19/01
#17 THE SALE OF LAND IN THE TRI-COUNTY INDUSTRIAL PARK	APPROVED 11/19/01

PROPOSED AMENDMENT TO

RES.# _____ - _____ MOTION

Amend as Follows:

THE APPROVAL OF THE PLAN BASED ON THE STUDY OF WILBUR SMITH
SMITH ASSOCIATES THAT WE APPROVE THE BUILDING OF STATE ROUTE 357 AS
DIRECTED BY THE STATE OF TN.

Introduced by: HARR
Seconded by: VANCE

COMMENTS: Motion approved by roll call vote 14 aye, 8 nay, 1 pass, 1 absent.

Sullivan County, Tennessee
Board of County Commissioners

No. 1
2001-11-00

To The Honorable Gil Hodges, County Executive, and The Members of The Sullivan County Board of Commissioners in Regular Session on this the 19th day of November 2001.

RESOLUTION AUTHORIZING the Board of County Commissioners to Consider Amendments to the Sullivan County Zoning Resolution.

THAT 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 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 exist.

Duly passed and approved this 19th day of November 2001.

Attested: Jeanie Gammon 11/19/01 Approved: Gil Hodges 11-19-01
County Clerk Date County Executive Date

Introduced By Commissioner: Belcher

Seconded By Commissioner(s): Ferguson

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call					
Voice Vote	X				

alt/ 2001-11-00

Comments: MOTION MADE BY COMM. HYATT AND SECONDED BY COMM. VANCE TO APPROVE. APPROVED 11/19/01 VOICE VOTE.

Sullivan County, Tennessee
Board of County Commissioners

2 A
No. 2

Administrative Committee
2001-08-083

To the Honorable Gil Hodges, County Executive, and the Members of the Sullivan County Board of Commissioners in Regular Session this 20th day of August, 2001.

RESOLUTION AUTHORIZING Rescinding Resolution No. 21 passed on July 17, 1996 regarding the Board of Public Utilities

WHEREAS, Tennessee code annotated: section 5-16-101 authorizes counties to establish Power of a Board of Public Utilities.

NOW, THEREFORE, BE IT RESOLVED that the Sullivan County Board of Public Utilities be reestablished and placed back in operation to provide the citizens of Sullivan County an established board to respond to there needs and to provide the Board of Commissioners with recommendations and plans of county utility needs.

BE IT FURTHER RESOLVED that those commissioners previously serving on that board be reappointed and that the remaining seats be filled by appointments from the present board of Sullivan County Commissioners or citizens at large nominated and elected by the board of commissioners.

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

Duly passed and approved this ____ day of _____, 2001.

Attested: _____ County Clerk _____ County Executive

Introduced By Commissioner: Surgenor

Seconded By Commissioner(s): Patrick

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call					
Voice Vote					

2001-08-083 /mag

ATTACHMENT

Comments: 1st READING 08/20/01; Deferred 09/17/01; Deferred 10/15/01;
Deferred 11/19/01;

August 17, 2001

August 17, 2001

RESOLUTION NO. 245

TO THE HONORABLE GIL HODGES, COUNTY EXECUTIVE, AND THE MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN REGULAR SESSION THIS THE 20th DAY OF MAY, 1996.

RESOLUTION AUTHORIZING the Abolishment of the Sullivan County Board of Public Utilities

WHEREAS, TENNESSEE CODE ANNOTATED: SECTION _____ AUTHORIZES COUNTIES TO _____

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Sullivan County, Tennessee assembled in Regular Session on the 20th day of May, 1996;

THAT, WHEREAS, by previous resolution Sullivan County, Tennessee authorized the exercise of powers conferred by Tennessee Code Annotated 55-16-101, et seq. (Urban Type Public Facilities), and

WHEREAS, by previous resolution Sullivan County, Tennessee provided for the exercise of such powers by a Board of Public Utilities; and

WHEREAS, Sullivan County, by and through its duly elected Board of Commissioners, has recently approved and entered into an intra-county sewer agreement with the Cities of Bristol, Kingsport and Bluff City, Tennessee providing for the establishment and operation of intra-county sanitary sewer service; and

WHEREAS, the duties and responsibilities of the Sullivan County Board of Public Utilities and the purpose for which it was created are now covered under the aforementioned sewer agreement; and

WHEREAS, the powers conferred upon Sullivan County by Tennessee Code Annotated 55-16-101, et seq., are now covered under the aforementioned sewer agreement; and

WHEREAS, statutory authority other than Tennessee Code Annotated 55-16-101, et seq., authorizes Sullivan County to undertake public works projects;

NOW, THEREFORE, BE IT RESOLVED that the Sullivan County Board of Public Utilities is hereby abolished and any remaining issues which hereafter need to be resolved with regard to the exercise of powers by Sullivan County pursuant to Tennessee Code Annotated 55-16-101, et seq. as well as obligations of Sullivan County under the aforementioned sewer agreement shall be handled by the County Executive or his designee.

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

This resolution shall become effective on _____, 19__ the public welfare requiring it.

Duly passed and approved this 17th day of July, 1996.

Attested: _____ Date: _____
County Clerk County Executive

INTRODUCED BY COMMISSIONER P. Hubbard ESTIMATED COST: _____
SECONDED BY COMMISSIONER Daniel Vance & Kiser FUND: _____

RESOLUTION NO. 245
Page Two

Committee Action	Approved	Disapproved	Deferred	Date
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	15	7		2	
Voice Vote					

COMMENTS: FIRST READING 5/20/96 APPROVED 6/17/96 ROLL CALL

ATTACHMENT 2001-08-083
Page 1 of 1

Sullivan County, Tennessee
Board of County Commissioners

No. 3
Budget Committee
AMENDED
2001-10-099

To the Honorable Gil Hodges, County Executive and the Members of the Sullivan County Board of Commissioners meeting in Regular Session this 15th day of October 2001.

RESOLUTION Approving Amendment to Grant and Budget for TennCare EPSDT Program

WHEREAS, the Sullivan County Regional Health Department wishes to amend its TennCare contract and budget in the amount of \$35,434 for the EPSDT Screening Services program;

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approves amending the budget in the amount of \$35,434 for the EPSDT Screening Services program.

BE IT RESOLVED that one additional employee will be added to initiate the program, K classification.

BE IT FURTHER RESOLVED that the program fees generated from the EPSDT Program be segregated to evaluate its viability toward funding and that after the initial grant if the program is not self-sufficient the program will be discontinued [including any new personnel positions funded through this grant].

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

Duly passed and approved this 19th day of November 2001.

Attested: Jeanie Sammons County Clerk Date 11/19/01 Approved: Gil Hodges County Executive Date 11-19-01

Introduced By: Commissioner: Harr
Seconded By: Commissioner(s): Milhorn

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget	10-4-01			
Executive	11-6-01			

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	22		1	1	
Voice Vote					

2001-10-099 alt
Comments: 1st Reading 10/15/01; Amended by sponsor 11/8/01; Approved 11/19/01.

Sullivan County, Tennessee
Board of County Commissioners

4
No. 11
Executive Committee
2001-10-103

To the Honorable Gil Hodges, County Executive and the Board of County Commissioners meeting in Regular Session on this 15th day of October, 2001.

RESOLUTION Authorizing Request to Tennessee General Assembly to Amend State Law or Create Private Act to Allow Sullivan County to Opt Out of Extension of Hours to Sell Alcoholic Beverages on Sunday

WHEREAS, Tennessee Code Annotated §57-5-301(b)(5) provides that in any county in which an incorporated municipality has authorized the sale of liquor by the drink, the hours for the sale of beer shall be the same as the hours authorized by the rules and regulations promulgated by the Alcoholic Beverage Commission for establishments selling liquor by the drink; and

WHEREAS, the Tennessee Alcoholic Beverage Commission, pursuant to its authority as provided in Tennessee Code Annotated §57-4-203(d)(5), recently amended its rules to allow alcoholic beverages to begin being sold at 10:00 a.m. on Sundays as opposed to 12:00 noon as previously allowed; and

WHEREAS, Tennessee Code Annotated §57-4-203(d)(5) provides that the governing body of any municipality or metropolitan government which has approved liquor by the drink by referendum may, by passage of a resolution, opt out of any extension of hours adopted by the Alcoholic Beverage Commission; however, current state statute does not permit counties to opt out of such extensions;

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of October, 2001, hereby request the Tennessee General Assembly to amend Tennessee Code Annotated §57-4-203(d)(5) to allow counties the authority to opt out of any extension of hours for the sale of alcoholic beverages adopted by the Alcoholic Beverage Commission or, in the alternative, to create a Private Act for passage by Sullivan County to allow Sullivan County to opt out of extension of hours adopted by the Alcoholic Beverage Commission.

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists. This resolution shall become effective on _____, 2001, the public welfare requiring it. Duly passed and approved this 19th day of November 2001.

Attested: Janice Stammen County Clerk Date 11/19/01 Approved: Gil Hodges County Executive Date 11/19/01

Introduced By Commissioner: **D. Houser**
Seconded By Commissioner(s): **R. Morrell**

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call					
Voice Vote	X				

010-103-2001 7 of 7
Comments:

1st Reading 10/15/01; Approved 11/19/01.

Sullivan County, Tennessee
Board of County Commissioners

5
No. 12
Executive Committee
2001-10-104

To the Honorable Gil Hodges, County Executive and the Board of County Commissioners meeting in Regular Session on this 15th day of October, 2001.

RESOLUTION Authorizing Transfer of Overlap in Right-of-Way on John B. Dennis Highway to Mountain States Properties, Inc.

WHEREAS, it has been determined that a deed overlap exists between Sullivan County and Mountain States Properties, Inc. on property off of John B. Dennis Highway; and

WHEREAS, the property involved in the overlap, as shown on the attached survey, was acquired by Sullivan County on behalf of the State of Tennessee as part of the right-of-way for John B. Dennis Highway; however, as finally designed and built, the subject property was not necessary for an adequate right-of-way; and

WHEREAS, Mountain States Health Alliance d/b/a Indian Path Medical Center has requested that the property involved in the overlap be transferred to Mountain States Properties, Inc.; and

WHEREAS, the Kingsport Planning Commission, Tennessee Department of Transportation and the Sullivan County Highway Commissioner have approved the transfer of the subject property to Mountain States Properties, Inc.;

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15th day of October, 2001, hereby authorize the transfer of the subject property as shown on the attached survey to Mountain States Properties, Inc. subject to said transfer being at no cost to Sullivan County. The County Executive is hereby authorized to execute a Quitclaim Deed conveying said property subject to approval of said Quitclaim Deed by the County Attorney.

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists. This resolution shall become effective on _____, 2001, the public welfare requiring it. Duly passed and approved this 19th day of November, 2001.

Attested: Jeanie Hamm County Clerk Date 11/19/01 Approved: Gil Hodges County Executive Date 11-19-01

Introduced By Commissioner: M. Surgenor
Seconded By Commissioner(s): E. Kilgore

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	23			1	
Voice Vote					

010-104-2001 /r/n
Comments: Attachment

1st Reading 10/15/01; Approved with attached amendment 11/19/01.

AMENDMENT TO:

RESOLUTION NO. 5 [2001-10-104] – Resolution Authorizing Transfer of Overlap in Right-of-Way on John B. Dennis Highway to Mountain States Properties, Inc.

Amend as Follows:

Add the following paragraph:

NOW, THEREFORE, BE IT FURTHER RESOLVED that in exchange for the transfer of the above-referenced property, the Board of Commissioners hereby authorize Sullivan County to enter into a lease agreement with Mountain States Properties, Inc., a draft of which is attached hereto, to allow Sullivan County Emergency Medical Services to maintain its emergency station on property owned by Mountain States Properties, Inc. for the sum of One Dollar (\$1.00) per year for the leased premises. In the event the Lease Agreement is terminated before the original term and all renewal terms as provided for in the Lease Agreement (25 years), Mountain States Properties, Inc. shall pay to Sullivan County the pro-rated fair market value of the overlap property based on the remaining number of years available under the Lease Agreement. Further, the County Executive is hereby authorized to enter into said Lease Agreement upon passage of this Resolution and subject to final approval of the Lease Agreement by the County Attorney.

Introduced by Commissioner: A. Pierce
Seconded By Commissioner(s): E. Kilgore

COMMENTS: Attachment Amendment accepted by sponsor and approved with Resolution 11/19/01.



November 7, 2001


Mark Vance
Sullivan County EMS
PO Box 389
Blountville, TN 37617

Greetings:

In follow-up to our telephone conversation today, this letter should clarify the intent of our proposed arrangement between Indian Path Medical Center and Sullivan County EMS. Currently, Sullivan County owns approximately 0.5 acres of land at the John B. Dennis highway entrance to Indian Path Medical Center. Indian Path has requested that Sullivan County deed this property to Mountain States Health Alliance d/b/a Indian Path Medical Center at no cost. In return, MSHA d/b/a IPMC will execute a new, long-term lease to allow the Sullivan County EMS station to remain on our campus. The new lease would be for 25 years with a rent payment of \$1 per year. In the event we have need for the land, MSHA d/b/a IPMC would retain the right to relocate the Sullivan County EMS station to another location on our campus at our expense.

By copy of this letter, I am advising our respective legal counsels of our intent to enter into this agreement. I would ask them to work together to generate the appropriate legal documents and to communicate back with us if further clarification is needed. I appreciate your willingness to work with us on this issue and appreciate your continued support of Indian Path Medical Center.

Sincerely,


Randy Cook, FACHE
Administrator and
Chief Executive Officer

CC: Randy Sermons
Legal Counsel
MSHA

Dan Street
Sullivan County Attorney

THIS LEASE made this ____ day of _____, 2001, by and between MOUNTAIN STATES HEALTH ALLIANCE d/b/a INDIAN PATH MEDICAL CENTER, hereinafter referred to as Lessor or Landlord, and SULLIVAN COUNTY, TENNESSEE, a political subdivision of the State of Tennessee, hereinafter referred to as Lessee or Tenant;

WITNESSETH:

That subject to the terms and conditions hereinafter set out said Lessor (Landlord) hereby leases to said Lessee a certain tract of property with improvements thereon located in the 11th Civil District of Sullivan County, Tennessee, and being more particularly described as follows:

Beginning at an iron pin in the South margin of Pavilion Drive (60" R.O.W.), said iron pin being located S 86°12'55" W, 434.99 feet from the Northwest margin of State Highway 93, and being the common corner between Lot 2, Indian Path Section 3, plat book 30, page 14, R.O.S. CTN. and the herein described Lot 4, thence

With the common line S 22° 42'47"E, a distance of 122.70 feet to an iron pin, thence

S 67°17'13"W a distance of 217.79 feet to an iron pin, thence

N 22°42'47"W a distance of 202.50 feet to an iron pin found, thence

N 19°03'07"E, a distance of 37.60 feet to an iron pin in the South margin of Pavilion Drive, thence

With the South margin of Pavilion Drive and a 509.99 foot radius curve left for a length of 202.03 feet, whose chord bears S 82°26'10" E, a distance of 200.71 feet to an iron pin found, thence

Continuing N 86°12'55" E, a distance of 20.53 feet to a point of beginning, containing 37,724 square feet or 0.87 acres more or less and including all structures currently occupied and used by Lessee on the day and date first written above.

The terms and conditions of said lease are as follows:

1. This lease shall run for a period of five (5) years from the day and date first written above unless sooner terminated pursuant to the terms hereinafter set forth and may be renewed by Lessee for four (4) additional terms of five (5) years each. Lessee shall give notice of

renewal to Lessor not more than one hundred-twenty (120) days nor less than ninety (90) days before the end of the then current term of its intent to renew.

2. Lessee shall pay to the Lessor the sum of One Dollar (\$1.00) per year, payable at the date this lease agreement is executed , and on each yearly anniversary date, including each yearly anniversary date during any renewal term, and, as additional consideration, shall maintain the premises demised herein and keep the same in good appearance and condition during any term of this lease agreement.

