

**NOTICE OF PUBLIC HEARING,** In accordance with Tennessee Code Annotated Section 13-7-105, the Board of County Commissioners of Blount County, Tennessee, will convene in a called meeting and hold public hearing on October 7, 2014 at 6:15 P.M., at the Blount County Courthouse Commission Meeting Room for the following proposed amendments to the Zoning Resolution of Blount County, Tennessee, being Resolution 00-06-010.

**A RESOLUTION TO AMEND THE ZONING RESOLUTION OF BLOUNT COUNTY, TENNESSEE, SECTION 7.4-D-7(a) TOWER SEPARATION REQUIREMENTS.**

7.4-D-7(a) Tower separation shall be measured from the base of the tower to the lot line of the off-site uses. Separation distance shall be 85 feet plus one foot for every one foot greater than 75 feet in tower height, whichever is greater, in relation to an existing residential use or a platted subdivision lot intended predominantly for residential use.

APPROVED:

ATTEST:

Jerome Moon  
Commission Chairman

County

Roy Crawford, Jr.  
Clerk

Ed Mitchell  
County Mayor

**RESOLUTION No. 14-10-003**

**Sponsored by Commissioners Ron French and Andy Allen**

**A RESOLUTION TO AMEND THE ZONING RESOLUTION OF BLOUNT COUNTY, TENNESSEE, SECTION 7.4-D-7(a) TOWER SEPARATION REQUIREMENTS.**

**BE IT RESOLVED**, by the Board of Commissioners of Blount County, Tennessee, in session assembled this 30<sup>th</sup> day of October, 2014:

**WHEREAS**, the Legislature of the State of Tennessee has enabled Blount County to adopt and amend zoning regulations in Tennessee Code Annotated Sections 13-7-101, *et seq.*, and

**WHEREAS**, the Board of Commissioners of Blount County, Tennessee adopted zoning regulations in Resolution 00-06-010 **A RESOLUTION ADOPTING ZONING IN BLOUNT COUNTY PURSUANT TO SECTIONS 13-7-101, *et seq.*, OF THE TENNESSEE CODE ANNOTATED**, and

**WHEREAS**, Blount County has many areas of residential development within urban, suburban and rural areas, and

**WHEREAS**, telecommunication towers provide a needed service for developed areas of the county, and

**WHEREAS**, present zoning regulations applied to residential developed areas of the county have given cause for relief through the Board of Zoning Appeals of separation distance requirements for placement of telecommunication towers, and

**WHEREAS**, it is desired to amend the zoning regulations of telecommunication towers to more reasonably accommodate telecommunication towers in relation to separation distance from residential development within the county, while continuing to protect the health, safety and welfare of residents,

**NOW, THEREFORE, BE IT RESOLVED, BY THE BOARD OF COMMISSIONERS OF BLOUNT COUNTY, TENNESSEE**, to adopt the following:

That Section 7.4-D-7(a) be amended to read as follow:

- (a) Tower separation shall be measured from the base of the tower to the lot line of the off-site uses. Separation distance shall be 85 feet plus one foot for every one foot greater than 75 feet in tower height, whichever is greater, in relation to an existing residential use or a platted subdivision lot intended predominantly for residential use.

**BE IT FURTHER RESOLVED THAT THIS RESOLUTION SHALL BE IN FORCE AND BECOME EFFECTIVE UPON ITS ADOPTION, THE PUBLIC WELFARE REQUIRING IT.**

**CERTIFICATION OF ACTION**

**ATTEST**

\_\_\_\_\_  
Commission Chairman

\_\_\_\_\_  
County Clerk

Approved: \_\_\_\_\_

Vetoed: \_\_\_\_\_

\_\_\_\_\_  
County Mayor

\_\_\_\_\_  
Date

# Memo

**To:** Blount County Commission  
**From:** Building Commissioner  
**CC:** Other commission members and staff  
**Date:** 7/29/2014  
**Re:** Proposed revision of section 7.4-D-7-a of the zoning regulations for Blount County.

---

## **Background:**

At the July 2014 Planning Commission meeting, action was taken to send a proposed revision of the zoning regulation onto the County Commission with a recommendation to approve said revision. The section of the regulations in question is 7.4-D-7-a, which deals with separation requirements for cellular towers. I have included the proposed change along with the history of the discussion at the planning commission level and a proposed resolution. A public hearing will need to be set for public input.

# Memo

**To:** Blount County Planning Commission  
**From:** Building Commissioner  
**CC:** Other planning commission members and staff  
**Date:** 4/10/2014  
**Re:** Cellular tower setback requirements.

---

## **Background:**

Earlier this month at the Board of Zoning Appeals meeting we had two cellular tower requests. Both of these requests were going to require relief from the separation (setback) requirements in order to be approved. Our zoning regulations give the BZA the authority to take such action in Section 7.4-D-7. Both of these requests would require a substantial amount of relief from these requirements.

The BZA had reservations about granting the tower requests that would require such a large amount of relief from the setback requirements. The 300% of the tower height from residential property as defined in section 7.4-D-7-a (shown below) is proving to be a regular issue, especially for towers located in the more urban areas. The BZA wanted me to bring this concern to the planning commission to explore this issue to determine if any adjustments should be made to these regulations. I have two new tower requests for the May agenda that will be faced with the same issue.

A new tower is currently required to be 300% of the towers height away from the lot line of any adjoining residential use lot or platted subdivision intended predominantly for residential use. For example, one of the towers requested was 97 feet tall which would require a 241 feet setback. The tower was proposed in the middle of the property and could only achieve setbacks of 153 feet from one side and 154 feet from the other side. This particular property is big in comparison to the other properties in the immediate area and the tower companies significantly narrow down the site search areas based on the coverage they need to provide. I have been told by industry professionals that additional towers are being required as the technology provides their customers more services. This could be an issue that is with use for some time and the board is not very comfortable with having to make decisions on

towers that would require such a large amount of relief from the setback requirements. Below are the requirements in question.

#### **7.4-D**

**6. Setbacks.** *The following setback requirements shall apply to all towers for which a special exception is granted; provided, however, that the Board of Zoning Appeals may reduce the standard setback requirements if the goals of this Section would be better served thereby:*

(a) *Towers must be set back a distance equal to at least seventy-five percent (75%) of the height of the tower from any adjoining lot line.*

(b) *Guys and accessory buildings must satisfy the minimum zoning district setback requirements for commercial uses.*

**7. Separation.** *The following separation requirements shall apply to all towers and antennas for which a special exception is granted; provided, however, that the Board of Zoning Appeals may reduce the standard separation requirements if the goals of this Resolution would be better served thereby.*

(a) *Tower separation shall be measured from the base of the tower to the lot line of the off-site uses. Separation distance shall be 200 feet or 300 % the height of the tower, whichever is greater, in relation to an existing residential use or a platted subdivision lot intended predominantly for residential use.*

**BLOUNT COUNTY PLANNING COMMISSION  
REGULAR SESSION  
THURSDAY, APRIL 24, 2014  
5:30 P.M.**

The Blount County Planning Commission met in regular session on Thursday, April 24, 2014, at the Courthouse. Staff was represented by: John Lamb - Director of Planning, Roger Fields – Building Commissioner, and Administrative Assistant, Marlene Hodge.

Commissioners Present: Geneva Harrison, Tom Hodge, Gerald Kirby, Bruce McClellan, Jerry Roddy, Ed Stucky – Chairman, and Clifford Walker.  
Commissioners Absent: David Caldwell – Vice Chairman, Mike Caylor, Ron French, and Brad Harrison.

The minutes for the March 27, 2014, regular monthly meeting were approved. Minutes were given to members for review prior to the meeting.

**PUBLIC HEARINGS: None**

**SITE PLAN: None**

**HEARINGS: None**

**MISCELLANEOUS ITEMS: None**

**LONG RANGE PLANNING:**

**Discussion of request from Board of Zoning Appeals (BZA) concerning setback requirements for telecommunication towers:**

The BZA had two cellular tower requests earlier this month requiring a substantial amount of relief from the separation (setback) requirements. The 300% of the tower height from residential property as defined in Section 7.4-D-7-a is becoming a regular issue, especially in the urban areas. As technology and customer usage expands additional towers are being required. The BZA asked the Planning Commission to explore this issue and determine if any adjustment should be made to these regulations. Section 7.4-D-7-a along with staff memo was given to members for review prior to the meeting.

Kevin Krueger, PM&A, answered questions and discussed issues regarding the height, amount of square footage needed for a tower, difficulty of finding property within the urban area, removal of towers, and the collapsible design of towers.

Commissioner McClellan made a motion to change the separation requirements from 300% to 150% in the Rural District 1 and/or Suburbanizing zones. Motion failed due to a lack of a second.

Staff was asked to research and bring back for discussion the following: local cities cell tower regulations for residential areas and compare the separation requirements with Blount County; what is the average and range of variances the BZA has made in the past; any interference with household electronics; and the fall area of a tower if it should collapse.

**Discussion on campgrounds and commercial zoning alternatives along two lane arterial roads in the county:**

The Planning Commission held a workshop on issues of commercial use along two lane arterial roads in the county. Members present came to the consensus that the issues of campgrounds may be addressed separate from the more general considerations of other commercial use. Staff memo along with a copy of material from past discussions and the proposed campground and RV park amendment that failed in December 2012 was given to members for review prior to the meeting.

Options presented by staff were discussed. Length of stay in a campground was suggested to be reduced to 60 days. The areas for allowing campgrounds were suggested to be: Hwy 321 from Walland to Townsend, the Townsend area and Hwy 321 on to Sevier County line, and the Tallassee area. The Planning Commission requested staff to prepare an amended version of proposed regulations for consideration at the May meeting.

**STAFF REPORTS:**

Members were reminded of upcoming training sessions in May and will be notified of additional opportunities as they become available.

**ADJOURNMENT:**

There being no further business to conduct, the Chairman declared the meeting adjourned.

---

Secretary

# Memo

**To:** Blount County Planning Commission  
**From:** Building Commissioner  
**CC:** Other planning commissioner members  
**Date:** 5/14/2014  
**Re:** Continuation of cell tower setback discussion.

---

**Background:**

Last month we started discussions about the separation requirements for cellular towers and what seems to be a continuing issue for the board of zoning appeals. The BZA has seen an increase in cell tower request and most if not all of them can't make the 300% separation distance required from any residentially used or platted lot or parcel. The planning commission requested that I bring back a history of the BZA approvals of cell towers and the average relief that was granted by them, along with what the requirements in other jurisdictions are, and any structural and radio frequency interference issues that may be encountered by lesser separation requirements.

The BZA has granted fourteen cell tower requests since September 2000. I would like to mention that just this year we have had five requests and another one coming soon, that I know of. I have been told by industry professionals that this influx is due to new technology. Out of the fourteen sites that have been approved eight of them required relief from the 300% separation requirements. The average amount of relief granted from the required separation distance is 165' with the greatest amount being 321' and the least being 52'. Six towers were approved that met all separation requirements.

For this report, I have collected the regulations for cell towers from Maryville, Alcoa, Loudon County, and Washington County. Each of these jurisdictions have different wording about the setback and/or separation distances. For comparisons sake, I have chose to document what the setback requirements are for a 150' tower in each of the jurisdictions. I chose this height because it is an average height for what we have been seeing most recently. The City of Maryville's regulations are very similar to ours, and for a 150' it would have a setback of 75% of the tower height and a separation distance that would range from 75', 200', 300', and 450'. In Maryville's regulations the separation distance depends on what the use or intended use of the

neighboring property is, and they are as follows: from single-family or duplex lots with or without units would require the max 450' at 300% of the tower height, for vacant unplatted residentially zoned land 300' at 200% of the tower height is required, for existing multi-family units greater than duplex units 200' or 100% of the tower height whichever is greater, and for non-residentially zoned lands or non-residential uses 75' would be required. The City of Alcoa requires that a tower abutting a residential used or zoned property to setback 30' plus one foot for every three feet above 35' of tower height, which would give use a 68' setback for our 150' tower. In Loudon County our 150' tower would be required to setback 150' from the property line of any R-1 zoned parcel. In Washington County the same 150' tower would be required to setback 175' from any residentially zoned or used parcel. By our regulations, the 150' tower is required to be separated 450' from the property line of any residentially used or platted parcel. I did try to find Knox County and Knoxville's requirements but was unable to obtain them for this review.

I was also instructed to report on any radio frequency disturbance of household items that may be created from the presence of cellular towers. After an extensive search, I have not been able to turn up any information on disturbances of this nature. I have found information about human exposure to radio frequency fields and have included a report on this topic for your information. There was also a question about the fall zones of these towers and that is a matter of engineering. Each tower has to provide engineered drawings and they can be engineered to fall within the lease areas at the base of the tower if they fail. Most are engineered to fall within an area less than the tower height.

Below are a few suggestions on ways that we could address these concerns. The first one is to simply leave it as it reads now. The second would be to adjust the base setback and the percentage of tower height. I used 200' and 150% but any number the planning commission chooses could be plugged in. I put one final option for this report and it is to have a base setback and then add for additional footage beyond a set tower height. In this example I used our existing setback and then added one foot for every foot above 75' of tower height. These numbers would basically make the separation equal to the tower height, but these numbers can be changed around as well.

- 1) (a) Tower separation shall be measured from the base of the tower to the lot line of the off-site uses. Separation distance shall be 200 feet or 300 % the height of the tower, whichever is greater, in relation to an existing residential use or a platted subdivision lot intended predominantly for residential use.

Or

- 2) (a) Tower separation shall be measured from the base of the tower to the lot line of the off-site uses. Separation distance shall be 200 feet or 150% the height of the tower, whichever is greater, in relation to an existing residential use or a platted subdivision lot intended predominantly for residential use.

---

Or

- 3) (a) Tower separation shall be measured from the base of the tower to the lot line of the off-site uses. Separation distance shall be 75 feet plus one foot for every 1 foot greater than 75 feet in tower height, whichever is greater, in relation to an existing residential use or a platted subdivision lot intended predominantly for residential use.

As you can see our separation distance is on the high side in comparison to the other jurisdictions in my report. We do mimic Maryville's regulations to a point but they have provisions for less separation in certain situations. This has been a concern for the BZA for some time and it appears that it will continue to be an issue in the future.



## Consumer Guide

### Human Exposure to Radio Frequency Fields: Guidelines for Cellular and PCS Sites

#### Background

Primary antennas for transmitting wireless telephone service, including cellular and Personal Communications Service (PCS), are usually located outdoors on towers, water tanks and other elevated structures like rooftops and sides of buildings. The combination of antenna towers and associated electronic equipment is referred to as a "cellular or PCS cell site" or "base station." Cellular or PCS cell site towers are typically 50-200 feet high. Antennas are usually arranged in groups of three, with one antenna in each group used to transmit signals to mobile units, and the other two antennas used to receive signals from mobile units.

At a cell site, the total radio frequency (RF) power that can be transmitted from each transmitting antenna depends on the number of radio channels (transmitters) that have been authorized by the Federal Communications Commission (FCC) and the power of each transmitter. Although the FCC permits an effective radiated power (ERP) of up to 500 watts per channel (depending on the tower height), the majority of cellular or PCS cell sites in urban and suburban areas operate at an ERP of 100 watts per channel or less.

An ERP of 100 watts corresponds to an actual radiated power of 5-10 watts, depending on the type of antenna used. In urban areas, cell sites commonly emit an ERP of 10 watts per channel or less. For PCS cell sites, even lower ERPs are typical. As with all forms of electromagnetic energy, the power density from a cellular or PCS transmitter rapidly decreases as distance from the antenna increases.

Consequently, normal ground-level exposure is much less than the exposure that might be encountered if one were very close to the antenna and in its main transmitted beam. Measurements made near typical cellular and PCS cell sites have shown that ground-level power densities are well below the exposure limits recommended by RF/microwave safety standards used by the FCC.

#### Guidelines

In 1996, the FCC adopted updated guidelines for evaluating human exposure to RF fields from fixed transmitting antennas such as those used for cellular and PCS cell sites. The FCC's guidelines are identical to those recommended by the National Council on Radiation Protection and Measurements (NCRP), a non-profit corporation chartered by Congress to develop information and recommendations concerning radiation protection. The FCC's guidelines also resemble the 1992 guidelines recommended by the Institute of Electrical and Electronics Engineers (IEEE), a non-profit technical and professional engineering society, and endorsed by the American National Standards Institute (ANSI), a nonprofit, privately-funded membership organization that coordinates development of voluntary national standards in the United States.

