

COUNTY COMMISSION- REGULAR SESSION

OCTOBER 15, 2001

BE IT REMEMBERED THAT:

COUNTY COMMISSION MET PURSUANT TO ADJOURNMENT IN REGULAR SESSION OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS THIS MONDAY MORNING, OCTOBER 15, 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	
RALPH P. HARR	DENNIS HOUSER
MARVIN HYATT	SAMUEL JONES
ELLIOTT KILGORE	JAMES "BUDDY" KING
JAMES L. KING, JR.	WAYNE MCCONNELL
	PAUL MILHORN
RANDY MORRELL	HOWARD PATRICK
ARCHIE PIERCE	MICHAEL B. SURGENOR
MARK A. VANCE	EDDIE WILLIAMS

21 PRESENT 3 ABSENT  
(BELCHER, GROSECLOSE, MCKAMEY 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. Hyatt to approve the minutes of the September 17, 2001 session of County Commission. Said motion was approved by voice vote.

**PUBLIC COMMENTS OCTOBER 15, 2001**

THOSE SPEAKING DURING PUBLIC COMMENTS WERE:

1. Comm. Hyatt presented a plaque in recognition to the Bluff City Senior All Star Softball League.
2. Jane Harris, Executive Director of the Red Cross and two employees of United Way thanked the County for their support.
3. Joe Miller , employee of the Sheriff's Dept., in regards to pay raises.
4. Carletta Sims regarding placement of plaques on courthouse walls.
5. Burl Freeman concerning Skelton Bluff Rd., Kspt.

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Quarterly reports filed with the County Clerk for July - Sept. 2001 were Library, Purchasing, and Highway Dept.

STATE OF TENNESSEE  
COUNTY OF SULLIVAN

ELECTION OF NOTARIES

SEPTEMBER 17, 2001

Willa Baker	Brent D. Mullins
Donna Christine Boyd	Jessica Sloane Mullins
Michelle J. Brown	Edna Quillen
Sharon M. Bumgardner	Christopher Adam Ricketts
Hope Caruthers	Kathy E. Rogers
Patricia L. Carpenter	Kathlene M. Royston
Vicki L. Moore-Cody	Linne M. Taylor
Judy E. Colley	Helen E. Morrison
Richard Colley	Crystal I. Ray
Parthena Cunningham	Kristinia White
Diane H. Damian	R. Wayne McConnell
Cathy L. Dean	
Brenda J. Dowell	
Carol S. Dyer	
Rhonda B. Epperson	
Tina S. Gilbert	
Kim D. Harrison	
Jennifer Helbert	
Susan K. Henley	
Sherry L. Iusi	
Teresa Johnson	
Sherry J. King	
Heather Burleson Koenig	
Mark A. Manning	
Michael C. Manning	
Rosa Bartra Maticorena	
Kathy H. McCloud	

UPON MOTION MADE BY COMM. VANCE AND SECONDED BY  
COMM. HYATT TO APPROVE THE NOTARY APPLICATIONS  
HEREON, SAID MOTION WAS APPROVED BY ROLL CALL VOTE  
OF THE COMMISSION. 20 AYE, 4 ABSENT.

STATE OF TENNESSEE  
COUNTY OF SULLIVAN

APPROVAL OF NOTARY  
PUBLIC SURETY BONDS

OCTOBER 15, 2001

Romzie Assid

Loretta L. Canter

Lorri D. Clark

Worley L. Crusenberry, Jr.

David S. Haynes

Amy C. Murdock

Robert L. Powell

J. B. Shelton

Rosalie S. Stallard

Renee' Tallman

Troy W. Wann

Chris Templeton

Rebecca A. Wyatt

UPON MOTION MADE BY COMM. VANCE 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. 22 AYE, 4 ABSENT.



# Agenda

## Sullivan County Board of County Commission

October 15, 2001

The Sullivan County Board of County Commissioners will hold a public hearing on Monday, October 15, 2001 at 9:00 A.M. in the Sullivan County Courthouse, Blountville, TN to consider the following requests:

- (1) File No. 8/00/4 Hiram Gardner  
Reclassify R-1 property in the 5000 block of Hwy 11-W to P.M.D.-1 for future manufacturing. Property identification No. Tax map 33-A, Group A Parcels 30.00 through 40.00 in the 6<sup>th</sup> Civil District. **Deferred From 02-19-01C.C.**
- (2) File No. 8/00/5 Hiram Gardner  
Reclassify R-1 property on the corner of Evergreen Drive and Hwy 11-W to P.M.D.-1 for future manufacturing. Property identification No. Tax Map 33-G, Group A, Parcels 20.00, 21.00 and 22.00 in the 6<sup>th</sup> Civil District. **Deferred from 02-19-01 C.C.**
- (3) File No. 8/01/1 Perri & Lawson Hammock  
Reclassify R-1 property at 2501 Bloomingdale Road to B-3 (General Business) for the purpose of allowing a personal business (Rapid Rooter). Property identification No. Tax map 31-B, Group E, Parcel 28.00 in the 10<sup>th</sup> Civil District.
- (4) File No. 8/01/2 Marjorie Lawson  
Reclassify R-1 property at 1913 Bloomingdale Road to B-3 (General Business) for the purpose of allowing for future business (Plumbing Shop). Property identification No. Tax map 30-E, Group E, Parcel 28.00 located in the 11<sup>th</sup> Civil District. **Kingsport Planning**
- (5) File No. 8/01/6 Carl Brandon  
Reclassify B-1 property at 5637 Memorial Blvd. to B-3 for the purpose of allowing a used car sales. Property identification No. Tax map 49-I, Group B, Parcel 5.00 located in the 7<sup>th</sup> Civil District. **Kingsport Planning**
- (6) File No. 7/01/4 Tammie Yates  
Reclassify R-1 property at 606 Woodlawn Drive to R-2 to allow for a single wide mobile home. Property identification No. Tax map 103-E, Group A, Parcel 29.00 located in the 15<sup>th</sup> Civil District.

8-2-00

# 8-00-4

PETITION TO SULLIVAN COUNTY FOR REZONING

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 Wileen Gardner  
Address Rt 3 Box 220  
Bristol V.A 24202  
Phone 323-2724 Date of Request 8-2-2000  
Property Located in 6th Civil District  
Wileen Gardner  
Signature of Applicant

OFFICE USE ONLY

Meeting Date 9-19-2000 Time 7:00pm  
Place 2<sup>nd</sup> Floor Courthouse  
.....  
Referred to 10-17-00  
Planning Commission Approved \_\_\_\_\_  
Denied   
County Commission Approved x  
Denied \_\_\_\_\_  
Other referred to the 12-19-00 P.C.  
CS deferred at 1-22-01 deferred at 2-13-01  
Final Action Date 10-15-01  
ROLL CALL 17 AYE, 3 NAY, 4 ABSENT

PROPERTY IDENTIFICATION

11 lots

Tax Map 33-A Group A Parcel 30.00/31/32/33/34/35/36/37/38/39  
Zoning Map 7 Zoning District R-1 Proposed District P.M.D-1  
Property Location  Hwy 11-W

Purpose of Rezoning Future Manufacturing

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.

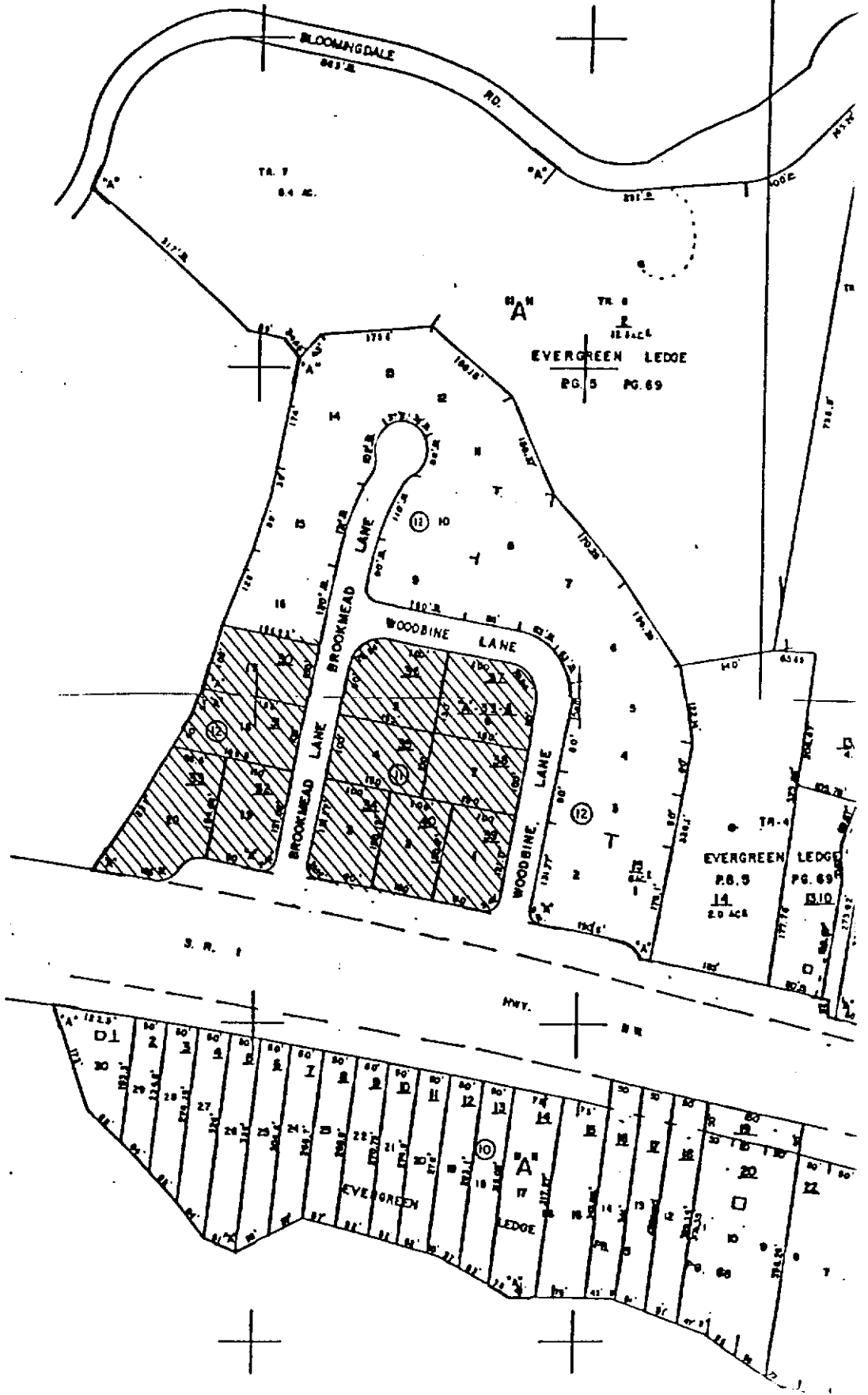
Wileen Gardner

Sworn to and subscribed before me this 2 day of August, 2000.

John H. Earles  
Notary Public

My Commission Expires: 12-20-2003

SEE 1" = 400'





8-2-00

PETITION TO SULLIVAN COUNTY FOR REZONING

# 8-00-

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 Alison Gardner  
Address Rt 3 Box 220  
Bristol Va. 24202  
Phone 323-2724 Date of Request 8-2-2000  
Property Located in 6th Civil District  
x Alison Gardner  
Signature of Applicant

OFFICE USE ONLY

Meeting Date 8-19-2000 Time 7:00 pm  
Place 2nd Floor Courthouse  
.....  
Referred to 10-17-00  
Planning Commission Approved   
Denied \_\_\_\_\_  
County Commission Approved x  
Denied \_\_\_\_\_  
Other deferred to the 12-19-00  
cc deferred at 1-22-01 cc deferred at 2-19-  
Final Action Date 10-15-01  
ROLL CALL VOTE 17 AYE, 3 NAY, 4 ABSENT

PROPERTY IDENTIFICATION

Tax Map 33-A Group A Parcel 20.00 + 21.00 + 22.00  
Zoning Map 7 Zoning District R-1 Proposed District P.M.D-1  
Property Location Highway 11-2W  
Purpose of Rezoning Future Manufacturing

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.