3. Lessor shall have the right to terminate this lease at any time for cause by giving Lessee ninety (90) days notice. For purposes of this Agreement, "for cause termination" shall include, but not be limited to:

- A. The failure of Lessee to fulfill the terms of this Lease;
- B. The failure of Lessee, on each and every yearly Anniversary, including the original and all extension terms, to demonstrate to Lessee:
 - i) Lessee's financial condition is such that it could not be reasonably expected to pay to Lessor the fair market value for the Premises; and
 - ii) The location of the Premises is such that it strategically serves the emergency transport needs of the citizens of Kingsport and Sullivan County, Tennessee.
- C. The failure of this Agreement to comply with any and all applicable federal, state or local law, regulation, rule or opinion (binding or otherwise) affecting or reasonably interpreting this or similar Agreements, including but not limited to all laws, rules, regulations or opinions relating to agreements between healthcare providers such as anti-kickback, fraud and abuse, Stark, HIPPA, etc. Provided, however, that should this Agreement be found to so violate any such law, regulation, rule, opinion, etc., this

Agreement shall be, if reasonably practicable, reformed to be in compliance with said legal authority.

4. This Lease shall automatically terminate in the event that (i) Sullivan County no longer provides Emergency Medical Services as a department of the County of Sullivan, Tennessee; (ii) upon directive of the governing body of Sullivan County provided that such termination shall occur no sooner than ninety (90) days from the date of the legislative body's directive to terminate this lease agreement; or (iii) in the event that Sullivan County Emergency Medical Services is not funded, in whole or in part, by the Sullivan County Board of Commissioners and/or some other local, state or federal agency or from any other sources sufficient to allow it to carry on its purposes.

5. Lessor reserves the right during the term of this Lease (including all renewal terms) to relocate Lessee, at Lessor's total and complete expense, to any other reasonably comparable space (in size, quality and location) which meets the needs of Lessee. If, in Lessee's reasonable judgment, the proposed location will not meet Lessee's needs, Lessee shall have the right to terminate this Lease.

6. If this lease should terminate at any time before the end of the original term and all renewal terms as contemplated herein (25 years), whether for cause, by operation of law or otherwise, then Lessor agrees to pay to Lessee the pro rated fair market value of the deed overlap property as shown on the attached exhibit A, as determined and set by that certain appraisal by F.J. Brownell, III, dated November 8, 2001, and showing a fair market value of \$72,000.00. As used in this section the "pro rated fair market value" shall equal the number of remaining years left in the term and all contemplated renewal terms of this lease (25 years) times \$2,880.00 (which represents \$72,000.00 divided by 25 years).

7. There shall be no assigning of this lease or sub-leasing of any part of the leased property without specific written consent of Lessor.

8. Landlord shall pay or cause to be paid all real estate taxes (as hereinafter defined) assessed or imposed upon Landlord's tract which become due or payable during the lease term. As in this Section, the term "real estate taxes" shall mean and include all real estate taxes, public and governmental charges and assessments, or assessments against any of Landlord's personal property now or hereafter located on the leased premises, all costs and fees incurred by Landlord in contesting or negotiating with public authorities (Landlord having the sole authority to conduct such a contest or enter into such negotiations) as to any of the same and all sewer and other taxes and charges, but shall not include taxes on Tenant's machinery, equipment, inventory or other personal property or assets of Tenant, Tenant agreeing to pay all taxes upon or attributable to such excluded property without apportionment.

9. Tenant shall not install any equipment which can exceed the capacity of any utility facilities and if any equipment installed by Tenant requires additional utility facilities the same shall be installed at Tenant's expense in compliance with all the code requirements and plans and specifications which must be approved in writing by Landlord. Tenant shall be solely responsible for and promptly pay all charges for use or consumption of sewer, gas, electricity, water and all other utility services.

10. Tenant shall be responsible for maintaining and repairing and replacing of distribution duct work for air conditioning, heating and ventilation system and lighting and water systems at said premises, including conductors, grills, thermostats, filters, and all other electric or water and plumbing components.

11. Landlord shall keep or cause to be kept the foundations, roof and structural portions of the building on said premises in good order and in repaired condition except for damages thereto due to the acts or omissions of Tenant, its agents, employees or invitees.

12. Landlord shall not be obligated to make repairs, replacements or improvement of any kind upon the structure on the premises (except as provided by Paragraph 10), or to any equipment, facilities or fixture therein, all of which shall be Tenant's responsibility but Tenant

shall give Landlord prompt written notice of any accident, casualty, damage or any other similar occurrence in or on the structure or the leased tract of land surrounding the structure of which the Tenant has knowledge.

13. All parking areas and sidewalks utilized by Tenant in its use of the leases premises shall be maintained in good condition at the expense of the tenant after the initial installation of such.

14. The leased premises shall be occupied and used by Tenant solely for the purpose of operating a full time emergency and ambulance service for the benefit of the general public and Tenant shall not use or permit the use of the premises for any other benefit or purpose. Such business shall be conducted in the Tenant's own name and pursuant to the Tenant's rules, regulations, policies and procedures.

15. Tenant shall at all times keep the premises (including all entrances and vestibules) and all partitions, window and window frames and moldings, glass, store fronts, doors, door openers, fixtures, equipment and appurtenances thereof (including lighting, heating, electrical, plumbing, ventilating and air conditioning fixtures and systems and other mechanical equipment and appurtenances) and all parts of the premises, not required herein to be maintained by the Landlord, in good order, condition and repair and clean, orderly, sanitary and safe, damage by unavoidable casualty excepted, including but not limited to doing such things as are necessary to cause the premises to comply with applicable laws, ordinances, rules, regulations and orders of governmental and public bodies and agencies. If replacement of equipment, fixtures and appurtenances thereto are necessary, Tenant shall replace the same with equipment, fixtures and appurtenances of the same quality, and repair all damages done in or by such replacement. If Tenant fails to perform its obligations hereunder, Landlord, without notice, may, but shall not be obligated to, perform Tenant's obligations or perform work resulting from Tenant's acts, actions or omissions with the cost of same to be paid by the Tenant.

16. Landlord and/or Landlord's agents and employees shall not be liable for, and Tenant waives all claims for, damage, including but not limited to consequential damages, to person, property or otherwise, sustained by Tenant or any person claiming through Tenant resulting from any accident or occurrence in or upon any part of the leased property including but not limited to, claims for damage resulting from: (a) any equipment or appurtenances becoming out of repair; (b) Landlord's failure to keep any part of the leased property in repair except for Landlord's responsibility as set forth in Paragraph 10 of this agreement; (c) injury done or caused by wind, water, or other natural element; (d) any defect in or failure of plumbing, heating or air conditioning equipment, electric wiring or installation thereof, gas, water, and steam pipes, stairs, porches, railings or walks; (e) broken glass; (f) the backing up of any sewer pipe or downspout; (g) the bursting, leaking or running of any tank, tub, washstand, water closet, waste pipe, drain or any other pipe or tank in, upon or about the Premises; (h) the escape of steam or hot water; (i) water, snow or ice upon the premises; (j) the falling of any fixture, plaster or stucco; (k) damage to or loss by theft or otherwise of property of Tenant or others; (l) acts or omissions of persons in the premises. All property of Tenant kept in the premises shall be so kept at Tenant's risk only and Tenant shall save Landlord harmless from claims arising out of damage to the same, including subrogation claims by Tenant's insurance carrier.

17. Tenant shall not cause or permit, knowingly or unknowingly, any hazardous material (hereinafter defined) to be brought or remain upon, kept used, discharged, leaked or emitted in or about or treated at the leases premises. As used in this lease, "hazardous material(s)" shall mean any hazardous, toxic or radioactive substance, material, matter or waste which or becomes regulated by the federal, state or local law, ordinance, order, rule, regulation, code or any other governmental restriction or requirement, and shall include asbestos, petroleum products and the terms "hazardous substance" and "hazardous waste" as defined in the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA"), as

amended, 42 U.S.C. §9601, *et seq.*, and the Resource Conservation and Recovery Act ("RCRA") as amended, 42 U.S.C. §6901, *et seq.*

18. Tenant shall indemnify, save harmless, and at Landlord's option, defend Landlord, its agents, employees, and mortgagee, if any, from and against any and all liability, liens, claims, demands, damages, expenses, fees, costs, fines, penalties, suits, proceedings, actions and causes of action of any and every kind and nature arising or growing out of or in any way connected with Tenant's use, occupancy, management or control of the leased property or Tenant's operations, conduct or activities.

19. If the premises are hereafter damaged or destroyed or rendered partially untenable for their accustomed use by fire or other casualty insured under the coverage which Landlord is obligated to carry, Landlord shall promptly repair the same to substantially the condition which they were in immediately prior to the happening of such casualty (excluding Tenant's fixtures, furniture, furnishings, carpeting, floor covering, wall covering, and equipment). Provided, however, that Landlord shall not be obligated to repair and restore if such casualty is not covered by the insurance which Landlord is obligated to carry pursuant to this lease or is caused directly or indirectly by the negligence of Tenant, its agents and employees, and provided, further, that Landlord shall be not obligated to expend for such repair or restoration an amount in excess of the insurance proceeds recovered therefore, and provided, further, that if the premises be damaged, destroyed or rendered untenable for their accustomed uses by fire or other casualty to the extent of more than 50% of the cost to replace the premises during the last three (3) years of the lease term, then Landlord shall have the right to terminate this lease effective as of the date of such casualty by giving to Tenant, within sixty (60) days after the happening of such casualty, written notice of such termination. If such notice be given, this lease shall terminate. Any time that Landlord repairs or restores the premises after damage or destruction, then Tenant shall promptly repair or replace its fixtures, furnishings, furniture, carpeting, wall covering, floor covering, emergency vehicles and equipment to the same condition as they were

in immediately prior to casualty, and if Tenant has closed its business, Tenant shall promptly reopen for business upon the completion of such repairs. Tenant shall be relieved of its rent obligations for any period of time during which the leased premises is untenable for its accustomed use on a pro-rata basis.

20. If ten percent (10%) or more of the lease tract of the structure shall be acquired or condemned by right of eminent domain for any public or quasi public use or purpose, then Landlord at its election may terminate this lease by giving notice to Tenant of its election.

21. Landlord reserves, and Tenant assigns to Landlord, all rights to damages on account of any taking or condemnation or any act of any public or quasi public authority for which damages are payable. Tenant shall execute such instruments of assignment as Landlord requires, join with Landlord in any action for the recovery of damages, if requested by Landlord, and turn over to Landlord any damages recovered in any proceeding. If Tenant fails to execute instruments required by Landlord, or undertake such other steps as requested, Landlord shall be deemed the duly authorized irrevocable agent and attorney-in-fact of Tenant to execute such instruments and undertake such steps on behalf of Tenant. However, Landlord does not reserve any damages payable for trade fixtures installed by Tenant at its own cost which are not part of the realty.

22. The following shall be considered for all purposes to be defaults under and breaches of this lease: (a) any failure of Tenant to pay any rent or other amount when due hereunder; (b) any failure by Tenant to perform or observe any other of the terms, provisions, conditions and covenants of this lease; (c) if Tenant abandons or vacates or does not do business in the premises or (d) the premises come into the hands of any person other than expressly permitted under this lease. In any such event, and upon thirty (30) days notices, Landlord, in addition to all other rights or remedies it may have, shall have the right thereupon or at any time thereafter to terminate this lease by giving notice to Tenant stating the date upon which such termination shall be effective and shall have the right, either before or after any such termination,

to re-enter and take possession of the premises, remove all persons and property from the premises, store such property at Tenant's expense, all without notice or resort to legal process and without being deemed guilty of trespass or becoming liable for any loss or damage occasioned thereby. Nothing herein shall be construed to require Landlord to give any notice before exercising any of its rights and remedies as provided for in Section 3 of this lease.

23. Landlord, its agents and employees shall have the right to enter the leased premises from time to time at reasonable times to examine the same. In addition, during any apparent emergency, Landlord or its agents may enter the premises forcibly without liability therefore and without in any manner affecting Tenant's obligations under this lease. Nothing herein contained, however, shall be deemed to impose upon Landlord any obligation, responsibility or liability whatsoever, for any care, maintenance or repair except as otherwise herein expressly provided.

24. If Tenant pays the rents provided, observes and performs all the covenants, terms and conditions hereof, Tenant shall peaceably and quietly hold and enjoy the premises for the lease term without interruption by Landlord or any person or persons claiming by, through or under Landlord, subject, nevertheless, to the terms and conditions of the lease.

25. No waiver by Landlord or Tenant of any breach of any term, covenant or condition hereof shall be deemed a waiver of the same or any subsequent breach of the same or any other term, covenant or condition. The acceptance of rent by Landlord shall not be deemed a waiver of any earlier breach by Tenant of any term, covenant or condition hereof, regardless of Landlord's knowledge of such breach when such rent is accepted. No covenant, term or condition of this lease shall be deemed waived by Landlord or Tenant unless waived in writing.

26. There are no representations, covenants, warranties, promises, agreements, conditions or undertakings, oral or written, between Landlord and Tenant other than herein set forth. Except as herein otherwise provided, no subsequent alteration, amendment, change or

addition to this lease shall be binding upon Landlord or Tenant unless in writing and signed by them.

27. Landlord does not, in any way or for any purpose, become a partner, employer, principal, master, agent, or joint venturer of or with Tenant.

28. Anything to the contrary herein contained, notwithstanding, there shall be absolutely no personal liability on persons, firms, or entities who constitute Landlord with respect to any of the terms, covenants, conditions and provisions of this lease, and Tenant shall look solely to the interest of Landlord, its successors and assigns, in Landlord's tract for the satisfaction of each and every remedy of Tenant in the event of default by Landlord hereunder; such exculpation of personal liability is absolute and without any exception whatsoever.

29. If any provision of this lease or the application thereof to any person or circumstance shall to any extent be invalid or unenforceable, the remainder of this lease, or the application of such provision to persons or circumstances other than those as to which it is invalid or unenforceable, shall not be affected thereby and each provision of this lease shall be valid and enforceable to the fullest extent permitted by law.

30. This lease shall be construed under the laws of the State of Tennessee.

31. (a) Tenant agrees to carry public liability, automobile liability and professional liability insurance on the lease tract and improvements thereon during the terms hereunder covering the Tenant and naming the Landlord as an additional named insured with terms an company satisfactory to Landlord, for limits not less than \$1,000,000.00 for bodily injury, including death and personal injury for any one occurrence, and \$1,000,000.00 property damage insurance or a combined single limit of \$1,000,000.00 subject to policy limits as may be more particularly defined in the terms of limiting liability pursuant to the provisions of Tennessee Code Annotated §29-20-102, *et seq.* (Governmental Tort Liability Act); and, providing that Landlord and Tenant shall be given a minimum of sixty (60) days written notice by the insurance of cancellation, termination or change in such insurance. Tenant also agrees to keep in full force

and effect during the terms of this lease property insurance against fire and "all-risk" of physical loss and damage covering all of Tenant's equipment, property, floor covering, trade fixtures and furnishings and other items of personal property of the Tenant located on or within the leased tract or structure thereon. Tenant shall provide Landlord at Landlord's request with copies of the policy or certificate evidencing that all the foregoing insurance is in full force and effect and stating the terms thereof. Landlord shall carry public liability insurance and property damage insurance, special form, insuring all improvements thereon and appurtenances thereto for the full and insurable value thereof, and such deductibles as Landlord deems advisable but such insurance shall exclude Tenant's personal property, furnishings and equipment.

(b) Lessor shall, at its expense, obtain and maintain hazard insurance on any buildings erected on the hereinabove described property in a sum not less than the replacement value of such building.

32. At the expiration of the lease term, Tenant shall surrender the premises in the same condition as when leased, reasonable wear and tear and damage by unavoidable casualty excepted.

