

STATE OF TENNESSEE
COUNTY OF GREENE

GREENE COUNTY LEGISLATIVE BODY
MONDAY, MARCH 21, 2011
6:30 P.M.

The Greene County Legislative Body met in regular session on, Monday, March 21, 2011 at the Greene County Courthouse for the regular monthly meeting of the County Commission. Mayor Broyles called the meeting to order to transact business that is to lawfully come before this Honorable Body. Commissioner Hilton Seay led the Pledge to the Flag, followed by Prayer led by Commissioner Rollins. The Commissioners signed in on their key pads and the following Commissioners were present: Commissioners Bird, Bowers, Carter, Crum, Greenway, Grogan, Hensley, Holt, Kiker, King, Malone, McAmis, Moss, Quillen, Rollins, Sams, Sauceman, Seay, Waddle and White. There were 20 Commissioners present. Commissioner Hopson was absent.

APPROVAL OF PRIOR MINUTES

A motion was made by Commissioner Grogan and seconded by Commissioner Greenway to approve prior minutes. Mayor Broyles called for the Commissioners to vote on their keypads. The following vote was taken: Commissioners Bird, Bowers, Carter, Crum, Greenway, Grogan, Hensley, Holt, Kiker, King, Malone, McAmis, Moss, Quillen, Rollins, Sams, Sauceman, Seay, Waddle and White voted aye. The vote was 20- aye; 1 - absent. The Commissioners voted in favor of the motion to approve the prior minutes.

PUBLIC HEARING

Mayor Broyles read and presented a proclamation for Anna Raper and a proclamation for Freddie Shaw.

Mayor Broyles called on Tom Ferguson and Tammy Kinser from the Partnership to speak. Mr. Ferguson gave an update on the new company coming in and on several expansions that are in the works in the county. They have also applied for a new company that is looking for a place to set up business. Ms. Kinser reported on Tourism. The recent appraisal fair brought in 3000 people from 59 cities and 4 states. The Tennessee Writers Association and NIA Golf Tournament are coming soon. Many other initiatives are underway.

Mayor Broyles asked if anyone present wished to speak for item F, a resolution to rezone property owned by Bruce & Mary Lemons. Mr. Bruce Lemons spoke explaining that he now operates a painting contract business that does mostly commercial businesses and wants to build a building to store his supplies in that will also have a bathroom and desk. He has contacted TDOT and they have approved an access off the Baileyton Hwy. onto his property. He explained that there would be no additional traffic or larger vehicles than what comes in now. The property is less than one acre.

Mayor Broyles asked if anyone present wished to speak against item F. Ms. Jackie Bono said that the neighborhood is against the rezoning. They have a concern that the paint and other materials could spill into the ground causing water problems and that their road needs repair now and cannot take heavier traffic. They are also concerned for the children in the neighborhood. She noted that they do not want the rezoning because of what could be put on the property if the Lemons move in the future. Tim Tweed has the petition filed by the neighbors.

It was explained that the property is within the City growth plan limits and therefore went before the city planning commission and was not approved.

Mayor Broyles asked if anyone present wished to speak for or against item G. There were no speakers.

REPORTS

There were reports from the Solid Waste Dept. and Committee minutes in the package.

**A RESOLUTION TO ADD LIMESTONE TRAIL TO THE
OFFICIAL GREENE COUNTY ROAD LIST
(Second Reading)**

WHEREAS, Limestone Trail is located in the 1st Civil District and is in the Blueridge Meadow Subdivision; and

WHEREAS, Limestone Trail consists of approximately .05 of a mile is presently being maintained by the Greene County Highway Department and was inadvertently left off from the Greene County road list; and

WHEREAS, after a review of this road by the Road Committee for the Greene County Legislative Body, it appears that adding Limestone Trail to the official Greene County road list is in the best interest of the residents in that area and of the County as a whole.

NOW THEREFORE BE IT RESOLVED, by the Greene County Legislative Body meeting in regular session on the 21st day of March 2011, a quorum being present and a majority voting in the affirmative, approve adding Limestone Trail to the official Greene County road list.