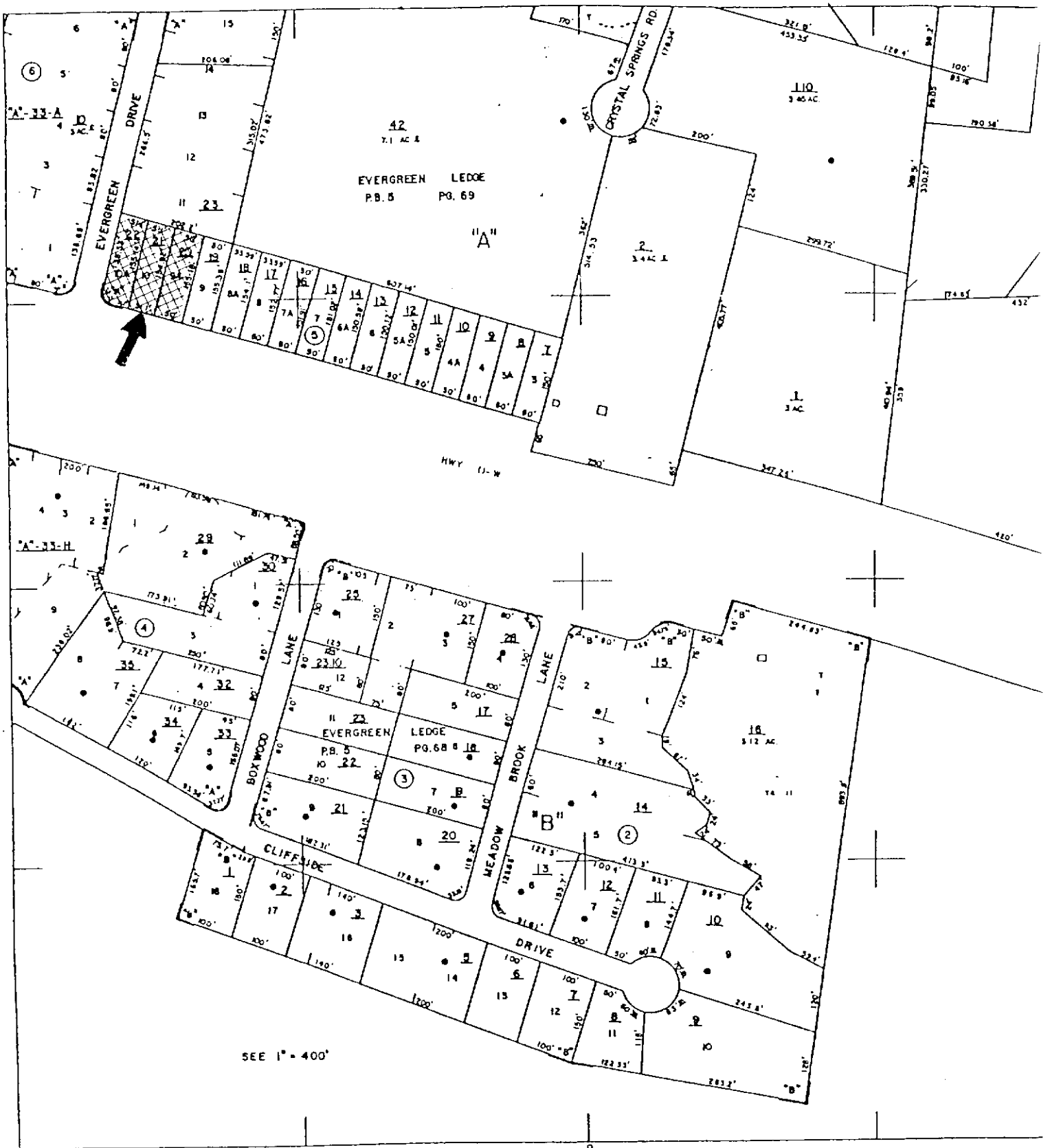
x Alison Gardner

Sworn to and subscribed before me this 2 day of August, 2000.

W. H. Earls  
Notary Public

My Commission Expires: 12-20-2003

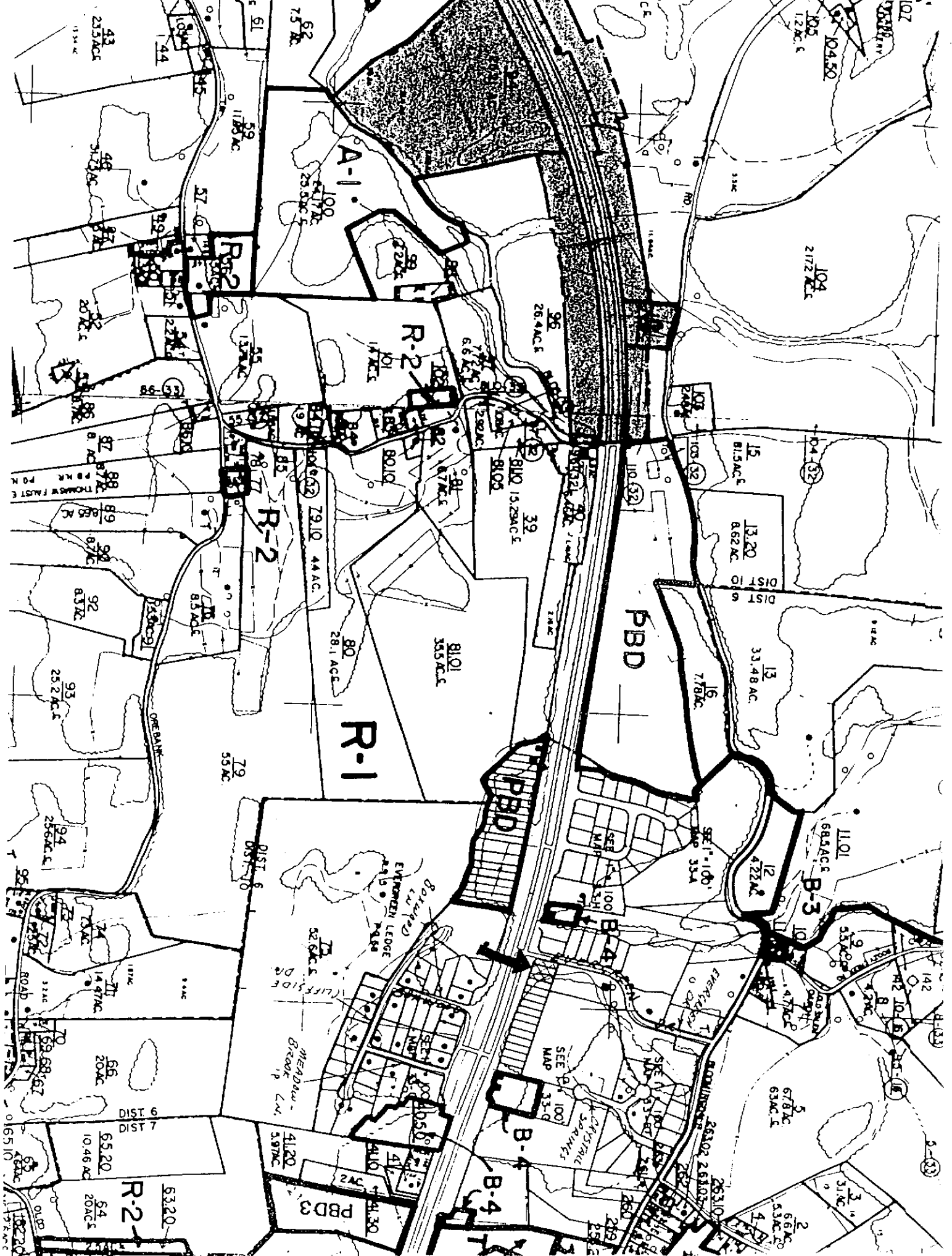




COLE-LAYER-TRUMBLE CO  
 MAPPING DIVISION  
 3535 BALEW AVENUE, GAITHERSBURG MD

[Symbol] PARCEL NUMBER  
 [Symbol] PARCEL MEASUREMENT  
 [Symbol] REFERENCE TRACT LINE  
 [Symbol] DISTRICT LINE  
 [Symbol] SUBDIVISION LINE  
 [Symbol] PARCEL OUTLINE  
 [Symbol] TOTAL ACRES

[Symbol] PARCEL & CONTROL LINE MAP  
 [Symbol] IMPROVEMENT  
 [Symbol] FENCE  
 [Symbol] C&G CEMETERY  
 [Symbol] CHURCH  
 [Symbol] SCHOOL  
 [Symbol] WOODS AREA  
 [Symbol] ROAD



PETITION TO SULLIVAN COUNTY FOR REZONING

# 09/01/1

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.

OFFICE USE ONLY

Property Owner PERRIE LAWSON HAMMOCK

Address 2501 BLOOMINGDALE RD.

KINGSPORT TN 37660

Phone 245-7722 Date of Request 7-30-01

Property Located in 10<sup>th</sup> Civil District

[Signature]  
Signature of Applicant

Meeting Date 9-18-2001 Time 7:00 p.m.

Place 2<sup>nd</sup> Floor - Courthouse  
Brownsville TN

Planning Commission Approved  Denied

County Commission Approved  Denied

Other ROLL CALL 19 AYE, 1 NAY, 4 ABSENT

Final Action Date 10-15-01

PROPERTY IDENTIFICATION

Tax Map 31-B Group E Parcel 28,00

Zoning Map 6 Zoning District R-1 Proposed District B-3

Property Location 2501 BLOOMINGDALE RD.

Purpose of Rezoning To Locate personal Business (Rapid Rooter)

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.

[Signature]

Sworn to and subscribed before me this 30<sup>th</sup> day of July, 2001.

[Signature]  
Notary Public

My Commission Expires: 12-20-03

**Sullivan County  
Board of County Commission  
Staff Comments – October 15, 2001**

**File No.** 08.01.1  
**Property Owner:** Perri & Lawson Hammock  
**Tax ID:** 31-B, Group E, Parcel 28.00  
**Reclassify:** R-1 to B-3  
**Civil District:** 10th  
**Location:** 2501 Bloomingdale Road  
**Purpose:** to locate a service business (rapid rooter) already exists in a residential dwelling  
**Surrounding Zoning:** R-2A, R-1, B-3  
**PC 1101 Zone:** Sullivan County Planned 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:**