MOUNTAIN STATES HEALTH ALLIANCE
d/b/a INDIAN PATH MEDICAL CENTER

By: _____
Randy Cook, CEO

SULLIVAN COUNTY, TENNESSEE

By: _____
Name: _____
Title: _____

ATTEST:

County Clerk

IDENTIFICATION

Borrower N/A Census Tract 421 Map Reference 47H-A-4.10+
 Property Address Highway 93
 City Kingsport County Sullivan State TN Zip Code 37660
 Legal Description Appraisal subject to deed being provided.
 Sale Price \$ /sf _____ Date of Sale N/A Loan Term _____ yrs. Property Rights Appraised Fee Leasehold De Minimis PUD
 Actual Real Estate Taxes \$ N/A (yr) _____ Loan charges to be paid by seller \$ N/A Other sales concessions N/A
 Lender/Client Sullivan County Address _____
 Occupant Vacant land Appraiser F.J. Brownell 3 Instructions to Appraiser Estimate Market Value of subject site as if vacant. THIS IS A SUMMARY APPRAISAL REPORT.

NEIGHBORHOOD

Location	<input checked="" type="checkbox"/> Urban	<input type="checkbox"/> Suburban	<input type="checkbox"/> Rural	Good	<input type="checkbox"/>	Avg.	<input checked="" type="checkbox"/>	Fair	<input type="checkbox"/>	Poor	<input type="checkbox"/>
Built Up	<input checked="" type="checkbox"/> Over 75%	<input type="checkbox"/> 25% to 75%	<input type="checkbox"/> Under 25%	Employment Stability	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Growth Rate	<input type="checkbox"/> Fully Dev.	<input checked="" type="checkbox"/> Rapid	<input checked="" type="checkbox"/> Steady	Convenience to Employment	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Property Values	<input checked="" type="checkbox"/> Increasing	<input type="checkbox"/> Stable	<input type="checkbox"/> Declining	Convenience to Shopping	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Demand/Supply	<input type="checkbox"/> Shortage	<input checked="" type="checkbox"/> In Balance	<input type="checkbox"/> Oversupply	Convenience to Schools	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marketing Time	<input type="checkbox"/> Under 3 Mos.	<input checked="" type="checkbox"/> 4-6 Mos.	<input type="checkbox"/> Over 6 Mos.	Adequacy of Public Transportation	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Present Land Use	<input type="checkbox"/> 10% 1 Family	<input type="checkbox"/> 2-4 Family	<input type="checkbox"/> Apts.	Recreational Facilities	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/> % Industrial	<input type="checkbox"/> 20% Vacant	<input type="checkbox"/> %	Adequacy of Utilities	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Change in Present Land Use	<input checked="" type="checkbox"/> Not Likely	<input type="checkbox"/> Likely (*)	<input type="checkbox"/> Taking Place (*)	Property Compatibility	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	(*) From _____	To _____		Protection from Detrimental Conditions	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Predominant Occupancy	<input checked="" type="checkbox"/> Owner	<input type="checkbox"/> Tenant	<input type="checkbox"/> 5 % Vacant	Police and Fire Protection	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Single Family Price Range	\$ <u>40,000</u>	to \$ <u>200,000</u>	Predominant Value \$ <u>80,000</u>	General Appearance of Properties	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Single Family Age	<u>1</u> yrs. to	<u>65</u> yrs.	Predominant Age <u>25</u> yrs.	Appeal to Market	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Comments including those factors, favorable or unfavorable, affecting marketability (e.g. public parks, schools, view, noise): Neighborhood boundaries are Kingsport City Limits to the West and North, Highway 93 to the East, and Highway 11W to the South. Area includes residential dwellings, business and professional use and vacant land sites. Subject is a small portion of property that fronts Indian Path properties.

SITE

Dimensions See attached = 503 Sq. Ft. or Acres Corner Lot
 Zoning classification P-1; Professional Present Improvements do do not conform to zoning regulations
 Highest and best use Present use Other (specify) included with Indian Path Property.
 Elec. Public Other (Describe) _____ OFF SITE IMPROVEMENTS Topo Level
 Gas _____ Street Access Public Private Size Typical for area
 Water _____ Surface Asphalt Shape Irregular
 San. Sewer _____ Maintenance Public Private View Typical for area
 Underground Elec. & Tel. Storm Sewer Curb/Gutter Drainage Appears adequate
 Sidewalk Street Lights Is the property located in a HUD identified Special Flood Hazard Area? No Yes
 Comments (favorable or unfavorable including any apparent adverse easements, encroachments, or other adverse conditions): Appraisal assumes above info is correct. Above size is total of 3 tracts in front of Parcel 471-A-4.10, 28.30, and 27. Said tracts are in Sullivan County's name and appraisal is based on total of three tracts per county instructions.

The undersigned has recited three recent sales of properties most similar and proximate to subject and has considered these in the market analysis. The description includes a dollar adjustment reflecting market reaction to those items of significant variation between the subject and comparable properties. If a significant item in the comparable property is superior to or more favorable than the subject property, a minus (-) adjustment is made thus reducing the indicated value of subject, if a significant item in the comparable is inferior to or less favorable than the subject property, a plus (+) adjustment is made thus increasing the indicated value of the subject.

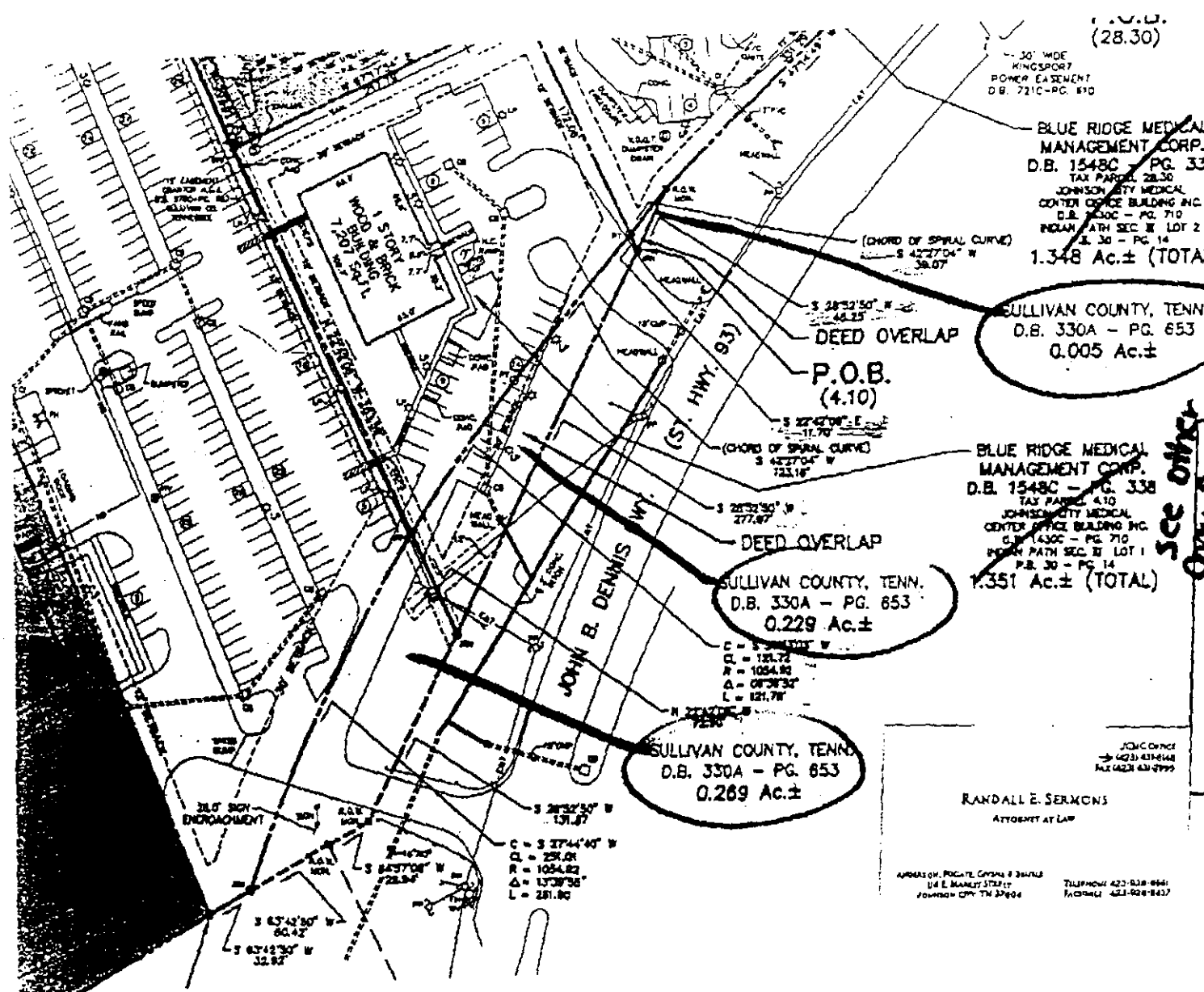
ITEM	SUBJECT PROPERTY	COMPARABLE NO. 1		COMPARABLE NO. 2		COMPARABLE NO. 3			
		Address	Proximity to Subject	DESCRIPTION	+(-)\$ Adjust.	DESCRIPTION	+(-)\$ Adjust.	DESCRIPTION	+(-)\$ Adjust.
Address	Highway 93 Kingsport	Meadowview Parkway Kingsport	2-3 Miles SW	Meadowview Parkway Kingsport	2-3 Miles SW	Preston Place LLC Kingsport	1-2 Blocks S		
Sales Price	\$ _____ /sf	\$ _____	\$ 2.59	\$ _____	\$ 2.44	\$ _____	\$ 2.27		
Price	\$ _____	\$ 53,000		\$ 65,000		\$ 330,000			
Data Source	Insp. county	Tax Records		Tax Records		Tax Records			
Date of Sale and Time Adjustment	DESCRIPTION	DESCRIPTION	+(-)\$ Adjust.	DESCRIPTION	+(-)\$ Adjust.	DESCRIPTION	+(-)\$ Adjust.		
Location	11-01	3-97	+36	9-99	+069	11-97	+27		
Site/View	Urban/A	Urban/A		Urban/A		Urban/A			
Utility	.503 acres	.47 acres	+5	.61 acres	+5	3.33 acres	+5		
	Good	Inferior		Inferior		Inferior	+2		
Sales or Financing Concessions	N/A								
Net Adj. (Total)		<input checked="" type="checkbox"/> + <input type="checkbox"/> -	\$ 0.86	<input checked="" type="checkbox"/> + <input type="checkbox"/> -	\$ 0.569	<input checked="" type="checkbox"/> + <input type="checkbox"/> -	\$ 0.97		
Indicated Value of Subject		\$ _____	\$ 3.45	\$ _____	\$ 3.009	\$ _____	\$ 3.24		

Comments on Market Data: Sales 1 and 2 are being used as business and professional use in a development near the new Meadowview Conference Center. These are similar in size to subject and required site preparation not needed by subject. Sale 3 is zoned P-1 and is nearest the subject.
 Comments and Conditions of Appraisal: No geological investigation was undertaken or provided and that stable soil conditions are assumed. The increase in value to the Indian Path Complex resulting from the acquisition of above 3 tracts is minimal, therefore 3 tracts are appraised in Fee Simple. Above indicated values are per square foot.

RECONCILIATION

Final Reconciliation: After considering the above information it is the appraiser's opinion the estimated value of the subject site is (\$3.30/sf x 21,911 sf), say \$72,000.

I ESTIMATE THE MARKET VALUE, AS DEFINED, OF SUBJECT PROPERTY AS OF 11-8-01 to be \$ 72,000
 Date signed 11-12-01
 Appraiser(s) F.J. Brownell Review Appraiser (if applicable) Did Did Not Physically Inspect Property



(28.30)

D.B. 1430C - PG. 710
 INDIAN PATH SEC. III LOT 3
 P.B. 30 - PG. 14
 NOT A BUILDING SITE
 H.C.A. 30th RESERVE PARCEL
 0.034 Ac.±

30' WIDE
 KINGSPOORT
 POWER EASEMENT
 D.B. 7210 - PG. 810

BLUE RIDGE MEDICAL
 MANAGEMENT CORP.
 D.B. 1548C - PG. 338
 TAX PARCEL 28.30
 JOHNSON CITY MEDICAL
 CENTER OFFICE BUILDING INC.
 D.B. 1430C - PG. 710
 INDIAN PATH SEC. III LOT 2
 P.B. 30 - PG. 14
 1.348 Ac.± (TOTAL)

SULLIVAN COUNTY, TENN.
 D.B. 330A - PG. 653
 0.005 Ac.±

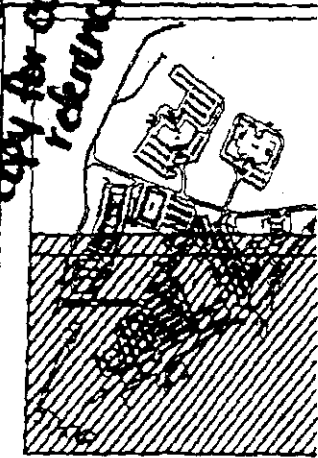
DEED OVERLAP
 P.O.B.
 (4.10)

BLUE RIDGE MEDICAL
 MANAGEMENT CORP.
 D.B. 1548C - PG. 338
 TAX PARCEL 410
 JOHNSON CITY MEDICAL
 CENTER OFFICE BUILDING INC.
 D.B. 1430C - PG. 710
 INDIAN PATH SEC. III LOT 1
 P.B. 30 - PG. 14
 1.351 Ac.± (TOTAL)

SULLIVAN COUNTY, TENN.
 D.B. 330A - PG. 653
 0.229 Ac.±

SULLIVAN COUNTY, TENN.
 D.B. 330A - PG. 653
 0.269 Ac.±

*See office
 copy for correct
 reference*



KEY MAP

RANDALL E. SERKONS
 ATTORNEY AT LAW

APRILS ON, POINTE COVING & SHAWNEE
 104 E. MARKET STREET
 JOHNSON CITY, TN 37604
 TELEPHONE 423-928-8661
 FACSIMILE 423-928-8427

Borrower / Client	Sullivan County						
Property Address	Highway 93						
City	Kingsport	County	Sullivan	State	Tennessee	Zip Code	37660



Subject Site



Street Scene Looking North



Street Scene Looking South

DEFINITION OF MARKET VALUE: The most probable price which a property should bring in a competitive and open market under all conditions requisite to a fair sale, the buyer and seller, each acting prudently, knowledgeably and assuming the price is not affected by undue stimulus. Implicit in this definition is the consummation of a sale as of a specified date and the passing of title from seller to buyer under conditions whereby: (1) buyer and seller are typically motivated; (2) both parties are well informed or well advised, and each acting in what he considers his own best interest; (3) a reasonable time is allowed for exposure in the open market; (4) payment is made in terms of cash in U.S. dollars or in terms of financial arrangements comparable thereto; and (5) the price represents the normal consideration for the property sold unaffected by special or creative financing or sales concessions* granted by anyone associated with the sale.

* Adjustments to the comparables must be made for special or creative financing or sales concessions. No adjustments are necessary for those costs which are normally paid by sellers as a result of tradition or law in a market area; these costs are readily identifiable since the seller pays these costs in virtually all sales transactions. Special or creative financing adjustments can be made to the comparable property by comparisons to financing terms offered by a third party institutional lender that is not already involved in the property or transaction. Any adjustment should not be calculated on a mechanical dollar for dollar cost of the financing or concession; but the dollar amount of any adjustment should approximate the market's reaction to the financing or concessions based on the appraiser's judgement.