In the case of cellular and PCS cell site transmitters, the FCC's RF exposure guidelines recommend a maximum permissible exposure level to the general public of approximately 580 microwatts per square centimeter. This limit is many times greater than RF levels typically found near the base of cellular or



PCS cell site towers or in the vicinity of other, lower-powered cell site transmitters. Calculations corresponding to a "worst-case" situation (all transmitters operating simultaneously and continuously at the maximum licensed power) show that, in order to be exposed to RF levels near the FCC's guidelines, an individual would essentially have to remain in the main transmitting beam and within a few feet of the antenna for several minutes or longer. Thus, the possibility that a member of the general public could be exposed to RF levels in excess of the FCC guidelines is extremely remote.

When cellular and PCS antennas are mounted on rooftops, RF emissions could exceed higher than desirable guideline levels on the rooftop itself, even though rooftop antennas usually operate at lower power levels than free-standing power antennas. Such levels might become an issue for maintenance or other personnel working on the rooftop. Exposures exceeding the guidelines levels, however, are only likely to be encountered very close to, and directly in front of, the antennas. In such cases, precautions such as time limits can avoid exposure in excess of the guidelines. Individuals living or working within the building are not at risk.

#### **For More Information**

For more information on RF exposure, you can visit the FCC's RF Safety website at [www.fcc.gov/encyclopedia/radio-frequency-safety](http://www.fcc.gov/encyclopedia/radio-frequency-safety). For information about other communications issues, visit the FCC's Consumer website at [www.fcc.gov/consumers](http://www.fcc.gov/consumers), or contact the FCC's Consumer Center by calling 1-888-CALL-FCC (1-888-225-5322) voice or 1-888-TELL-FCC (1-888-835-5322) TTY; faxing 1-866-418-0232; or writing to:

Federal Communications Commission  
Consumer and Governmental Affairs Bureau  
Consumer Inquiries and Complaints Division  
445 12th Street, S.W.  
Washington, DC 20554

###

*For this or any other consumer publication in an accessible format (electronic ASCII text, Braille, large print or audio), please write or call us at the address or phone number below, or send an email to [FCC504@fcc.gov](mailto:FCC504@fcc.gov).*

*This document is for consumer education purposes only and is not intended to affect any proceedings or cases involving this subject matter or related issues.*

Last Reviewed 4/4/13



**BLOUNT COUNTY PLANNING COMMISSION  
REGULAR SESSION  
THURSDAY, MAY 22, 2014  
5:30 P.M.**

The Blount County Planning Commission met in regular session on Thursday, May 22, 2014, at the Courthouse. Staff was represented by: John Lamb - Director of Planning, Doug Hancock – Senior Planner, and Roger Fields – Building Commissioner.

Commissioners Present: David Caldwell – Vice Chairman, Ron French, Brad Harrison, Geneva Harrison, Tom Hodge, Gerald Kirby, Jerry Roddy, Ed Stucky – Chairman, and Clifford Walker. Commissioners Absent: Mike Caylor and Bruce McClellan.

The minutes for the April 24, 2014, regular monthly meeting were approved. Minutes were given to members for review prior to the meeting.

**PUBLIC HEARINGS: None**

**SITE PLAN: None**

**HEARINGS:**

**Concept Plans:**

**Carol Foy Letourneau property concept plan off Whites Mill Road:**

The proposed concept contains a total of 2.1 acres and shows a new lot being cut off in front of the home that is towards the rear of the parcel. The new lot is to be approximately 37,000 square feet and is to contain 30,000 square feet outside the driveway easement to the back lot. The owner would like to create an additional lot to place a separate home on and comply with the Environmental Health Departments requirements for septic approval. She is seeking some indication that the plat will be favorably considered.

The subdivision regulations allow for no more than four lots to be served by a common driveway easement. The proposed new lot is to be the fourth and final lot. The lot owners that have potentially enough land to re-subdivide are notified by the proponent with a form provided by the Planning Department. This form asks for the signatures of the other property owners and their acknowledgement that they are aware of the four lot limitation off of the common driveway, which may not allow them to re-divide their property in the future. In this case, the proponent was not able to get any acknowledgement from the other owners.

The driveway easement is of long standing and the condition of the driveway is satisfactory.

A soil map will be required by Environmental Health Department for the proposed new lot. The remaining lot with the existing home will have to have a fully functioning existing system and adequate duplication area available. Environmental Health Department will have to sign the final plat. Utilities are in place for both lots.

Jake Waters, adjoining property owner, spoke in regards to the number of lots allowed off the easement.

A note would need to be placed on the plat regarding maintenance responsibility of the common driveway.

No action is required by the planning commission for the concept. General agreement is the concept is workable.

**Hatcher Property concept drawing off of Sevierville Road and Temple Road:  
Re-subdivision of 3 lots along the county and state road.**

The proposed concept contains a total of 13.3 acres and all three of the existing lots are in the Rural District 1 Zone. The property contains a mobile home park towards the rear, commercial building that fronts along Sevierville Road, three storage buildings, and one home off of Sevierville Road.

The purpose of the plat is to rearrange the property lines and separate the house on the new Lot 1, the commercial building on the new Lot 2, and the mobile home park on the new Lot 3. While all of the existing uses are of long standing, the re-arranging of the property lines has some implications with respect to zoning and density requirements. The owner shall make application to the Board of Zoning Appeals (BZA) for zoning variances.

The Environmental Health Department will have to evaluate all of the existing septic systems and have adequate room for duplication in order to be able to approve the lot lines to be re-arranged. Several of the mobile homes have septic issues and some may have to be removed or relocated to the satisfaction of the Environmental Health Department prior to any final plat approval.

Any variances to septic requirements and duplication will have to be approved by the Planning Commission. Any proposed preliminary or final plat will require that all of the existing septic systems be fully functioning and in compliance with the requirements of the Environmental Health Department.

Mark Major spoke in regards to the septic tanks.

No action is required for this concept plan but the consensus is the concept is workable.

**Preliminary and Final Plats – Minor Subdivisions:**

**Barbara Law Property off Charles Young Road:**

Item withdrawn from agenda by the owner.

**MISCELLANEOUS ITEMS: None**

**LONG RANGE PLANNING:**

**Discussion of setback and separation requirements for telecommunication towers:**

At the last meeting the BZA asked the Planning Commission to explore and determine if any adjustment should be made to the regulations regarding the amount of relief from the separation (setback) requirements for cell towers. Zoning regulations require a separation of 300% of the tower height from any residentially used or platted lot or parcel as defined in Section 7.4-D-7-a. This amount is becoming an issue especially in the urban areas. Staff was asked to bring back a history of the BZA approvals of cell towers and the average relief that was granted along with requirements from other jurisdictions, and any structural and radio frequency interference issues that may be encountered by lesser separation requirements. Staff memo was given to members for review prior to the meeting.

Members reviewed and discussed the information.

Recommendation was made to change regulations to the following:

- (a) Tower separation shall be measured from the base of the tower to the lot line of the off-site uses. Separation distance shall be 85 feet plus one foot for every one foot greater than 75 feet in tower height, whichever is greater, in relation to an existing residential use or a platted subdivision lot intended predominantly for residential use.

Staff was asked to look at the recommended regulation and compare it with previous approved permits to see how many would have still required a variance. Staff will bring back requested information and a revised recommendation to the regulations.

**Discussion and possible action to recommend zoning resolution amendments for campgrounds and RV parks.**

At the April regular meeting, the Planning Commission considered possible changes to a previous proposal and instructed staff to bring back changed regulation wording. Staff memo along with a final resolution form was given to members to review prior to the meeting.

Members reviewed and discussed the revised recommendation.

Commissioner Roddy made a motion to forward the revised resolution on campgrounds to the County Commission with a favorable recommendation; seconded by Commissioner Geneva Harrison. Motion received unanimous approval.

**Discussion on commercial zoning alternatives along two lane arterial roads in the county:**

Item deferred until next meeting.

**STAFF REPORTS: None**

**ADJOURNMENT:**

There being no further business to conduct, the Chairman declared the meeting adjourned.

---

Secretary

RESOLUTION No. \_\_\_\_\_

Sponsored by Commissioners \_\_\_\_\_ and \_\_\_\_\_.

**A RESOLUTION TO AMEND THE ZONING RESOLUTION OF BLOUNT COUNTY, TENNESSEE, SECTION 7.4-D-7(a) TOWER SEPERATION REQUIREMENTS.**

BE IT RESOLVED, by the Board of Commissioners of Blount County, Tennessee, in session assembled this \_\_\_\_\_, 2014:

WHEREAS, the Legislature of the State of Tennessee has enabled Blount County to adopt and amend zoning regulations in Tennessee Code Annotated Sections 13-7-101, *et seq.*, and

WHEREAS, the Board of Commissioners of Blount County, Tennessee adopted zoning regulations in Resolution 00-06-010 **A RESOLUTION ADOPTING ZONING IN BLOUNT COUNTY PURSUANT TO SECTIONS 13-7-101, *et seq.*, OF THE TENNESSEE CODE ANNOTATED**, and

WHEREAS, Blount County has many areas of residential development within urban, suburban and rural areas, and

WHEREAS, telecommunication towers provide a needed service for developed areas of the county, and

WHEREAS, present zoning regulations applied to residential developed areas of the county have given cause for relief through the Board of Zoning Appeals of separation distance requirements for placement of telecommunication towers, and

WHEREAS, it is desired to amend the zoning regulations of telecommunication towers to more reasonably accommodate telecommunication towers in relation to separation distance from residential development within the county, while continuing to protect the health, safety and welfare of residents,

**NOW, THEREFORE, BE IT RESOLVED, BY THE BOARD OF COMMISSIONERS OF BLOUNT COUNTY, TENNESSEE,** to adopt the following:

That Section 7.4-D-7(a) be amended to read as follow:

- (a) Tower separation shall be measured from the base of the tower to the lot line of the off-site uses. Separation distance shall be 85 feet plus one foot for every one foot greater than 75 feet in tower height, whichever is greater, in relation to an existing residential use or a platted subdivision lot intended predominantly for residential use.

**BE IT FURTHER RESOLVED THAT THIS RESOLUTION SHALL BE IN FORCE AND BECOME EFFECTIVE UPON ITS ADOPTION, THE PUBLIC WELFARE REQUIRING IT.**

CERTIFICATION OF ACTION

ATTEST

**BLOUNT COUNTY PLANNING COMMISSION  
REGULAR SESSION  
THURSDAY, JULY 24, 2014  
5:30 P.M.**

The Blount County Planning Commission met in a special called meeting on Thursday, July 24, 2014, at the Courthouse. Staff was represented by: John Lamb - Director of Planning, Doug Hancock – Senior Planner, Roger Fields – Building Commissioner, and Administrative Assistant Marlene Hodge.

Commissioners Present: David Caldwell – Vice Chairman, Ron French, Brad Harrison, Geneva Harrison, Gerald Kirby, Bruce McClellan, Jerry Roddy, Ed Stucky – Chairman, and Clifford Walker. Commissioners Absent: Mike Caylor and Tom Hodge.

The minutes for the July 10, 2014, special called meeting were approved. (Minutes were given to members for review prior to the meeting.)

**HEARINGS:**

**Preliminary and Final Plats – Major Subdivisions:**

**Patterson Property off of Day Road by Anna Patterson: 4 lots: Two lots with county road frontage and two served off of a 50' common driveway easement:** Staff received letter requesting item to be removed from the agenda.

Commissioner French made a motion to remove the item from the agenda without prejudice; seconded by Commissioner Kirby. Motion received unanimous approval.

**Preliminary and Final Plats – Minor Subdivisions:**

**Hatcher Property off of Sevierville Road and Temple Road: re-subdivision of 3 lots along the county and state road:**

The owner requested item to be removed from the agenda.

Commissioner French made a motion to remove the item from the agenda without prejudice; seconded by Commissioner Roddy. Motion received unanimous approval.

**Miscellaneous Items:**

**Ward property off of Water Oak Drive (and Walker Avenue) by Bruce and Deborah Ward: 2 lots. (Re-subdivision of Lot 36 Hinkle Estates):**

The proposed re-subdivision of Lot 36 contains a total of 4.4 acres off of Water Oak Drive and is located in the Rural District 1 (R-1) zone. The surveyor has indicated that none of the property is in the floodplain.

The purpose of this plat is to divide a smaller lot (Lot 36R1) off of Water Oak Drive leaving the larger remainder (Lot 36R) with access off of the right-of-way (ROW) indicated on the plat labeled as Walker Avenue.

While there is a dedicated right-of-way indicated from a previous plat that touches the proposed Lot 36R, there is no county road across this right-of way. The paved section of Walker Avenue ends approximately 230 feet from lot 36R.

Staff discussed the subdivision of the property and the issue if the owner can divide off of this section with the understanding this will be the only access to a county road for Lot 36. The understanding being that this section is a platted but unimproved right-of-way that is of record, has an existing driveway of long standing, and provides as an access for a public utility.

Outstanding items to be completed:

1. Signature plats and a \$20.00 per lot platting fee.

Members discussed the subdivision and right-of-way.

Commissioner Brad Harrison arrived during discussion.

Commissioner Kirby made a motion to approve the two lot subdivision of the Ward Property; seconded by Commissioner Geneva Harrison.

Recommendation was made to add note to plat indicating that any future division of Lot 36R will require the extension and improvement of Walker Avenue to meet County road standards within the right-of-way.

Commissioner Kirby made a motion to amend the approval of the two lot subdivision of the Ward Property subject to staff recommendation and adding note to plat regarding improvement of ROW to Walker Avenue if there is any future division of Lot 36R; seconded by Commissioner Roddy. Motion was approved with Commissioner McClellan abstaining.

### **LONG RANGE PLANNING:**

#### **Discussion of proposed amendments for setback and separation requirements for telecommunication towers:**

At the May 2014 meeting staff was asked to bring back a proposed amendment for setback and separation requirements for telecommunication towers. Amended resolution for Section 7.4-D-7(a) was given to members for review prior to the meeting.

Amended section to Section 7.4-D-7(a) read as follows:

Tower separation shall be measured from the base of the tower to the lot line of the off-site uses. Separation distance shall be 85 feet plus one foot for every one foot greater than 75 feet in tower height, whichever is greater, in relation to an existing residential use or a platted subdivision lot intended predominantly for residential use.

Commissioner Roddy made a motion to forward the amendment for setback and separation requirements for telecommunication towers to the County Commission with a favorable recommendation; seconded by Commissioner Walker. Motion received unanimous approval.

**Discussion on commercial zoning alternatives along two lane arterial roads in the county.**

Before further discussion of the rezoning issue, staff was asked to review the standards of appearance for commercial buildings that apply to the Rural Arterial Commercial Zone along with lighting; there may be areas that need improvement.

**Staff Reports:**

**Training Opportunities:** Staff discussed upcoming training opportunities.

**ADJOURNMENT:**

There being no further business to conduct, the Chairman declared the meeting adjourned.

---

Secretary

**AGENDA**  
**BOARD OF COMMISSIONERS AGENDA COMMITTEE MEETING**  
**TUESDAY, OCTOBER 07, 2014, 6:30 P.M.**  
**Room 430, Blount County Courthouse**

**A. PUBLIC INPUT ON ITEMS ON THE AGENDA.**

**B. APPROVAL OF AGENDA COMMITTEE MINUTES:**

1. September 9, 2014 meeting.

**C. SETTING OF AGENDA.**

**D. ITEMS FOR CONSENT CALENDAR:**

1. Minutes:
  - a. September 18, 2014 County Commission meeting.
2. Approval of Deputy Sheriff and Notary Public bonds and oaths.
3. Election of Notaries.
4. Appointments:
  - a. Blount County Community Action Agency. (Jerome Moon)

**E. UNFINISHED BUSINESS:**

1. Appointments:
  - a. Public Records Commission: Ron French, Commissioner (reappointment); Judge William R. Brewer, Jr. (reappointment); Betty Boone Best, Genealogist (reappointment).
  - b. Purchasing Commission: Mike Lewis (reappointment), Steve Samples (reappointment), Jerome Moon (reappointment), Thomas Cole.