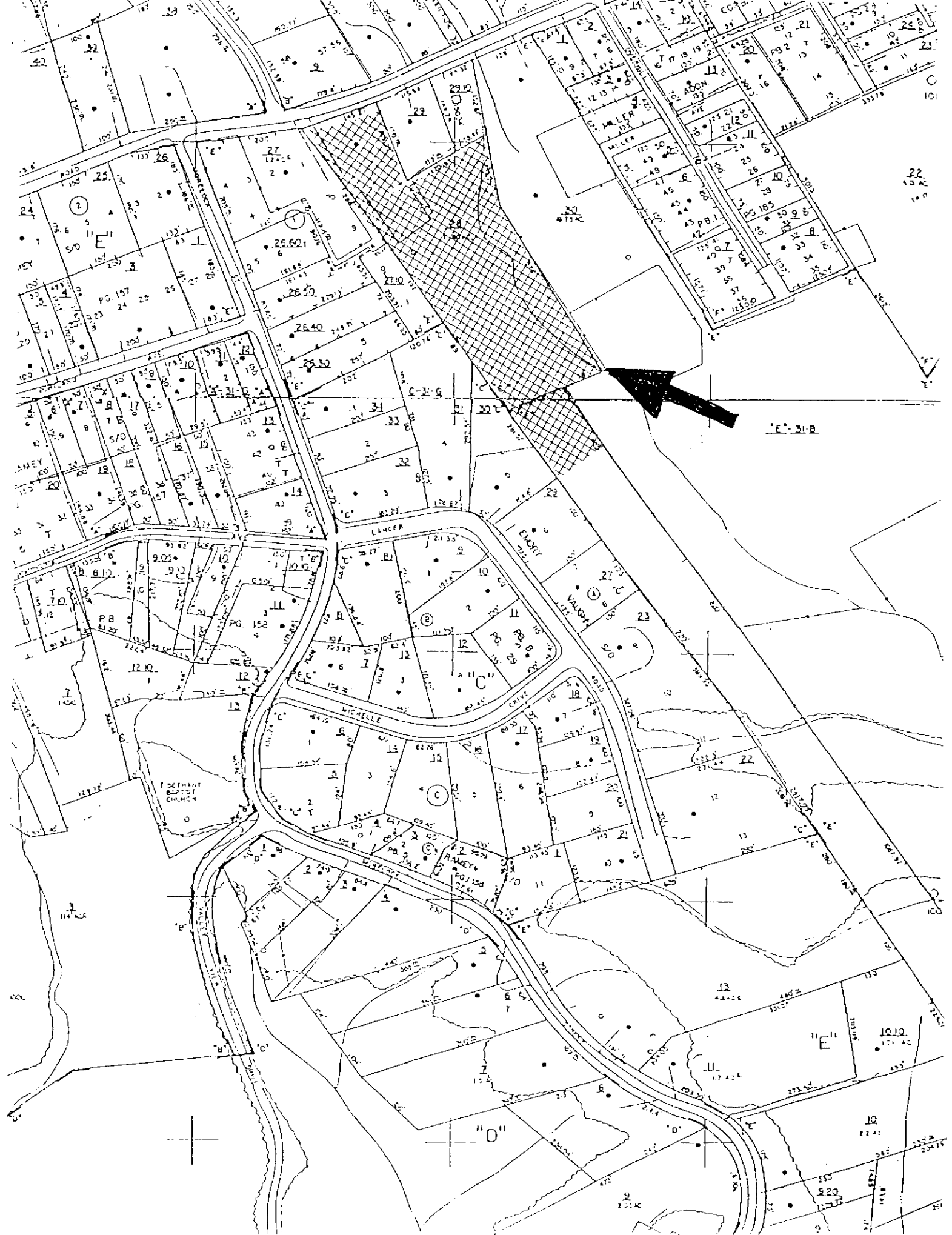
This tract of land is near the corner of Bloomingdale Road and Morelock Street in the Kingsport area. The parcel is approximately 7.8 acres and is surrounded by R-1 zoning to the rear, B-3 zoning across the street and R-2A zoning to the west. Bloomingdale Road is classified as a major collector thoroughfare and is experiencing a trend of mixed uses, both service and retail businesses, established medium-density single-family dwellings with varying lot sizes. Should this rezoning occur, an adjacent single parcel would remain R-1 zoning and isolated from the remaining R-1 district. Staff recommends that this entire corridor be restudied to protect the existing residences from the trend of encroaching business spotted along the road. Should this rezoning occur, the property owner shall be responsible for providing the required buffering and paved parking to the site. The Building Commissioner, to ensure adequate site-visibility exiting the business, shall approve all access points from the site. With the above stipulations that all site plan requirements are satisfied, the existing trend towards commercial growth, and the adjacent B-3 district already established, staff recommends that a favorable recommendation be forwarded to the County Commission.

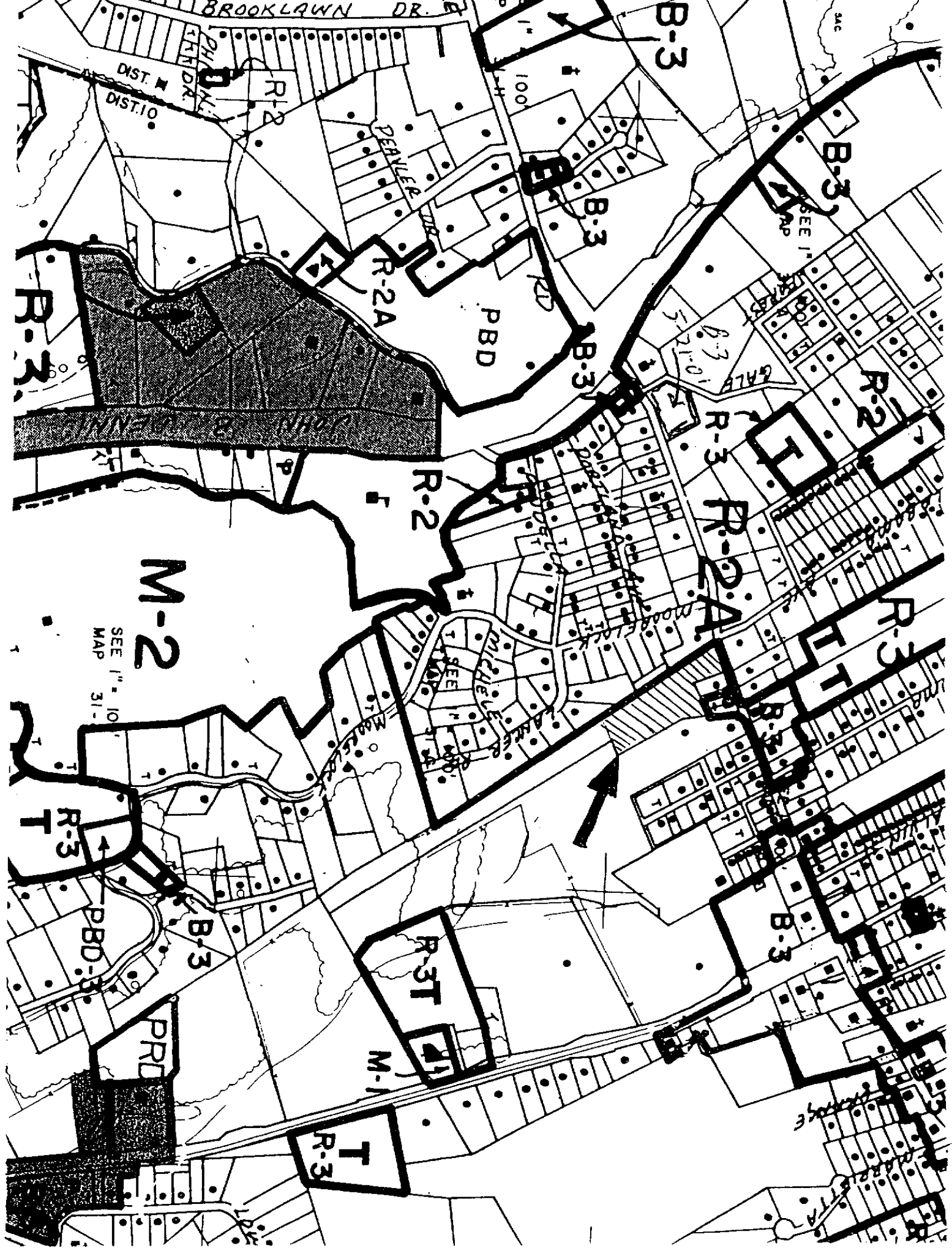
**Comments at Planning Commission Meeting:**

Mr. Selby spoke against the rezoning because he was concerned about rezoning the entire 7.8 acres as opposed to surveying off just what they need for the Rapid Rooter plumbing business. The applicant was made aware of the required buffering on all property lines abutting residential districts. Staff stated this included the whole parcel but if existing large trees existed those would be included as part of the buffering requirements. The applicant did not want to split zone his property and stated he would be willing to provide the extra conifer trees as required.

<b>Sullivan County Regional Planning Commission Action: September 18, 2001</b>	
<b>Approval:</b> Boggs, S. Barnes (motion passed 4 yes, 1 no/Selby)	
<b>Denial:</b>	<b>Reason for denial:</b>
<b>Defer:</b>	<b>Reason for deferral:</b>

<b>Sullivan County Board of County Commission Action: October 15, 2001</b>	
<b>Approval:</b>	
<b>Denial:</b>	<b>Reason for denial:</b>
<b>Defer:</b>	<b>Reason for deferral:</b>







PETITION TO SULLIVAN COUNTY FOR REZONING

A 08/01/2

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

Property Owner MARJORIE F. LAWSON

Address 1913 BLOOMINGDALE RD.  
Kingsport, TN 37660

Phone 288-4519 Date of Request 8-7-01  
G.S.N-247-2794

Property Located in 11<sup>th</sup> Civil District

Marjorie Lawson  
Signature of Applicant

OFFICE USE ONLY

Meeting Date 9-20-2001 Time 7:00 PM

Place CITY HALL 2<sup>nd</sup> FLOOR  
Kingsport

Planning Commission Approved   
Denied

County Commission Approved   
Denied

Other Roll Call 21 AYE, 3 ABSENT

Final Action Date 10-15-01

PROPERTY IDENTIFICATION

Tax Map 30-E Group E Parcel 28.00

Zoning Map 6 Zoning District R-1 Proposed District B-3

Property Location 1913 BLOOMINGDALE RD.

Purpose of Rezoning Future Business (Plumbing Shop)

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.

Marjorie R Lawson

Sworn to and subscribed before me this 7<sup>th</sup> day of August, 2001.

Jack Morrison  
Notary Public

My Commission Expires: 12-20-03

09-06

**REZONING REPORT**  
File No.: 01-101-00018

**TO:** KINGSFORT REGIONAL PLANNING COMMISSION

**FROM:** ANGELA L. CHARLES, PLANNER *ALC*  
Graphics by Bruce Sloop, Planning Technician

**DATE:** September 1, 2001

**APPLICANT:** Marjorie Lawson, Property Owner

**REQUESTED ACTION:** County rezoning of an approximate 1/2-acre lot from R-1, (Low Density Residential District, to B-3, (General) Business District.

**LOCATION:** This property lies outside the Kingsfort City limits in the 11<sup>th</sup> Civil District of Sullivan County at 1913 Bloomingdale Road.