STATEMENT OF LIMITING CONDITIONS AND APPRAISER'S CERTIFICATION

CONTINGENT AND LIMITING CONDITIONS: The appraiser's certification that appears in the appraisal report is subject to the following conditions:

1. The appraiser will not be responsible for matters of a legal nature that affect either the property being appraised or the title to it. The appraiser assumes that the title is good and marketable and, therefore, will not render any opinions about the title. The property is appraised on the basis of it being under responsible ownership.
2. The appraiser has provided a sketch in the appraisal report to show approximate dimensions of the improvements and the sketch is included only to assist the reader of the report in visualizing the property and understanding the appraiser's determination of its size.
3. The appraiser has examined the available flood maps that are provided by the Federal Emergency Management Agency (or other data sources) and has noted in the appraisal report whether the subject site is located in an identified Special Flood Hazard Area. Because the appraiser is not a surveyor, he or she makes no guarantees, express or implied, regarding this determination.
4. The appraiser will not give testimony or appear in court because he or she made an appraisal of the property in question, unless specific arrangements to do so have been made beforehand.
5. The appraiser has estimated the value of the land in the cost approach at its highest and best use and the improvements at their contributory value. These separate valuations of the land and improvements must not be used in conjunction with any other appraisal and are invalid if they are so used.
6. The appraiser has noted in the appraisal report any adverse conditions (such as, needed repairs, depreciation, the presence of hazardous wastes, toxic substances, etc.) observed during the inspection of the subject property or that he or she became aware of during the normal research involved in performing the appraisal. Unless otherwise stated in the appraisal report, the appraiser has no knowledge of any hidden or unapparent conditions of the property or adverse environmental conditions (including the presence of hazardous wastes, toxic substances, etc.) that would make the property more or less valuable, and has assumed that there are no such conditions and makes no guarantees or warranties, express or implied, regarding the condition of the property. The appraiser will not be responsible for any such conditions that do exist or for any engineering or testing that might be required to discover whether such conditions exist. Because the appraiser is not an expert in the field of environmental hazards, the appraisal report must not be considered as an environmental assessment of the property.
7. The appraiser obtained the information, estimates, and opinions that were expressed in the appraisal report from sources that he or she considers to be reliable and believes them to be true and correct. The appraiser does not assume responsibility for the accuracy of such items that were furnished by other parties.
8. The appraiser will not disclose the contents of the appraisal report except as provided for in the Uniform Standards of Professional Appraisal Practice.
9. The appraiser has based his or her appraisal report and valuation conclusion for an appraisal that is subject to satisfactory completion, repairs, or alterations on the assumption that completion of the improvements will be performed in a workmanlike manner.
10. The appraiser must provide his or her prior written consent before the lender/client specified in the appraisal report can distribute the appraisal report (including conclusions about the property value, the appraiser's identity and professional designations, and references to any professional appraisal organizations or the firm with which the appraiser is associated) to anyone other than the borrower, the mortgagee or its successors and assigns, the mortgage insurer, consultants, professional appraisal organizations, any state or federally approved financial institution, or any department, agency, or instrumentality of the United States or any state or the District of Columbia; except that the lender/client may distribute the property description section of the report only to data collection or reporting service(s) without having to obtain the appraiser's prior written consent. The appraiser's written consent and approval must also be obtained before the appraisal can be conveyed by anyone to the public through advertising, public relations, news, sales or other media.

APPRAISER'S CERTIFICATION continued:

I certify that to the best of my knowledge and belief, the report analyses, opinion, and conclusions were developed and this report has been prepared in conformity with the requirements of the Code of Professional Ethics and the Standards of Professional Appraisal Practice of the Appraisal Institute

I certify that the use of this report is subject to the requirements of the Appraisal Institute relating to review by its duly authorized representative.

The appraiser recommends a home inspection to determine the adequacy of the dwelling. The appraiser is not an expert in the fields of mechanical, electrical, roofing, or structural components of the dwelling; thus, recommends an inspection to determine any deficiencies in the property.

As of the date of this report, F. J. Brownell, III had completed the requirements of the continuing education program of the Appraisal Institute.

APPRAISER'S CERTIFICATION: The Appraiser certifies and agrees that:

1. I have researched the subject market area and have selected a minimum of three recent sales of properties most similar and proximate to the subject property for consideration in the sales comparison analysis and have made a dollar adjustment when appropriate to reflect the market reaction to those items of significant variation. If a significant item in a comparable property is superior to, or more favorable than, the subject property, I have made a negative adjustment to reduce the adjusted sales price of the comparable and, if a significant item in a comparable property is inferior to, or less favorable than the subject property, I have made a positive adjustment to increase the adjusted sales price of the comparable.
2. I have taken into consideration the factors that have an impact on value in my development of the estimate of market value in the appraisal report. I have not knowingly withheld any significant information from the appraisal report and I believe, to the best of my knowledge, that all statements and information in the appraisal report are true and correct.
3. I stated in the appraisal report only my own personal, unbiased, and professional analysis, opinions, and conclusions, which are subject only to the contingent and limiting conditions specified in this form.
4. I have no present or prospective interest in the property that is the subject to this report, and I have no present or prospective personal interest or bias with respect to the participants in the transaction. I did not base, either partially or completely, my analysis and/or the estimate of market value in the appraisal report on the race, color, religion, sex, handicap, familial status, or national origin of either the prospective owners or occupants of the subject property or of the present owners or occupants of the properties in the vicinity of the subject property.
5. I have no present or contemplated future interest in the subject property, and neither my current or future employment nor my compensation for performing this appraisal is contingent on the appraised value of the property.
6. I was not required to report a predetermined value or direction in value that favors the cause of the client or any related party, the amount of the value estimate, the attainment of a specific result, or the occurrence of a subsequent event in order to receive my compensation and/or employment for performing the appraisal. I did not base the appraisal report on a requested minimum valuation, a specific valuation, or the need to approve a specific mortgage loan.
7. I performed this appraisal in conformity with the Uniform Standards of Professional Appraisal Practice that were adopted and promulgated by the Appraisal Standards Board of The Appraisal Foundation and that were in place as of the effective date of this appraisal, with the exception of the departure provision of those Standards, which does not apply. I acknowledge that an estimate of a reasonable time for exposure in the open market is a condition in the definition of market value and the estimate I developed is consistent with the marketing time noted in the neighborhood section of this report, unless I have otherwise stated in the reconciliation section.
8. I have personally inspected the interior and exterior areas of the subject property and the exterior of all properties listed as comparables in the appraisal report. I further certify that I have noted any apparent or known adverse conditions in the subject improvements, on the subject site, or on any site within the immediate vicinity of the subject property of which I am aware and have made adjustments for these adverse conditions in my analysis of the property value to the extent that I had market evidence to support them. I have also commented about the effect of the adverse conditions on the marketability of the subject property.
9. I personally prepared all conclusions and opinions about the real estate that were set forth in the appraisal report. If I relied on significant professional assistance from any individual or individuals in the performance of the appraisal or the preparation of the appraisal report, I have named such individual(s) and disclosed the specific tasks performed by them in the reconciliation section of this appraisal report. I certify that any individual so named is qualified to perform the tasks. I have not authorized anyone to make a change to any item in the report; therefore, if an unauthorized change is made to the appraisal report, I will take no responsibility for it.

SUPERVISORY APPRAISER'S CERTIFICATION: If a supervisory appraiser signed the appraisal report, he or she certifies and agrees that, I directly supervise the appraiser who prepared the appraisal report, have reviewed the appraisal report, agree with the statements and conclusions of the appraiser, agree to be bound by the appraiser's certifications numbered 4 through 7 above, and am taking full responsibility for the appraisal and the appraisal report.

ADDRESS OF PROPERTY APPRAISED: Highway 93, Kingsport, Tennessee

APPRAISER:

SUPERVISORY APPRAISER (only if required):

Signature: _____	Signature: _____
Name: <u>F. J. Brownell, III</u>	Name: _____
Date Signed: <u>11-18-03</u>	Date Signed: _____
State Certification #: <u>Certified General</u>	State Certification #: _____
or State License #: <u>CG494</u>	or State License #: _____
State: <u>TN</u>	State: _____
Expiration Date of Certification or License: <u>12-20-03</u>	Expiration Date of Certification or License: _____

Did Did Not Inspect Property

Sullivan County, Tennessee
Board of County Commissioners

No. 6
Executive Committee
2001-11-105

To the Honorable Gil Hodges, County Executive, and the Members of the Sullivan County Board of Commissioners in Regular Session this 19th day of November 2001.

RESOLUTION Requesting The Widening of Skelton Bluff Road

WHEREAS, for years the people that live on and near Skelton Bluff Road have requested that the Sullivan County Highway Department widen this road because it accommodates only one vehicle with out going off the side of the road; and,

WHEREAS, a petition is attached hereto of residents in the area requesting that the road be widen.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session requests the Sullivan County Highway Department to widen Skelton Bluff Road.

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 19th day of November, 2001.

Attested: Janice Dammann County Clerk
11/19/01

Gil Hodges 11-19-01
County Executive

Introduced By Commissioner: Kilgore

Seconded By Commissioner(s): King (Buddy), Ferguson, McConnell, Pierce

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget				
Executive	11-6-01			

mag

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	22		1	1	
Voice Vote					

2001-11-105

ATTACHMENT

Comments: Approved 11/19/01.

Sullivan County, Tennessee
Board of County Commissioners

No. 7
Budget Committee
2001-11-106

To the Honorable Gil Hodges, County Executive and the Members of the Sullivan County Board of Commissioners meeting in Regular Session this 19th day of November 2001.

RESOLUTION AUTHORIZING The Acceptance of a Grant on Behalf of The Traditional Appalachian Musical Heritage Association

WHEREAS, in January 2001 the County Commission authorized the Traditional Appalachian Musical Heritage Association to submit an application for an Arts Project Support Grant through the Tennessee Arts Commission; and,

WHEREAS, the Tennessee Arts Commission has awarded a grant in the amount of \$2,450.00 to the Traditional Appalachian Musical Heritage Association.


NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby authorizes the County Executive to execute any and all documents necessary for the acceptance of grant funds in the amount of \$2,450.00 on behalf of the Traditional Appalachian Musical Heritage Association.

BE IT RESOLVED that any matching funds required under the grant be the sole obligation of the Traditional Appalachian Musical Heritage Association and that the grant be at no cost to Sullivan County.

BE IT FURTHER RESOLVED that the Accounts and Budgets Director be authorized to assign account codes and disburse funds to the Traditional Appalachian Musical Heritage Association.

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 19th day of November, 2001.

Attested: 
County Clerk
Date: 11/19/01

Approved: 
County Executive
Date: 11-19-01

Introduced By: Commissioner: Houser

Seconded By: Commissioner(s): McKamey

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget	11-8-01			
Executive	11-6-01			

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	23			1	
Voice Vote					

2001-11-106 alt
Comments: Approved 11/19/01.

Sullivan County, Tennessee
Board of County Commissioners

No. 8
Administrative Committee
2001-11-107

To the Honorable Gil Hodges, County Executive and the Board of County Commissioners meeting in Regular Session on this 19th day of November, 2001.

RESOLUTION Authorizing Adoption of Local Option Provisions of Public Chapter 850 of the Public Acts of 1996

WHEREAS, Chapter 850 of the Public Acts of 1996, codified in Tennessee Code Annotated §41-4-115, is a local option law which authorizes counties to establish and implement a plan to authorize the jail or workhouse administration of the county to charge inmates a co-pay amount for any medical care, treatment, or pharmacy services provided to the inmate by the county; and

WHEREAS, the Sullivan County Board of Commissioners has determined that it is in the best interest of Sullivan County that the county adopt the Act and establish a plan to seek co-pay amounts from inmates in the county jail or workhouse;

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 19th day of November, 2001, hereby adopt the following:

SECTION 1. Pursuant to the provisions of Tennessee Code Annotated §41-4-115(d), the jail or workhouse administrator of Sullivan County is authorized to seek from an inmate incarcerated in a county jail or workhouse, a co-pay amount of Eight Dollars (\$8.00) per visit to the contract doctor, contract dentist, doctor's office, dentist's office, medical facility, clinic, hospital, or other medical facility, a co-pay amount of Four Dollars (\$4.00) for nurse visits, a co-pay amount of Two Dollars (\$2.00) for laboratory or x-ray procedures and a co-pay amount of Two Dollars (\$2.00) per medication for pharmacy services provided to the inmate by the county. The co-pay amount of Four Dollars (\$4.00) for the nurse visit shall be waived if the nurse makes a referral to the contract doctor, contract dentist, dentist office, doctor's office, medical facility, clinic, hospital, or other medical facility.

SECTION 2. This resolution shall not be construed as authorizing the county to deny medical care, treatment or pharmacy services to an inmate who cannot pay the co-pay amount established by this plan.

SECTION 3. Pursuant to the provisions of Tennessee Code Annotated §41-4-115(e), if an inmate cannot pay the co-pay amounts established by Section 1 of this resolution, the jail or workhouse administrator is authorized to deduct the co-pay amount from such inmate's commissary account or any other account or fund established by or for the benefit of such inmate while incarcerated. The jail or workhouse administrator is authorized to place a lien for monies due against an inmate's commissary account or any other account established by or for the benefit of such inmate in order to attach future account balances.

SECTION 4. Pursuant to the provisions of Tennessee Code Annotated §41-4-115(f), the jail or workhouse administrator is authorized to seek reimbursement for the expenses incurred in providing medical care, treatment, hospitalization or pharmacy services to an inmate incarcerated in such jail or workhouse from an insurance company, health care corporation, TennCare or other source if the inmate is covered by an insurance policy, TennCare or subscribes to a health care corporation or other source for those expenses.

SECTION 5. This resolution shall be effective upon passage by two-thirds (2/3) vote of the Sullivan County Board of Commissioners and approval, the public welfare requiring it.

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists. This resolution shall become effective on _____, 2001, the public welfare requiring it. Duly passed and approved this 19th day of November, 2001.

Attested: Jeanie Hammon
Clerk
 11/19/01

Approved: Gail Hodges 11-15-01
County Executive Date

Introduced By Commissioner: M. Vance
Seconded By Commissioner(s): H. Patrick

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative	11-5-01			
Budget	11-8-01			
Executive	11-6-01			

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	23			1	
Voice Vote					

2001-11-107 .01
 Comments:

Approved 11/19/01.

Sullivan County, Tennessee
Board of County Commissioners

No. 9
Executive Committee
2001-11-108

To the Honorable Gil Hodges, County Executive and the Members of the Sullivan County Board of Commissioners meeting in Regular Session this 19th day of November 2001.

RESOLUTION AUTHORIZING The Placement of Historical Document In Courthouses

WHEREAS, Randall Hagy appeared before the Building Committee at their October 4, 2001, meeting requesting that an 11x14 plaque of the national motto of the United States of America be place in all county courthouses in Bristol, Blountville and Kingsport; and,

WHEREAS, a motion to approve the placement of the plaque was unanimously passed by the members of the Building Committee.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approves the placement of an 11x14 plaque in all county courthouses - Bristol, Blountville, and Kingsport.

BE IT FURTHER RESOLVED that the plaques will be provided by Randall Hagy and will be at no cost to the county.

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists. Dully passed and approved this 19th day of November, 2001.

Attested: Jeanie Hammon
County Clerk
11/19/01

Approved: Gil Hodges 11-19-01
County Executive Date

Introduced By: Commissioner: Harr
Seconded By: Commissioner(s): McConnell

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget	11-8-01			
Executive				11-6-01

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call					
Voice Vote	X				

2001-11-108 ah
Comments: Motion made to amend that the plaque also be identified as "THE NATIONAL MOTTO OF THE UNITED STATES". Motion made by Comm. James King and accepted by Sponsor. Resolution as amended approved 11/19/01

Sullivan County, Tennessee
Board of County Commissioners

No. 10
Executive Committee
2001-11-109

To the Honorable Gil Hodges, County Executive, and the Members of the Sullivan County Board of Commissioners in Regular Session this 19th day of November, 2001.

RESOLUTION AUTHORIZING Speed Limits and Stop Signs in the 1st Civil District

WHEREAS, Commissioner Randy Morrell has requested that a ~~15~~²⁵ MPH Speed Limit Sign be placed on Summerset Lane; 25 MPH Speed Limit Sign be placed on Stoney Hollow Road; and 15 MPH Speed Limit Sign be placed on Stoney Hill Road.

WHEREAS, Commissioner Randy Morrell has requested that a Stop Sign be placed on Summerset Lane at the intersection with Troublesome Hollow Road; a Stop Sign be placed on Stoney Hill Road at the intersection with Stoney Hollow Road; and a Stop Sign be placed on Summerset Lane at the intersection with Stoney Hollow Road.

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners place the Speed Limit and Stop Signs as requested by Commissioner Randy Morrell in the 1st Civil District.

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

Duly passed and approved this 19th day of November, 2001.

Attested: *Jamie Ramsey* County Clerk
11-19-01

Gil Hodges County Executive
11-19-01

Introduced By Commissioner: Morrell

Seconded By Commissioner(s): Hyatt

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget				
Executive	11-6-01			

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	23			1	
Voice Vote					

2001-11-109 /nag

ATTACHMENT

Comments: Approved 11/19/01 amending the speed limit from 15 to 25 on Summerset Lane as noted above. Amendment made by sponsor.