**F. NEW BUSINESS:**

1. Budget Transfers.
2. Budget Increases:
3. Other Budget Items.
4. Resolution to amend the zoning resolution of Blount County, Tennessee, section 7.4-D-7(a) tower separation requirements. (Ron French)
5. A resolution amending the rules regulating the procedures of the Board of County Commissioners of Blount County, Tennessee. (Mike Caylor)
6. A resolution naming the bridge at Old Walland Highway, in Walland, Tennessee, the Gordon Edward Wright, Sr. Memorial Bridge. (Jerome Moon)
7. A resolution to approve the memorandum of understanding between Blount County, Tennessee, the Blount County Sheriff's Office, and the Fifth Judicial Drug Task Force for the allocation and use of County property. (Mike Caylor)

**G. ANNOUNCEMENTS AND STATEMENTS.**

**H. PUBLIC INPUT ON ITEMS NOT ON THE AGENDA.**



**STATE OF TENNESSEE  
COUNTY OF BLOUNT**

**BE IT REMEMBERED** that a meeting of the Agenda Committee of the Blount County Board of Commissioners was held on Tuesday, September 09, 2014 at 6:30 pm at the courthouse in Maryville, Tennessee.

Roll call was taken by Roy Crawford, Jr., County Clerk:

Mike Akard - present	Mike Caylor - present	Mike Lewis - present
Andy Allen - present	Thomas Cole - present	Kenneth Melton - present
Archie Archer - present	Dodd Crowe - present	Karen Miller - present
Brad Bowers - present	Jamie Daly - present	Tona Monroe - present
Shawn Carter - present	Gary Farmer - present	Jerome Moon - present
Rick Carver - present	Ron French - present	Steve Samples - present
Grady Caskey - present	Jeff Headrick - present	Tom Stinnett - present

There were 21 present and 0 absent. Chairman Moon declared a quorum to exist. The following proceedings were held to-wit:

**IN RE: RECESS.**

Commissioner Samples made a motion to recess the meeting for a photograph of the Commission. Commissioner French seconded the motion.

Chairman Moon declared that without objection the meeting was recessed.

**IN RE: ELECTION OF AGENDA COMMITTEE CHAIRMAN.**

Commissioner French nominated Steve Samples as chairman of the Agenda Committee. Commissioner Carver seconded the nomination.

Commissioner Farmer made a motion that nominations cease. Commissioner Lewis seconded the motion.

A voice vote was taken on the motion that nominations cease with Chairman Moon declaring the motion to have passed.

A vote was taken on the nomination:

Akard - yes	Caskey - yes	French - yes	Moon - yes
Allen - yes	Caylor - yes	Headrick - yes	Samples - abstain
Archer - yes	Cole - yes	Lewis - yes	Stinnett - yes
Bowers - yes	Crowe - yes	Melton - yes	
Carter - yes	Daly - yes	Miller - no	
Carver - yes	Farmer - yes	Monroe - yes	

There were 19 voting yes, 1 voting no, 1 abstaining, and 0 absent. Chairman Moon declared Steve Samples to be elected chairman.

**IN RE: ELECTION OF AGENDA COMMITTEE VICE CHAIRMAN.**

Commissioner Moon nominated Gary Farmer as vice-chairman of the Agenda Committee. Commissioner French seconded the nomination.

Commissioner Daly nominated Tona Monroe as vice-chairman. Commissioner Miller seconded the nomination.

Commissioner French made a motion that nominations cease. Commissioner Moon seconded the motion. A voice vote was taken with Chairman Samples declaring the motion to have passed.

A vote was taken on the nomination:

Akard - Monroe	Caskey - Farmer	French - Farmer	Moon - yes
Allen - Farmer	Caylor - Farmer	Headrick - Farmer	Samples - Farmer
Archer - Monroe	Cole - Farmer	Lewis - Farmer	Stinnett - Farmer
Bowers - Farmer	Crowe - Farmer	Melton - Farmer	
Carter - Farmer	Daly - Monroe	Miller - Monroe	
Carver - Farmer	Farmer - abstain	Monroe - Monroe	

There were 15 voting for Farmer, 5 voting for Monroe, and 1 abstaining. Chairman Samples declared Gary Farmer to be elected as vice-chairman of the Agenda Committee.

**IN RE: MINUTES OF AUGUST 12, 2014 MEETING.**

Commissioner Melton made a motion to approve the minutes. Commissioner Carver seconded the motion.

A vote was taken on the motion:

Akard - abstain	Caskey - yes	French - yes	Moon - yes
Allen - yes	Caylor - yes	Headrick - yes	Samples - yes
Archer - abstain	Cole - yes	Lewis - yes	Stinnett - yes
Bowers - yes	Crowe - abstain	Melton - yes	
Carter - yes	Daly - yes	Miller - yes	
Carver - yes	Farmer - yes	Monroe - no	

There were 17 voting yes, 1 voting no, 3 abstaining, and 0 absent. Chairman Samples declared the motion to have passed.

**IN RE: SETTING OF AGENDA.**

Commissioner Lewis made a motion to set the agenda. Commissioner Melton seconded the motion.

A vote was taken on the motion:

Akard - yes	Caskey - yes	French - yes	Moon - yes
Allen - yes	Caylor - yes	Headrick - yes	Samples - yes
Archer - yes	Cole - yes	Lewis - yes	Stinnett - yes
Bowers - yes	Crowe - yes	Melton - yes	
Carter - yes	Daly - yes	Miller - yes	
Carver - yes	Farmer - yes	Monroe - yes	

There were 21 voting yes, 0 voting no, 0 abstaining, and 0 absent. Chairman Samples declared the motion to have passed.

**IN RE: APPROVAL OF RESULTS OF AUGUST 7, 2014 ELECTION.**

Commissioner French made a motion to send the item to the consent calendar of the September County Commission meeting. Commissioner Lewis seconded the motion.

A vote was taken on the motion:

Akard - yes	Caskey - yes	French - yes	Moon - yes
Allen - yes	Caylor - yes	Headrick - yes	Samples - yes
Archer - yes	Cole - yes	Lewis - yes	Stinnett - yes
Bowers - yes	Crowe - yes	Melton - yes	
Carter - yes	Daly - yes	Miller - yes	
Carver - yes	Farmer - yes	Monroe - yes	

There were 21 voting yes, 0 voting no, 0 abstaining, and 0 absent. Chairman Samples declared the motion to have passed.

**IN RE: ANIMAL CENTER ADVISORY BOARD.**

Commissioner Moon made a motion to send the County Mayor's recommendations for the Animal Center Advisory Board of Steve Samples, Kenneth Melton, Rick Carver, Mike Akard, and Archie Archer to the consent calendar of the September County Commission meeting. Commissioner Caylor seconded the motion.

Commissioner Monroe made a point of order that the letter from the County Mayor is dated September 4, 2014 which is less than the 5 working day notice required by Rule 7B. Chairman Samples ruled that the names have been given at least 5 days prior to the election at the County Commission meeting.

Commissioner Monroe challenged the ruling of the Chair.

A vote was taken on the Chair's ruling:

Akard - abstain	Caskey - yes	French - yes	Moon - yes
Allen - yes	Caylor - yes	Headrick - yes	Samples - yes
Archer - yes	Cole - yes	Lewis - yes	Stinnett - yes
Bowers - yes	Crowe - abstain	Melton - yes	
Carter - yes	Daly - no	Miller - no	
Carver - yes	Farmer - yes	Monroe - no	

There were 16 voting yes, 3 voting no, 2 abstaining, and 0 absent. Chairman Samples declared the ruling of the Chair to stand.

A vote was taken on the motion:

Akard - abstain	Caskey - yes	French - yes	Moon - yes
Allen - yes	Caylor - yes	Headrick - yes	Samples - yes
Archer - abstain	Cole - yes	Lewis - yes	Stinnett - yes
Bowers - yes	Crowe - yes	Melton - yes	
Carter - yes	Daly - yes	Miller - yes	
Carver - yes	Farmer - yes	Monroe - no	

There were 18 voting yes, 1 voting no, 2 abstaining, and 0 absent. Chairman Samples declared the motion to have passed.

**IN RE: BUDGET COMMITTEE.**

Commissioner Moon made a motion to send the County Mayor’s recommendation for the Budget Committee of Thomas Cole to the consent calendar of the September County Commission meeting. Commissioner Carver seconded the motion.

A vote was taken on the motion:

Akard - yes	Caskey - yes	French - yes	Moon - yes
Allen - yes	Caylor - yes	Headrick - yes	Samples - yes
Archer - yes	Cole - abstain	Lewis - yes	Stinnett - yes
Bowers - yes	Crowe - yes	Melton - yes	
Carter - yes	Daly - abstain	Miller - yes	
Carver - yes	Farmer - yes	Monroe - no	

There were 18 voting yes, 1 voting no, 2 abstaining, and 0 absent. Chairman Samples declared the motion to have passed.

**IN RE: HUMAN RESOURCES/INSURANCE COMMITTEE.**

Commissioner Farmer made a motion to send the County Mayor’s recommendation for the Human Resources Committee of Phyllis Crisp to the consent calendar of the September County Commission meeting. Commissioner Caylor seconded the motion.

A vote was taken on the motion:

Akard - yes	Caskey - yes	French - yes	Moon - yes
Allen - yes	Caylor - yes	Headrick - yes	Samples - yes
Archer - yes	Cole - yes	Lewis - yes	Stinnett - yes
Bowers - yes	Crowe - yes	Melton - yes	
Carter - yes	Daly - abstain	Miller - no	
Carver - yes	Farmer - yes	Monroe - no	

There were 18 voting yes, 2 voting no, 1 abstaining, and 0 absent. Chairman Samples declared the motion to have passed.

**IN RE: PLANNING COMMISSION.**

Commissioner Farmer made a motion to send the County Mayor’s recommendation for the Planning Commission of Ron French, Brad Bowers, Shawn Carter, Andy Allen, and Jeff Headrick to the consent calendar of the September County Commission meeting. Commissioner Carver seconded the motion.

A vote was taken on the motion:

Akard - yes	Caskey - yes	French - yes	Moon - yes
Allen - yes	Caylor - yes	Headrick - abstain	Samples - yes
Archer - yes	Cole - yes	Lewis - yes	Stinnett - yes
Bowers - yes	Crowe - yes	Melton - yes	
Carter - abstain	Daly - abstain	Miller - no	
Carver - yes	Farmer - yes	Monroe - no	

There were 16 voting yes, 2 voting no, 3 abstaining, and 0 absent. Chairman Samples declared the motion to have passed.

**IN RE: PURCHASING COMMISSION.**

Commissioner Farmer made a motion to send the County Mayor's recommendation of Mike Lewis, Steve Samples, Jerome Moon, and Thomas Cole to the Purchasing Commission to the consent calendar of the September County Commission meeting. Commissioner French seconded the motion.

Commissioner Moon made a motion to table. Commissioner Caylor seconded the motion. A voice vote was taken with Chairman Samples declaring the motion to have passed.

**IN RE: RECORDS COMMISSION.**

Commissioner Moon made a motion to send the County Mayor's recommendation for the Records Commission of Ron French to the consent calendar of the September County Commission meeting. Commissioner Caylor seconded the motion.

Commissioner Daly made a motion to table. Commissioner Monroe seconded the motion. A vote was taken on the motion to table:

Akard - yes	Caskey - yes	French - no	Moon - yes
Allen - yes	Caylor - no	Headrick - no	Samples - no
Archer - yes	Cole - no	Lewis - no	Stinnett - no
Bowers - no	Crowe - no	Melton - no	
Carter - no	Daly - yes	Miller - yes	
Carver - no	Farmer - yes	Monroe - yes	

There were 9 voting yes, 12 voting no, 0 abstaining, and 0 absent. Chairman Samples declared the motion to table to have failed.

Commissioner Lewis made a motion to postpone until the October meeting. Commissioner Stinnett seconded the motion

A vote was taken on the motion:

Akard - yes	Caskey - yes	French - no	Moon - yes
Allen - yes	Caylor - no	Headrick - no	Samples - yes
Archer - yes	Cole - yes	Lewis - yes	Stinnett - yes
Bowers - no	Crowe - no	Melton - no	
Carter - no	Daly - yes	Miller - yes	
Carver - yes	Farmer - yes	Monroe - yes	

There were 14 voting yes, 7 voting no, 0 abstaining, and 0 absent. Chairman Samples declared the motion to have passed.

**IN RE: AGRICULTURAL EXTENSION COMMITTEE.**

Commissioner Moon nominated Brad Bowers for the term ending January 20, 2016 to the Agricultural Extension Committee. Commissioner Carver seconded the nomination.

Commissioner Melton nominated Tom Stinnett for the term ending January 20, 2015 to the Agricultural Extension Committee. Commissioner Monroe seconded the nomination.

Commissioner Caylor nominated Archie Archer for the term ending January 20, 2016 to the Agricultural Extension Committee. Commissioner Monroe seconded the nomination.

Commissioner Moon made a motion that nominations cease. Commissioner Caylor seconded the motion.

A voice vote was taken on the motion that nominations cease with Chairman Samples declaring the motion to have passed.

A vote was taken on sending the nominations to the consent calendar of the September County Commission meeting:

Akard - yes	Caskey - yes	French - yes	Moon - yes
Allen - yes	Caylor - yes	Headrick - yes	Samples - yes
Archer - abstain	Cole - yes	Lewis - yes	Stinnett - abstain
Bowers - abstain	Crowe - yes	Melton - yes	
Carter - yes	Daly - yes	Miller - yes	
Carver - yes	Farmer - yes	Monroe - yes	

There were 18 voting yes, 0 voting no, 3 abstaining, and 0 absent. Chairman Samples declared the motion to have passed.

**IN RE: BEER BOARD.**

Commissioner Moon made a motion to nominate nine members of the Beer Board.  
Commissioner Lewis seconded the motion.

A voice vote was taken with Chairman Samples declaring the motion to have passed.

Chairman Samples asked for volunteers to serve on the Beer Board. Commissioners Daly, Carter, Melton, Farmer, Archer, Caskey, French, Carver, and Samples volunteered.

Commissioner Farmer made a motion to send the names to the consent calendar of the September County Commission meeting. Commissioner French seconded the motion.

A vote was taken on the motion:

Akard - yes	Caskey - yes	French - yes	Moon - yes
Allen - yes	Caylor - yes	Headrick - yes	Samples - yes
Archer - yes	Cole - yes	Lewis - yes	Stinnett - yes
Bowers - yes	Crowe - yes	Melton - yes	
Carter - abstain	Daly - yes	Miller - yes	
Carver - yes	Farmer - yes	Monroe - yes	

There were 20 voting yes, 0 voting no, 1 abstaining, and 0 absent. Chairman Samples declared the motion to have passed.

**IN RE: BLOUNT COUNTY CORRECTIONS PARTNERSHIP.**

Commissioner Caylor nominated Jeff Headrick to the Blount County Corrections Partnership.  
Commissioner French seconded the nomination.

Commissioner Daly nominated Tona Monroe to the Blount County Corrections Partnership.  
Commissioner French seconded the nomination.

Commissioner Lewis nominated Rick Carver to the Blount County Corrections Partnership.  
Commissioner French seconded the nomination.

Commissioner Farmer stated that he wished to withdraw from the Blount County Corrections Partnership.

Commissioner French made a motion that nominations cease. Commissioner Farmer seconded the motion.

A voice vote was taken with Chairman Samples declaring the motion that nominations cease to have passed.

A vote was taken to send the nominations to the consent calendar of the September County Commission meeting:

Akard - yes	Caskey - yes	French - yes	Moon - yes
Allen - yes	Caylor - yes	Headrick - abstain	Samples - yes
Archer - yes	Cole - yes	Lewis - yes	Stinnett - yes
Bowers - yes	Crowe - yes	Melton - yes	
Carter - yes	Daly - yes	Miller - yes	
Carver - abstain	Farmer - yes	Monroe - yes	

There were 19 voting yes, 0 voting no, 2 abstaining, and 0 absent. Chairman Samples declared the motion to have passed.

**IN RE: EDUCATION COMMITTEE.**

Commissioner French nominated Brad Bowers to the Education Committee. Commissioner Moon seconded the nomination.

Commissioner Akard nominated Jamie Daly to the Education Committee. Commissioner Stinnett seconded the nomination.

Commissioner Carver nominated Tom Stinnett to the Education Committee. Commissioner Melton seconded the nomination.

Commissioner Lewis nominated Shawn Carter to the Education Committee. Commissioner French seconded the nomination.

Commissioner Cole nominated Mike Akard to the Education Committee. Commissioner Monroe seconded the nomination.

Commissioner Caskey nominated Dodd Crowe to the Education Committee. Commissioner Stinnett seconded the nomination.

Commissioner Farmer made a motion to increase the size of the committee to seven.  
Commissioner Caylor seconded the motion.