**EXISTING LAND USE:** Located on the property requested for rezoning is an existing single family residence.

**PROPOSED USE:** The owner proposes to utilize the existing structure to open a plumbing shop.

**SURROUNDING ZONING AND LAND USE:**

North: PBD – (Planned) Business District: *L.C. Collins Karate School.*

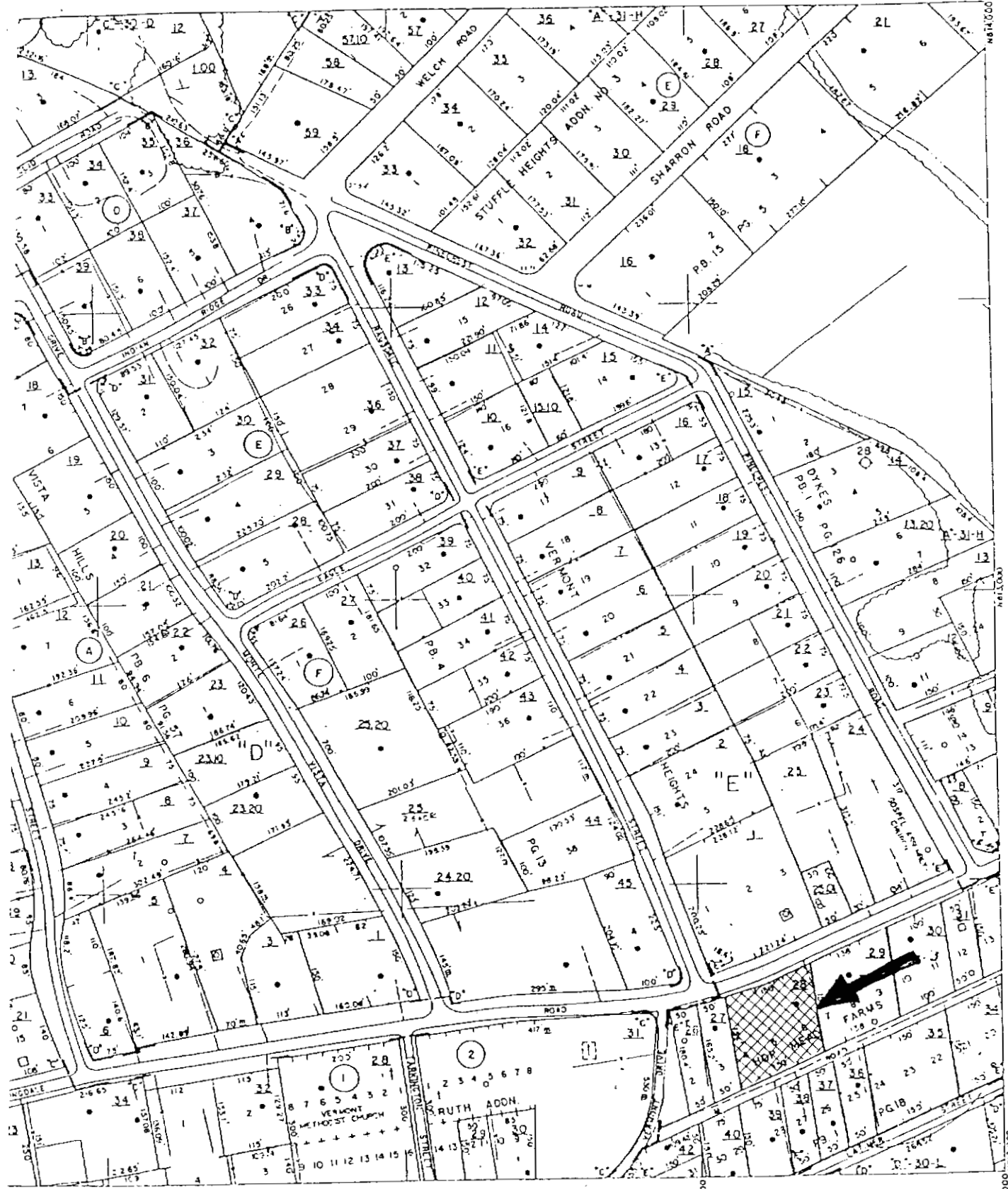
South: B-3 – (General) Business District: *an Auto Garage.*

East: B-3 – (General) Business District: *a Lock Shop.*

West: R-1 – (Low Density) Residential District: *Single Family Residences.*

**LAND USE PLAN(S):** The 2010 Conceptual Land Use Plan designates this area for single family residences.

**UTILITIES:** Water is available and adequate for commercial use, however, sewer is not.



1998

30-G	30-D	30-A
30-F	30-E	30-H
30-K	30-L	30-I

REVISIONS	
1	1
2	2
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4	4
5	5

SULLIVAN COUNTY		MAP NO.
SCALE 1"=100'	DISTRICT 11	30-E
DATE OF PLATTING DEC. 1988		
DATE COMPILED DEC. 1991		

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PETITION TO SULLIVAN COUNTY FOR REZONING

#08/01/06

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

OFFICE USE ONLY

Property Owner CARL J. BRANDON

Address 195 VANN HILL RD.  
Greeneville, TN 37745

Phone 242-6163 Date of Request 8-15-01

Property Located in 7<sup>th</sup> Civil District

Todd E Shibly VP  
Signature of Applicant

Meeting Date 9-20-01 Time 7:00 pm  
Place City Hall 2<sup>nd</sup> Floor  
KPT. TN

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

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

Other ROLL CALL VOTE 20 AYE, 4 ABSEN

Final Action Date 10-15-01

PROPERTY IDENTIFICATION

Tax Map 49-I Group B Parcel 5.00

Zoning Map 7 Zoning District B-1 Proposed District B-3

Property Location MEMORIAL BLVD. & DAKOTA DR. (5E37)

Purpose of Rezoning TO ALLOW USED CAR SALES

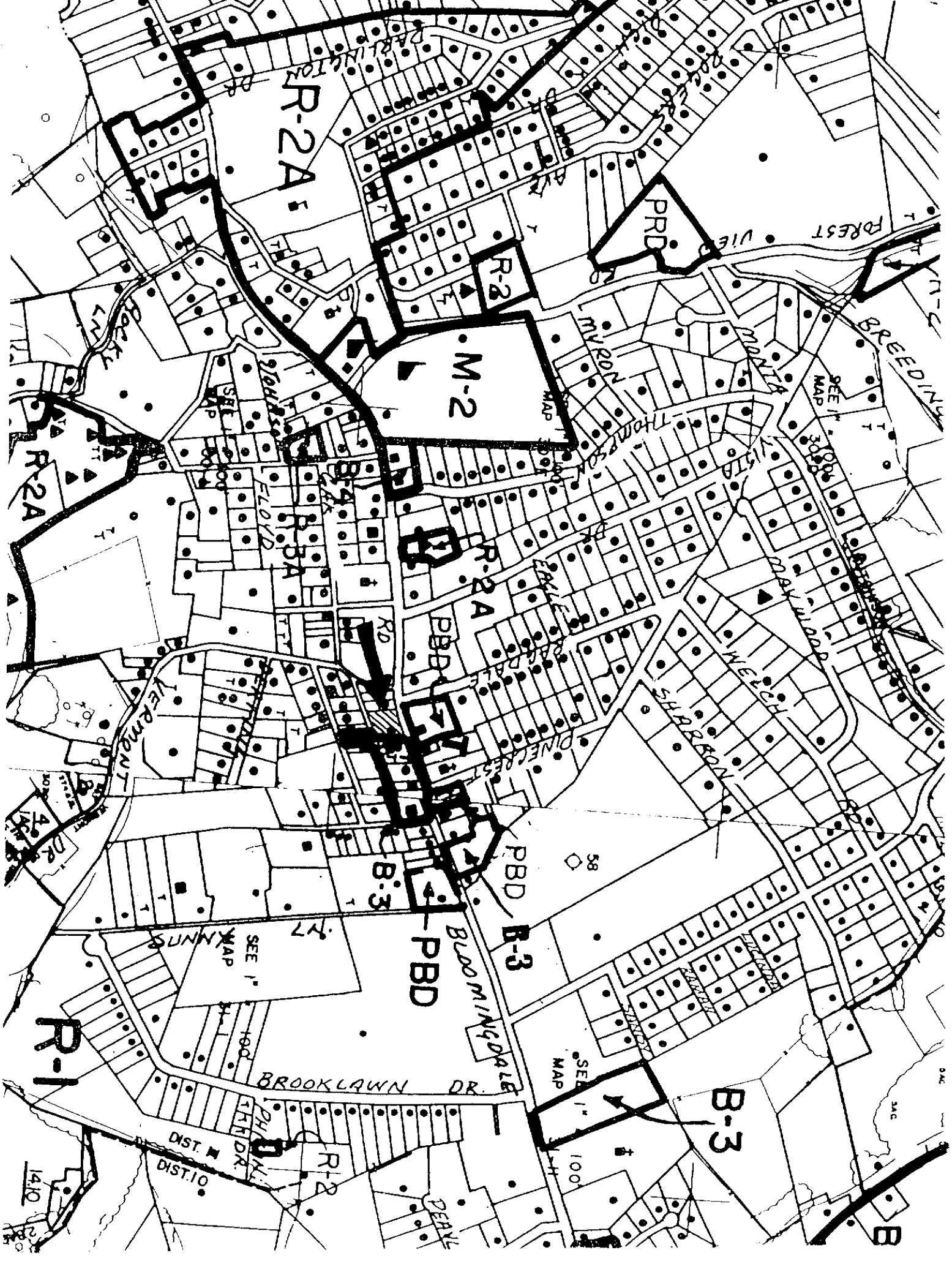
The undersigned, being duly sworn, hereby acknowledges that the information provided in this petition to Sullivan County for Rezoning is true and correct to the best of my information, knowledge and belief.

Todd E Shibly VP

Sworn to and subscribed before me this 15<sup>th</sup> day of Aug., 2001.

Jack Morrison  
Notary Public

My Commission Expires: 12-20-03



**REZONING REPORT**  
**File No.: 01-101-00020**

**TO:** KINGSFORT REGIONAL PLANNING COMMISSION

**FROM:** ANGELA L. CHARLES, PLANNER  
Graphics by Bruce Sloop, Planning Technician

**DATE:** September 1, 2001

**APPLICANT:** Carl J. Brandon, Property Owner

**REQUESTED ACTION:** County rezoning of an approximate .65-acre lot from B-1, (Neighborhood) Business District, to B-3, (General) Business District.

**LOCATION:** This property lies outside the Kingsport City limits in the 7<sup>th</sup> Civil District of Sullivan County at Memorial Blvd and Dakota Drive.

**EXISTING LAND USE:** Located on the property requested for rezoning is an existing Gasoline Service Station.

**PROPOSED USE:** The owner proposes to allow used car sales on the property.

**SURROUNDING ZONING AND LAND USE:**

**North:** R-1 – Vacant and undeveloped property zoned R-1, (Low Density) Residential District.

**South:** B-1 – Vacant duplex and vacant commercial property.  
R-1 – Single family residences along Dakota Drive.

**East:** B-3 – (General) Business District: *The Pet Parlor and Don's Towing & Auto Sales.*  
R-1 – Single family residences.

**West:** B-1 – (Neighborhood) Business District: *The Sewing Place.*

**LAND USE PLAN(S):** This area was not addressed in the 2010 Conceptual Land Use Plan.

**UTILITIES:** Water is available and adequate for commercial use; however, sewer is not.

**TRANSPORTATION:** The property fronts on Memorial Blvd. This section of Highway 126 (Memorial Blvd.) is classified as a principal arterial and can accommodate commercial development. Increased traffic as a result of rezoning should be accommodated safely.

**PHYSICAL CHARACTERISTICS:**

The property is approximately .65 of an acre. It has approximately 210 feet road frontage on Memorial Blvd. In addition, it is an already developed site.

**OPTIONS:** The Planning Commission's options are as follows:

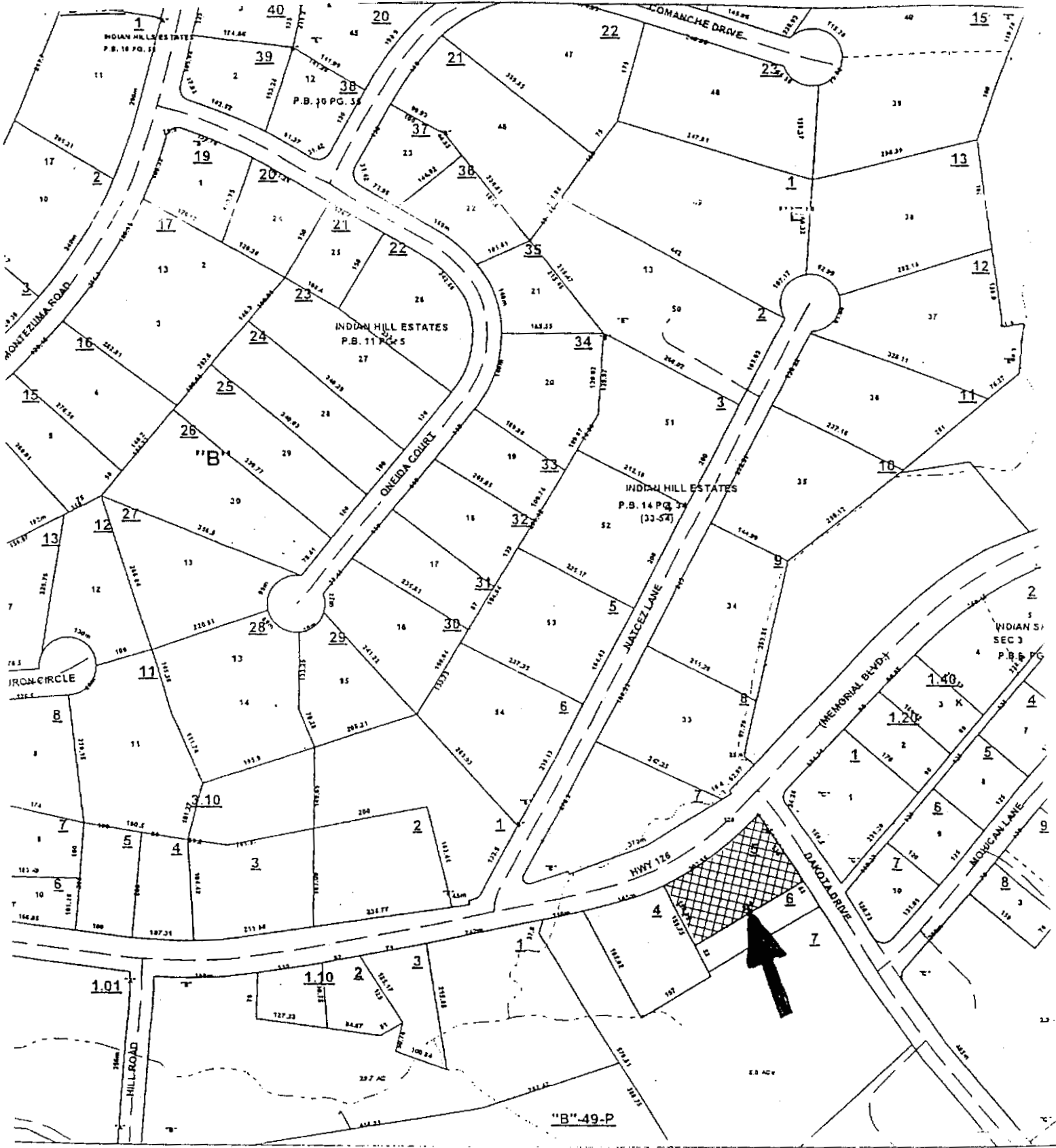
1. Approve the rezoning.
2. Disapprove the rezoning and state the reasons for denial in writing.
3. Postpone action pending receipt of additional information.

