

**SPECIAL CALLED SESSION
February 7, 2023**

BE IT REMEMBERED that the Board of Franklin County Commissioners met in Special Called Session at the Franklin County Courthouse in Winchester, Tennessee, on February 7, 2023 at 7:00 pm. Investigator Chuck Stines led everyone in pledging allegiance to the flag. Commissioner Bruce McMillan gave the invocation. County Clerk Tina Sanders recorded the minutes.

ROLL CALL:

**William Anderson, Jr
Carolyn Wiseman
Dale Schultz
Tyler Bauer
Johnny Hand
Bruce McMillan
Spike Hosch
Charles Keller
Jarad Shetters
David Eldridge, Jr
Grant Benere
Glenn Summers
David Kelley
Monica Baxter Jeffers
Lydia Curtis Johnson
16 Present, Chairman Guess Declared a Quorum.**

Public Hearing:

Meeting January 17, 2023 Had an 8 to 7 vote. Needing 9 vote majority so special called meeting was called to revote.

- 1. Rezoning from R-1, Single family Residential to C-1, Commercial Restricted. 5th Civil District. Franklin9 County Property Map No.86, Parcel 31.01 (Part). Location- State Route 16(Rowe Gap Road). Size-approximately 2.00+/-acres. Applicant- Chandler Hunt (Berry Engineers. LLC), Agent for Jeff Lowe. (Dollar General)**

***Motion by Bauer, second by McMillan to approve the rezoning.**

Roll Call Vote- Voting 9 to 7 APPROVED

VOTES FOR-

William Anderson, Jr.

Tyler Bauer

**Johnny Hand
Bruce D. McMillan
Jarad Shetters
David Eldridge, Jr
Grant Benere
Glenn T. Summers
David Kelley (9)**

**VOTES AGAINST-
Carolyn Wiseman
Scottie Riddle
Dale Schultz
Spike Hosch
Charles Keller
Monica Jeffers
Lydia Curtis Johnson (7)**

New Business/Resolutions:

- a) Resolution 20a-0223 Resolution Amending Resolution 10v-1022 for the American Rescue Plan Act (ARP) authorizing funds for drinking water, wastewater, or stormwater projects. The Tennessee Department of Environment and Conservation (TDEC) has been designated to administer these funds.**

***Motion by Anderson, Jr. second by Bauer
Roll Call Vote-(16) Approved.**

***Motion by Riddle to adjourn at 7:06PM, second by Hand.**

Benediction by Commission Charles Keller

F.C. Planning & Zoning Department

NOTICE OF PUBLIC HEARING

In conformity with TCA-13-7-105, a public hearing will be held by the Franklin County Board of Commissioners on January 17, 2023 at 7:00 P.M. at the Franklin County Courthouse to consider the adoption of amendment(s) to the Zoning Map of Franklin County.

THE FRANKLIN COUNTY REGIONAL PLANNING COMMISSION RECOMMENDED IN FAVOR OF THE FOLLOWING PROPOSED REZONING:

1. Rezoning from R-1, Single Family Residential to C-1, Commercial Restricted. 5th Civil District. Franklin County Property Map No. 86, Parcel 31.01 (Part). Location – State Route 16 (Rowe Gap Road). Size – approximately 2.00 +/- acres. Applicant – Chandler Hunt (Berry Engineers, LLC), Agent for Jeff Lowe.

The proposed amendment(s) may be reviewed in the Planning/Zoning Department, Courthouse Basement Room 109, Winchester TN. All persons affected by the proposed amendment(s) are invited to appear in person or be represented by agent or petition for the purpose of expressing themselves in support of or in opposition to the rezoning and zoning text amendments.

This 21st day of December, 2022.