A voice vote was taken with Chairman Samples declaring the motion to have passed.

Commissioner Carver nominated Grady Caskey to the Education Committee. Commissioner Stinnett seconded the nomination.

Commissioner Moon nominated Karen Miller to the Education Committee. Commissioner Akard seconded the nomination.

Commissioner Moon made a motion to amend the membership to nine. Commissioner Caylor seconded the motion.

A voice vote was taken on the motion to increase membership to nine with Chairman Samples declaring the motion to have passed.

A vote was taken on sending the nominations of Commissioners Bowers, Daly, Stinnett, Carter, Akard, Crowe, Caskey, Miller, and French to the Education Committee to the consent calendar of the September County Commission meeting:

Akard - abstain	Caskey - yes	French - yes	Moon - yes
Allen - yes	Caylor - yes	Headrick - yes	Samples - yes
Archer - yes	Cole - yes	Lewis - yes	Stinnett - yes
Bowers - abstain	Crowe - yes	Melton - yes	
Carter - yes	Daly - yes	Miller - yes	
Carver - yes	Farmer - yes	Monroe - yes	

There were 19 voting yes, 0 voting no, 2 abstaining, and 0 absent. Chairman Samples declared the motion to have passed.

**IN RE: HUMAN RESOURCES/INSURANCE COMMITTEE.**

Commissioner Allen nominated Mike Caylor to the Human Resources/Insurance Committee. Commissioner Farmer seconded the nomination.

Commissioner Crowe nominated Grady Caskey to the Human Resources/Insurance Committee. Commissioner Stinnett seconded the nomination.

Commissioner Melton nominated Tom Stinnett to the Human Resources/Insurance Committee. Commissioner Moon seconded the nomination.

Commissioner Daly nominated Mike Akard to the Human Resources/Insurance Committee. Commissioner Monroe seconded the nomination.

Commissioner Akard nominated Karen Miller to the Human Resources/Insurance Committee. Commissioner Monroe seconded the nomination.

Commissioner French withdrew his name as a member of the Human Resources/Insurance Committee

A roll call vote was taken on the nominations:

Akard – Miller, Akard, Stinnett	Farmer – Caylor, Caskey, Stinnett
Allen – Caylor, Stinnett, Caskey	French – Caylor, Stinnett, Miller
Archer – Akard, Miller, Caylor	Headrick – Caylor, Caskey, Stinnett
Bowers – Caylor, Caskey, Stinnett	Lewis – Caylor, Caskey, Stinnett
Carter – Caylor, Akard, Miller	Melton – Caylor, Stinnett, Akard
Carver – Caylor, Caskey, Stinnett	Miller – Akard, Miller, Stinnett
Caskey – Caylor, Stinnett, abstain	Monroe – Miller, Akard, Caylor
Caylor – Stinnett, Caskey, abstain	Moon – Caylor, Stinnett, Caskey
Cole – Caylor, Caskey, Akard	Samples – Caylor, Caskey, Stinnett
Crowe – Caskey, Stinnett, Akard	Stinnett – Caylor, Caskey, abstain
Daly – Miller, Akard, Stinnett	

There were 16 votes for Stinnett, 16 votes for Caylor, 12 votes for Caskey, 9 votes for Akard, 7 votes for Miller, and 3 abstentions. Chairman Samples stated that the names of Tom Stinnett, Mike Caylor, and Grady Caskey would be forwarded to the September County Commission meeting.

**IN RE: INFORMATION TECHNOLOGY COMMITTEE.**

Chairman Samples stated that there were three commissioners serving on the committee and that he would give up his seat on the Information Technology Committee if someone else was interested in serving on the committee.

Commissioner Caylor nominated Tona Monroe to the Information Technology Committee. Commissioner Moon seconded the nomination.

Commissioner Moon made a motion that nominations cease. Commissioner French seconded the motion.

A voice vote was taken on the motion that nominations cease with Chairman Samples declaring the motion to have passed.

A vote was taken on sending the nomination to the consent calendar of the September County Commission meeting:

Akard - yes	Caskey - yes	French - yes	Moon - yes
Allen - yes	Caylor - yes	Headrick - yes	Samples - yes
Archer - yes	Cole - yes	Lewis - yes	Stinnett - yes
Bowers - yes	Crowe - yes	Melton - no	
Carter - yes	Daly - yes	Miller - yes	
Carver - yes	Farmer - yes	Monroe - yes	

There were 20 voting yes, 1 voting no, 0 abstaining and 0 absent. Chairman Samples declared the motion to have passed.

**IN RE: RECORDS COMMISSION APPOINTMENT.**

Commissioner Moon made a motion to remove from the table the County Mayor's recommendation of Ron French to the Records Commission. Commissioner Farmer seconded the motion.

A voice vote was taken with Chairman Samples declaring the motion to have passed.

Commissioner Farmer made a motion to postpone until October. Commissioner Moon seconded the motion.

A voice vote was taken with Chairman Samples declaring the motion to have passed.

**IN RE: RESOLUTION TO AMEND THE ZONING RESOLUTION OF BLOUNT COUNTY, TENNESSEE, ADDING NEW REQUIREMENTS FOR COMMERCIAL CAMPGROUNDS AND RECREATIONAL VEHICLE PARKS, AND ALLOWING SUCH AS SPECIAL EXCEPTIONS WITH SPECIFIC LIMITATIONS, IN THE R-1 RURAL DISTRICT-1 AND R-2 RURAL DISTRICT-2 ZONES, AND APPLYING SAME REQUIREMENTS IN THE S-SUBURBANIZING ZONES.**

Commissioner French made a motion to send the item to the agenda of the September County Commission meeting. Commissioner Allen seconded the motion.

A vote was taken on the motion:

Akard - no	Caskey - yes	French - yes	Moon - yes
Allen - yes	Caylor - yes	Headrick - yes	Samples - yes
Archer - yes	Cole - abstain	Lewis - yes	Stinnett - no
Bowers - yes	Crowe - yes	Melton - yes	
Carter - no	Daly - no	Miller - no	
Carver - yes	Farmer - yes	Monroe - no	

There were 14 voting yes, 6 voting no, 1 abstaining, and 0 absent. Chairman Samples declared the motion to have passed.

**IN RE: BUDGET TRANSFER – GENERAL PURPOSE SCHOOL FUND - \$62,000.00.**

Commissioner Farmer made a motion to send the item to the agenda of the September County Commission meeting. Commissioner Moon seconded the motion.

A vote was taken on the motion:

Akard - no	Caskey - yes	French - yes	Moon - yes
Allen - yes	Caylor - yes	Headrick - yes	Samples - yes
Archer - yes	Cole - yes	Lewis - yes	Stinnett - yes
Bowers - yes	Crowe - yes	Melton - yes	
Carter - yes	Daly - yes	Miller - yes	
Carver - yes	Farmer - yes	Monroe - yes	

There were 20 voting yes, 1 voting no, 0 abstaining, and 0 absent. Chairman Samples declared the motion to have passed.

**IN RE: RESOLUTION TO AMEND GENERAL COUNTY FUND BUDGET - \$68,752.00 and RESOLUTION TO AMEND HIGHWAY FUND BUDGET - \$21,835.00.**

Commissioner French made a motion to send the items to the agenda of the September County Commission meeting. Commissioner Caylor seconded the motion.

A vote was taken on the motion:

Akard - yes	Caskey - yes	French - yes	Moon - yes
Allen - yes	Caylor - yes	Headrick - yes	Samples - yes
Archer - yes	Cole - yes	Lewis - yes	Stinnett - yes
Bowers - yes	Crowe - yes	Melton - yes	
Carter - yes	Daly - yes	Miller - yes	
Carver - yes	Farmer - yes	Monroe - yes	

There were 21 voting yes, 0 voting no, 0 abstaining, and 0 absent. Chairman Samples declared the motion to have passed.

**IN RE: APPROVAL OF 5TH JUDICIAL DISTRICT DTF 2014 JAG DTF GRANT APPLICATION.**

Commissioner Moon made a motion to send the item to the agenda of the September County Commission meeting. Commissioner Caylor seconded the motion.

A vote was taken on the motion:

Akard - yes	Caskey - yes	French - yes	Moon - yes
Allen - yes	Caylor - yes	Headrick - yes	Samples - yes
Archer - yes	Cole - yes	Lewis - yes	Stinnett - yes
Bowers - yes	Crowe - yes	Melton - yes	
Carter - yes	Daly - yes	Miller - no	
Carver - yes	Farmer - yes	Monroe - abstain	

There were 19 voting yes, 1 voting no, 1 abstaining, and 0 absent. Chairman Samples declared the motion to have passed.

**IN RE: RESOLUTION TO DISCHARGE CERTAIN COMMITTEES.**

Commissioner Moon made a motion to send the item to the agenda of the September County Commission meeting. Commissioner Carver seconded the motion.

A vote was taken on the motion:

Akard - yes	Caskey - yes	French - yes	Moon - yes
Allen - yes	Caylor - yes	Headrick - yes	Samples - yes
Archer - yes	Cole - yes	Lewis - yes	Stinnett - yes
Bowers - yes	Crowe - yes	Melton - yes	
Carter - yes	Daly - yes	Miller - no	
Carver - yes	Farmer - yes	Monroe - yes	

There were 20 voting yes, 1 voting no, 0 abstaining, and 0 absent. Chairman Samples declared the motion to have passed.

**IN RE: ADJOURNMENT.**

Chairman Samples declared the meeting to be adjourned.



**STATE OF TENNESSEE  
COUNTY OF BLOUNT**

**BE IT REMEMBERED** that a meeting of the Blount County Board of Commissioners was held on Thursday, September 18, 2014 at 7:00 pm at the courthouse in Maryville, Tennessee.

Roll call was taken by Roy Crawford, Jr., County Clerk:

Mike Akard - present	Mike Caylor - present	Mike Lewis - present
Andy Allen - present	Thomas Cole - absent	Kenneth Melton - present
Archie Archer - present	Dodd Crowe - present	Karen Miller - present
Brad Bowers - present	Jamie Daly - present	Tona Monroe - present
Shawn Carter - present	Gary Farmer - present	Jerome Moon - present
Rick Carver - present	Ron French - present	Steve Samples - present
Grady Caskey - present	Jeff Headrick - present	Tom Stinnett - present

There were 20 present and 1 absent. Chairman Moon declared a quorum to exist. The following proceedings were held to-wit:

**IN RE: SETTING OF AGENDA.**

Commissioner Lewis made a motion to set the agenda. Commissioner Carver seconded the motion.

A vote was taken on the motion:

Akard - yes	Caskey - yes	French - yes	Moon - yes
Allen - yes	Caylor - yes	Headrick - yes	Samples - yes
Archer - yes	Cole - absent	Lewis - yes	Stinnett - yes
Bowers - yes	Crowe - yes	Melton - yes	
Carter - yes	Daly - yes	Miller - yes	
Carver - yes	Farmer - yes	Monroe - yes	

There were 20 voting yes, 0 voting no, 0 abstaining, and 1 absent. Chairman Moon declared the motion to have passed.

**IN RE: CONSENT CALENDAR:**

- MINUTES OF AUGUST 21, 2014 MEETING**
- MINUTES OF SEPTEMBER 2, 2014 CALLED MEETING**
- APPROVAL OF DEPUTY SHERIFF AND NOTARY PUBLIC BONDS AND OATHS**
- ELECTION OF NOTARIES**
- APPROVAL OF RESULTS OF AUGUST 7, 2014 ELECTION**
- APPOINTMENTS:**
  - ANIMAL CENTER ADVISORY BOARD - STEVE SAMPLES, KENNETH MELTON, RICK CARVER, MIKE AKARD, ARCHIE ARCHER**
  - BUDGET COMMITTEE - THOMAS COLE, MIKE LEWIS, STEVE SAMPLES, JEROME MOON**
  - HUMAN RESOURCES COMMITTEE - PHYLLIS CRISP**
  - PLANNING COMMISSION - RON FRENCH, BRAD BOWERS, SHAWN CARTER, ANDY ALLEN, JEFF HEADRICK**
  - AGRICULTURAL EXTENSION COMMITTEE – BRAD BOWERS (TERM EXPIRES 01-20-16), TOM STINNETT (TERM EXPIRES 01-20-15), ARCHIE ARCHER (TERM EXPIRES 01-20-16)**
  - BEER BOARD – JAMIE DALY, SHAWN CARTER, KENNETH MELTON, GARY FARMER, ARCHIE ARCHER, GRADY CASKEY, RON FRENCH, RICK CARVER, STEVE SAMPLES**
  - BLOUNT COUNTY CORRECTIONS PARTNERSHIP – JEFF HEADRICK, TONA MONROE, RICK CARVER, MIKE CAYLOR, JOHN ADAMS, JEFF FRENCH, RANDY VINEYARD (EX OFFICIO)**
  - EDUCATION COMMITTEE – BRAD BOWERS, JAMIE DALY, TOM STINNETT, SHAWN CARTER, MIKE AKARD, DODD CROWE, GRADY CASKEY, KAREN MILLER, RON FRENCH**
  - HUMAN RESOURCES/INSURANCE COMMITTEE - TOM STINNETT, MIKE CAYLOR, GRADY CASKEY, GARY FARMER, MIKE LEWIS, ED MITCHELL, JAMES BERRONG, BILL DUNLAP, DAVID MURRELL**
  - INFORMATION TECHNOLOGY COMMITTEE – TONA MONROE, MIKE LEWIS, RICK**

**CARVER, JOHN DALTON, ROY CRAWFORD, JR., ED MITCHELL, SCOTT GRAVES, KEITH HACKNEY, JOHN HERRON.**

Commissioner Farmer made a motion to approve the consent calendar. Commissioner Samples seconded the motion.

A vote was taken on the motion:

Akard - yes	Caskey - yes	French - yes	Moon - yes
Allen - yes	Caylor - yes	Headrick - yes	Samples - yes
Archer - yes	Cole - absent	Lewis - yes	Stinnett - yes
Bowers - yes	Crowe - yes	Melton - yes	
Carter - yes	Daly - yes	Miller - yes	
Carver - yes	Farmer - yes	Monroe - yes	

There were 20 voting yes, 0 voting no, 0 abstaining, and 1 absent. Chairman Moon declared the consent calendar to be adopted.

**IN RE: RESOLUTION TO AMEND THE ZONING RESOLUTION OF BLOUNT COUNTY, TENNESSEE, ADDING NEW REQUIREMENTS FOR COMMERCIAL CAMPGROUNDS AND RECREATIONAL VEHICLE PARKS, AND ALLOWING SUCH AS SPECIAL EXCEPTIONS WITH SPECIFIC LIMITATIONS, IN THE R-1 RURAL DISTRICT-1 AND R-2 RURAL DISTRICT-2 ZONES, AND APPLYING SAME REQUIREMENTS IN THE S-SUBURBANIZING ZONES.**

Commissioner French made a motion to adopt the resolution. Commissioner Stinnett seconded the motion.

Commissioner French made a motion to refer the resolution back to the Planning Commission. Commissioner Caskey seconded the motion.

A vote was taken on the motion to refer:

Akard - yes	Caskey - yes	French - yes	Moon - yes
Allen - no	Caylor - no	Headrick - no	Samples - no
Archer - yes	Cole - absent	Lewis - no	Stinnett - no
Bowers - yes	Crowe - no	Melton - yes	
Carter - yes	Daly - yes	Miller - no	
Carver - no	Farmer - no	Monroe - yes	

There were 10 voting yes, 10 voting no, 0 abstaining, and 1 absent. Chairman Moon declared the motion to refer to have failed.

A vote was taken on the original motion:

Akard - no	Caskey - yes	French - yes	Moon - yes
Allen - yes	Caylor - yes	Headrick - yes	Samples - no
Archer - no	Cole - absent	Lewis - yes	Stinnett - yes
Bowers - yes	Crowe - yes	Melton - yes	
Carter - no	Daly - no	Miller - no	
Carver - yes	Farmer - yes	Monroe - no	

There were 13 voting yes, 7 voting no, 0 abstaining, and 1 absent. Chairman Moon declared the resolution to be adopted.

**IN RE: BUDGET TRANSFER – GENERAL PURPOSE SCHOOL FUND - \$62,000.00.**

Commissioner French made a motion to approve the transfer. Commissioner Carver seconded the motion.