**STAFF**

**RECOMMENDATION:** Staff recommends Option 1 based on the following rationale.

1. The existing land-use conditions will not be negatively impacted by the change.
2. B-3 zoning and commercial development is already present in the area.
3. The impact from the proposed use will be less than if the site was redeveloped for the existing one.

The Planning Commission voted to approve Carl J. Brandon rezoning unanimously.



# Sullivan County, Tennessee

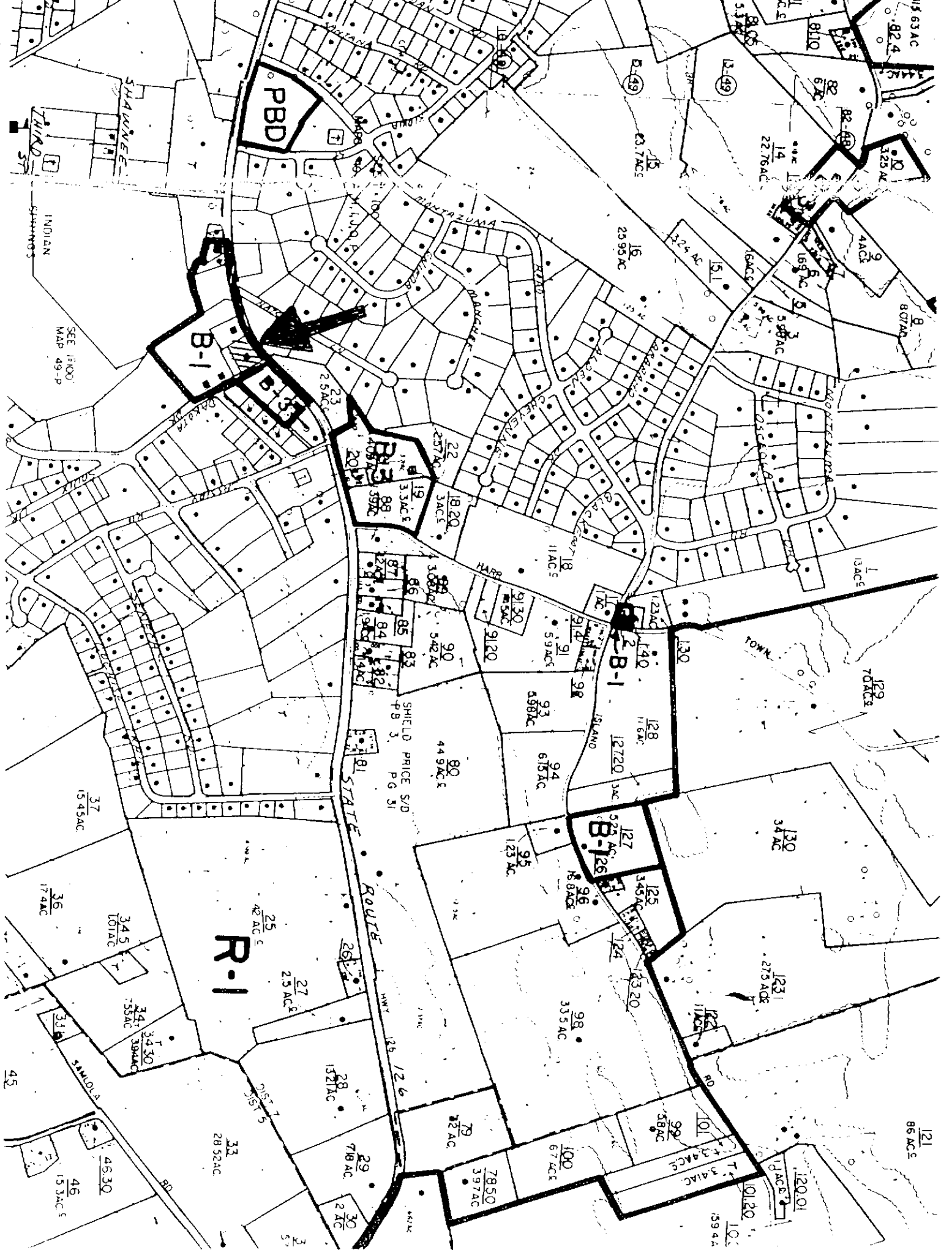
PROPERTY MAPS

System, Inc.

let  
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ORIGINAL MAP SCALE: 1" = 100'





PBD

B-1

R-1

B-1

B-1

121  
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13-49

SEE 1:1000  
MAP 49-P

PETITION TO SULLIVAN COUNTY FOR REZONING

# 710114

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 Jammie Yates  
Address 390 Barnett Rd Lot 35  
Hgt. In 37664  
Phone 360-8524 Date of Request 7-5-01  
Call #  
Property Located in 15th Civil District

Meeting Date 8-21-01 Time 7:00 PM  
Place 2nd Floor - Court  
Room 57 Bldg.  
deformed 1 m

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

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

Other Roll Call Vote 21 AYE, 3 ABSENT

Final Action Date 10-15-01

Jammie Yates  
Signature of Applicant

PROPERTY IDENTIFICATION

Tax Map 103-E Group A Parcel 29.00  
Zoning Map 23 Zoning District R-1 Proposed District R-2  
Property Location 606 Woodlawn Dr

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.

Jammie Yates

Sworn to and subscribed before me this 5th day of July, 2001.

Debra K. House  
Notary Public

My Commission Expires: 12-20-03

**Sullivan County  
Board of County Commission  
Staff Comments – October 15, 2001**

**File No.** 07.01.4  
**Property Owner:** Tammie Yates  
**Tax ID:** Map 103-E, Group A, Parcel 29.00  
**Reclassify:** R-1 to R-2  
**Civil District:** 15<sup>th</sup>  
**Location:** 606 Woodlawn Drive, Kingsport  
**Purpose:** To allow a singlewide mobile home  
**Surrounding Zoning:** R-1 and R-2 with B-3 in the near vicinity  
**PC 1101 Zone:** Sullivan County Rural Area

**Neighborhood Opposition/Support:**

Staff received one call requesting clarification of lot lines and drainage ditches. However staff did not receive any opposition to this case prior to this meeting.

**Staff Field Notes/Recommendation:**

This property is in the middle of an established neighborhood with many singlewide mobile homes in use. The property is contiguous with an existing R-2 district and therefore would be considered an extension of that existing zone and compatible with the neighborhood. Staff recommends in favor of this rezoning request.

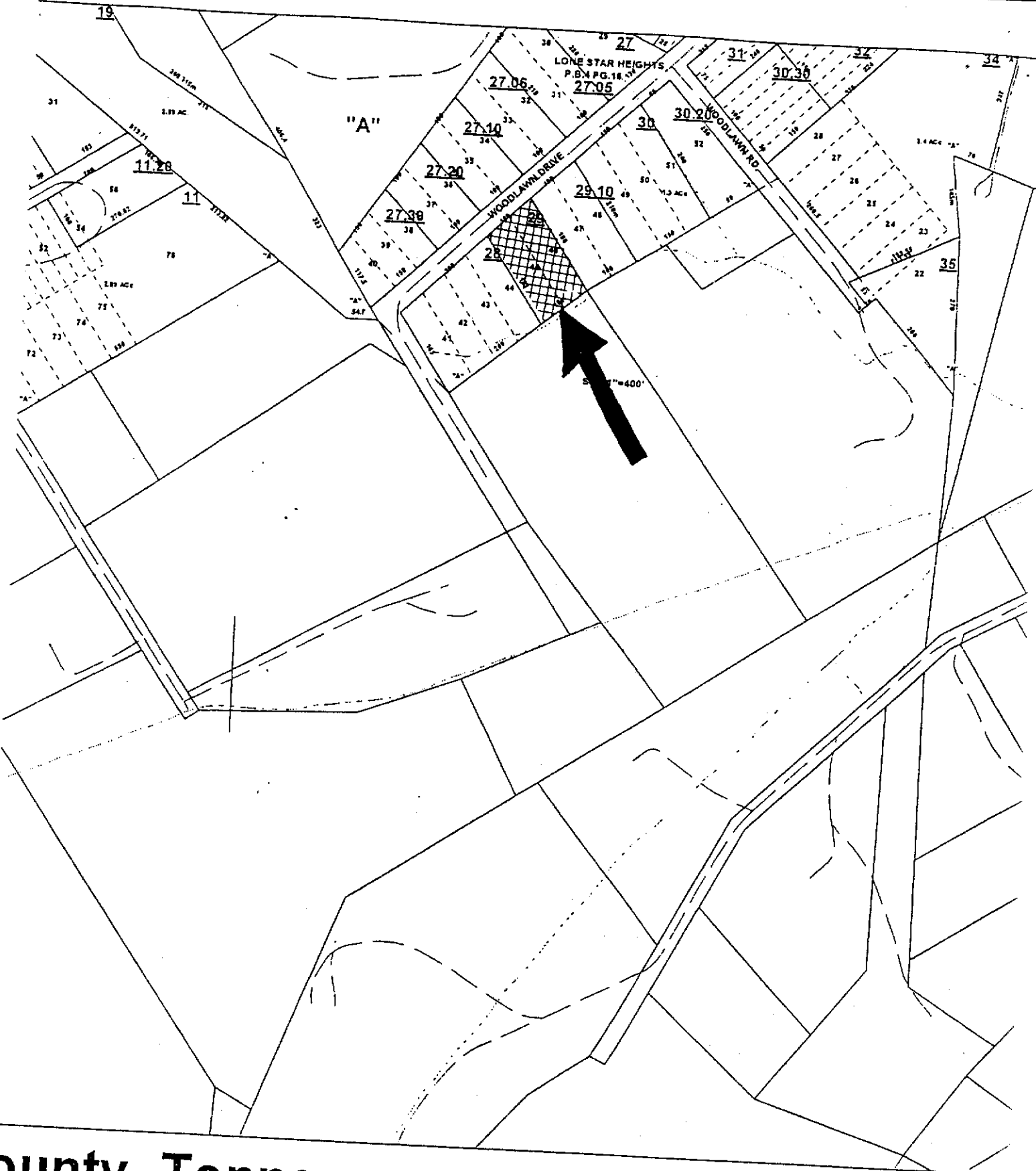
**Comments at Planning Commission Meeting: September 18, 2001**

Ms. Yates explained that she ran out of time and purchased a doublewide mobile home, which would mean that she did not need the rezoning. However, for future financial purposes, she may need to trade out to a singlewide mobile home and therefore would like to pursue this rezoning request.