SULLIVAN COUNTY
HIGHWAY DEPARTMENT

P.O. BOX 590
BLOUNTVILLE, TENNESSEE 37617

(423) 278-2800
FAX (423) 278-2878

John R. LeSueur, Jr.
Commissioner of Highways

(423) 278-2800
FAX (423) 278-2878

SULLIVAN COUNTY
HIGHWAY DEPARTMENT

P.O. BOX 590
BLOUNTVILLE, TENNESSEE 37617

John R. LeSueur, Jr.
Commissioner of Highways

November 1, 2001

COMMISSIONER: Randy Morrell

②

Dear Commissioner:

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

A 25 MPH SPEED LIMIT be placed on Slocum Hollow Rd.

Request made by Commissioner Randy Morrell.

This is in the 1st Civil District.

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

Sincerely,

Rufus Cooper
Rufus Cooper
Traffic Coordinator

RC/jb

C: Mary Ann Gong

November 1, 2001

COMMISSIONER: Randy Morrell

①

Dear Commissioner:

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

A 15 MPH SPEED LIMIT sign be placed on Summers Lane and a STOP sign be placed on Summers Lane at intersection with Troublesome Hollow Road.

Request made by Commissioner Randy Morrell.

This is in the 1st Civil District.

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

Sincerely,

Rufus Cooper
Rufus Cooper
Traffic Coordinator

RC/jb

C: Mary Ann Gong

November 9, 2001

**SULLIVAN COUNTY
HIGHWAY DEPARTMENT**
P.O. BOX 590
BLOUNTVILLE, TENNESSEE 37617

John R. LaSueur, Jr.
Commissioner of Highways

(423) 278-2820
FAX (423) 278-2876

John R. LaSueur, Jr.
Commissioner of Highways

**SULLIVAN COUNTY
HIGHWAY DEPARTMENT**
P.O. BOX 590
BLOUNTVILLE, TENNESSEE 37617

(423) 278-2820
FAX (423) 278-2876

November 1, 2001

November 1, 2001

COMMISSIONER: Randy Morrell

COMMISSIONER: Randy Morrell

Dear Commissioner:

Dear Commissioner:

I would like to request that you consider passing the following resolution:
A 15 MPH SPEED LIMIT sign be placed on Stony Hill Road and a STOP sign be placed on Stony Hill Road at intersection with Stony Hollow Road

I would like to request that you consider passing the following resolution:
A STOP sign be placed on Summerset Lane at intersection with Stony Hollow Road

Request made by Commissioner Randy Morrell.
This is in the 1st Civil District.
If you have any questions, please feel free to contact me.

Request made by Commissioner Randy Morrell.
This is in the 1st Civil District.
If you have any questions, please feel free to contact me.

Sincerely,
Randy Cooper
Randy Cooper
Traffic Coordinator

Sincerely,
Randy Cooper
Randy Cooper
Traffic Coordinator

RCjfb

RCjfb

C: Mary Ann Grogg

C: Mary Ann Grogg

Sullivan County, Tennessee
Board of County Commissioners

No. 11
 Executive Committee
 2001-11-110

To the Honorable Gil Hodges, County Executive and the Board of County Commissioners meeting in Regular Session on this 19th day of November, 2001.

RESOLUTION Authorizing Execution and Delivery of Quitclaim Deed to Eastman Chemical Company for Portions of Streets or Roads on Long Island Previously Closed by the Sullivan County Board of Commissioners

WHEREAS, the Sullivan County Board of Commissioners has previously closed portions of streets or roads on Long Island at the request of Eastman pursuant to Resolution No. 21 approved April 21, 1980, Resolution No. 15 approved December 1, 1980, Resolution No. 38 approved April 30, 1981, Resolution No. 20 approved February 19, 1990, Resolution No. 10 approved May 20, 1991, Resolution No. 18 approved July 11, 1991 and Resolution No. 6 approved October 16, 1995; and

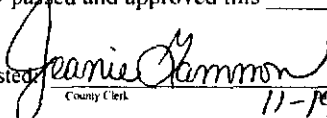
WHEREAS, Eastman never obtained Quitclaim Deeds from Sullivan County incident to the abandonment and extinguishment of public rights for the portions of the streets or roads closed by the aforesaid resolutions; and

WHEREAS, Eastman Chemical Company has requested pursuant to the attached Petition that Sullivan County execute, acknowledge and deliver to it an appropriate Quitclaim Deed for those portions of streets and roads previously closed by Sullivan County as set forth in said Petition;

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 19th day of November, 2001, hereby authorize and direct, upon provision by Eastman Chemical Company of (1) surveys, (2) descriptions of areas closed, and (3) appropriate forms of quitclaim deeds, the County Executive to execute, acknowledge and deliver a quitclaim deed to Eastman Chemical Company for such portions of streets and roads as set forth in the attached Petition, subject to said transfer being at no cost to Sullivan County.

[WAIVER OF RULES REQUESTED]

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists. This resolution shall become effective on _____, 2001, the public welfare requiring it. Duly passed and approved this 19th day of November 2001.

Attested: 
 County Clerk 11-19-01

Approved: 
 County Executive 11-19-01
 Date

Introduced By Commissioner: E. Williams
Seconded By Commissioner(s): F. Childress

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget	11-8-01			
Executive	11-6-01			

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	23			1	
Voice Vote					

2001-11-110 .01
 Comments: Attachments - Waiver of Rules Requested
 Approved 11/19/01.

TO THE HONORABLE GIL HODGES, SULLIVAN COUNTY EXECUTIVE
AND CHAIRMAN, AND THE HONORABLE MEMBERS OF THE
SULLIVAN COUNTY BOARD OF COUNTY COMMISSIONERS

PETITION OF EASTMAN CHEMICAL COMPANY
FOR QUITCLAIM DEEDS FOR PORTIONS OF ROADS PREVIOUSLY CLOSED

Eastman Chemical Company ("Eastman") shows to the Commission that it, as adjoining property owner, has heretofore obtained closing of other portions of streets or roads on Long Island, and that Petitioner as sole contiguous property owner is now the sole owner of streets and roads previously closed, and as to some segments of those closed streets and roads Eastman has never obtained quitclaim deeds from Sullivan County incident to the abandonment and extinguishment of public rights.

The segments of closed streets and roads for which Eastman has never obtained quitclaim deeds are as described in prior Resolutions as follows:

PARCEL NO. 1: Segments of roads closed by Resolution No. 21, dated April 21, 1980:

- (a) Warrick Drive - Beginning at its intersection with the southerly sideline of Mason Road and extending southeasterly approximately four hundred seventy-five (475) feet to its termination point.
- (b) Buckles Drive - Beginning at its intersection with the southeasterly sideline of Mason Road and extending southeasterly approximately four hundred seventy-five (475) feet to its termination point.
- (c) Park Drive - Beginning at its intersection with the southeasterly sideline of Mason Road and extending southeasterly approximately seven hundred seventy-five (775) feet to its termination at its intersection with the extension of the southerly sideline of Circle Drive.
- (d) Circle Drive - Beginning at its intersection with the southerly sideline of Clark Street and extending by a curve to the right in a southerly direction to its termination at its intersection with the easterly sideline of Park Drive.
- (e) Collins Street - Beginning at its intersection with the westerly sideline of Circle Drive and extending northeasterly approximately three hundred (300) feet to its termination at the southwesterly sideline of Lot 6, of the resubdivision of original Lot 77, Block 13.

- (f) Long Island Street - Beginning at its intersection with the northwesterly sideline of Niagara Street and extending northwesterly approximately one hundred (100) feet to its termination point at the southeasterly boundary line of Lots 41 and 42, Block 12.
- (g) Long Island Street - Beginning at its intersection with the northwesterly sideline of Lot 19 of the resubdivision of Lots 43 through 50, Block 12, and extending southeasterly approximately three hundred (300) feet to its termination at the northwesterly line of Lots G and F of the L. E. Clark Subdivision.
- (h) Third Street - Beginning at the extension of the southwesterly sideline of Lot 52 of the resubdivision of Lot 70, Block 13, and extending northeasterly approximately two hundred eighty-five (285) feet to its termination at or near the southwesterly bank of the Holston River.
- (i) Eastman Street - Beginning at the extension of the southwesterly sideline of Lot 46 of the resubdivision of Lot 69, Block 13, this point being approximately one hundred fifty (150) feet northeasterly from the northeasterly sideline of Circle Drive, and extending northeasterly approximately three hundred fifteen (315) feet to its termination point on or near the southerly bank of the Holston River.
- (j) River Street - Beginning at its intersection with the northeasterly sideline of Beech Road and extending northeasterly approximately two hundred twenty (200) feet to its termination on or near the southerly bank of the Holston River.
- (k) Eastman Road (formerly Horse Creek Road) - Beginning at its intersection with the northeasterly sideline of Beech Road and extending northeasterly approximately three hundred (300) feet to its termination at or near the southwesterly bank of the Holston River.

PARCEL NO. 2: Segments of roads closed by Resolution No. 15, dated December 1, 1980:

- (a) Clark Street - Extending from the westerly sideline of Circle Drive approximately 100 feet to the easterly sideline of Lot "O", L. E. Clark Subdivision of Lot 51 and 52, Block 12, Long Island Gardens.
- (b) Niagara Street - Extending from the westerly sideline of Circle Drive approximately 71.25 feet to the westerly sideline of that portion of Lot 11 of the Leeper and Bowles re-subdivision of Lots 43-50, Block 12, Long Island Gardens, presently owned by Eastman Kodak Company.
- (c) Circle Drive - Extending from the southerly sideline of Clark Street approximately 1220 feet to the southerly sideline of that part of Lot 71, Block 13, Long Island Gardens, now presently owned by Eastman Kodak Company.

PARCEL NO. 3: Segments of roads closed by Resolution No. 38, dated April 30, 1981:

- (a) **Island Street** - Start at intersection of southerly sideline of Niagara Street with Island Street, thence, S 34 22" E 190.0 feet to Point of Beginning, thence, S 34 22" E 80.0 feet to its termination.
- (b) **Simpson Street** - Beginning at its intersection with the easterly side of Circle Drive and extending in easterly direction 356 feet to its termination.
- (c) **Circle Drive** - Beginning at its intersection with the northerly sideline of Simpson Street and extending in northerly direction, 250 feet to its termination point, the southerly sideline of Burleson Street (formerly Eastman Street).
- (d) **Park Drive** - Beginning at its intersection with the northerly sideline of Simpson Street and extending in northerly direction, 250 feet to its termination point, the southerly sideline of Burleson Street (formerly Eastman Street).
- (e) **Burleson Street** (formerly Eastman Street) - Beginning at its intersection with the easterly sideline of Buckles Drive and extending in easterly direction, 1,050 feet to its termination.
- (f) **Sand Street** - Beginning at its intersection with the northerly sideline of Simpson Street and extending in northerly direction, 170 feet to its termination.
- (g) **County Road** 20 feet wide - Beginning at its intersection with northerly sideline formerly Eastman Road which was closed by County Court and extending in northerly direction 250 feet to its termination. Said road running parallel to and approximately 200 feet west of South Fork of Holston River.
- (h) **River Street** - Beginning at its intersection with the easterly sideline of Beech Street and extending southeasterly direction, 90 feet to intersection of easterly sideline of Lots 24 and 33.
- (i) **Beech Road** - Beginning at its intersection with the southeasterly sideline of Eastman Road and extending in southeasterly direction, 500 feet to intersection of River Street.
- (j) **Eastman Road** (formerly Horse Creek Road) - Beginning at its intersection with the easterly sideline of Sand Street and extending in easterly direction 120 feet to its termination, the easterly sideline of Beech Road.

PARCEL NO. 4: Segments of roads closed by Resolution No. 20, dated February 19, 1990:

- (a) Circle Drive - Beginning at the northerly sideline of Eastman Road (as extended across Circle Drive) and extending north along Circle Drive approximately 290 feet to the Eastman Kodak Company property line.
- (b) Circle Drive - Beginning at the present end of Circle Drive at the Eastman Kodak Company property line and extending north along Circle Drive approximately 375 feet to the southerly boundary (as extended across Circle Drive) of Lot 9, Resubdivision of Lot 68, Block 13, Long Island Gardens, being a vacant lot owned by the J. R. Todd Estate.
- (c) Simpson Street - Beginning at the westerly sideline of Circle Drive and extending west 300 feet to the eastern sideline of Park Drive.
- (d) Eastman Street - Beginning at the eastern sideline of Circle Drive and extending east along Eastman Street 150 feet to the present end of Eastman Street at the Eastman Kodak Company property line.
- (e) Warrick Drive - Beginning at the southerly sideline of Simpson Street (as extended across Warrick Drive) and extending southerly along Warrick Drive to the northerly sideline of Eastman Road (as extended across Warrick Drive).
- (f) Old Moreland Drive (Crooked Road) - Beginning at the southerly side of Moreland Drive as presently located near the intersection of Moreland Drive and Jared Drive at highway station 30 + 00 on Project 5-2537 dated 1956, and extending along old Crooked Road S. 60 40' W., 600 feet to the Clay Rodefer property line.

PARCEL NO. 5: Segments of roads closed by Resolution No. 10, approved May 20, 1991:

- (a) Clark Street - BEGINNING at its intersection with the southeasterly sideline of Park Drive and extending northeasterly approximately five hundred (500) feet to its termination point.
- (b) Mason Road - BEGINNING at its intersection with the northwesterly sideline of Warrick Drive and extending northeasterly approximately seven hundred fifteen (715) feet to its termination point.
- (c) Young Road - BEGINNING at its intersection with the southeasterly sideline of Park Drive and extending southwesterly approximately eight hundred sixty-five (865) feet to its termination point.
- (d) Buckles Drive - BEGINNING at its intersection with the northwesterly sideline of Lot 31, Block 2, Long Island Gardens Subdivision and extending southeasterly

approximately five hundred fifty (550) feet to its termination point.

- (e) Park Drive - BEGINNING at its intersection with the northwesterly sideline of Lot 19, Block 1, Long Island Gardens Subdivision and extending southeasterly approximately seventeen hundred thirty (1730) feet to its termination point.
- (f) Warrick Drive - BEGINNING at its intersection and extending southeasterly approximately sixteen hundred ninety-five (1695) feet to its termination.
- (g) Circle Drive - BEGINNING at its intersection with the northwesterly sideline of Lot 9, Leeper Subdivision of Lots 66-72 and Part of Lot 66, Block 13, Long Island Gardens Subdivision and extending southeasterly approximately four hundred fifty-five (455) feet to its termination point.
- (h) Eastman Road - BEGINNING at its intersection with the southeasterly sideline of Circle Drive and extending northeasterly approximately eighty-six and six tenths (86.6) feet to its termination point.
- (i) Island Drive - BEGINNING at its intersection with the southerly sideline of Eastman Road and extending southeasterly approximately eight hundred sixty-four and twenty-seven hundredths feet (864.27) feet to its termination at the southwesterly sideline of Lot 17, Block 8, Long Island Gardens Subdivision.
- (j) A second portion of Buckles Drive - BEGINNING at its intersection with the northerly sideline of Eastman Road and extending northwesterly approximately two hundred fifty (250) feet to its termination at the southerly sideline of Sampson Street.
- (k) A second portion of Park Drive - BEGINNING at its intersection with the northerly sideline of Eastman Road and extending northwesterly approximately two hundred ninety (290) feet to its termination at the northerly sideline of Sampson Street.
- (l) Simpson Street - BEGINNING at its intersection with the easterly sideline of Buckles Drive and extending northeasterly approximately three hundred thirty (330) feet to its termination point.
- (m) A third portion of Buckles Drive - BEGINNING at its intersection with the northerly sideline of Burleson Street and extending southeasterly approximately one hundred ninety (190) feet to its termination at the divisional line between Lots 36 and 48, Block 4, Anna Childress Simpson Subdivision.
- (n) Burleson Drive - BEGINNING at its intersection with the easterly sideline of Buckles Drive and extending southwesterly approximately one hundred ninety-five (195)

feet to its termination at the divisional line between Lots 32 and 33, Block 9, Anna Childress Simpson Subdivision.