A vote was taken on the motion:

Akard - yes	Caskey - yes	French - yes	Moon - yes
Allen - yes	Caylor - yes	Headrick - yes	Samples - yes
Archer - yes	Cole - absent	Lewis - yes	Stinnett - yes
Bowers - yes	Crowe - yes	Melton - yes	
Carter - yes	Daly - yes	Miller - yes	
Carver - yes	Farmer - yes	Monroe - yes	

There were 20 voting yes, 0 voting no, 0 abstaining, and 1 absent. Chairman Moon declared the transfer to be approved.

**IN RE: RESOLUTION TO AMEND GENERAL COUNTY FUND BUDGET - \$68,752.00 and  
RESOLUTION TO AMEND HIGHWAY FUND BUDGET - \$21,835.00.**

Commissioner Samples made a motion to adopt the resolutions. Commissioner Lewis seconded the motion.

A vote was taken on the motion:

Akard - yes	Caskey - yes	French - yes	Moon - yes
Allen - yes	Caylor - yes	Headrick - yes	Samples - yes
Archer - yes	Cole - absent	Lewis - yes	Stinnett - yes
Bowers - yes	Crowe - yes	Melton - yes	
Carter - yes	Daly - yes	Miller - yes	
Carver - yes	Farmer - yes	Monroe - yes	

There were 20 voting yes, 0 voting no, 0 abstaining, and 1 absent. Chairman Moon declared the resolutions to be adopted.

**IN RE: GRANT APPLICATION - 5TH JUDICIAL DISTRICT DTF 2014 JAG DTF.**

Commissioner Lewis made a motion to approve the grant application. Commissioner Carver seconded the motion.

A vote was taken on the motion:

Akard - no	Caskey - no	French - yes	Moon - yes
Allen - yes	Caylor - yes	Headrick - yes	Samples - yes
Archer - no	Cole - absent	Lewis - yes	Stinnett - yes
Bowers - yes	Crowe - yes	Melton - yes	
Carter - yes	Daly - no	Miller - no	
Carver - yes	Farmer - yes	Monroe - no	

There were 14 voting yes, 6 voting no, 0 abstaining, and 1 absent. Chairman Moon declared the grant application to be approved.

**IN RE: RESOLUTION TO DISCHARGE CERTAIN COMMITTEES.**

Commissioner Samples made a motion to adopt the resolution. Commissioner French seconded the motion.

A vote was taken on the motion:

Akard - yes	Caskey - yes	French - yes	Moon - yes
Allen - yes	Caylor - yes	Headrick - yes	Samples - yes
Archer - yes	Cole - absent	Lewis - yes	Stinnett - yes
Bowers - yes	Crowe - yes	Melton - yes	
Carter - yes	Daly - yes	Miller - yes	
Carver - yes	Farmer - yes	Monroe - yes	

There were 20 voting yes, 0 voting no, 0 abstaining, and 1 absent. Chairman Moon declared the resolution to be adopted.

**IN RE: ADJOURNMENT.**

Chairman Moon declared the meeting to be adjourned.

# Blount County Community Action Agency



October 4, 2011

Blount County Board of Commissioners  
359 S. Court Street  
Maryville, TN 37804-5906

RE: Re-Appointment to Blount County Community Action Agency Board of Directors

Dear Blount County Commissioners:

As some of you may know, the purposes and functions of the Blount County Community Action Agency, Inc. Board of Directors are: To administer the anti-poverty and human development programs of federal and state governments and other appropriate agencies in Blount County; To work with the low-income, the public sector, and the private sector in order to seek out, identify, and eliminate the causes of poverty within this county; To encourage the entire community to be more responsive to the needs and interests of the low-income by mobilizing available resources and bringing about a greater institutional sensitivity; and To plan and develop a system of priorities among projects, activities, and areas as needed for the most effective and efficient use of resources.

There are 15 members on our Board of Directors and our Board is unique in its composition. The composition of Community Action Agency Boards is established by statute and states that the membership of the Board represents three groups: elected public officials or their representatives, private community organizations, and low-income individuals or their representatives. Our Board By-Laws explain the three sectors of our Board as follows:

**A. Public Sector** – At least 1/3 of the Board members shall be elected public officials, holding office on the date of selection, or their representatives, except that if the number of such elected officials reasonably available and willing to serve on the board is less than 1/3 of the membership on the board of appointive public officials or their representatives may be counted in the meeting such 1/3 requirement.

The Blount County Commission shall designate 3 members of the Commission, or their representatives, to serve on the board on their behalf. One official from the City of Maryville Commission and one official from the City of Alcoa Commission, or their representatives shall be appointed to the Board.

A public official who has been designated for Board membership may decide to appoint a permanent representative to serve on the Board in his behalf in which case he shall notify the Chairman of the Board in writing of the name of his representative.

**B. Representatives of the Low-Income** – At least 1/3 of the total Board membership must be democratically elected representatives of the low-income and reside in the neighborhood served.

Such representatives need not be low-income themselves, but must be chosen in a manner to insure that they truly represent the low-income.

**C. Representatives of Private Community Organizations** – The remainder of the Board will be comprised of representatives from private community groups and organizations.

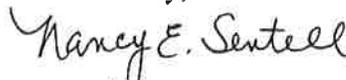
Private community groups are any private non-profit organization, whether incorporated or not, which is concerned with business, industrial, labor, religious, private, law enforcement, education, civic, professional, significant minority groups or other community interests. The Board will recruit private groups who are interested in alleviating poverty conditions. Significant minority group representation will be continually present on the Board, and such groups will not be rotated off the Board.

The term of office for our Board members is three years and members may serve two consecutive terms before a one year absence is required from the Board. These limited terms of office were approved by our Board in June 2010 whereas the terms were previously unlimited.

The Blount County Commission approved Dr. Bob Ramsey to our Board on 10/1/1998. Dr. Ramsey practices family dentistry in Maryville and is also a State Representative. His term is scheduled to expire 10/1/2011 and he has chosen to serve a final three year term (10/1/2011 – 10/1/2014) prior to having to rotate off for at least a year. The Blount County Commission approved Mike Lewis to our Board on 9/17/2009. Mr. Lewis is Senior Vice President at Green Bank and is a Blount County Commissioner. His first three year term is 10/1/10 – 10/1/13 and he will be eligible to be re-appointed for another three year term if he is so interested. The Blount County Commission approved Joan VanSickle Sloan to our Board on 9/17/09. Ms. Sloan is the Community Outreach Coordinator for Blount County Public Library. Her first three year term is 10/1/10 – 10/1/13 and she will be eligible to be re-appointed for another three year term if she is so interested.

My request of the Blount County Commission is to reappoint Dr. Bob Ramsey to represent the Blount County Commission as a member from the public sector for the term of 10/1/2011 – 10/1/2014. Your attention to this matter is greatly appreciated. If you have questions or concerns, feel free to contact me at 983-8411 ext. 22 or by email at [nsentell@blountcaa.org](mailto:nsentell@blountcaa.org).

Sincerely,



Nancy E. Sentell  
Executive Director

**BOARD MEMBER TERMS OF APPOINTMENT**  
Updated information effective 10/14/11 pending BCCAA Board approval

<b>Board Member</b>	<b>Date of Appointment</b>	<b>Term</b>	<b>Sector</b>
Robert Ramsey	10/1/98	3 yr.- 10/1/11-10/1/14	Public
Ed Mitchell	4/19/01	3 yr.- 10/1/10-10/1/14	Public
Ralph Miller, Jr.	10/14/11	3 yr.- 10/1/11-10/1/14	Low-Income
Helen Abbott	10/14/11	3 yr.- 10/1/11-10/1/14	Low-Income
Melanie Davis	10/14/11	3 yr.- 10/1/11-10/1/14	Private
Stone Carr	8/14/06	2 yrs.-10/1/10-10/1/12	Low-Income
Terry Elmore	4/19/06	2 yrs.-10/1/10-10/1/12	Low-Income
Gary Heath	4/18/08	2 yrs.-10/1/10-10/1/12	Private
Clara Peals	9/16/76	2 yrs.-10/1/10-10/1/12	Private
Bill Lyons	4/18/01	2 yrs.-10/1/10-10/1/12	Private
Joan VanSickle Sloan	9/17/09	3 yrs.-10/1/10-10/1/13	Public
Mike Lewis	9/17/09	3 yrs.-10/1/10-10/1/13	Public
*Ken White	*8/20/10	3 yrs.- 9/1/10-8/31/13	Public
Gloria Bickers	6/25/10	3 yrs.-10/1/10-10/1/13	Low-Income
Jason Emert	10/15/10	3 yrs.-10/1/10-10/1/13	Private

*\*Ken White was designated by the Alcoa Commission at their 7/13/10 meeting and approved at the 8/20/10 BCCAA Board Meeting. The Attorney for the Alcoa Commission requested a term limit before the Governance Committee met; therefore, his term was designated as 9/1/10-8/31/13.*



# BLOUNT COUNTY MAYOR

Ed Mitchell

341 Court Street, Maryville, TN 37804-5906

Phone: (865) 273-5700

Fax: (865) 273-5705

Email: [emitchell@blounttn.org](mailto:emitchell@blounttn.org)



TO: Blount County Commissioners

FROM: Ed Mitchell, County Mayor

RE: Recommendations for Public Records Commission

DATE: September 30, 2014

Pursuant to T.C.A. §10-7-401, for the consideration of the full commission, I am submitting my recommendation of the following names to be re-appointed to serve on the Public Records Commission:

Ron French, Commissioner  
Honorable William R. Brewer, Jr., Judge  
Betty Boone Best, Genealogist



# BLOUNT COUNTY MAYOR

Ed Mitchell

341 Court Street, Maryville, TN 37804-5906

Phone: (865) 273-5700

Fax: (865) 273-5705

Email: [emitchell@blounttn.org](mailto:emitchell@blounttn.org)



TO: Blount County Commission

FROM: Ed Mitchell, Mayor

RE: Recommendations for Purchasing Commission

DATE: September 30, 2014

Pursuant to T.C.A. §5-14-106, for the consideration of the full commission, I am submitting my recommendation of the following names to be appointed to serve on the Blount County Purchasing Commission:

Mike Lewis (Reappointment)  
Steve Samples (Reappointment)  
Jerome Moon (Reappointment)  
Thomas Cole

# Budget Increases/Decreases

## Commission Action Needed

<b>Fund</b>	<b>Amount</b>	<b>Budget Committee</b>	<b>Vote</b>
101 General County	\$30,500	Recommended	4 – Yes

**RESOLUTION NO. 14-10-007**

**Sponsored by: Commissioners Jerome Moon and Mike Lewis**

**A RESOLUTION TO AMEND GENERAL COUNTY FUND BUDGET.**

**WHEREAS**, Blount County would like to amend the General County Fund Budget to appropriate funds from the Circuit Court's Data Processing Reserve to be used to purchase replacement monitors, printers, and software support.

**WHEREAS**, it is deemed to be in the best interest of Blount County to amend the General County Fund Budget as requested.

**NOW THEREFORE, BE IT RESOLVED** BY THE Board of Commissioners of Blount County, Tennessee assembled in regular session this 30<sup>th</sup> day of October, 2014 that the General County Fund Budget shall be amended as follows:

**Revenue:**

101-0-489900	Other .....	\$30,500.00
--------------	-------------	-------------

**Appropriation:**

101-53120-500317	Data Processing Services .....	\$5,000.00
101-53120-500334	Maintenance Agreements.....	21,500.00
101-53120-500709	Data Processing Equipment .....	<u>4,000.00</u>
	Total .....	\$30,500.00

**Duly authorized and approved this 30<sup>th</sup> day of October, 2014.**

**CERTIFICATION OF ACTION**

**ATTEST**

\_\_\_\_\_  
**Commission Chairman**

\_\_\_\_\_  
**County Clerk**

Approved: \_\_\_\_

Vetoed: \_\_\_\_

\_\_\_\_\_  
County Mayor

\_\_\_\_\_  
Date

**Blount County Government  
Budget Amendment Request  
FY 14-15**

**Type of Amendment:**

Transfer   
 Increase/Decrease

Department: Circuit Court Clerk  
 Account: 101-053120

	Account Number	Description	Amount
<b>TO</b>	101-053120-500317	Data Processing Services	5,000.00
Used with transfers	101-053120-500334	Maintenance Agreements	21,500.00
	101-053120-500709	Data Processing Equipment	4,000.00
(or)			
<b>APPROPRIATION</b>			
Used with inc/dec			
Total			<b>30,500.00</b>

	Account Number	Description	Amount
<b>FROM</b>	101-0-489900	Data Processing Reserve Fund	30,500.00
Used with transfers			
(or)			
<b>EST REVENUE</b>			
Used with inc/dec			
Total			<b>30,500.00</b>

Explanation: For purchase of replacement monitors, printers and software support.

\_\_\_\_\_  
 \_\_\_\_\_  
 9/30/14  
 Signature of Official/Department Head/Date                      Signature of County Mayor/Date

\*All requests are due to Financial Analyst's Office by noon on the Tuesday before the Budget Committee Meeting.



# Tom Hatcher

CIRCUIT COURT CLERK

**To:** Blount County Commission

**From:** Tom Hatcher *TH*

**Date:** October 2, 2014

**Regarding:** Budget Amendment Request

I am requesting that funds be transferred from the Clerk's Data Processing Reserve Fund pursuant to:

**T.C.A. 8-21-401 (j)(1)(2)**

**(j) Earmarked funds for computerization. (1)** Out of all the general filing fees charged by court clerks, two dollars (\$2.00) of the amount collected shall be earmarked for computer hardware purchases or replacement, but may be used for other usual and necessary computer related expenses at the discretion of the clerk. Such amount shall be preserved for these purposes and shall not revert to the general fund at the end of a budget year if unexpended.

**(2)** Effective July 1, 2012, all the general filing fees charged by court clerks shall be increased by two dollars (\$2.00). The amount collected pursuant to this two-dollar increase shall be earmarked, along with the two dollars (\$2.00) in subdivision (j)(1), for the purposes set forth in subdivision (j)(1), and shall be preserved for those purposes and shall not revert to the general fund at the end of a budget year if unexpended.

Thank you in advance for your cooperation.

TH/mm

**Other Budget Items**  
**Commission Action Needed**

<b>Item</b>	<b>Budget Committee</b>	<b>Vote</b>
Resolution for Electronic Open Enrollment	Recommended	5 – Yes
Comptroller Letter	Recommended	5 – Yes

**RESOLUTION NO. 14-10-006**

**SPONSORED BY COMMISSIONERS MIKE LEWIS, MIKE CAYLOR, TOM STINNETT, GRADY CASKEY, AND GARY FARMER**

**A RESOLUTION AUTHORIZING TRINITY BENEFIT ADVISORS TO PROVIDE AN ONLINE BENEFIT OPEN ENROLLMENT ADMINISTRATION SYSTEM FOR THE 2015 PLAN YEAR.**

**WHEREAS**, the Blount County Human Resources/Insurance Committee desires to initiate Trinity Benefit Advisors to provide an online benefit open enrollment administration system for the 2015 plan year,

**WHEREAS**, the Blount County Human Resources/Insurance Committee desires to initiate payment to Trinity Benefit Advisors in the amount of \$60,000 for the benefit open enrollment administration system,

**NOW, THEREFORE BE IT RESOLVED** by the Board of County Commissioners of Blount County, Tennessee, assembled in regular session this 30th day of October, 2014, that Trinity Benefit Advisors will provide an online benefit open enrollment administration system; and

**BE IT FURTHER RESOLVED** that the Human Resources/Insurance Committee made the approval in their special called meeting on September 29, 2014 and forward the recommendation to the County Commission.

**BE IT FURTHER RESOLVED THAT THIS RESOLUTION TAKE EFFECT FROM AND AFTER ITS PASSAGE, THE PUBLIC WELFARE REQUIRING IT; AND THAT ANY PRIOR RESOLUTION TO THE CONTRARY IS HEREBY DECLARED VOID.**

**CERTIFICATION OF ACTION**

**ATTEST**

\_\_\_\_\_  
Chairman

\_\_\_\_\_  
County Clerk

Approved: \_\_\_\_\_

Vetoed: \_\_\_\_\_

\_\_\_\_\_  
County Mayor

\_\_\_\_\_  
Date



4823 Old Kingston Pike  
Ste 205  
Knoxville, TN 37919  
865-531-9898  
865-531-2290 (fax)

October 1, 2014

Jenny Morgan  
Blount County Government  
359 Court Street,  
Maryville, TN 37804

Dear Jenny,

It is Trinity Benefit Advisor's recommendation that Blount County use the InfinityHR online enrollment platform to manage Blount County's employee open enrollment for the 2015 plan year. The cost for this enrollment platform to the County will be \$60,000, however, this cost will not be a reoccurring cost since the County expects to be able to use Kronos for 2016 open enrollment.