<b>Sullivan County Regional Planning Commission Action: August 21, 2001</b>	
<b>Approval:</b>	
<b>Denial:</b>	<b>Reason for denial:</b>
<b>Defer:</b> Belcher, H. Barnes	<b>Reason for deferral:</b> applicant not present

<b>Sullivan County Regional Planning Commission Action: September 18, 2001</b>	
<b>Approval:</b> S. Barnes, H. Barnes – motion passed unanimously – 5 yes (chair not voting)	
<b>Denial:</b>	<b>Reason for denial:</b>
<b>Defer:</b>	<b>Reason for deferral:</b>

<b>Sullivan County Board of County Commission Action: October 15, 2001</b>	
<b>Approval:</b>	
<b>Denial:</b>	<b>Reason for denial:</b>
<b>Defer:</b>	<b>Reason for deferral:</b>



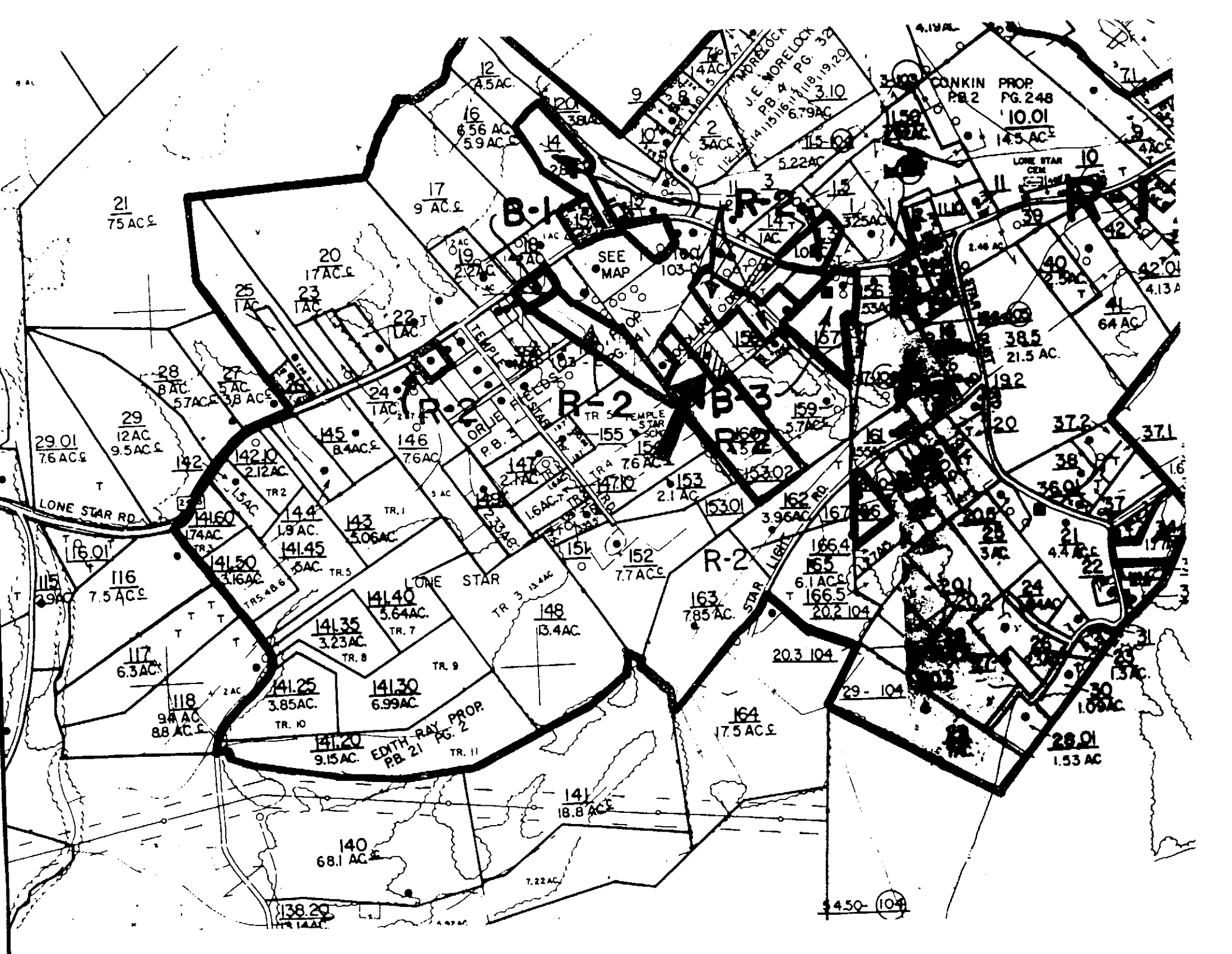
# County, Tennessee

PROPERTY MAPS

ORIGINAL MAP SCALE: 1" = 100'

	103D	
	103E	

MAP No.  
103E



21  
75 AC

17  
9 AC

20  
17 AC

25  
1 AC

23  
1 AC

28  
8 AC  
57 AC

29  
12 AC  
9.5 AC

29.01  
76 AC

24  
1 AC

145  
8.4 AC

146  
7.6 AC

142  
2.12 AC

141.60  
1.74 AC

144  
1.9 AC

143  
5.06 AC

116  
7.5 AC

141.50  
3.16 AC

141.40  
5.64 AC

148  
13.4 AC

117  
6.3 AC

141.25  
3.85 AC

141.30  
6.99 AC

R-2

118  
9.9 AC  
8.8 AC

141.20  
9.15 AC  
EDITH RAY PROP.  
PB 21 PG. 2

141  
18.8 AC

140  
68.1 AC

164  
17.5 AC

138.29  
15.14 AC

4.50- (104)

B-1

R-2

B-3

R-2

CONKIN PROP.  
PB 2 PG. 248  
10.01  
14.5 AC

LONE STAR  
CEM.

SEE  
MAP

38.5  
21.5 AC

147  
2.7 AC

152  
7.7 AC

166.4  
6.1 AC

166.5  
20.2 104

28.01  
1.53 AC

# SULLIVAN COUNTY REGIONAL PLANNING COMMISSION

## ANNUAL PERFORMANCE REPORT AND PLANNING PROGRAM DESIGN

2001 - 2002

### Purpose and Background Statement

Each year, the Local Planning Office (LPO) staff is charged with preparing an annual report for each contracted community. The report contains the following:

- Evaluation of the Planning Program;
- Evaluation of Planning Documents;
- Review of the Past Year's Accomplishments;
- Planning Services Provided by LPO; and
- Work Program for the Upcoming Year.

Sullivan County's Planning Program was established approximately 50 years ago. During the past year, the County has benefited tremendously from the presence of full-time County Planner Ambre Torbett, AICP, ensuring high standards of review and service.

### Planning Program Evaluation

- Well trained and highly organized County Planning and Zoning Staff;
- Adequate office and meeting space;
- Local staff is well prepared for each meeting. The County Planner, Building Official, and LPO staff jointly conduct a field review of Planning Commission and Board of Zoning Appeals agenda items, and the County Planning Commissioners are offered the opportunity to ride with the Building Official to review the agenda items as well;
- Most County activities involve plat review, plan review, issuing permits, and inspections, as well as updating and revising the various elements of the Comprehensive Plan;
- Regularly scheduled Board of Zoning Appeals meetings are conducted in a professional manner, and cases are kept to a minimum by the thoroughness of the County Planning and Zoning Staff.

### Planning Documents Evaluation

- Subdivision Regulations – These regulations have been amended over the past year. Planning Staff is working with the staffs of the municipalities in the County to make the various Subdivision Regulations more compatible;
- Zoning Resolution – This Resolution has been amended over the past year, and Planning and Zoning Staff is working to produce an improved, revised Resolution and Map to facilitate better management of County growth and development;
- Land Use Plan – This document is outdated, however an up-to-date revised version is well under way, and scheduled for completion in 2002;
- Transportation Plan – This document is being updated and revised as part of the Land Use Plan "overhaul".

## **Review of Sullivan County Regional Planning Commission's Past Year's Accomplishments**

- Recommended adoption of Wireless Communications Tower regulations and subsequent amendment;
- Recommended adoption of a text amendment to the Zoning Resolution to clarify the permitted placement of residential accessory structures;
- Voted to support a Rocky Mount Historic Corridor overlay zone as proposed by the Johnson City Planning Department;
- Adopted amendments to the Subdivision Regulations to require "direct and accessible" public road frontage for newly-created lots, and to have Emergency 911 establish property addresses as part of the subdivision plat review process;
- Expressed support for the Land Use Map prepared by Planning and Zoning Staff;
- Expressed support for Planning and Zoning Staff in their efforts to revise and amend the Zoning Resolution and Subdivision Regulations.

Additionally, the Sullivan County Regional Planning Commission reviewed:

- 15+ site plans;
- 30+ subdivision plats;
- 35+ zoning reclassification requests.

## **Planning Services Provided by LPO**

- Assisted in enforcement of the Flood Program;
- Technical review and field review of rezoning requests, subdivision plats, site plans for commercial, industrial, multi-family, and public developments and bond releases;
- Assisted in the preparation of necessary resolutions to amend the Zoning Resolution;
- Updated the Sullivan County Base Map to reflect zoning reclassifications;
- Prepared the Wireless Communications Tower resolution, and assisted in the fine-tuning of the finished product;
- Assisted County Planning and Zoning Staff in developing the Land Use Map;
- Worked with Local Planning staff in the Knoxville office to begin utilizing the Geographic Information Systems (GIS) database for the County;
- Had staff representation at each County Planning Commission meeting, as well as at Board of Zoning Appeals meetings and County Commission meetings on an as-needed basis.

## **Work Program for the Upcoming Year (2001 – 2002)**

- Prepare a Redistricting map for the Sullivan County Commission, based on population statistics from the 2000 Federal Census;
- Continue to work with the various municipal planning staffs to revise the Subdivision Regulations to make them more clear, concise, comprehensive, and enforceable;
- Continue the process of updating, amending, and implementing the Land Use Plan, with a goal of completion in 2002;
- Complete the revised Zoning Plan, including a resolution and map, to make the document clear, concise, and enforceable;
- Continue to work on the County GIS data, ultimately with the goal of providing computer mapping and analysis services to the County.

---

Chairman

# MINUTES OF THE SULLIVAN COUNTY PLANNING COMMISSION

The regular meeting of the Sullivan County Planning Commission was held on Tuesday, September 18, 2001 at 7:00p.m., Courthouse, Blountville, Tennessee.

**A. Members Present:**

James Greene, Jr., Chairman  
Mark Selby  
Carol Belcher  
Harold Barnes  
Harry Boggs  
Scott Barnes

**Members absent:**

Wade Childress, Vice Chairman  
Jeff Hickam  
Cathy Mullins

**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 7:06p.m. by the chairman with a quorum present.

**B. Approval of August 21, 2001 Minutes**

The minutes from the August 21, 2001 meeting were reviewed. Motion to accept the minutes as presented by H. Barnes, seconded by Boggs. Motion to accept the minutes passed unanimously.

**C. Rezoning Request**

**(1) File No. 7/01/1 Perri & Lawson Hammock**

Reclassify R-1 property at 2501 Bloomingdale Road to B-3 (General Business) for the purpose of allowing a personal business (Rapid Rooter). Property identification No. Tax map 31-B, Group E, Parcel 28.00 in the 10<sup>th</sup> Civil District.

**Staff Field Notes/Recommendation:**

This tract of land is near the corner of Bloomingdale Road and Morelock Street in the Kingsport area. The parcel is approximately 7.8 acres and is surrounded by R-1 zoning to the rear, B-3 zoning across the street and R-2A zoning to the west. Bloomingdale Road is classified as a major collector thoroughfare and is experiencing a trend of mixed uses, both service and retail businesses, established medium-density single-family dwellings with varying lot sizes. Should this rezoning occur, an adjacent single parcel would remain R-1 zoning and isolated from the remaining



Ms. Yates was present and spoke. She stated that she had contacted Sullivan County and they had previously said she could purchase a building permit to place a singlewide on the property in question. After purchasing the property she then found out that the property would have to be rezoned before a singlewide would be allowed.