Highway Committee
Sponsor

Alan D. Proyle
County Mayor

Jim Thompson
County Clerk

Roger A. Woolsey
County Attorney



A

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A RESOLUTION TO ADD LIMESTONE TRAIL TO THE OFFICIAL GREENE
COUNTY ROAD LIST (FIRST READING)

A motion was made by Commissioner Holt and seconded by Commissioner Sauceman to approve a resolution to add Limestone Trail to the official Greene County Road List (second reading). Mayor Broyles called for the Commissioners to vote on the motion on their keypads. The following vote was taken: Commissioners Bird, Bowers, Carter, Crum, Greenway, Grogan, Hensley, Holt, Kiker, King, Malone, McAmis, Moss, Quillen, Rollins, Sams, Sauceman, Seay, Waddle and White voted aye. The vote was 20- aye; 1 - absent. The Commissioners voted in favor of the motion to approve the resolution.

**A RESOLUTION TO ADD KATIE LANE TO THE
OFFICIAL GREENE COUNTY ROAD LIST
(Second Reading)**

WHEREAS, Katie Lane is located in the 1st Civil District and is in the Blueridge Meadow Subdivision; and

WHEREAS, Katie Lane consists of approximately .61 of a mile is presently being maintained by the Greene County Highway Department and was inadvertently left off from the Greene County road list; and

WHEREAS, after a review of this road by the Road Committee for the Greene County Legislative Body, it appears that adding Katie Lane to the official Greene County road list is in the best interest of the residents in that area and of the County as a whole.

NOW THEREFORE BE IT RESOLVED, by the Greene County Legislative Body meeting in regular session on the 21st day of March 2011, a quorum being present and a majority voting in the affirmative, approve adding Katie Lane to the official Greene County road list.

Highway Committee
Sponsor

Alan D. Boyle
County Mayor

John Thompson
County Clerk

Roger A. Woolsey
County Attorney



B

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A RESOLUTION TO ADD KATIE LANE TO THE OFFICIAL GREENE COUNTY
ROAD LIST (FIRST READING)

A motion was made by Commissioner Malone and seconded by Commissioner Greenway to approve a resolution to add Katie Lane to the official Greene County Road List (second reading). Mayor Broyles called for the Commissioners to vote on the motion on their keypads. The following vote was taken: Commissioners Bird, Bowers, Carter, Crum, Greenway, Grogan, Hensley, Holt, Kiker, King, Malone, McAmis, Moss, Quillen, Rollins, Sams, Sauceman, Seay, Waddle and White voted aye. The vote was 20- aye; 1 - absent. The Commissioners voted in favor of the motion to approve the resolution.

**A RESOLUTION TO ADD SAND VALLEY ROAD TO THE
OFFICIAL GREENE COUNTY ROAD LIST
(Second Reading)**

WHEREAS, Sand Valley Road is located in the 1st Civil District and is in the Blueridge Meadow Subdivision; and

WHEREAS, Sand Valley Road consists of approximately .05 of a mile is presently being maintained by the Greene County Highway Department and was inadvertently left off from the Greene County road list; and

WHEREAS, after a review of this road by the Road Committee for the Greene County Legislative Body, it appears that adding Sand Valley Road to the official Greene County road list is in the best interest of the residents in that area and of the County as a whole.

NOW THEREFORE BE IT RESOLVED, by the Greene County Legislative Body meeting in regular session on the 21st day of March 2011, a quorum being present and a majority voting in the affirmative, approve adding Sand Valley Road to the official Greene County road list.

Highway Committee
Sponsor

Alan D. Proyle
County Mayor

Kim Thompson
County Clerk

Roger A. Woolsey
County Attorney



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A RESOLUTION TO ADD SAND VALLEY ROAD TO THE OFFICIAL GREENE
COUNTY ROAD LIST (FIRST READING)

A motion was made by Commissioner Sauceman and seconded by Commissioner Greenway to approve a resolution to add Sand Valley Road to the official Greene County Road List (first reading). Mayor Broyles called for the Commissioners to vote on the motion on their keypads. The following vote was taken: Commissioners Bird, Bowers, Carter, Crum, Greenway, Grogan, Hensley, Holt, Kiker, King, Malone, McAmis, Moss, Quillen, Rollins, Sams, Sauceman, Seay, Waddle and White voted aye. The vote was 20- aye; 1 - absent. The Commissioners voted in favor of the motion to approve the resolution.