Some highlights and functionality of the InfinityHR system:

- Employee self-service enrollment platform providing benefit overviews and plan summaries for medical, dental, vision, flexible spending, life and disability plans
- Electronic enrollment captures employee elections which are then fed directly to insurance carriers
- Allows HR to track/monitor completion of online enrollment
- HR has access to multiple types of reports such as carrier reconciliation reports
- Provides employees with benefit election confirmation at end of enrollment
- System will be used for new hire enrollments and qualifying event changes throughout year until Kronos is in place
- Employees are able to login to system throughout the year to access plan information

Trinity will bill Blount County for a total of \$60,000.

Please let me know if you have any additional questions or concerns.

Thank you,

Drew Mann  
Principal  
Trinity Benefit Advisors

# Memo

To: Randy Vineyard  
From: Susan Gennoe  
CC: Troy Logan  
Date: 10.02.14  
Re: Comptroller Letter re: FY14-15 Budget

---

I have spoken with Troy Logan regarding the attached letter from the State, and he has provided the following information. He is currently working with the Board of Education to review the schools' cash flow and working capital requirements as requested in the letter and will provide a written response to the State Comptroller's office by the November 15 deadline as referenced.

Thank you.



**STATE OF TENNESSEE**  
**COMPTROLLER OF THE TREASURY**  
**OFFICE OF STATE AND LOCAL FINANCE**  
**SUITE 1600 JAMES K. POLK STATE OFFICE BUILDING**  
**505 DEADERICK STREET**  
**NASHVILLE, TENNESSEE 37243-1402**  
**PHONE (615) 401-7872**  
**FAX (615) 741-5986**

September 9, 2014

The Honorable Ed Mitchell, Mayor  
Board of County Commissioners  
Blount County  
341 Court Street  
Maryville, TN 37804

Dear Mayor Mitchell and Commissioners:

This letter should be read into the minutes of the next meeting of the County Commission with a copy provided to each Commissioner.

This letter acknowledges receipt of a certified copy of Blount County's (the "County") 2015 fiscal year budget. The budget information received represents the County's assertions of its financial condition that may or may not reflect the current or future financial condition of the County.

We have reviewed the County's budget and have determined that projected revenues and other available funds appear sufficient to meet anticipated expenditures. Our review of the budget is based solely on the information we have received and is for the purpose of determining that the budget, as presented to this office, appears to be balanced and to appropriate sufficient monies to pay all outstanding debt service. With regard to programs included in the budget such as education, roads, and corrections, we have not made any attempt to determine that the local government has complied with specific program statutes or guidelines, or with any financing requirements prescribed by any state or federal agency. A property tax rate may be included in this budget, and we would recommend that local government officials be certain that all program requirements have been met before initiating the tax collection process.

This letter constitutes approval, by this Office, for the County's 2015 fiscal year budget as adopted by the Governing Body.

**Considerations Concerning the Budget**

The Office of State and Local Finance has determined that the County's budget meets basic statutory requirements, but we have detected a deficiency, outlined below, that could possibly lead to financial problems in the future.

**Fund Balance**

According to the fiscal year 2015 budget the General Purpose School Fund had a beginning fund balance of \$3.7 million, which represents less than one month's average expenditures of \$6.82 million. The County does not plan to use General Purpose School Fund balance in fiscal year 2015.

According to the fiscal year 2015 budget the School Federal Projects Fund had a beginning fund balance of \$208,066, which represents less than one month's average expenditures of \$540,620. The County does not plan to use School Federal Projects Fund balance in fiscal year 2015.

At this level, the County may not have the necessary operating cash to sustain its operations. This situation could lead to a practice of issuing nonconforming tax and revenue anticipation notes or transferring unappropriated monies from another fund. State statutes require the County to maintain a balanced budget on a continuing basis and to only make expenditures if monies have been appropriated and cash is available.

The Board of Education and County Commission should review the working capital requirements for the General Purpose School Fund and the School Federal Projects Fund to determine the necessary level of cash needed to sustain its operations. We recommend that the County use the cash flow analysis statement required by our Office for its enterprise funds to analyze its cash requirements for this fund during fiscal year 2014 and to project those requirements for fiscal year 2015. Send a copy of the results of the analysis to our Office by November 15, 2014, with the County's working capital recommendation for the General Purpose School Fund and the School Federal Projects Fund.

Sincerely,



Sandra Thompson

Director of the Office of State and Local Finance

Cc: Mr. Jim Arnette, Director of Local Government Audit, COT

**RESOLUTION No. 14-10-003**

**Sponsored by Commissioners Ron French and Andy Allen**

**A RESOLUTION TO AMEND THE ZONING RESOLUTION OF BLOUNT COUNTY, TENNESSEE, SECTION 7.4-D-7(a) TOWER SEPARATION REQUIREMENTS.**

**BE IT RESOLVED**, by the Board of Commissioners of Blount County, Tennessee, in session assembled this 30<sup>th</sup> day of October, 2014:

**WHEREAS**, the Legislature of the State of Tennessee has enabled Blount County to adopt and amend zoning regulations in Tennessee Code Annotated Sections 13-7-101, *et seq.*, and

**WHEREAS**, the Board of Commissioners of Blount County, Tennessee adopted zoning regulations in Resolution 00-06-010 **A RESOLUTION ADOPTING ZONING IN BLOUNT COUNTY PURSUANT TO SECTIONS 13-7-101, *et seq.*, OF THE TENNESSEE CODE ANNOTATED**, and

**WHEREAS**, Blount County has many areas of residential development within urban, suburban and rural areas, and

**WHEREAS**, telecommunication towers provide a needed service for developed areas of the county, and

**WHEREAS**, present zoning regulations applied to residential developed areas of the county have given cause for relief through the Board of Zoning Appeals of separation distance requirements for placement of telecommunication towers, and

**WHEREAS**, it is desired to amend the zoning regulations of telecommunication towers to more reasonably accommodate telecommunication towers in relation to separation distance from residential development within the county, while continuing to protect the health, safety and welfare of residents,

**NOW, THEREFORE, BE IT RESOLVED, BY THE BOARD OF COMMISSIONERS OF BLOUNT COUNTY, TENNESSEE**, to adopt the following:

That Section 7.4-D-7(a) be amended to read as follow:

- (a) Tower separation shall be measured from the base of the tower to the lot line of the off-site uses. Separation distance shall be 85 feet plus one foot for every one foot greater than 75 feet in tower height, whichever is greater, in relation to an existing residential use or a platted subdivision lot intended predominantly for residential use.

**BE IT FURTHER RESOLVED THAT THIS RESOLUTION SHALL BE IN FORCE AND BECOME EFFECTIVE UPON ITS ADOPTION, THE PUBLIC WELFARE REQUIRING IT.**

**CERTIFICATION OF ACTION**

**ATTEST**

\_\_\_\_\_  
Commission Chairman

\_\_\_\_\_  
County Clerk

Approved: \_\_\_\_\_

Vetoed: \_\_\_\_\_

\_\_\_\_\_  
County Mayor

\_\_\_\_\_  
Date

# Memo

**To:** Blount County Commission  
**From:** Building Commissioner  
**CC:** Other commission members and staff  
**Date:** 7/29/2014  
**Re:** Proposed revision of section 7.4-D-7-a of the zoning regulations for Blount County.

---

## **Background:**

At the July 2014 Planning Commission meeting, action was taken to send a proposed revision of the zoning regulation onto the County Commission with a recommendation to approve said revision. The section of the regulations in question is 7.4-D-7-a, which deals with separation requirements for cellular towers. I have included the proposed change along with the history of the discussion at the planning commission level and a proposed resolution. A public hearing will need to be set for public input.

# Memo

**To:** Blount County Planning Commission  
**From:** Building Commissioner  
**CC:** Other planning commission members and staff  
**Date:** 4/10/2014  
**Re:** Cellular tower setback requirements.

---

## **Background:**

Earlier this month at the Board of Zoning Appeals meeting we had two cellular tower requests. Both of these requests were going to require relief from the separation (setback) requirements in order to be approved. Our zoning regulations give the BZA the authority to take such action in Section 7.4-D-7. Both of these requests would require a substantial amount of relief from these requirements.

The BZA had reservations about granting the tower requests that would require such a large amount of relief from the setback requirements. The 300% of the tower height from residential property as defined in section 7.4-D-7-a (shown below) is proving to be a regular issue, especially for towers located in the more urban areas. The BZA wanted me to bring this concern to the planning commission to explore this issue to determine if any adjustments should be made to these regulations. I have two new tower requests for the May agenda that will be faced with the same issue.

A new tower is currently required to be 300% of the towers height away from the lot line of any adjoining residential use lot or platted subdivision intended predominantly for residential use. For example, one of the towers requested was 97 feet tall which would require a 241 feet setback. The tower was proposed in the middle of the property and could only achieve setbacks of 153 feet from one side and 154 feet from the other side. This particular property is big in comparison to the other properties in the immediate area and the tower companies significantly narrow down the site search areas based on the coverage they need to provide. I have been told by industry professionals that additional towers are being required as the technology provides their customers more services. This could be an issue that is with use for some time and the board is not very comfortable with having to make decisions on

towers that would require such a large amount of relief from the setback requirements. Below are the requirements in question.

#### **7.4-D**

**6. Setbacks.** *The following setback requirements shall apply to all towers for which a special exception is granted; provided, however, that the Board of Zoning Appeals may reduce the standard setback requirements if the goals of this Section would be better served thereby:*

(a) *Towers must be set back a distance equal to at least seventy-five percent (75%) of the height of the tower from any adjoining lot line.*

(b) *Guys and accessory buildings must satisfy the minimum zoning district setback requirements for commercial uses.*

**7. Separation.** *The following separation requirements shall apply to all towers and antennas for which a special exception is granted; provided, however, that the Board of Zoning Appeals may reduce the standard separation requirements if the goals of this Resolution would be better served thereby.*

(a) *Tower separation shall be measured from the base of the tower to the lot line of the off-site uses. Separation distance shall be 200 feet or 300 % the height of the tower, whichever is greater, in relation to an existing residential use or a platted subdivision lot intended predominantly for residential use.*

**BLOUNT COUNTY PLANNING COMMISSION  
REGULAR SESSION  
THURSDAY, APRIL 24, 2014  
5:30 P.M.**

The Blount County Planning Commission met in regular session on Thursday, April 24, 2014, at the Courthouse. Staff was represented by: John Lamb - Director of Planning, Roger Fields – Building Commissioner, and Administrative Assistant, Marlene Hodge.

Commissioners Present: Geneva Harrison, Tom Hodge, Gerald Kirby, Bruce McClellan, Jerry Roddy, Ed Stucky – Chairman, and Clifford Walker.  
Commissioners Absent: David Caldwell – Vice Chairman, Mike Caylor, Ron French, and Brad Harrison.

The minutes for the March 27, 2014, regular monthly meeting were approved. Minutes were given to members for review prior to the meeting.

**PUBLIC HEARINGS: None**

**SITE PLAN: None**

**HEARINGS: None**

**MISCELLANEOUS ITEMS: None**

**LONG RANGE PLANNING:**

**Discussion of request from Board of Zoning Appeals (BZA) concerning setback requirements for telecommunication towers:**

The BZA had two cellular tower requests earlier this month requiring a substantial amount of relief from the separation (setback) requirements. The 300% of the tower height from residential property as defined in Section 7.4-D-7-a is becoming a regular issue, especially in the urban areas. As technology and customer usage expands additional towers are being required. The BZA asked the Planning Commission to explore this issue and determine if any adjustment should be made to these regulations. Section 7.4-D-7-a along with staff memo was given to members for review prior to the meeting.

Kevin Krueger, PM&A, answered questions and discussed issues regarding the height, amount of square footage needed for a tower, difficulty of finding property within the urban area, removal of towers, and the collapsible design of towers.

Commissioner McClellan made a motion to change the separation requirements from 300% to 150% in the Rural District 1 and/or Suburbanizing zones. Motion failed due to a lack of a second.

Staff was asked to research and bring back for discussion the following: local cities cell tower regulations for residential areas and compare the separation requirements with Blount County; what is the average and range of variances the BZA has made in the past; any interference with household electronics; and the fall area of a tower if it should collapse.

**Discussion on campgrounds and commercial zoning alternatives along two lane arterial roads in the county:**

The Planning Commission held a workshop on issues of commercial use along two lane arterial roads in the county. Members present came to the consensus that the issues of campgrounds may be addressed separate from the more general considerations of other commercial use. Staff memo along with a copy of material from past discussions and the proposed campground and RV park amendment that failed in December 2012 was given to members for review prior to the meeting.

Options presented by staff were discussed. Length of stay in a campground was suggested to be reduced to 60 days. The areas for allowing campgrounds were suggested to be: Hwy 321 from Walland to Townsend, the Townsend area and Hwy 321 on to Sevier County line, and the Tallassee area. The Planning Commission requested staff to prepare an amended version of proposed regulations for consideration at the May meeting.

**STAFF REPORTS:**

Members were reminded of upcoming training sessions in May and will be notified of additional opportunities as they become available.

**ADJOURNMENT:**

There being no further business to conduct, the Chairman declared the meeting adjourned.

---

Secretary

# Memo

**To:** Blount County Planning Commission  
**From:** Building Commissioner  
**CC:** Other planning commissioner members  
**Date:** 5/14/2014  
**Re:** Continuation of cell tower setback discussion.

---

**Background:**

Last month we started discussions about the separation requirements for cellular towers and what seems to be a continuing issue for the board of zoning appeals. The BZA has seen an increase in cell tower request and most if not all of them can't make the 300% separation distance required from any residentially used or platted lot or parcel. The planning commission requested that I bring back a history of the BZA approvals of cell towers and the average relief that was granted by them, along with what the requirements in other jurisdictions are, and any structural and radio frequency interference issues that may be encountered by lesser separation requirements.

The BZA has granted fourteen cell tower requests since September 2000. I would like to mention that just this year we have had five requests and another one coming soon, that I know of. I have been told by industry professionals that this influx is due to new technology. Out of the fourteen sites that have been approved eight of them required relief from the 300% separation requirements. The average amount of relief granted from the required separation distance is 165' with the greatest amount being 321' and the least being 52'. Six towers were approved that met all separation requirements.

For this report, I have collected the regulations for cell towers from Maryville, Alcoa, Loudon County, and Washington County. Each of these jurisdictions have different wording about the setback and/or separation distances. For comparisons sake, I have chose to document what the setback requirements are for a 150' tower in each of the jurisdictions. I chose this height because it is an average height for what we have been seeing most recently. The City of Maryville's regulations are very similar to ours, and for a 150' it would have a setback of 75% of the tower height and a separation distance that would range from 75', 200', 300', and 450'. In Maryville's regulations the separation distance depends on what the use or intended use of the

neighboring property is, and they are as follows: from single-family or duplex lots with or without units would require the max 450' at 300% of the tower height, for vacant unplatted residentially zoned land 300' at 200% of the tower height is required, for existing multi-family units greater than duplex units 200' or 100% of the tower height whichever is greater, and for non-residentially zoned lands or non-residential uses 75' would be required. The City of Alcoa requires that a tower abutting a residential used or zoned property to setback 30' plus one foot for every three feet above 35' of tower height, which would give use a 68' setback for our 150' tower. In Loudon County our 150' tower would be required to setback 150' from the property line of any R-1 zoned parcel. In Washington County the same 150' tower would be required to setback 175' from any residentially zoned or used parcel. By our regulations, the 150' tower is required to be separated 450' from the property line of any residentially used or platted parcel. I did try to find Knox County and Knoxville's requirements but was unable to obtain them for this review.

I was also instructed to report on any radio frequency disturbance of household items that may be created from the presence of cellular towers. After an extensive search, I have not been able to turn up any information on disturbances of this nature. I have found information about human exposure to radio frequency fields and have included a report on this topic for your information. There was also a question about the fall zones of these towers and that is a matter of engineering. Each tower has to provide engineered drawings and they can be engineered to fall within the lease areas at the base of the tower if they fail. Most are engineered to fall within an area less than the tower height.