- (c) A second portion of Eastman Road - BEGINNING at its intersection with the northwesterly side/line of Island Drive and extending northwesterly approximately three hundred twenty (320) feet to the center of the Big Sluice of the South Fork of Holston River.

PARCEL NO. 6: Segments of roads closed by Resolution No. 18, dated July 11th, 1991:

- (a) Buckles Drive - BEGINNING at its intersection with the extension of the boundary line between Lots 9 and 10, Block 4, and extending northwesterly approximately 540 feet to its intersection with the extension of the boundary line between Lots 30 and 31, Block 3.

PARCEL NO. 7: Segments of roads closed by Resolution No. 6, dated October 16th, 1995:

- (a) Island Drive - Beginning at its intersection with the southeasterly side/line of Jared Drive and extending southwesterly approximately 230 feet, thence northwesterly approximately 620 feet to its termination point.
- (b) Warrick Drive - Beginning at the southwesterly corner of Lot 51, Block 3, Long Island Gardens Subdivision, and extending southeasterly approximately 350 feet to its termination point.
- (c) Buckles Drive - Beginning at the southwesterly corner of Lot 40, Block 1, Long Island Gardens Subdivision, and extending southeasterly approximately 650 feet to its termination point.

WHEREFORE, Petitioner respectfully requests the execution, acknowledgment and delivery to Eastman of an appropriate quitclaim deed from Sullivan County, upon provision by Eastman of (1) location plats, (2) descriptions of areas previously vacated and abandoned as public roads, and (3) appropriate form or forms of quitclaim deeds for Petitioner's interests.

RESPECTFULLY SUBMITTED,

EASTMAN CHEMICAL COMPANY

BY Jerry Lepore
 Title: Vice President and General Manager

Sullivan County, Tennessee
Board of County Commissioners

No. 12
Executive Committee
2001-11-111

To the Honorable Gil Hodges, County Executive and the Board of County Commissioners meeting in Regular Session on this 19th day of November, 2001.

RESOLUTION Authorizing Abandonment of Public Rights, if any, in Portions of Park Drive, Warrick Drive, Eastman Road (S. Eastman Road), Buckles Drive and Circle Drive on Long Island in the 13th Civil District of Sullivan County, Tennessee


WHEREAS, upon consideration of the Petition of Eastman Chemical Company, as sole owner of all property directly abutting the portions of the roads and streets sought to be abandoned and closed herein, and upon consideration of the recommendations of the Highway Commissioner, the Kingsport Regional Planning Commission, and the Sullivan County Executive Committee;

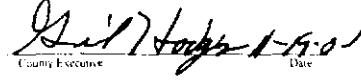
NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 19th day of November, 2001, hereby close as public ways the portions of Park Drive, Warrick Drive, Eastman Road (S. Eastman Road), Buckles Drive and Circle Drive as particularly set forth in the attached Petition of Eastman Chemical Company and any public rights therein are hereby extinguished and abandoned.

BE IT FURTHER RESOLVED that upon provision by Eastman Chemical Company of (1) surveys, (2) descriptions of areas closed, and (3) appropriate forms of quitclaim deeds, the County Executive is hereby authorized and directed to execute, acknowledge and deliver said quitclaim deeds to Eastman Chemical Company subject to said transfer being at no cost to Sullivan County.

[WAIVER OF RULES REQUESTED]

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists. This resolution shall become effective on _____, 2001, the public welfare requiring it. Duly passed and approved this 19th day of November, 2001.

Attested:  11-19-01
County Clerk

Approved:  11-19-01
County Executive

Introduced By Commissioner: E. Williams
Seconded By Commissioner(s): F. Childress

Committee Action	Approved	Disapproved	Deferred	No Action	
Administrative					
Budget	11-8-01				
Executive	11-6-01				
Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	23			1	
Voice Vote					

2001-11-110 : 01
Comments: Attachments - Waiver of Rules Requested
Approved 11/19/01.

TO THE HONORABLE GIL HODGES, SULLIVAN COUNTY EXECUTIVE
AND CHAIRMAN, AND THE HONORABLE MEMBERS OF THE
SULLIVAN COUNTY BOARD OF COUNTY COMMISSIONERS

IN THE MATTER OF:

THE ABANDONMENT OF THE PUBLIC RIGHTS, IF ANY, IN PORTIONS OF PARK
DRIVE, WARRICK DRIVE, EASTMAN ROAD, BUCKLES DRIVE AND CIRCLE
DRIVE ON LONG ISLAND IN THE 13TH CIVIL DISTRICT OF SULLIVAN COUNTY,
TENNESSEE, IN WHICH THE PRIVATE RIGHTS OF ONLY EASTMAN CHEMICAL
COMPANY ARE AFFECTED

**PETITION OF EASTMAN CHEMICAL COMPANY
FOR ROAD CLOSINGS AND FOR QUITCLAIM DEEDS**

Eastman Chemical Company ("Eastman"), as adjoining property owner,
hereby requests the abandonment and extinguishment of public rights, if any, in
portions of Park Drive, Warrick Drive, Eastman Road, Buckles Drive and Circle Drive
on Long Island in the 13th Civil District of Sullivan County, Tennessee, such portions
being generally described as follows:

- A. A segment of Park Drive extending from the southerly line of Eastman Road, on the north, to a line crossing Park Drive, on the south, extending from the corner for Lots 18 and 19, on the west, to the southwesterly corner of Lot 23, on the east.
- B. A segment of Warrick Drive extending from the southerly line of Eastman Road, on the north, to a line on the south crossing Warrick Drive from the corner of Lots 12 and 13 on the west, to the corner for Lots 50 and 51, on the east.
- C. A segment of Eastman Road extending from a line on the north which is an extension of the northerly line of Circle Drive, and running southerly to a line on the south crossing Eastman Road to a corner to Lots 2 and 3, on the west, to the corner for Lots 5 and 6, on the east.
- D. A segment of Buckles Drive extending from the southerly line of Eastman Road, on the north, to a line crossing Buckles Drive, on the south from Lots 17 and 18, on the west, to the corner for Lots 39 and 40, on the east.
- E. A segment of Circle Drive extending from the southerly line of Eastman Road, on the north, to a line on the south crossing Circle Drive from the corner to Lots 12 and 14, on the west, to the corner of Lots 59 and 1, on the east.

In support of its request, Petitioner shows:

1. The only abutting owner affected is Eastman Chemical Company. The property owned by Eastman is shown in yellow on the attached map. The segments of streets or road in which public rights are sought to be abandoned and extinguished are shaded in gray. These segments of Park Drive, Warrick Drive, Eastman Road, Buckles Drive and Circle Drive are not useful to any other members of the public.

2. Since no right of any member of the public other than Eastman Chemical Company is affected by the proposed abandonment and closings, no notification to any other party is required. Eastman Chemical Company consents to the abandonment and closings herein sought as herein requested, and waives any right to compensation as abutting owner.

WHEREFORE, Petitioner respectfully requests the abandonment and extinguishment of the public rights, if any, in the closing of the designated portions of Park Drive, Warrick Drive, Eastman Road, Buckles Drive and Circle Drive in the 13th Civil District of Sullivan County, Tennessee; and further requests the execution, acknowledgment and delivery to Eastman of an appropriate quitclaim deed, or separate deeds, from Sullivan County, upon provision by Eastman Chemical Company of (1) surveys, (2) descriptions of areas abandoned, and (3) appropriate forms of quitclaim deeds for Petitioner's interests as follows:

1. **A Segment of Park Drive:** Starting at an existing brass disc at the intersection of Island Drive and Eastman Road (formerly Horse Creek Road), thence with the centerline of Eastman Road north 57°12'00" east 1340.50 feet to a point; thence south 34°22'00" east 25.00 feet to the intersection of the southerly sideline of Eastman Road and the westerly sideline of Park Drive, the Point of Beginning; thence with the southerly sideline of Eastman Road north 57°21'00" east 35.01 feet to a point in the easterly sideline of Park Drive; thence with the easterly sideline of Park Drive south 34°22'00" east 776.67 feet to a point, corner to Eastman Chemical Company property; thence with the Eastman Chemical Company property south 55°38'00" west 35.00 feet to a point in the westerly sideline of Park Drive; thence with the westerly sideline of Park Drive north 34°22'00" west 777.63 feet to the Point of Beginning;

containing 27,200.12 square feet or 0.62 acre, more or less.

2. **A Segment of Warrick Drive:** Starting at an existing brass disc at the intersection of Island Drive and Eastman Road (formerly Horse Creek Road), thence with the centerline of Eastman Road north $57^{\circ}12'00''$ east 660.24 feet to a point; thence south $34^{\circ}22'00''$ east 25.00 feet to the intersection of the southerly sideline of Eastman Road and the westerly sideline of Warrick Drive, the Point of Beginning; thence with the southerly sideline of Eastman Road north $57^{\circ}12'00''$ east 40.02 feet to a point in the easterly sideline of Warrick Drive; thence with the easterly sideline of Warrick Drive south $34^{\circ}22'00''$ east 495.12 feet to a point, corner to Eastman Chemical Company property; thence with Eastman Chemical Company property south $55^{\circ}38'00''$ west 40.00 feet to a point in the westerly sideline of Warrick Drive; thence with the westerly sideline of Warrick Drive north $34^{\circ}22'00''$ west 496.21 feet to the Point of Beginning; containing 19,826.70 square feet or 0.4552 acre, more or less.
3. **A Segment of Eastman Road:** Starting at an existing brass disc at the intersection of Island Drive and Eastman Road (formerly Horse Creek Road), thence with the centerline of Eastman Road north $57^{\circ}12'00''$ east 410.15 feet to Point of Beginning; thence north $32^{\circ}48'00''$ west 25.00 feet to a point in the northerly sideline of Eastman Road; thence with the northerly sideline of Eastman Road north $57^{\circ}12'00''$ east 1604.92 feet to a point, corner to Eastman Chemical Company property; thence with the Eastman Chemical Company property south $34^{\circ}22'00''$ east 50.02 feet to a point in the southerly sideline of Eastman Road; thence with the southerly sideline of Eastman Road south $57^{\circ}12'00''$ west 1605.60 feet to a point; thence north $34^{\circ}22'00''$ west 25.01 feet to the Point of Beginning; containing 1.84 acres, more or less.
4. **A Segment of Buckles Drive:** Starting at an existing brass disc at the intersection of Island Drive and Eastman Road (formerly Horse Creek Road), thence with the centerline of Eastman Road north $57^{\circ}12'00''$ east 1000.37 feet to a point; thence south $34^{\circ}22'00''$ east 25.00 feet to the intersection of the southerly sideline of Eastman Road and the westerly sideline of Buckles Drive, the Point of Beginning; thence with the southerly sideline of Eastman Road north $57^{\circ}12'00''$ east 40.02 feet to a point in the easterly sideline of Buckles Drive; thence with the easterly sideline of Buckles Drive south $34^{\circ}22'00''$ east 735.82 feet to a point, corner to Eastman Chemical Company property; thence with the Eastman Chemical Company property south $55^{\circ}38'00''$ west 40.00 feet to a point in the westerly sideline of Buckles Drive; thence with the westerly sideline of Buckles Drive north $34^{\circ}22'00''$ west 736.91 feet to the Point of Beginning; containing 29,454.58 square feet or 0.6762 acre, more or less.
5. **A Segment of Circle Drive:** Starting at an existing brass disc at the intersection of Island Drive and Eastman Road (formerly Horse Creek Road), thence with the centerline of

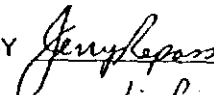
Eastman Road north 57°12'00" east 1975.73 feet to a point; thence south 34°22'00" east 25.00 feet to the intersection of the southerly sideline of Eastman Road and the westerly sideline of Circle Drive, the Point of Beginning; thence with the southerly sideline of Eastman Road north 57°12'00" east 40.02 feet to a point in the easterly sideline of Circle Drive; thence with the easterly sideline of Circle Drive south 34°22'00" east 159.16 feet to a point, corner to Eastman Chemical Company property; thence with Eastman Chemical Company property south 55°38'00" west 40.00 feet to a point in the westerly sideline of Circle Drive; thence with the westerly sideline of Circle Drive north 34°22'00" west 160.26 feet to the Point of Beginning; containing 6,388.42 square feet or 0.15 acre, more or less.

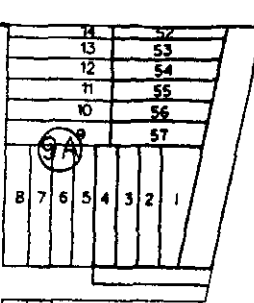
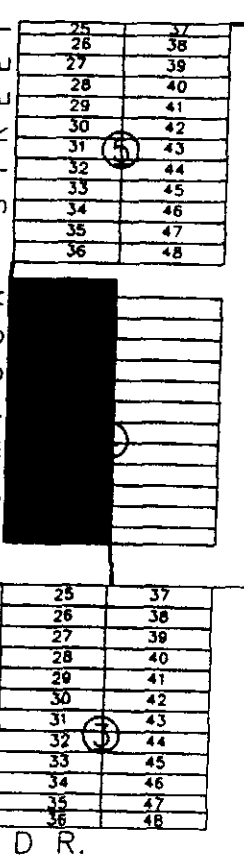
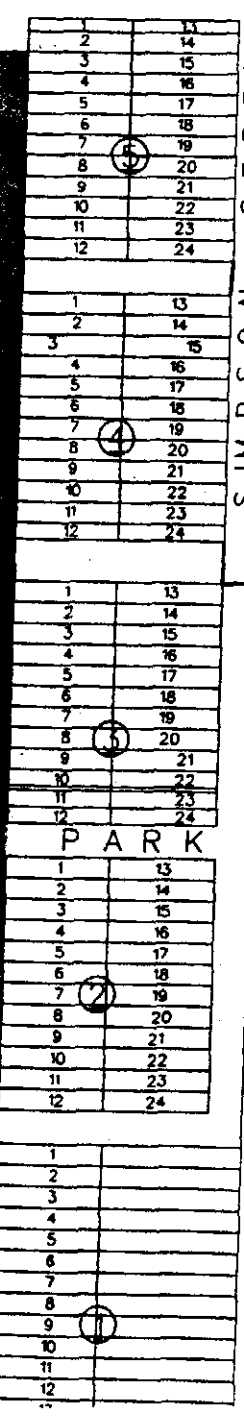
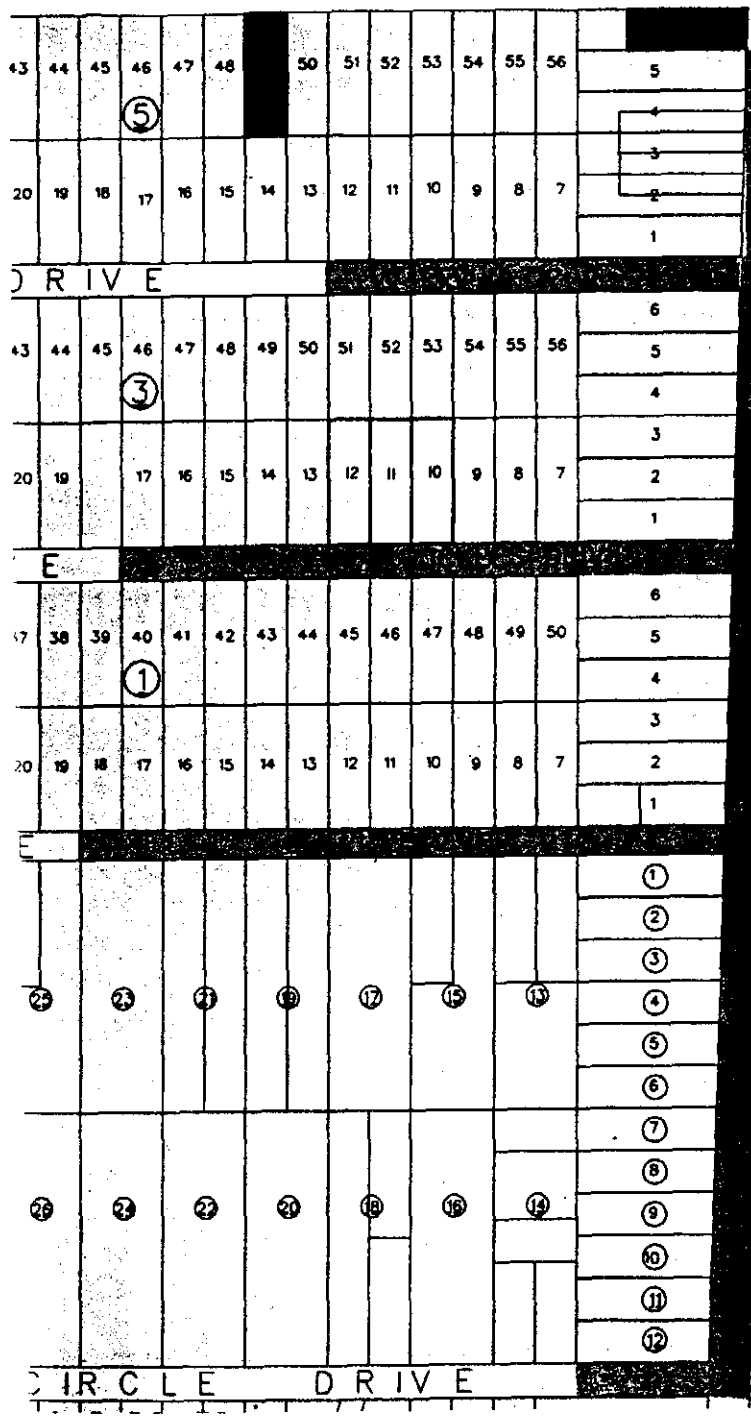
Nos. 1, 3 and 5 of the foregoing portions of streets or road to be closed are shown on survey titled Survey Showing Proposed Road Closing for Eastman Chemical Company, by Barge, Waggoner, Sumner & Cannon, dated 2-15-01, signed by Jan E. Stout, R.L.S., Tennessee License No. 2018. Nos. 2 and 4 of the foregoing portions of streets or road to be closed (2 and 4) are shown on survey titled Survey Showing Proposed Road Closing for Eastman Chemical Company, by Barge, Waggoner, Sumner & Cannon, dated 10-30-01, signed by Nelson Elam, R.L.S., Tennessee License No. 1642. Bearings of the preceding descriptions are based on previously recorded deeds.