**Staff Field Notes/Recommendation:**

This property is in the middle of an established neighborhood with many singlewide mobile homes in use. The property is contiguous with an existing R-2 district and therefore would be considered an extension of that existing zone and compatible with the neighborhood. Staff recommends in favor of this rezoning request.

Motion to approve the rezoning by Selby, seconded by H. Barnes. The motion to approve the rezoning request passed unanimously.

## D. Subdivisions

### (1) Hawley Meadows Subdivision, (*Final*)

Beth Hodges was present as a representative for the subdivision.

**Staff Comments and Recommendation:**

Staff recommends approval of this subdivision plat for final adoption. All signatures must certify code requirements.

Motion to approve the final plat by S. Barnes, seconded by Selby. The motion passed with a vote of 4 to 0 to 1, with Boggs passing.

H. Barnes made a motion to recommend to the Sullivan County Commission to rezone the "Hawley Meadows Subdivision" from A-1 to R-1, S. Barnes with the second. The motion to recommend the rezoning to the Sullivan County Commission passed with a vote of 4 to 1 with Selby against.

### (2) The Willows, (*Preliminary*)

**Staff Comments and Recommendation:**

Staff recommends approval of this subdivision plat for final adoption.

Motion to approve the preliminary plat by H. Barnes, seconded by Selby. The motion passed unanimously.

H. Barnes made a motion to recommend to the Sullivan County Commission to rezone "The Willows Subdivision" from A-1 to R-1,

S. Barnes with the second. The motion to recommend the rezoning to the Sullivan County Commission passed with a vote of 4 to 1 with Selby against.

**(3) Dannie L. Bartley, (*Comprehensive Development Plan*)**

Mr. Bartley was present as the landowner.

**Staff Comments and Recommendation:**

Staff recommends approval of this comprehensive development plan for final adoption.

Motion to approve the Comprehensive Development Plan by H. Barnes, seconded by S. Barnes. The motion passed unanimously.

**(4) Polly Ridge Tower Site, (*Cell Tower Site Plan*)**

Mary Miller was present and spoke on behalf of the cell tower site explaining the elevation and the serviceable area with the current tower structure. Mrs. Miller also explained the elevation with the requirements of Sullivan County Cell Tower Regulations.

**Staff Comments and Recommendation:**

Staff stated that an as-built elevation certification statement shall also be requested upon completion. Staff will inspect landscaping, erosion and sedimentation requirements prior to issuance of a Certificate of Occupancy.

Motion to approve the cell tower site plan by Belcher, seconded by S. Barnes. The motion passed unanimously.

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

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

**E. New Business**

***Draft Proposed Zoning Resolution***

Mrs. Torbett explained the draft and some additions to the zoning districts. Mrs. Torbett asked that the commission review the draft for a month and be prepared to discuss changes and suggestions at the October Planning Commission Meeting.

**F. Old Business*****State & Local Planning Office Annual Performance Report***

David Moore presented and explained the Local Planning Office annual report.

Motion to approve the report as presented by S. Barnes, seconded by Boggs. The approval of the report passed unanimously.

Mr. Boggs stated that Mr. Moore did an excellent job as a planner and as a representative of the Tennessee State Local Planning Office.

**G. Public Comments****H. Adjournment**

With no further business a motion was made by H. Barnes, seconded by Boggs to adjourn the meeting at 8:55 p.m.

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Richard Henry, Sullivan County Planning Commission Secretary

RESOLUTIONS ON DOCKET FOR OCTOBER 15, 2001

RESOLUTIONS	ACTION
#1 THE SULL. CO. BOARD OF COMM. TO CONSIDER AMENDMENTS TO THE SULL. CO. ZONING RESOLUTIONS AS AMENDED	APPROVED 10/15/01
#2 RESCINDING RESOLUTION #21 PASSED ON JULY 17, 1996 REGARDING THE BOARD OF PUBLIC UTILITIES	DEFERRED 10/15/01
#3 THE REAPPORTIONMENT OF COMMISSION DISTRICTS	FAILED 10/15/01
#4 AUTHORIZING LITTER GRANT PROGRAM FOR FY 2001-2002	APPROVED 10/15/01
#5 SPEED LIMIT SIGN PLACED IN THE 1 <sup>ST</sup> C.D. ON OLD HICKORY TREE ROAD	APPROVED 10/15/01
#6 AUTHORIZING EXPENDITURES FROM GENERAL FUND ACCOUNT NO. 91200 (HIGHWAY & STREET CAPITAL PROJECT)	APPROVED 10/15/01
#7 APPROVING AMENDMENT TO GRANT AND BUDGET FOR TENNCARE EPSDT PROGRAM	1 <sup>ST</sup> READING 10/15/01
#8 NO PARKING ON PAVEMENT IN THE 10 <sup>TH</sup> C.D.	APPROVED 10/15/01
#9 TO URGE THE GEN. ASSEMBLY TO PRESERVE THE PRACTICE OF SHARING CERTAIN REVENUES WITH LOCAL GOVERNMENTS	APPROVED 10/15/01
#10 AUTHORIZING CONFIRMATION OF CHRIS ROUSE TO THE BLOUNTVILLE UTILITY DISTRICT BOARD OF COMMISSIONERS	APPROVED 10/15/01
#11 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	1 <sup>ST</sup> READING 10/15/01
#12 AUTHORIZING TRANSFER OF OVERLAP IN RIGHT-OF-WAY ON JOHN B. DENNIS HWY. TO MOUNTAIN STATES PROPERTIES, INC.	1 <sup>ST</sup> READING 10/15/01

Sullivan County, Tennessee  
Board of County Commissioners

No. 1  
2001-10-00

To The Honorable Gil Hodges, County Executive, and The Members of The Sullivan County Board of Commissioners in Regular Session on this the 15<sup>th</sup> day of October 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 15<sup>th</sup> day of October 2001.

Attested: Jeanie Sammon  
County Clerk Date: 10/15/01

Approved: Gil Hodges  
County Executive Date: 10-15-01

**Introduced By Commissioner: Belcher**

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

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

all/ 2001-10-00 Motion made by Comm. McConnell and seconded by Comm. Blalock to  
Comments: approve. Approved 10/15/01 Voice Vote.

Sullivan County, Tennessee  
Board of County Commissioners

2  
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: Sargenor**

**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;

Aug 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

3  
No. ~~11~~  
Executive Committee  
~~2001-09-094~~  
2001-09-095

To the Honorable Gil Hodges, County Executive and the Members of the Sullivan County Board of Commissioners meeting in Regular Session this 17<sup>th</sup> day of September 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 planning office is available to design a map reflecting the reapportionment for 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: \_\_\_\_\_  
County Clerk Date

Approved: \_\_\_\_\_  
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	10	6	5	3	
Voice Vote					

2001-09- alt

Comments: 1st Reading 09/17/01; Motion to defer by Surgenor, 2nd by Hyatt, motion failed by roll call vote; Resolution as is failed 10/15/01 by Roll Call Vote.

Motion later made by Surgenor that the State Dept. design not less than four plans for commission districts, that three plans have not less than twenty four commissioners, that one plan be restricted to the minimum number (9) of commissioners authorized by law. Motion failed by show of hands of commission.

County Executive then asked for show of hands of commissioners that wanted to leave at 24 commissioners and 11 districts. 14 show of hands for, 3 absent.

(Re-districting Deviation attached) (Map that was voted on was not submitted for record since the above resolution failed)



Filed 10/15/01  
Attachment # 21  
Resolution # 3

Sullivan County  
Re-Districting  
Proposal 9/28/01

County Population: 153,048  
11 Districts & 24 Commissioners

Proposed District	Population	Number of Commissioners	Optimum Population	Population Deviation	Percent Deviation
1	6636	1	6377	+259	+ 4.1
2	19559	3	19131	+428	+ 2.2
3	6172	1	6377	-205	- 3.2
4	18845	3	19131	-286	- 1.5
5	12446	2	12754	-308	- 2.4
6	18894	3	19131	-237	- 1.2
7	12629	2	12754	-125	- 1.0
8	12188	2	12754	-566	- 4.4
9	12610	2	12754	-144	- 1.1
10	13326	2	12754	+572	+ 4.5
11	19743	3	19131	+612	+ 3.2

Highest % Deviation (10<sup>th</sup> Dist.) = +4.5  
Lowest % Deviation (8<sup>th</sup> Dist.) = - 4.4

Overall Deviation = 8.9%

Sullivan County, Tennessee  
Board of County Commissioners

No. 4  
Budget Committee  
2001-10-096

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

**RESOLUTION Authorizing Litter Grant Program for FY 2001-2002**

WHEREAS, Sullivan County intends to apply for a Litter Control Grant from the Tennessee Department of Transportation; and,

WHEREAS, the grant contract will impose certain obligations on Sullivan County.

**NOW THEREFORE BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby approves the County Executive submitting an application on behalf of Sullivan County for a litter and trash collection grant from the Tennessee Department of Transportation.

**BE IT RESOLVED** that the Board acknowledges that litter prevention education is included in the program plan and is funded at the required level.

**BE IT FURTHER RESOLVED** that upon the application's approval by the Tennessee Department of Transportation, that the County Executive is authorized to execute any contracts or other necessary documents, which may be required to accept the grant.

**WAIVER OF THE RULES REQUESTED**

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

Duly passed and approved this 15th day of October 2001.

Attested:

*Jamie Sammon* 10/15/01  
County Clerk Date

Approved:

*Gil Hodges* 10-15-01  
County Executive Date

**Introduced By Commissioner: Harr**

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

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget	10-4-01			
Executive	10-2-01			

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	21			3	
Voice Vote					

2001-10-095 mag

Comments: Approved 10/15/01.

October 8, 2001

Sullivan County, Tennessee  
Board of County Commissioners

No. 5  
Executive Committee  
2001-10-097

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

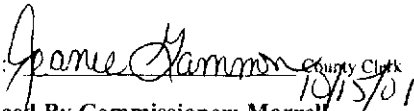
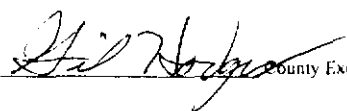
**RESOLUTION AUTHORIZING Speed Limit Sign Placed in the 1<sup>st</sup> Civil District on Old Hickory Tree Road.**

WHEREAS, Commissioner Randy Morrell has requested the speed limit sign on Old Hickory Tree Road be reduced from 35 MPH to 25 MPH. This is a dead-end road.

**NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners hereby reduce the speed limit from 35 MPH to 25 MPH on Old Hickory Tree Road in the 1<sup>st</sup> Civil District.**

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

Duly passed and approved this 15th day of October, 2001.

Attested:  County Clerk  
*10/15/01*  
 County Executive  
Introduced By Commissioner: Morrell

Seconded By Commissioner(s): Hyatt

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget				
Executive	10-2-01			

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	21			3	
Voice Vote					

2001-10-097 /mag  
ATTACHMENT  
Comments: Approved 10/15/01.

**SULLIVAN COUNTY  
HIGHWAY DEPARTMENT**

P.O. BOX 590  
BLOUNTVILLE, TENNESSEE 37617

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

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

September 26, 2001

COMMISSIONER: Randy Morrell

Dear Commissioner:

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

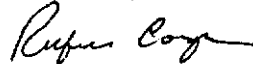
To reduce the SPEED LIMIT on Old Hickory Tree Road from 35 MPH to 25 MPH. This is a dead-end road.

Request made by Commissioner Randy Morrell.

This is in the 1<sup>st</sup> Civil District.