Below are a few suggestions on ways that we could address these concerns. The first one is to simply leave it as it reads now. The second would be to adjust the base setback and the percentage of tower height. I used 200' and 150% but any number the planning commission chooses could be plugged in. I put one final option for this report and it is to have a base setback and then add for additional footage beyond a set tower height. In this example I used our existing setback and then added one foot for every foot above 75' of tower height. These numbers would basically make the separation equal to the tower height, but these numbers can be changed around as well.

- 1) (a) Tower separation shall be measured from the base of the tower to the lot line of the off-site uses. Separation distance shall be 200 feet or 300 % the height of the tower, whichever is greater, in relation to an existing residential use or a platted subdivision lot intended predominantly for residential use.

Or

- 2) (a) Tower separation shall be measured from the base of the tower to the lot line of the off-site uses. Separation distance shall be 200 feet or 150% the height of the tower, whichever is greater, in relation to an existing residential use or a platted subdivision lot intended predominantly for residential use.

---

Or

- 3) (a) Tower separation shall be measured from the base of the tower to the lot line of the off-site uses. Separation distance shall be 75 feet plus one foot for every 1 foot greater than 75 feet in tower height, whichever is greater, in relation to an existing residential use or a platted subdivision lot intended predominantly for residential use.

As you can see our separation distance is on the high side in comparison to the other jurisdictions in my report. We do mimic Maryville's regulations to a point but they have provisions for less separation in certain situations. This has been a concern for the BZA for some time and it appears that it will continue to be an issue in the future.



## Consumer Guide

### Human Exposure to Radio Frequency Fields: Guidelines for Cellular and PCS Sites

#### Background

Primary antennas for transmitting wireless telephone service, including cellular and Personal Communications Service (PCS), are usually located outdoors on towers, water tanks and other elevated structures like rooftops and sides of buildings. The combination of antenna towers and associated electronic equipment is referred to as a "cellular or PCS cell site" or "base station." Cellular or PCS cell site towers are typically 50-200 feet high. Antennas are usually arranged in groups of three, with one antenna in each group used to transmit signals to mobile units, and the other two antennas used to receive signals from mobile units.

At a cell site, the total radio frequency (RF) power that can be transmitted from each transmitting antenna depends on the number of radio channels (transmitters) that have been authorized by the Federal Communications Commission (FCC) and the power of each transmitter. Although the FCC permits an effective radiated power (ERP) of up to 500 watts per channel (depending on the tower height), the majority of cellular or PCS cell sites in urban and suburban areas operate at an ERP of 100 watts per channel or less.

An ERP of 100 watts corresponds to an actual radiated power of 5-10 watts, depending on the type of antenna used. In urban areas, cell sites commonly emit an ERP of 10 watts per channel or less. For PCS cell sites, even lower ERPs are typical. As with all forms of electromagnetic energy, the power density from a cellular or PCS transmitter rapidly decreases as distance from the antenna increases.

Consequently, normal ground-level exposure is much less than the exposure that might be encountered if one were very close to the antenna and in its main transmitted beam. Measurements made near typical cellular and PCS cell sites have shown that ground-level power densities are well below the exposure limits recommended by RF/microwave safety standards used by the FCC.

#### Guidelines

In 1996, the FCC adopted updated guidelines for evaluating human exposure to RF fields from fixed transmitting antennas such as those used for cellular and PCS cell sites. The FCC's guidelines are identical to those recommended by the National Council on Radiation Protection and Measurements (NCRP), a non-profit corporation chartered by Congress to develop information and recommendations concerning radiation protection. The FCC's guidelines also resemble the 1992 guidelines recommended by the Institute of Electrical and Electronics Engineers (IEEE), a non-profit technical and professional engineering society, and endorsed by the American National Standards Institute (ANSI), a nonprofit, privately-funded membership organization that coordinates development of voluntary national standards in the United States.

In the case of cellular and PCS cell site transmitters, the FCC's RF exposure guidelines recommend a maximum permissible exposure level to the general public of approximately 580 microwatts per square centimeter. This limit is many times greater than RF levels typically found near the base of cellular or



PCS cell site towers or in the vicinity of other, lower-powered cell site transmitters. Calculations corresponding to a "worst-case" situation (all transmitters operating simultaneously and continuously at the maximum licensed power) show that, in order to be exposed to RF levels near the FCC's guidelines, an individual would essentially have to remain in the main transmitting beam and within a few feet of the antenna for several minutes or longer. Thus, the possibility that a member of the general public could be exposed to RF levels in excess of the FCC guidelines is extremely remote.

When cellular and PCS antennas are mounted on rooftops, RF emissions could exceed higher than desirable guideline levels on the rooftop itself, even though rooftop antennas usually operate at lower power levels than free-standing power antennas. Such levels might become an issue for maintenance or other personnel working on the rooftop. Exposures exceeding the guidelines levels, however, are only likely to be encountered very close to, and directly in front of, the antennas. In such cases, precautions such as time limits can avoid exposure in excess of the guidelines. Individuals living or working within the building are not at risk.

#### **For More Information**

For more information on RF exposure, you can visit the FCC's RF Safety website at [www.fcc.gov/encyclopedia/radio-frequency-safety](http://www.fcc.gov/encyclopedia/radio-frequency-safety). For information about other communications issues, visit the FCC's Consumer website at [www.fcc.gov/consumers](http://www.fcc.gov/consumers), or contact the FCC's Consumer Center by calling 1-888-CALL-FCC (1-888-225-5322) voice or 1-888-TELL-FCC (1-888-835-5322) TTY; faxing 1-866-418-0232; or writing to:

Federal Communications Commission  
Consumer and Governmental Affairs Bureau  
Consumer Inquiries and Complaints Division  
445 12th Street, S.W.  
Washington, DC 20554

###

*For this or any other consumer publication in an accessible format (electronic ASCII text, Braille, large print or audio), please write or call us at the address or phone number below, or send an email to [FCC504@fcc.gov](mailto:FCC504@fcc.gov).*

*This document is for consumer education purposes only and is not intended to affect any proceedings or cases involving this subject matter or related issues.*

Last Reviewed 4/4/13



**BLOUNT COUNTY PLANNING COMMISSION  
REGULAR SESSION  
THURSDAY, MAY 22, 2014  
5:30 P.M.**

The Blount County Planning Commission met in regular session on Thursday, May 22, 2014, at the Courthouse. Staff was represented by: John Lamb - Director of Planning, Doug Hancock – Senior Planner, and Roger Fields – Building Commissioner.

Commissioners Present: David Caldwell – Vice Chairman, Ron French, Brad Harrison, Geneva Harrison, Tom Hodge, Gerald Kirby, Jerry Roddy, Ed Stucky – Chairman, and Clifford Walker. Commissioners Absent: Mike Caylor and Bruce McClellan.

The minutes for the April 24, 2014, regular monthly meeting were approved. Minutes were given to members for review prior to the meeting.

**PUBLIC HEARINGS: None**

**SITE PLAN: None**

**HEARINGS:**

**Concept Plans:**

**Carol Foy Letourneau property concept plan off Whites Mill Road:**

The proposed concept contains a total of 2.1 acres and shows a new lot being cut off in front of the home that is towards the rear of the parcel. The new lot is to be approximately 37,000 square feet and is to contain 30,000 square feet outside the driveway easement to the back lot. The owner would like to create an additional lot to place a separate home on and comply with the Environmental Health Departments requirements for septic approval. She is seeking some indication that the plat will be favorably considered.

The subdivision regulations allow for no more than four lots to be served by a common driveway easement. The proposed new lot is to be the fourth and final lot. The lot owners that have potentially enough land to re-subdivide are notified by the proponent with a form provided by the Planning Department. This form asks for the signatures of the other property owners and their acknowledgement that they are aware of the four lot limitation off of the common driveway, which may not allow them to re-divide their property in the future. In this case, the proponent was not able to get any acknowledgement from the other owners.

The driveway easement is of long standing and the condition of the driveway is satisfactory.

A soil map will be required by Environmental Health Department for the proposed new lot. The remaining lot with the existing home will have to have a fully functioning existing system and adequate duplication area available. Environmental Health Department will have to sign the final plat. Utilities are in place for both lots.

Jake Waters, adjoining property owner, spoke in regards to the number of lots allowed off the easement.

A note would need to be placed on the plat regarding maintenance responsibility of the common driveway.

No action is required by the planning commission for the concept. General agreement is the concept is workable.

**Hatcher Property concept drawing off of Sevierville Road and Temple Road:  
Re-subdivision of 3 lots along the county and state road.**

The proposed concept contains a total of 13.3 acres and all three of the existing lots are in the Rural District 1 Zone. The property contains a mobile home park towards the rear, commercial building that fronts along Sevierville Road, three storage buildings, and one home off of Sevierville Road.

The purpose of the plat is to rearrange the property lines and separate the house on the new Lot 1, the commercial building on the new Lot 2, and the mobile home park on the new Lot 3. While all of the existing uses are of long standing, the re-arranging of the property lines has some implications with respect to zoning and density requirements. The owner shall make application to the Board of Zoning Appeals (BZA) for zoning variances.

The Environmental Health Department will have to evaluate all of the existing septic systems and have adequate room for duplication in order to be able to approve the lot lines to be re-arranged. Several of the mobile homes have septic issues and some may have to be removed or relocated to the satisfaction of the Environmental Health Department prior to any final plat approval.

Any variances to septic requirements and duplication will have to be approved by the Planning Commission. Any proposed preliminary or final plat will require that all of the existing septic systems be fully functioning and in compliance with the requirements of the Environmental Health Department.

Mark Major spoke in regards to the septic tanks.

No action is required for this concept plan but the consensus is the concept is workable.

**Preliminary and Final Plats – Minor Subdivisions:**

**Barbara Law Property off Charles Young Road:**

Item withdrawn from agenda by the owner.

**MISCELLANEOUS ITEMS: None**

**LONG RANGE PLANNING:**

**Discussion of setback and separation requirements for telecommunication towers:**

At the last meeting the BZA asked the Planning Commission to explore and determine if any adjustment should be made to the regulations regarding the amount of relief from the separation (setback) requirements for cell towers. Zoning regulations require a separation of 300% of the tower height from any residentially used or platted lot or parcel as defined in Section 7.4-D-7-a. This amount is becoming an issue especially in the urban areas. Staff was asked to bring back a history of the BZA approvals of cell towers and the average relief that was granted along with requirements from other jurisdictions, and any structural and radio frequency interference issues that may be encountered by lesser separation requirements. Staff memo was given to members for review prior to the meeting.

Members reviewed and discussed the information.

Recommendation was made to change regulations to the following:

- (a) Tower separation shall be measured from the base of the tower to the lot line of the off-site uses. Separation distance shall be 85 feet plus one foot for every one foot greater than 75 feet in tower height, whichever is greater, in relation to an existing residential use or a platted subdivision lot intended predominantly for residential use.

Staff was asked to look at the recommended regulation and compare it with previous approved permits to see how many would have still required a variance. Staff will bring back requested information and a revised recommendation to the regulations.

**Discussion and possible action to recommend zoning resolution amendments for campgrounds and RV parks.**

At the April regular meeting, the Planning Commission considered possible changes to a previous proposal and instructed staff to bring back changed regulation wording. Staff memo along with a final resolution form was given to members to review prior to the meeting.

Members reviewed and discussed the revised recommendation.

Commissioner Roddy made a motion to forward the revised resolution on campgrounds to the County Commission with a favorable recommendation; seconded by Commissioner Geneva Harrison. Motion received unanimous approval.

**Discussion on commercial zoning alternatives along two lane arterial roads in the county:**

Item deferred until next meeting.

**STAFF REPORTS: None**

**ADJOURNMENT:**

There being no further business to conduct, the Chairman declared the meeting adjourned.

---

Secretary

RESOLUTION No. \_\_\_\_\_

Sponsored by Commissioners \_\_\_\_\_ and \_\_\_\_\_.

**A RESOLUTION TO AMEND THE ZONING RESOLUTION OF BLOUNT COUNTY, TENNESSEE, SECTION 7.4-D-7(a) TOWER SEPERATION REQUIREMENTS.**

BE IT RESOLVED, by the Board of Commissioners of Blount County, Tennessee, in session assembled this \_\_\_\_\_, 2014:

WHEREAS, the Legislature of the State of Tennessee has enabled Blount County to adopt and amend zoning regulations in Tennessee Code Annotated Sections 13-7-101, *et seq.*, and

WHEREAS, the Board of Commissioners of Blount County, Tennessee adopted zoning regulations in Resolution 00-06-010 **A RESOLUTION ADOPTING ZONING IN BLOUNT COUNTY PURSUANT TO SECTIONS 13-7-101, *et seq.*, OF THE TENNESSEE CODE ANNOTATED**, and

WHEREAS, Blount County has many areas of residential development within urban, suburban and rural areas, and

WHEREAS, telecommunication towers provide a needed service for developed areas of the county, and

WHEREAS, present zoning regulations applied to residential developed areas of the county have given cause for relief through the Board of Zoning Appeals of separation distance requirements for placement of telecommunication towers, and

WHEREAS, it is desired to amend the zoning regulations of telecommunication towers to more reasonably accommodate telecommunication towers in relation to separation distance from residential development within the county, while continuing to protect the health, safety and welfare of residents,

**NOW, THEREFORE, BE IT RESOLVED, BY THE BOARD OF COMMISSIONERS OF BLOUNT COUNTY, TENNESSEE,** to adopt the following:

That Section 7.4-D-7(a) be amended to read as follow:

- (a) Tower separation shall be measured from the base of the tower to the lot line of the off-site uses. Separation distance shall be 85 feet plus one foot for every one foot greater than 75 feet in tower height, whichever is greater, in relation to an existing residential use or a platted subdivision lot intended predominantly for residential use.

**BE IT FURTHER RESOLVED THAT THIS RESOLUTION SHALL BE IN FORCE AND BECOME EFFECTIVE UPON ITS ADOPTION, THE PUBLIC WELFARE REQUIRING IT.**

CERTIFICATION OF ACTION

ATTEST

**BLOUNT COUNTY PLANNING COMMISSION  
REGULAR SESSION  
THURSDAY, JULY 24, 2014  
5:30 P.M.**

The Blount County Planning Commission met in a special called meeting on Thursday, July 24, 2014, at the Courthouse. Staff was represented by: John Lamb - Director of Planning, Doug Hancock – Senior Planner, Roger Fields – Building Commissioner, and Administrative Assistant Marlene Hodge.

Commissioners Present: David Caldwell – Vice Chairman, Ron French, Brad Harrison, Geneva Harrison, Gerald Kirby, Bruce McClellan, Jerry Roddy, Ed Stucky – Chairman, and Clifford Walker. Commissioners Absent: Mike Caylor and Tom Hodge.

The minutes for the July 10, 2014, special called meeting were approved. (Minutes were given to members for review prior to the meeting.)

**HEARINGS:**

**Preliminary and Final Plats – Major Subdivisions:**

**Patterson Property off of Day Road by Anna Patterson: 4 lots: Two lots with county road frontage and two served off of a 50' common driveway easement:** Staff received letter requesting item to be removed from the agenda.

Commissioner French made a motion to remove the item from the agenda without prejudice; seconded by Commissioner Kirby. Motion received unanimous approval.

**Preliminary and Final Plats – Minor Subdivisions:**

**Hatcher Property off of Sevierville Road and Temple Road: re-subdivision of 3 lots along the county and state road:**

The owner requested item to be removed from the agenda.

Commissioner French made a motion to remove the item from the agenda without prejudice; seconded by Commissioner Roddy. Motion received unanimous approval.

**Miscellaneous Items:**

**Ward property off of Water Oak Drive (and Walker Avenue) by Bruce and Deborah Ward: 2 lots. (Re-subdivision of Lot 36 Hinkle Estates):**

The proposed re-subdivision of Lot 36 contains a total of 4.4 acres off of Water Oak Drive and is located in the Rural District 1 (R-1) zone. The surveyor has indicated that none of the property is in the floodplain.

The purpose of this plat is to divide a smaller lot (Lot 36R1) off of Water Oak Drive leaving the larger remainder (Lot 36R) with access off of the right-of-way (ROW) indicated on the plat labeled as Walker Avenue.

While there is a dedicated right-of-way indicated from a previous plat that touches the proposed Lot 36R, there is no county road across this right-of way. The paved section of Walker Avenue ends approximately 230 feet from lot 36R.

Staff discussed the subdivision of the property and the issue if the owner can divide off of this section with the understanding this will be the only access to a county road for Lot 36. The understanding being that this section is a platted but unimproved right-of-way that is of record, has an existing driveway of long standing, and provides as an access for a public utility.