WHEREFORE, Petitioner respectfully requests the abandonment of the public rights in the foregoing portions of streets or roads in which the private rights of only Petitioner are affected, and respectfully requests execution, acknowledgment and delivery to Eastman of an appropriate quitclaim deed from Sullivan County, upon provision by Eastman of (1) surveys, (2) descriptions of areas previously vacated and abandoned as public roads, and (3) appropriate form or forms of quitclaim deeds for Petitioner's interests.

RESPECTFULLY SUBMITTED,

EASTMAN CHEMICAL COMPANY

BY 
Title: Vice President and General Manager
Eastman Chemical Co.



- EASTMAN CHEMICAL COMPANY PROPERTY
- NON-EASTMAN CHEMICAL COMPANY PROPERTY
- ROADS TO BE CLOSED

DENOTES NON-OWNED PROPERTY

DENOTES TED OPTION

DENOTES BLOCK NUMBER

DENOTES LOT NUMBER

LEGEND

PLANT NORTH (COAL GAS)

Sullivan County, Tennessee
Board of County Commissioners

No. 13
Executive Committee
2001-11-112

To the Honorable Gil Hodges, County Executive and the Board of County Commissioners meeting in Regular Session on this 19th day of November, 2001.

RESOLUTION Authorizing Appointments to Sullivan County Animal Shelter Committee

WHEREAS, the Sullivan County Board of Commissioners approved Resolution No. 10, as amended, on February 19, 2001 reestablishing the membership of the Sullivan County Animal Shelter Committee and appointing members thereto; and

WHEREAS, at the time of passage of the aforesaid Resolution, two vacancies existed in the membership of the Sullivan County Animal Shelter Committee; and

WHEREAS, the term of member Sharon Glass expired in September, 2001; and

WHEREAS, a citizen and a veterinarian have volunteered to serve on the Sullivan County Animal Shelter Committee and member Sharon Glass has agreed to serve an additional three year term; and

WHEREAS, the Committee has determined that the membership of the Sullivan County Animal Shelter Committee should be further altered such that the committee shall be comprised of five citizens and one veterinarian to be appointed on staggered three year terms, one County Commissioner whose membership shall be co-terminus with County Commission term, the Sheriff or his designee whose membership shall be permanent, and the Director of the Sullivan County Animal Shelter whose membership shall be permanent;

NOW, THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 22nd day of January, 2001, hereby alters the membership of the Sullivan County Animal Shelter Committee such that said committee shall be comprised of five citizens and one veterinarian to be appointed on staggered three year terms, one County Commissioner whose term shall be co-terminus with County Commission term, the Sheriff or his designee whose term shall be permanent, and the Director of the Sullivan County Animal Shelter whose term shall be permanent.

BE IT FURTHER RESOLVED that the Sullivan County Board of Commissioners hereby appoint the following members to the Sullivan County Animal Shelter Committee for the terms as hereinafter set forth:

	<u>Name</u>	<u>Address</u>	<u>Term to Expire</u>
Citizen	Regina Isenburg Kingsport, Tennessee	613 Foothills Road	September, 2002
Citizen (New Member-Résumé Attached)	Edna Hebb	1343 Shipley Ferry Rd. Blountville, Tennessee	September, 2002

Citizen Belinda Whitaker 220 Cross Community Rd. September, 2003
Bristol, Tennessee

Citizen Susan Hubley 283 Emory Church Road September, 2003
Kingsport, Tennessee

Citizen Sharon Glass 1343 Shipley Ferry Rd. September, 2004
(Reappointment) Blountville, Tennessee

DVM Dr. Karen P. Wade 5462 Highway 11-E, September, 2004
(New Member-Resume Attached) Piney Flats, Tennessee

One County June Carter 213 Lakeview Circle Co-Terminus with
Legislative Kingsport, TN County Commission
Body Member Term

Sheriff or Sheriff's Designee Permanent Term

Director of Sullivan County Animal Shelter Permanent Term
(New Member)

[WAIVER OF RULES REQUESTED]

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.
This resolution shall become effective on _____, 2001, the public welfare requiring it.
Duly passed and approved this 19th day of November, 2001.

Attested: Jeanie Hammon County Clerk 11-19-01
Approved: G. D. Hagan County Executive 11-19-01

Introduced By Commissioner: J. Carter
Seconded By Commissioner(s): M. Gonce

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	23			1	
Voice Vote					

2001-11-112 trl

Comments: Attachments - Waiver of Rules Requested
Approved 11/19/01

Bibliography: Karen P. Wade DVM
.....

Undergraduate--University of Kentucky 1983-1986

Veterinary Training--Auburn University 1986-1990

Currently I am the owner of Appalachian Animal Hospital in Piney Flats. This is now a 2 veterinarian practice that is looking for a third veterinarian.

Along with the practice I am active in American Red Cross, Civitan International, Safe Passage (an emergency abuse shelter), Bristol Humane Society, and am past president of the Washington County Humane Society. I also am on the board of the TriCities Veterinary Academy and in charge of organizing speaker for continued education for veterinarians in our area. I also give presentations to area elementary schools on pet responsibility and safety and served on the board of the Washington County/Johnson City Animal Shelter. We participate actively with the volunteer fire department and the local Children's Advocacy Center. We are also involved with Women 2000 and 2001, girl scouts, and provide an externship for veterinary students and students interested in veterinary medicine.

As a side note I have been happily married to Dr. Jody Wade for 9 years and have 2 sons age 3 and 5. We have 6 cats, 2 horses, 2 deaf dogs and 1 deaf and blind dog.

Name: Edna L. Hebb
Residence: 1343 Shipley Ferry Road
Blountville, Tennessee 37617

Phone: 423-323-8858
423-323-1441

Education: High School – Summerlin Institute
Bartow, Fla.

College: 1953 – 1957 Lynchburg College
Lynchburg, Va.

Military: 1960 – 1962 Army as 2nd Lt. In Special Services
Left as a 1st Lt.

I am a retired schoolteacher, retiring in 1998 from Indian Spring Elementary School. I left the Sullivan County School Systems after 37 years.

The skills I used teaching 5th grade do come in handy with some of the pets I groom. I groomed only part-time while teaching. Now, I am able to groom full time. My specialty is grooming and handling the "challenged" pets. Some of the pets we get as clients have been traumaed either through a rough grooming experience, unfavorable home situations or environmental conditions beyond anyone's control. Our environment at Pets of Distinction allows me the luxury of taking the necessary time and patience with these pets. Most of the time, we have been able to "work" these pets down to where they are comfortable for grooming.

I have owned Poodles, Dobermans, Shetland Sheepdogs, and Gordon Setters.

I have helped with many of the seminars and training classes for the 4-H clubs and Special Education classes.

I have done obedience training for the local kennel clubs and have shown extensively in competition obedience. I judged in fun matches for several clubs.

I enjoy grooming and feel it is a gift and an art that not everyone can do. It can be very physically challenging at times but feel it is worth the effort to work with a pet and make it beautiful!

I have been in grooming for 20 years grooming. The mixed breed pets are one of my favorites to groom. You can put any style on these pets and they will always look adorable.

Sullivan County, Tennessee
Board of County Commissioners

No. 14
Executive Committee
2001-11-113

To the Honorable Gil Hodges, County Executive and the Members of the Sullivan County Board of Commissioners meeting in Regular Session this 19th day of November 2001.

RESOLUTION AUTHORIZING the Reapportionment of Commission Districts

WHEREAS, the 2000 census results have been received and the county's population has increased; and,

WHEREAS, the state requires that all counties submit their redistricting recommendations no later than January 2002; and,

WHEREAS, the state planning office has designed a map reflecting the reapportionment of the twenty-four commission seats.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approves the State Planning Office's district design for the twenty-four commission seats with eleven districts.

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

Duly passed and approved this ____ day of _____, 2001.

Attested: _____ Approved: _____
County Clerk Date County Executive Date

Introduced By: Commissioner: McConnell
Seconded By: Commissioner(s): King (Buddy)

Committee Action	Approved		Disapproved		Deferred	No Action
Administrative						
Budget						
Executive						
Commission Action	Aye	Nay	Pass	Absent	Total	
Roll Call						
Voice Vote						

2001-11-113 alt
 Comments Motion to defer made by Surgenor, 2nd by McKamey. Motion failed by roll call vote 8 aye, 11 Nay, 4 Pass, 1 Absent.
 Motion to approve Map "A" as submitted by sponsor made by Harr, 2nd by Buddy King. Motion failed by roll call vote 15 Aye, 7 Nay, 1 Pass, 1 Absent.
 Resolution put back on 1st Reading by sponsor 11/19/01.

Sullivan County, Tennessee
Board of County Commissioners

No. 15
Administrative Committee
2001-11-114

To the Honorable Gil Hodges, County Executive and the Board of County Commissioners meeting in Regular Session on this 19th day of November, 2001.

RESOLUTION Adopting Regulations of Pre-Hospital Care in Sullivan County, Tennessee

WHEREAS, the Sullivan County Board of Commissioners approved Resolution No. 2 on November 20, 2000 dissolving the Sullivan County Pre-Hospital Regulatory Board and delegating all duties and powers to regulate ambulance service in Sullivan County available pursuant to Tennessee Code Annotated §7-61-101, et seq., to the Sullivan County Administrative Committee; and

WHEREAS, the Sullivan County Administrative Committee has approved and recommended the adoption of the attached Regulations of Pre-Hospital Care in Sullivan County, Tennessee;

NOW, THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 22nd day of January, 2001, hereby adopt the attached Regulations of Pre-Hospital Care in Sullivan County, Tennessee pursuant to the provisions of Tennessee Code Annotated §7-61-103

[WAIVER OF RULES REQUESTED]

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists. This resolution shall become effective on _____, 2001, the public welfare requiring it. Duly passed and approved this 19th day of November, 2001.

Attested: Janice Gammon 11/19/01 Approved: Gil Hodges 11/19/01
County Clerk Date County Executive Date

Introduced By Commissioner: M. Hyatt
Seconded By Commissioner(s): ~~B. King~~ Carter/Patrick/Houser

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	22		1	1	
Voice Vote					

2001-11-114/tr

Comments: Attachment - Waiver of Rules Requested

Motion to defer made by James King, 2nd by McConnell. Motion to defer failed by roll call vote, 8 aye, 11 nay, 4 pass, 1 absent.

Request by co-sponsor Buddy King to be removed as sponsor and add Commissioners Carter, Houser, and Patrick as co-sponsors. 11/19/01

November 9, 2001 Resolution with amended attachment approved 11/19/01.

**REGULATIONS OF PRE-HOSPITAL CARE
IN SULLIVAN COUNTY, TENNESSEE**

Sullivan County Commission Administrative Committee
of Sullivan County, Tennessee
Establishing standards for providers
of Emergency Medical Services.

REGULATION NO: 001
PREPARED BY: SULLIVAN CO. EMS REGULATORY SUBCOMMITTEE
APPROVED BY: SULLIVAN COUNTY ADMINISTRATIVE COMMITTEE

Regulations within are in no way intended to discriminate against any private or non-profit ambulance services. These regulations are established to insure the highest level of pre-hospital care and welfare to all sick or injured citizens or visitors of Kingsport, Bristol, Bluff City and Sullivan County. ANY ELIGIBLE SERVICE THAT FAILS TO COMPLY OR MEET THESE STANDARDS WILL NOT BE ALLOWED TO OPERATE IN SULLIVAN COUNTY.

WHEREAS, under the provisions of TCA 7-61-103, the governing body of any county may adopt and enforce reasonable regulations for the protection of the public welfare.

NOW THEREFORE, be it regulated by the Committee of Sullivan County as follows:

Section 1. DEFINITIONS

- A. ALS - Advanced Life Support.
- B. Ambulance - Anything by means of which a patient is transported by a service provider.
- C. BLS - Basic Life Support.
- D. Classifications of Ambulance Services:
 - 1) Class A - Advanced Life Support Ambulance Services shall conduct operations of ambulances to provide capabilities for advanced life support of special critical care on ninety-five percent (95%) of emergency runs within their service area staffed to provide twenty-four hour service. All ambulances shall be equipped at a minimum as a basic life support unit. Staffed ambulances shall be equipped to provide advanced life support.
 - 2) Class B - Extended Life Support Ambulance Services shall conduct operations of ambulances to provide capabilities for extended life support on ninety-five percent (95%) of emergency runs within their

service area, staffed to provide twenty-four hour service. All ambulances shall be equipped as a minimum as a basic life support unit.

- 3) **Class C - Basic Life Support Ambulance Services** shall conduct operations of ambulances to provide capabilities for basic life support on ninety-five percent (95%) of emergency runs within their service area, staffed to provide twenty-four hour service. All ambulances shall be equipped as a minimum as a basic life support unit.
 - 4) **Class D - Minimum Standard Ambulance Services** shall conduct operations in compliance with minimum standards for ambulance services, staffed to provide twenty-four hour service. All ambulances shall be equipped as a minimum as a basic life support unit.
 - 5) **Special Ambulance Services** - shall conduct operations only upon a preplanned schedule or as a secondary resource when services classified under 1 through 4, as designated above, are unable to provide service; but shall otherwise comply with all minimum standards as set forth in statute or rule. All ambulances shall be equipped as a minimum as a basic life support unit.
 - 6) **Air Ambulance Services** - shall constitute a separate class of service for operation under standards established in Rule 1200-12-1-.05.
- E. Committee** - Sullivan County Commission Administrative Committee.
- F. Convalescent Transport** - Transport of any patient not requiring emergency transport.
- G. Coordinator** - Director of the Sullivan County EMA or designee that is approved by the Committee.
- H. County** - Sullivan County, Tennessee.
- I. Department** - The Tennessee Department of Health and Environment Office of Emergency Medical Services.
- J. E. M. T.** - Any person licensed by the department as an Emergency Medical Technician.
- K. Emergency Transport** - Transport of any patient with signs or symptoms suggestive of an immediate life-threatening condition.
- L. Paramedic** - Any person licensed by the department as a EMT-P.
- M. Patient** - Any person suffering from any illness or injury.