ELECTION OF NOTARIES

March 21, 2011

Angela Baker	Renewal
Duncan Cave	Renewal
Angela Campbell	New
Stephen Cutshall	New
Gayle Green	Renewal
Tammy Hopson	New
Kimberly Jones	Renewal
Clark Justis	Renewal
Virginia Lawing	Renewal
Angela Lawson	New
Christine Lunsford	New
Amanda Martin	Renewal
Melissa McMurray	New
Olive McPherson	New
Alan Pickle	Renewal
Wendy Warner	Renewal

ELECTION OF NOTARIES

Mayor Broyles asked the Clerk to read a list of names requesting to be notaries to the Commission. Clerk, David Thompson, read the list. A motion was made by Commissioner Holt seconded by Commissioner Bowers to approve the list. Mayor Broyles called for the Commissioners to vote on their keypads. The following vote was taken: Commissioners Bird, Bowers, Carter, Crum, Greenway, Grogan, Hensley, Holt, Kiker, King, Malone, McAmis, Moss, Quillen, Rollins, Sams, Sauceman, Seay, Waddle and White voted aye. The vote was 20- aye; 1 - absent. The Commissioners voted in favor of the motion to approve the resolution.

**RESOLUTION APPOINTING A CONSTABLE IN THE FIRST CONSTABLE DISTRICT OF
GREENE COUNTY, TENNESSEE**

WHEREAS, Michael T. Jones was duly elected during the August, 2010 General Election to serve as Constable in the First Constable District of Greene County, Tennessee; and

WHEREAS, pursuant to T.C.A. §8-16-106 before entering upon the duties of the office every constable shall give bond with each constable paying all cost of obtaining and recording their required bond; and

WHEREAS, pursuant to T.C.A. §8-19-115 official bonds for elected constables shall be filed within forty days after their election or appointment or twenty days after the term of the office shall begin; and

WHEREAS, pursuant to T.C.A. §8-19-117 any officer required by law to give bond, who fails to file the same in the proper office within the time prescribed vacates the office; and

WHEREAS, the said duly elected Constable, Michael T. Jones, of the First Constable District for Greene County, Tennessee has failed to timely file his bond in accordance with T.C.A. §8-19-115 and the position to which he was elected, that is the constable position for the First Constable District is vacant; and

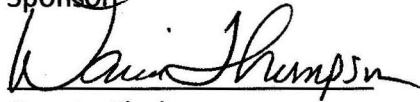
WHEREAS, pursuant to T.C.A. §5-1-104(b)(1) the Greene County Legislative Body is required to fill that position by appointing an individual to serve until a successor is elected at the next general election as defined in T.C.A. §2-1-104.

E.

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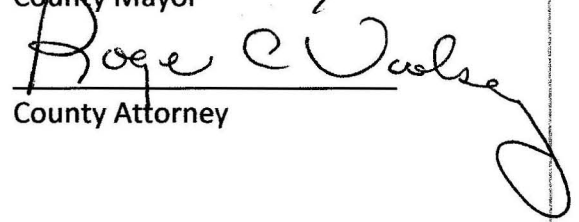
NOW, THEREFORE, BE IT RESOLVED by the Greene County Legislative Body meeting in regular session on the 21st day of March, 2011, that pursuant to T.C.A. §5-1-104(b)(1) J. R. Jackson is hereby appointed to serve as constable in the First Constable District for Greene County, Tennessee and shall serve in that position until a successor is elected in the August, 2012 general election.