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

Sincerely,



Rufus Cooper  
Traffic Coordinator

RC/jb

c: Mary Ann Gong

October 8, 2001

Sullivan County, Tennessee  
Board of County Commissioners

No. 6  
Budget / Executive Committee  
2001-10-098

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

**RESOLUTION Authorizing Expenditures from General Fund Account No. 91200 [Highway & Street Capital Project]**

**NOW, THEREFORE, BE IT RESOLVED** that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15<sup>th</sup> day of October, 2001, hereby authorize up to the sum of Twenty-five thousand (\$25,000) Dollars from Account No. 91200 [General Fund-Highway & Street Capital Project] to secure necessary right-of-way for improvement to the following intersections: (1) Lebanon Road, Kendricks Creek Road and Grove Drive; (2) Chadwell Road and Bloomingdale Road; and (3) Stage Road and Rock City Road.

**[WAIVER OF RULES REQUESTED]**

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

Duly passed and approved this 15<sup>th</sup> day of October, 2001.

Attested: *Jeanie Gammon* County Clerk Date 10/15/01 Approved: *Gil Hodges* County Executive Date 10/15/01

**Introduced By Commissioner: S. Jones**  
**Seconded By Commissioner(s): J. Carter**

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

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	18	1	2	3	
Voice Vote					

2001-10-098 / trl  
Comments: Waiver of Rules Requested  
Approved 10/15/01.

Sullivan County, Tennessee  
Board of County Commissioners

No. 7  
Budget Committee  
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 15<sup>th</sup> 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.

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 Date

Approved: \_\_\_\_\_  
County Executive Date

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

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

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call					
Voice Vote					

2001-10-099 alt  
Comments: 1st Reading 10/15/01.

Sullivan County, Tennessee  
Board of County Commissioners

No. 8  
Executive Committee  
2001-10-100

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

**RESOLUTION AUTHORIZING No Parking on Pavement in the 10<sup>th</sup> Civil District**

WHEREAS, Commissioner Kilgore has requested that a "No Parking on Pavement" sign be installed on Gibbs Road. One side of the road has a no parking sign, and the other side of the road needs a no parking sign, because if there is an emergency no vehicle could get through this road.

**NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners hereby place a "No Parking on Pavement" sign on Gibbs Road in the 10<sup>th</sup> Civil District.**

**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 15<sup>th</sup> day of October, 2001.

Attested: *Jeanie Sammon* County Clerk *Gil Hodges* County Executive  
10/15/01

**Introduced By Commissioner: Kilgore**

**Seconded By Commissioner(s): B. King**

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	20		1	3	
Voice Vote					

2001-10-100 /mag  
ATTACHMENT  
Comments: Approved 10/15/01.

**SULLIVAN COUNTY  
HIGHWAY DEPARTMENT**

P.O. BOX 590  
BLOUNTVILLE, TENNESSEE 37617

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

(423) 279-2620  
FAX (423) 279-2676

October 10, 2001

COMMISSIONERS: Elliott Kilgore  
Michael B. Surgenor

Dear Commissioners:

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

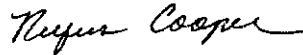
That NO PARKING ON PAVEMENT signs be installed on Gibbs Rd.

Request made by Commissioner Elliott Kilgore.

This is in the 10<sup>th</sup> Civil District.

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

Sincerely,



Rufus Cooper  
Traffic Coordinator

RC/jb

c: Mary Ann Gong



Sullivan County, Tennessee  
Board of County Commissioners

No. 9  
Budget Committee  
2001-10-101

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

**RESOLUTION To Urge The General Assembly To Preserve The Practice Of Sharing Certain State Revenues With Local Governments**

WHEREAS, county governments in Tennessee are fundamental political subdivisions of our State and are the primary providers of numerous essential government services including, but not limited to, public K-12 education, jails and law enforcement, road building and maintenance, election administration and voter registration, property assessment, solid waste disposal, record keeping and administration for the various state courts, and the many services provided by the office of County Clerk, Circuit Court Clerk, Clerk and Master, Register of Deeds, Property Assessor, Elections Administrator, Trustee, Sheriff, and Highway Superintendent; and,

WHEREAS, county governments are limited by state law regarding the forms of taxation and revenue generation which they are authorized to use and have been unable to convince the General Assembly to expand this legislative authorization, leaving many county overly dependant on the property tax as a primary source of revenue; and,

WHEREAS, counties are also suffering, together with the State, from decreased growth in sales tax revenue or even diminishing revenue collections from this revenue source; and,

WHEREAS, many counties in the State of Tennessee have been struggling to find sufficient revenue sources in order to meet the growing demands of their citizens for services which are vital to the health, welfare, and safety of the people of this state, to provide improvements to infrastructure required by population and economic growth, and to meet constitutional responsibilities and state legislative mandates such as those required by the Basic Education Program; and,

WHEREAS, the Tennessee Constitution, in Article II, Section 24, provides that "no law of general application shall impose increased expenditure requirements on cities or counties unless the General Assembly shall provide that the state share in the cost"; and,

WHEREAS, although significant State funds have been provided for local roads and streets and for public education, the percentage of funding provided by the State to local governments to fund essential services has continued to diminish even as new legislative mandates for spending have been imposed on cities and counties without a corresponding increase in state-shared funding; and,

WHEREAS, any material reduction in state-shared revenues to local governments will result in either a reduction of services to citizens or an increase in property tax rates or both.

**NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session hereby strongly urge the Tennessee General Assembly to preserve the existing system of sharing certain portions of State tax revenues with county and municipal governments in order to fulfill the State's constitutional and moral responsibility to share in funding the essential services provided by city and county governments on this State.**

**BE IT FURTHER RESOLVED, that the county clerk shall mail a certified copy of this resolution to the members of the Tennessee General Assembly representing the people of Sullivan County.**

All resolutions in conflict herewith be and the same rescinded insofar as such conflict exists.  
Duly passed and approved this 15<sup>th</sup> day of October, 2001.

Attested: Joanie Gammon  
County Clerk Date 10/15/01

Approved: Gil Hodges 10/15/01  
County Executive Date

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

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget				
Executive				

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

2001-10-101 alt

Comments: APPROVED BY VOICE VOTE 10/15/01.

Sullivan County, Tennessee  
Board of County Commissioners

No. 10  
Executive Committee  
2001-10-102

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

**RESOLUTION Authorizing Confirmation of Chris Rouse to the Blountville Utility District Board of Commissioners**

WHEREAS, the Blountville Utility District held an election on October 11, 2001 for the purpose of filling a vacancy created by the expiration of the term of John L. Kitzmiller; and

WHEREAS, the members of Blountville Utility District elected Chris Rouse to fill said vacancy as evidenced by the attached Certificate;

**NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Sullivan County, Tennessee, assembled in Regular Session on the 15<sup>th</sup> day of October, 2001, hereby confirm the election of Chris Rouse to the Blountville Utility District Board of Commissioners for a four year term for the period of October, 2001 through October, 2005.**

[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 15th day of October, 2001.

Attested: *Jamie Gamm*  
County Clerk 10/15/01

Approved: *Gil Hodges*  
County Executive 10/15/01

Introduced By Commissioner: **Blalock**  
Seconded By Commissioner(s): **Houser, Belcher, Milhorn**

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call	21			3	
Voice Vote					

010-102-2001 7 (r) ATTACHMENT  
Comments: Waiver of Rules Requested  
Approved 10/15/01.

BLOUNTVILLE UTILITY DISTRICT

C E R T I F I C A T E

The undersigned hereby certifies that the results of the election held October 11, 2001 to fill one Commissioner seat is as follows:

<u>CANDIDATES</u>	<u>VOTES RECEIVED</u>
<u>John Kitzmiller</u>	<u>123</u>
<u>Chris Rouse</u>	<u>130</u>
<u>VOTES CAST (TOTAL)</u>	<u>253</u>

James R. Blalock  
Election Official

Sheryl Blum  
Witness

Lara Brown  
Witness

Denise Puleon  
Witness

Sullivan County, Tennessee  
Board of County Commissioners

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 15<sup>th</sup> 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 15<sup>th</sup> 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 \_\_\_\_ day of \_\_\_\_\_, 2001.

Attested: \_\_\_\_\_ Date \_\_\_\_\_ Approved: \_\_\_\_\_ Date \_\_\_\_\_  
County Clerk County Executive

**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					

010-101-3001 (1)M  
Comments:

1st Reading 10/15/01;

Sullivan County, Tennessee  
Board of County Commissioners

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 15<sup>th</sup> 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 15<sup>th</sup> 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 \_\_\_\_ day of \_\_\_\_\_, 2001.

Attested: \_\_\_\_\_ Date \_\_\_\_\_ Approved: \_\_\_\_\_ Date \_\_\_\_\_  
County Clerk County Executive

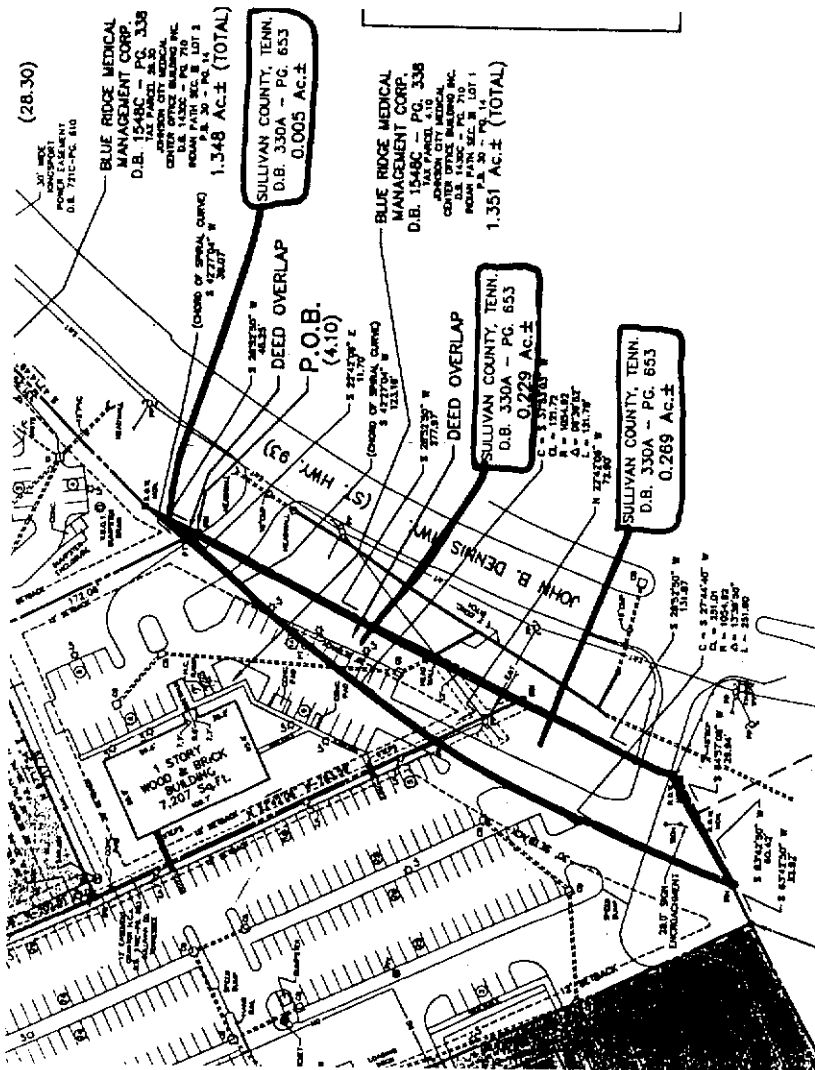
**Introduced By Commissioner: M. Surgenor  
Seconded By Commissioner(s): E. Kilgore**

Committee Action	Approved	Disapproved	Deferred	No Action
Administrative				
Budget				
Executive				

Commission Action	Aye	Nay	Pass	Absent	Total
Roll Call					
Voice Vote					

010-104-2001 / of  
Comments: Attachment

1st Reading 10/15/01;



AND THEREUPON COUNTY COMMISSION ADJOURNED UPON  
MOTION MADE BY COMM. HARR TO MEET AGAIN IN REGULAR  
SESSION NOVEMBER 19, 2001.



Gil Hodges  
GIL HODGES

COMMISSION CHAIRMAN