- N. **Primary Service Provider - Service provider designated by Sullivan County to provide emergency ambulance response in Sullivan County.**
- O. **Service - Any sole proprietor, firm, association, partnership, corporation or other legal entity.**
- P. **Service Provider - Any service permitted by the Committee to provide emergency or non-emergency ambulance transportation of patients within Sullivan County, or emergency medical services not provided at a hospital, physician's office, or stationary medical clinic regulated by the State of Tennessee as a health facility.**

Section 2. PERMIT REQUIRED

- A. **No service shall operate or hold themselves out as being available to act as a service provider within the County unless and until such service has received a permit by the Committee to operate as a service provider.**
- B. **The EMA Director or designee may waive the requirements of a permit on an emergency basis upon determining that a public health emergency exists which necessitates a service being allowed to act as a service provider until the abatement of the public health emergency as determined by the EMA Director or designee.**
- C. **Any service desiring to receive a permit as a service provider shall submit application to the Committee on form provided by the Committee. The Committee is thereafter to be notified by the applicant within 30 days of any change in the information supplied on their application.**
- D. **All permits will expire as of January 31 of each year. In October of each year, the Coordinator shall send a current copy of these Regulations and blank application by certified mail, return receipt, to the listed address of the service provider. The issuance of a new permit will be considered by the Committee at the January meeting. All applications shall be postmarked no later than the seven days prior to the January meeting of the Committee and shall be addressed to: EMA Office, P. O. Box 389, Blountville, Tennessee 37617. Failure to submit a new application by that date will be considered by the Committee as the desire of the service provider that they do not wish that a new permit be issued. Temporary permits, not to exceed sixty (60) days, may be issued at the discretion of the Committee.**

Section 3. OPERATING REQUIREMENTS

- A. **All service providers shall at all times conform to the following requirements:**

1. All Rules and Regulations of the Department;
2. All Rules and Regulations of the Committee;

BASE OF OPERATIONS:

3. Each service provider shall maintain a fixed base of operation in Sullivan County which houses necessary equipment and personnel for business functions, and shall maintain twenty-four hours a day communication capability with the public (telephone) and with all of their vehicles (radio) used to provide emergency response or patient transportation.

Vehicles used for provision of Emergency transport in Sullivan County or for transporting patients from point to point solely in Sullivan County shall be stationed in Sullivan County except vehicles operated by the Bristol Life Saving Crew, Inc., which may be stationed in Bristol, Virginia. Each service provider is required to maintain a current list of all locations used by the service provider to station such vehicles and the hours when such locations are to be used and fully staffed.

4. All maintenance and repair records and inventory records, including medicine and drugs, shall be available for the inspection by the Coordinator or Committee.
5. Each ambulance used for any emergency transport of patients must be equipped for radio communication with all 911 dispatch centers and hospitals in Sullivan County.
6. Service provider shall have all necessary equipment for use in inclement weather.
7. Each ambulance shall display a readily visible name or other suitable corporate identification or logo on the outside of the vehicle. No service or service provider shall use or display the words "Sullivan County" as part of its name unless approved by the Committee.
8. All service providers shall prominently display on all ambulances "EMERGENCY DIAL 911", lettering to be larger than any seven digit number displayed.
9. No service provider shall advertise in any manner any number for emergency response other than 911. All service providers shall include "EMERGENCY DIAL 911" in any advertisement or published document that includes a phone number.

10. All service providers are required in cases of disaster or emergency drill preparedness to respond to the request of any 911 center in Sullivan County and report for response coordination by the Tennessee EMS Consultant, EMA Director or his designee.
11. All service providers shall establish mutual aid agreements with all Primary Service Providers in Sullivan County.
12. All Primary Service Providers and any service provider that intends to provide emergency transport in Sullivan County shall comply with all Class A Standards.
13. Only Primary Service Providers will provide Emergency transport in Sullivan County unless a service provider is requested to do so by any 911 dispatch center in Sullivan County. (This does not prohibit a non-emergency provider from providing emergency transport in the event of deterioration in the condition of a patient being transported by the provider, or in the event the condition of the patient worsened prior to the arrival of the non-emergency provider and upon assessment the patient is felt to require immediate emergency transport to a medical facility. Additionally, a service provider may provide Emergency Interhospital transport if a licensed EMT-P is on board and the ambulance meets all Class A Standards.)
14. Should any service provider receive a call requesting emergency transport or emergency service of any kind, the service provider shall, if appropriate under the facts given, immediately advise caller to CALL 911. If caller is unable or unwilling to do so, the service provider will obtain all pertinent information from the caller, attempt to keep the caller on line, and immediately call the 911 dispatch center and relay the information to the center for provision of emergency response.
FAILURE TO COMPLY WITH THIS REGULATION MAY RESULT IN IMMEDIATE REVOCATION OF PERMIT.

Section 4. COMMUNICATIONS

1. All service providers shall meet the radio requirements of the department. All primary service providers shall in addition to the Department requirements, equip all ambulances and any vehicles used for emergency transport in Sullivan County with 800 radio talk groups approved for Sullivan County.
2. Any service provider responding on emergency traffic in Sullivan County will coordinate all radio communications through their 911 center and the center responsible for the call on appropriate EMS channel.

3. Each service provider will insure all of its personnel are familiar with communication procedures used by 911 dispatch centers.
4. In the event of vehicle or equipment failure while providing emergency transport, the appropriate 911 center shall be notified immediately to dispatch appropriate back-up service provider.

Section 5. DISPATCH CENTERS

1. Shall meet the requirements of the Department.
2. Each dispatch center shall have a Medical Director licensed to practice in the State of Tennessee and currently practicing medicine in Sullivan County.
3. Shall utilize pre-approved priority referencing system.
4. All dispatching entities receiving and dispatching calls for emergency medical services and emergency transport shall provide pre-arrival medical care instructions and shall require persons assigned to handle such calls to be certified as Emergency Medical Dispatchers as defined in TCA 68-140-502. All such dispatching entities shall have medically approved dispatching protocols.
5. When a dispatch center receives a call that warrants ALS response and the primary service provider cannot provide that service, the center will dispatch the closest ALS unit and a BLS unit to act as 1st Responder until ALS unit arrives. If the BLS unit arrives and determines a "load and go" is the best for the patient, they are to do so. Furthermore, if BLS unit determines ALS is not needed, they may cancel the responding ALS unit.

Section 6. PERSONNEL

1. All personnel shall be physically capable of performing the tasks assigned by the service provider, shall be clean in dress and person and shall display their name, certification, and service provider name in an appropriate manner visible to the patient.
2. All service providers will schedule personnel in a manner to ensure adequate rest.
3. Each service provider shall have a Medical Director licensed to practice in the State of Tennessee and currently practicing medicine in Sullivan County.

Section 7. ADDITIONAL COMPLIANCE

In addition to the rules and regulations set forth herein, all service providers shall comply with all federal, state and local laws and regulations.

Section 8. ENFORCEMENT AND PENALTIES**A. Enforcement**

1. All vehicles, equipment and response reports shall be available at all times for inspection by the Coordinator or the Committee's designee.
2. The Coordinator or his designee shall investigate allegations of violations of these regulations. Additionally, the Committee shall forward patient care issues to the Department as required by State Rule 1200-12-1-.17.
3. All reports of violation shall be made either to the Coordinator or to the Committee with said complaint to be in writing and containing the following information:
 - a. Date and approximate time of violation.
 - b. Name of service provider alleged to have violated the rules and regulations.
 - c. Names of any and all witnesses to violations.
 - d. Facts giving rise to the violation.

B. Hearings

1. Upon the determination of the Coordinator or his designee of an alleged violation of the rules and regulations, the Committee shall conduct a hearing for which a 20 day notice shall be provided to the service provider stating the following:
 - a. A statement of the time, place, nature of the hearing and the right to be represented by counsel.
 - b. A short and plain statement setting forth the alleged violations.
2. Right to counsel - At all hearings before the Committee concerning alleged violations of the rules and regulations, the service provider shall have the right to legal counsel.
3. Default - In the event that the service provider shall fail to attend or fail to participate in a hearing, the Committee may take action against said

service provider just as though the service provider appeared and fully participated in the hearing and may issue a decision by default.

- 4. The Chairman of the Committee or, in his absence, the Vice-Chairman, shall preside over all hearings set forth in this section.

C. Penalties

- 1. A service provider's permit may be revoked for violating or failing to comply with any provision of these regulations.

Section 9. SEVERABILITY

If any subsection, sentence, clause, phrase or portion of these Regulations is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining provisions hereof.

Section 10. EFFECTIVE DATE

This Regulation shall take effect as provided by the Sullivan County Administrative Committee, the public welfare requiring it.

<hr style="border: none; border-top: 1px solid black;"/>	Date _____
Chairman of Administrative Committee	
<hr style="border: none; border-top: 1px solid black;"/>	Date _____
County Executive	
<hr style="border: none; border-top: 1px solid black;"/>	Date _____
County Attorney	

Sullivan County, Tennessee
Board of County Commissioners

No. 16
Executive Committee
2001-11-115

To the Honorable Gil Hodges, County Executive and the Members of the Sullivan County Board of Commissioners meeting in Regular Session this 19th day of November 2001.

RESOLUTION AUTHORIZING the Sale of Land in the Tri-County Industrial Park

WHEREAS, a fabric processor wishes to acquire acreage in the Tri-County Industrial Park and construct a 120,000 sq. ft. processing and distribution facility; and,

WHEREAS, a site of approximately 9.37 acres is available on Mountain View Drive; and,

WHEREAS, Sullivan County owns a 62.5% share in the Tri-County Industrial Park.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby authorizes the sale of the above-mentioned land to a fabric processor at a price of \$63,716.00.

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 19th day of November, 2001.

Attested: Jeanie Hammon 11/19/01 Approved: Gil Hodges 11/19/01
County Clerk Date County Executive Date

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

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	21		1	1	
Voice Vote					

2001-11-115 ait
ATTACHMENT
Comments: Approved 11/19/01.

Sullivan County, Tennessee
Board of County Commissioners

No. 17
Executive Committee
2001-11-116

To the Honorable Gil Hodges, County Executive and the Members of the Sullivan County Board of Commissioners meeting in Regular Session this 19th day of November 2001.

RESOLUTION AUTHORIZING the Sale of Land in the Tri-County Industrial Park

WHEREAS, a local developer wishes to acquire acreage in the Tri-County Industrial Park, Section II and construct a speculative industrial building; and,

WHEREAS, a site of approximately 6.47 acres is available on Century Court; and,

WHEREAS, Sullivan County owns in its entirety Section II of the Tri-County Industrial Park.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby authorizes the sale of the above-mentioned land to a developer at a price of \$64,700.00.

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 19th day of November, 2001.

Attested: Jeanie Gammon 11/19/01 Approved: Gil Hodges 11/19/01
County Clerk Date County Executive Date

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

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget				
Executive				

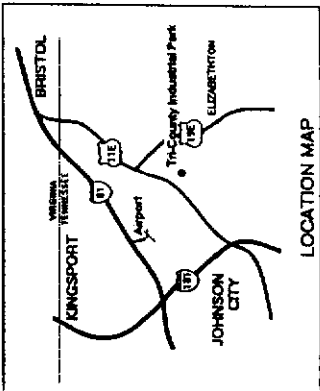
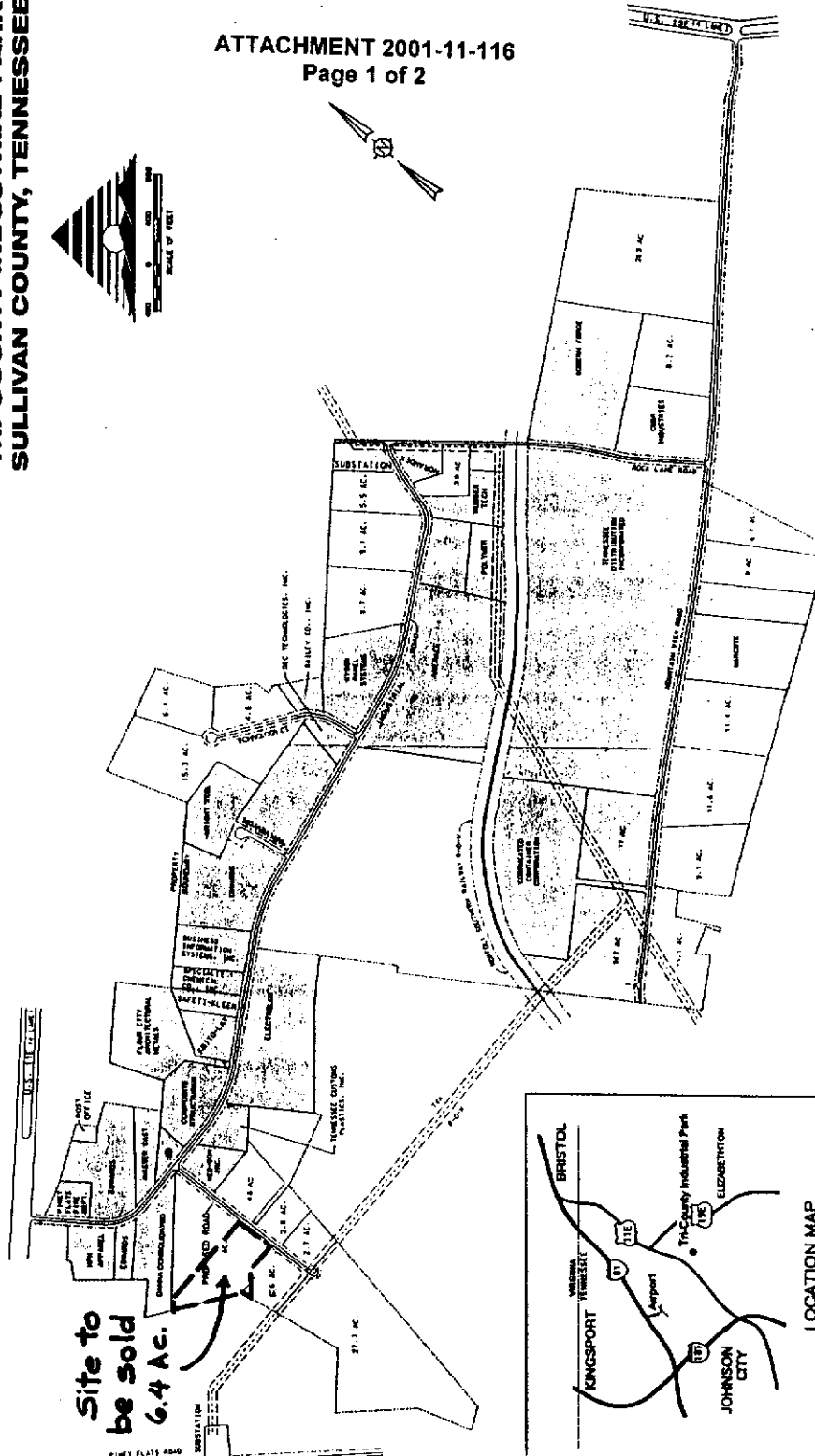
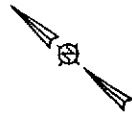
Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	21		1	2	
Voice Vote					

2001-11-116 alt
ATTACHMENT
Comments: Approved 11/19/01.

**TRI-COUNTY INDUSTRIAL PARK
SULLIVAN COUNTY, TENNESSEE**



ATTACHMENT 2001-11-116
Page 1 of 2



**Site to
be sold
6.4 Ac.**

AND THEREUPON COUNTY COMMISSION ADJOURNED UPON
MOTION MADE BY COMM. HARR TO MEET AGAIN IN REGULAR
SESSION DECEMBER 17, 2001.

Gil Hodges

GIL HODGES

COMMISSION CHAIRMAN