Sponsor



County Clerk

County Mayor



County Attorney



A RESOLUTION APPOINTING A CONSTABLE IN THE 1ST CONSTABLE
DISTRICT OF GREENE COUNTY, TN

A motion was made by Commissioner Bird and seconded by Commissioner Quillen to appoint J.R. Jackson as Constable in the 1st Constable District of Greene County, TN. A motion was made by Commissioner Malone and seconded by Commissioner White to appoint Robert Ashton as Constable in the 1st Constable District of Greene County, TN. Mayor Broyles called for a roll-call vote. County Clerk, David Thompson called the roll and the following vote was taken: Commissioners Bird, Bowers, Carter, Crum, Grogan, Kiker, King, Quillen, Rollins, Sauceman, Sams, and Seay voted for J. R. Jackson. Commissioners Greenway, Hensley, Holt, Malone, McAmis, Moss, Waddle and White voted for Robert Ashton. The vote was J. R. Jackson – 12; Robert Ashton – 8; 1 – absent. Mr. Jackson was appointed as Constable of the 1st Constable District to fill the term until the next general election in 2012. David Thompson, County Clerk, gave Mr. Jackson the oath of office. The resolution to appoint a Constable in the 1st Constable District was approved by the Commissioners.

**A RESOLUTION TO REZONE CERTAIN TERRITORY
OWNED BY BRUCE & MARY LEMONS
FROM A-1, GENERAL AGRICULTURE DISTRICT TO B-1, GENERAL NEIGHBORHOOD DISTRICT WITHIN THE
UNINCORPORATED TERRITORY OF GREENE COUNTY, TENNESSEE**

WHEREAS, the Greene County Commission has adopted a zoning resolution establishing zone districts within the unincorporated territory of Greene County, Tennessee and regulations for the use of property therein; and

WHEREAS, the Greene County Commission realizes that any zoning plan must be changed from time to time to provide for the continued efficient and economic development of the county; and

WHEREAS, Bruce & Mary Lemons has requested that this property be rezoned from A-1, General Agriculture District to B-1, General Neighborhood District,

WHEREAS, the Greeneville Regional Planning Commission did review a request that the Bruce & Mary Lemons property be rezoned on February 8, 2011 and recommends that the Greene County Commission deny the request to rezone the property.

NOW, THEREFORE BE IT RESOLVED that the Greene County Commission amend the Greene County Zoning Map to show the following property to be zoned B-1, General Neighborhood District,

Being the same property identified as Greene County tax map 74, as parcels p/o 50.00, as shown on the map.

This change shall take effect after its passage, the welfare of the County requiring it.

A recommendation to deny was sent
by the Greeneville Regional
Planning Commission:

February 8, 2011

Date

Date of Public Hearing
by the Greene County Commission:

March 21, 2011

Date

Approved by the Greene
County Commission:

March 21, 2011

Date

Approved and signed in Open Meeting:

Alan D. Boyler
County Mayor

Attest:

Daniel Thompson
County Court Clerk

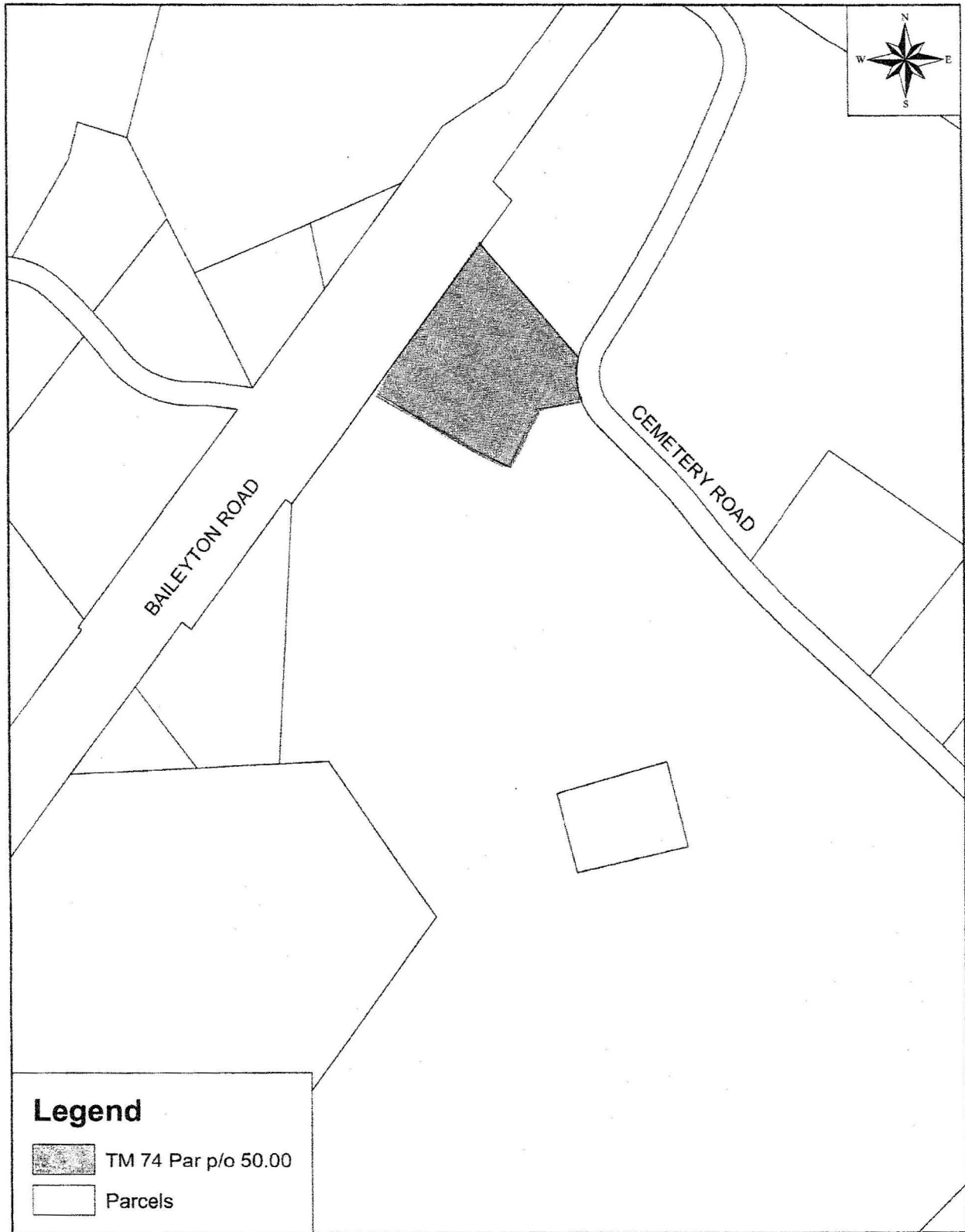
Approved as to Form



Roger C. Woolsey
County Attorney

F

Greene County Rezoning Request
From A-1 General Agriculture District to B-1 General Neighborhood Business District
Owner: Bruce & Mary Lemons
Tax Map 74, Parcel No. p/o 50.00, Lot B, Plat Book H, Page 557
County Commission Review: March 21, 2011



0 62.5 125 250 375 500 Feet

Prepared by
TN Dept. of Economic & Community Development
State Local Planning Assistance Office
Johnson City, Tennessee
This map is not for engineering purposes.

MINUTES OF THE GREENEVILLE REGIONAL PLANNING COMMISSION

A regular meeting of the Greeneville Regional Planning Commission was held on February 8th, 2011, 9:30 a.m. in the G. Thomas Love Boardroom at the Greeneville Light & Power building.

Members Present:

Bob Biddle
Ben Brooks, Chairman
W. T. Daniels, Mayor
Pete Hayes, Vice-Chairman
Charles Hutchins, Secretary
Bob King
Paul McAfee
Keith Paxton
Lindy Riley

Members Absent:

Staff members present: Ronda Sawyer, Community Planner, Office of Local Planning Assistance; Jim Snyder, Town Building Official;

Ben Brooks, Chairman of the commission presided. A motion was made seconded and carried to approve the minutes of the regular meeting of December 14, 2010 with correction.