Outstanding items to be completed:

1. Signature plats and a \$20.00 per lot platting fee.

Members discussed the subdivision and right-of-way.

Commissioner Brad Harrison arrived during discussion.

Commissioner Kirby made a motion to approve the two lot subdivision of the Ward Property; seconded by Commissioner Geneva Harrison.

Recommendation was made to add note to plat indicating that any future division of Lot 36R will require the extension and improvement of Walker Avenue to meet County road standards within the right-of-way.

Commissioner Kirby made a motion to amend the approval of the two lot subdivision of the Ward Property subject to staff recommendation and adding note to plat regarding improvement of ROW to Walker Avenue if there is any future division of Lot 36R; seconded by Commissioner Roddy. Motion was approved with Commissioner McClellan abstaining.

### **LONG RANGE PLANNING:**

#### **Discussion of proposed amendments for setback and separation requirements for telecommunication towers:**

At the May 2014 meeting staff was asked to bring back a proposed amendment for setback and separation requirements for telecommunication towers. Amended resolution for Section 7.4-D-7(a) was given to members for review prior to the meeting.

Amended section to Section 7.4-D-7(a) read as follows:

Tower separation shall be measured from the base of the tower to the lot line of the off-site uses. Separation distance shall be 85 feet plus one foot for every one foot greater than 75 feet in tower height, whichever is greater, in relation to an existing residential use or a platted subdivision lot intended predominantly for residential use.

Commissioner Roddy made a motion to forward the amendment for setback and separation requirements for telecommunication towers to the County Commission with a favorable recommendation; seconded by Commissioner Walker. Motion received unanimous approval.

**Discussion on commercial zoning alternatives along two lane arterial roads in the county.**

Before further discussion of the rezoning issue, staff was asked to review the standards of appearance for commercial buildings that apply to the Rural Arterial Commercial Zone along with lighting; there may be areas that need improvement.

**Staff Reports:**

**Training Opportunities:** Staff discussed upcoming training opportunities.

**ADJOURNMENT:**

There being no further business to conduct, the Chairman declared the meeting adjourned.

---

Secretary

**NOTICE OF PUBLIC HEARING,** In accordance with Tennessee Code Annotated Section 13-7-105, the Board of County Commissioners of Blount County, Tennessee, will convene in a called meeting and hold public hearing on October 7, 2014 at 6:15 P.M., at the Blount County Courthouse Commission Meeting Room for the following proposed amendments to the Zoning Resolution of Blount County, Tennessee, being Resolution 00-06-010.

**A RESOLUTION TO AMEND THE ZONING RESOLUTION OF BLOUNT COUNTY, TENNESSEE, SECTION 7.4-D-7(a) TOWER SEPARATION REQUIREMENTS.**

7.4-D-7(a) Tower separation shall be measured from the base of the tower to the lot line of the off-site uses. Separation distance shall be 85 feet plus one foot for every one foot greater than 75 feet in tower height, whichever is greater, in relation to an existing residential use or a platted subdivision lot intended predominantly for residential use.

APPROVED:

ATTEST:

Jerome Moon  
Commission Chairman

County

Roy Crawford, Jr.  
Clerk

Ed Mitchell  
County Mayor

**RESOLUTION No. 14-10-004**

**Sponsored by Commissioners Mike Caylor and Andy Allen**

**A RESOLUTION AMENDING THE RULES REGULATING THE PROCEDURES OF THE BOARD OF COUNTY COMMISSIONERS OF BLOUNT COUNTY, TENNESSEE.**

**WHEREAS**, the Board of County Commissioners of Blount County, Tennessee, has adopted rules of procedures governing the conduct of meetings; and

**WHEREAS**, it has been determined that it is in the best interest of the County to amend certain rules in the rules of procedures governing the conduct of meetings.

**NOW THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of Blount County, Tennessee, meeting in regular session assembled this 30<sup>th</sup> day of October, 2014, that the following rules: 6A., 7B., 9B., and 14B., of the Rules Regulating the Procedures of the Board of County Commissioners of Blount County, Tennessee shall be changed as follows:

1. 6A. Changing the 5<sup>th</sup> sentence by deleting the word “working” and inserting the word “five” and to read as follows: *Resolutions conforming to the above form shall be submitted to the Clerk at least (5) five days prior to the date of the meeting.*
2. 7B. Changing the 2<sup>nd</sup> sentence by inserting the number “(5)” , deleting the word “working” and to read as follows: *The names shall be supplied by written notice from the County Mayor to Board members at least (5) five days prior to the meeting.*
3. 9B. Changing the 1<sup>st</sup> sentence by inserting the number “(5)”, deleting the word “working” and to read as follows: *All requests for appropriations falling in this area shall be summarized and submitted in writing by the Director of Accounts and Budgets to each member of the Board at least (5) five days prior to the regular or called meeting of the Board at which such request is to be submitted.*”
4. 14B. Changing the 3<sup>rd</sup> sentence by inserting the number “(5)” , and adding the word “working” and to read as follows: *The minutes shall be prepared within (5) working days after said meeting and placed in a well bound book for public inspection.*

**BE IT FURTHER RESOLVED** that this resolution shall take effect upon its adoption, the public welfare requiring it.

**CERTIFICATION OF ACTION**

**ATTEST**

\_\_\_\_\_  
Commission Chairman

\_\_\_\_\_  
County Clerk

Approved: \_\_\_\_\_

Vetoed: \_\_\_\_\_  
County Mayor

\_\_\_\_\_  
Date

**RESOLUTION 14-10-002**

Sponsored by Commissioners Jerome Moon, Brad Bowers, and Grady Caskey

**A RESOLUTION NAMING THE BRIDGE AT OLD WALLAND HIGHWAY, IN WALLAND, TENNESSEE, THE GORDON EDWARD WRIGHT, SR. MEMORIAL BRIDGE**

**BE IT RESOLVED**, by the Board of Commissioners of Blount County, Tennessee, in session assembled this 30<sup>th</sup> day of October, 2014:

**WHEREAS**, Gordon Edward Wright, Sr., was born in Blount County, Tennessee, on May 20, 1944; and

**WHEREAS**, Gordon E. Wright, Sr., the son of Willie and Nancy Wright, grew up in Blount County, Tennessee, near the Great Smoky Mountains National Park, and was a 1962 graduate of Walland High School; and

**WHEREAS**, during his life, Gordon E. Wright, Sr., was a devoted son, husband, father, grandfather, brother, nephew, and cousin, and at the same time cared deeply about his mountain heritage and Cades Cove, and the importance of giving back to his community, volunteering thousands of hours with the Blount County Rescue Squad and serving on numerous committees and boards; and

**WHEREAS**, Gordon E. Wright, Sr., a United States Marine Corps Veteran and a Blount County Commissioner, worked tirelessly for the betterment of Blount County, and leaves behind a legacy of compassion, loyalty, and dedication to his fellowman, and as the scripture says in St. John 15:13, "Greater love hath no man than this, that a man lay down his life for his friends."

**WHEREAS**, it is the opinion of the Blount County Board of Commissioners that the selfless service of Gordon E. Wright, Sr., to his fellowman should be memorialized; and

**WHEREAS**, it would be appropriate to name the bridge over Little River located at Old Walland Highway, in Walland, Tennessee, the Gordon Edward Wright, Sr. Memorial Bridge.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of Blount County, Tennessee, that:

1. Hereinafter the aforementioned bridge at Old Walland Highway, in Walland, Tennessee, shall be named the Gordon Edward Wright, Sr. Memorial Bridge; and
2. A plaque so stating shall be attached to the bridge.

**BE IT FURTHER RESOLVED** that this resolution take effect from and after passage, the Public Welfare requiring it.

**BE IT FURTHER RESOLVED** that this resolution be made a part of the official records of the Board of County Commissioners of Blount County, Tennessee.

**Duly authorized and approved the 30th day of October, 2014.**

**CERTIFICATION OF ACTION:**

**ATTEST:**

\_\_\_\_\_  
Commission Chairman                      Cou

\_\_\_\_\_  
nty Clerk

Approved: \_\_\_\_\_

Vetoed: \_\_\_\_\_

\_\_\_\_\_  
County Mayor

\_\_\_\_\_  
Date

**RESOLUTION NO. 14-10-005**

**SPONSORED BY COMMISSIONERS  
Mike Caylor, Rick Carver, Andy Allen, Jeff Headrick**

**A RESOLUTION TO APPROVE THE MEMORANDUM OF UNDERSTANDING BETWEEN  
BLOUNT COUNTY, TENNESSEE, THE BLOUNT COUNTY SHERIFF'S OFFICE AND THE  
FIFTH JUDICIAL DRUG TASK FORCE FOR THE ALLOCATION AND USE OF COUNTY  
PROPERTY**

**WHEREAS**, the use, sale and distribution of illegal drugs is a significant and chronic problem in Blount County, Tennessee, which adversely affects the welfare of Blount County and its citizens; and

**WHEREAS**, the Fifth Judicial District consists of Blount County, Tennessee and a task force was created pursuant to State law in said judicial district to consolidate the efforts of the Blount County District Attorney General, the Blount County Sheriff's Office, the Maryville Police Department and the Alcoa Police Department in the identification and prosecution of the users, sellers, distributors and manufacturers of illegal drugs and said task force is the Fifth Judicial Drug Task Force (FJDTF); and

**WHEREAS**, the Blount County Sheriff's Office (BCSO) is the lead law enforcement agency for the FJDTF supplying the majority of the personnel for the task force and receiving eighty percent (80%) of the forfeited assets and funds obtained by the FJDTF; and

**WHEREAS**, the FJDTF has outgrown its current offices and headquarters and has an urgent need to relocate so that it can continue to operate in an efficient manner; and

**WHEREAS**, Blount County owns certain property more particularly described in the Memorandum of Understanding attached hereto, which property is not in use and is currently in a state of dilapidation and disrepair; and

**WHEREAS**, the BCSO has requested that said property be allocated to the exclusive use of the BCSO so that the FJDTF can relocate its offices and headquarters to said property on a long term basis; and

**WHEREAS**, it is contemplated that the FJDTF will substantially improve said property solely with its own funds; and

**WHEREAS**, in the event the County removes the FJD TF from said property or sells said property in the future, the County will make certain reimbursements to the FJDTF for said improvements.

**NOW THEREFORE, BE IT RESOLVED** by the Blount County Commission assembled in regular session at Maryville, Tennessee, on this 30th day of October, 2014, that approval is hereby given for Blount County to enter into the Memorandum of Understanding, a copy of which is attached hereto and incorporated herein by reference.

**BE IT FURTHER RESOLVED** the Blount County Commissioners by their action authorizes the Blount County Mayor to execute said Memorandum of Understanding on behalf of Blount County, Tennessee.

**BE IT FURTHER RESOLVED THAT THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY, THE PUBLIC WELFARE REQUIRING IT.**

**Duly authorized and approved this 30th day of October, 2014.**

**CERTIFICATION OF ACTION**

**ATTEST**

\_\_\_\_\_  
Commission Chairman                      County

\_\_\_\_\_  
Clerk

Approved: \_\_\_\_\_

Vetoed: \_\_\_\_\_

\_\_\_\_\_  
County Mayor                      Date

\_\_\_\_\_

**MEMORANDUM OF UNDERSTANDING  
BETWEEN BLOUNT COUNTY, TENNESSEE; THE BLOUNT COUNTY SHERIFF'S  
OFFICE AND THE FIFTH JUDICIAL DRUG TASK FORCE FOR THE ALLOCATION  
AND USE OF COUNTY PROPERTY**

THIS AGREEMENT between Blount County, Tennessee (hereinafter "County"), the Blount County Sheriff's Office (hereinafter "BCSO") a department and component of Blount County, Tennessee, and the Fifth Judicial Drug Task Force (hereinafter "FJDTF").

**W I T N E S S E T H:**

1. WHEREAS, the County is the owner of certain real property consisting of two (2) tracts which were previously owned by the Blount County Children's Home, Inc., and which property's ownership reverted back to the County when the Children's Home ceased to operate; and,

2. WHEREAS, the building and improvements on said property are in a state of dilapidation and disrepair and the property is presently unoccupied; and,

3. WHEREAS, the Fifth Judicial Drug Task Force (FJDTF) has outgrown their current offices and needs to relocate; and,

4. WHEREAS, the Blount County Sheriff's Office (BCSO) has requested that said property be allocated to the Sheriff's Office for the purpose of the FJDTF relocating to and using said property for the FJDTF office on a long term basis; and,

5. WHEREAS, it is contemplated that the FJDTF will make substantial improvements to the property by constructing new structures on the property and/or remodeling or updating existing structures; and,

6. WHEREAS, the improvements to the property will be paid for by the FJDTF and in the event the FJDTF is removed from the property by Blount County or the property is sold by the County, the County will reimburse to the FJDTF the value of the improvements made to the property by the FJDTF and the value will be determined based on the value of the improvements at the time the payment is triggered by the removal of the FJDTF or sale of the property. The value of the improvements will necessarily take into consideration any depreciation that has occurred to said improvements; and,

7. WHEREAS, the Mayor has agreed to this allocation and use of said property by the Sheriff's Office subject to the approval of the Blount County Commission.

THEREFORE, the parties to this Memorandum of Understanding agree as follows:

A. The property formerly known as the Children's Home property which consists of two (2) tracts more fully described in a General Warranty Deed recorded in Record Book 2212, Page 1396 and a Correction Warranty Deed recorded in Record Book 2212, Page 1393 at the Blount County Register of Deeds Office, is hereby allocated for and to the exclusive use of the Blount County Sheriff's Office (BCSO).

B. The allocation of the use of said property to the BCSO is contemplated to be on a long term basis.

C. The BCSO will allow the Fifth Judicial Drug Task Force (FJDTF) to relocate their offices and operations to said property and use the same.

D. The FJDTF shall be allowed to construct improvements on said property and/or to remove, remodel or improve existing structures at their sole expense.

E. In the event the FJDTF is removed from said property or the property is sold by Blount County, the County shall reimburse the FJDTF the increased value which the improvements made by the FJDTF have caused to the property and in determining said value to be reimbursed any depreciation of said improvements shall be considered; and

F. This Agreement shall be effective upon approval by the Blount County Legislative Body, the Blount County Sheriff's Office and the Fifth Judicial Drug Task Force.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2014.

BLOUNT COUNTY, TENNESSEE

By: \_\_\_\_\_  
ED MITCHELL, MAYOR

BLOUNT COUNTY SHERIFF'S OFFICE

By: \_\_\_\_\_  
JAMES L. BERRONG, SHERIFF

FIFTH JUDICIAL DRUG TASK FORCE

By: \_\_\_\_\_  
CHAIRMAN

**PUBLIC NOTICE**

**CALL FOR A SPECIAL MEETING OF THE BLOUNT COUNTY BOARD OF COMMISSIONERS TO BE HELD IN ROOM 430 AT THE BLOUNT COUNTY COURTHOUSE, COURT STREET, MARYVILLE, TENNESSEE, ON TUESDAY, OCTOBER 7, 2014, AT 4:30 P.M.**

Pursuant to and in accordance with the authority vested in me by Tennessee Code Annotated § 5-5-105, I hereby call the Board of County Commissioners of Blount County, Tennessee, to meet in special session on the 7th day of October, 2014, 4:30 P.M. for the following:

1. Presentation by Public Financial Management regarding refinancing of E-3-B debt.

September 26, 2014

APPROVED:

ATTEST:

Jerome Moon  
Commission Chairman

Roy  
County

Crawford, Jr.  
Clerk

Ed Mitchell  
County Mayor

**PUBLIC NOTICE**

**CALL FOR A SPECIAL MEETING OF THE BLOUNT COUNTY BOARD OF COMMISSIONERS TO BE HELD IN ROOM 430 AT THE BLOUNT COUNTY COURTHOUSE, COURT STREET, MARYVILLE, TENNESSEE, ON TUESDAY, OCTOBER 14, 2014, AT 5:30 P.M.**

Pursuant to and in accordance with the authority vested in me by Tennessee Code Annotated § 5-5-105, I hereby call the Board of County Commissioners of Blount County, Tennessee, to meet in special session on the 14th day of October, 2014, 5:30 P.M. to consider and act upon the following:

1. Determination of type of financing for County's E-3-B debt.

September 26, 2014

APPROVED:

ATTEST:

Jerome Moon  
Commission Chairman

Roy  
County

Crawford, Jr.  
Clerk

Ed Mitchell  
County Mayor