Staff Reports. Ronda Sawyer, Community Planner, Office of Local Planning Assistance (LPAO) informed the commission that LPAO has changed administrative plat approval procedure. New procedure as follows: LPAO, Community Planner will review plat, owner/surveyor will obtain all signatures bring plat to Town Hall. Town Hall will fax signed plat to LPAO, LPAO will then give final review and advise support staff via return fax when approved for Greeneville Regional Planning Secretary's signature. This should remove liability from support staff in case something has changed that the support staff was not aware of.

3168 Baileyton Highway deny request to rezone A-1, Agricultural District to B1, Neighborhood Business District. Motion was made seconded and carried to recommend to the Greene County Planning Commission to deny rezoning request for property located adjacent to 3168 Baileyton Highway, from A-1, Agricultural District to B1, Neighborhood Business District. The motion was approved based on the following rationale: property fronts Baileyton Highway and Old Cemetery Road. Baileyton Highway frontage too steep for access. Old Cemetery Road is a residential road, hilly with blind corners, chip sealed and not suited for large heavy traffic.

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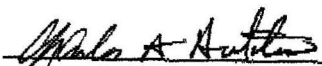
Tusculum Blvd. and Hope Road, Honeycutt property subdivision. Motion was made seconded and carried to approve final approval of the subdivision of the Honeycutt property, 0.673 acres into 2 lots located at the intersection of Tusculum Blvd. and Hope Road subject to Board of Zoning and Appeals approval of variance for side and rear setbacks at 101 Hope Road.

Administrative plat approvals. Motion was made seconded and carried to approve the following plats:

- 12/13/10 Administrative plat approval was given to the Dorothy I. Cutshaw Property Plat. The property is located adjacent to Old Shiloh Road and Oliphant Drive and is identified by the Greene County Property Assessor as Tax Map 99, Parcel 25.01. The purpose of this plat is to correct setbacks. This plat consists on 1 lot measuring 1.01 acres.
- 12/23/10 Administrative plat approval was given to the BLJ, LLC Property Plat. The property is located adjacent to Tusculum Boulevard and Morningside and is identified by the Greene County Property Assessor as Tax Map 99B, Group B, and Parcels 3 & 27. The purpose of this plat is to separate a smaller portion into a single lot. This plat consists on 2 lot measuring 3.044 acres.
- 1/10/11 Administrative plat approval was given to the Replat of Lots 15 & 16 John Hardin Property Sec.1. The property is located adjacent to Andrew Johnson Highway and is identified by the Greene County Property Assessor as Tax Map 98H, Group A, Parcel 15 & 16. The purpose of this plat is to combining two lots into one to correct a zoning variance. This plat consists on 1 lot measuring 3.37 acres.

There being no further business, the meeting adjourned.

Submitted:

 3/8/11
Charles A. Hutchins, Secretary

mapquest m^q

Notes

Trip to:

[1-222] Old Cemetery Rd

Greenville, TN 37745

2.85 miles**7 minutes**

A	101 S Main St Greenville, TN 37743-5973	Miles Per Section	Miles Driven
●	1. Start out going NORTHEAST on S MAIN ST / US-11E-BR / US-321 / US-321-SCENIC / TN-107 / TN-35 toward E DEPOT ST. Continue to follow S MAIN ST / US-321 N / US-321-SCENIC N / TN-35 N.	Go 0.8 Mi	0.8 mi
↩	2. Turn LEFT onto BAILEYTON RD / TN-172. <i>BAILEYTON RD is just past N HILL ST</i>	Go 1.6 Mi	2.4 mi
↘	3. Turn RIGHT onto HAROLD CEMETERY RD. <i>HAROLD CEMETERY RD is 0.2 miles past OLD MINE RD</i>	Go 0.4 Mi	2.7 mi
↩	4. Take the 1st LEFT onto OLD CEMETERY RD. <i>If you reach HIGH COURT HL you've gone about 0.6 miles too far</i>	Go 0.1 Mi	2.9 mi
■	5. [1-222] OLD CEMETERY RD. <i>If you reach BAILEYTON RD you've gone about 1.1 miles too far</i>		2.9 mi
B	[1-222] Old Cemetery Rd Greenville, TN 37745	2.9 mi	2.9 mi

Total Travel Estimate: 2.85 miles - about 7 minutes