Janet Petrunich

Director/Building Commissioner

Franklin County Planning and Zoning Department

Winchester, TN 37398

Phone (931) 967-0981 Fax (931) 962-1462 E-mail at jpetrunich@franklincotn.us

Building Permits are required in Franklin County

Franklin County Planning & Zoning Department

Memo

January 6, 2023

To: Franklin County Board of Commissioners

From: Janet Petrunich, Director/Building Commissioner



Re: Rezoning for Chandler Hunt (Berry Engineers, LLC), Agent for Jeff Lowe

**THIS REZONING FAILED AT THE SEPTEMBER 19TH,
2022 FRANKLIN COUNTY COMMISSION MEETING DUE
TO LACK OF A MOTION.**

**THE FRANKLIN COUNTY REGIONAL PLANNING COMMISSION
RECOMMENDS THE FOLLOWING ITEM FOR REZONING:**

Rezoning from R-1, Single Family Residential to C-1, Commercial Restricted.
5th Civil District. Franklin County Property Map No. 86, Parcel 31.01 (Part).
Location – State Route 16 (Rowe Gap Road). Size – approximately 2.00 +/-
acres. Applicant – Chandler Hunt (Berry Engineers, LLC), Agent for Jeff
Lowe.



63 Broad St NW
Cleveland, TN 37311
(423) 790-5880

MEMO

DATE: December 1, 2022
TO: Franklin County Planning
FROM: Berry Engineers
RE: Rezoning Request for Dollar General project on Rowe Gap Rd

This site had previously requested a rezoning with Planning Commission recommending approval on August 30th, 2022, but failed to pass County Commission on September 19th, 2022, due to a lack of motion. The main concern raised at the County Commission meeting was regarding traffic, and if TDOT would approve a driveway at this location. To address this concern, a design plan for the driveway was submitted to TDOT for approval. TDOT has reviewed the proposed plan and found that it adequately meets their standards and have approved this plan. This approval has been submitted along with the new rezoning request.



**STATE OF TENNESSEE
DEPARTMENT OF TRANSPORTATION**

REGION 2 TRAFFIC ENGINEERING

7512 VOLKSWAGEN DRIVE
CHATTANOOGA, TENNESSEE 37416
(423) 892-3430

BUTCH ELEY
DEPUTY GOVERNOR &
COMMISSIONER OF TRANSPORTATION

BILL LEE
GOVERNOR

November 30, 2022

****NOT A PERMIT****

Berry Engineers, LLC.
Attn: Chandler Hunt
63 Broad Street NW
Cleveland, Tennessee 37311

**Re: Highway Entrance Permit
State Route 16, Log Mile 14.615LT
Franklin County
Dwg #2-28-26-T0451-016**

Mr. Hunt:

The TDOT Regional Traffic Engineering office in Chattanooga has received conceptual site and grading plans for a proposed Dollar Genrak to be located along State Route 16 in Franklin County, TN. These plans were created by Berry Engineers dated November 8, 2022. TDOT has approved a final site and grading plan for this location and is ready to issue a permit to allow this work to be performed on State right-of-way in accordance with these approved plans.

This letter of approval is valid as long as the approved plans do not change. If the plan needs to change, this letter shall be considered null and void, and the revised plan will need to be reviewed and approved by the TDOT Regional Traffic Engineering office before a permit can be issued.

Additionally, prior to issuance of the permit, TDOT will require copies of the recorded deed and any pertinent easements.

When you wish to begin the TDOT permitting process, please contact me at Zach.Johnson@tn.gov or via telephone at 423-510-6914. With the site and grading plans already approved, that only helps to expedite the process.

Best Regards,



Zach Johnson
Assistant Regional Traffic Engineer

Enclosure

Cc: Mr. Sam Penny (email)
File

STAFF REPORT

Date: August 30, 2022
To: Franklin County Regional Planning Commission
From: Staff

General Information

Applicant: Chandler Hunt (Berry Engineers LLC).
Status of Applicant: Agent for Jeff Lowe, Property Owner.
Requested Action: Rezoning a portion of a parcel from R-1, Single Family Residential to C-1, Commercial Restricted.
Purpose: To allow the development of a Dollar General and/or any other Use Permitted in a C-1, Commercial Restricted zoned district.
Existing Zoning: R-1, Single Family Residential.
Location: 5th Civil District; Parcel 31.01 (Part), Franklin County, TN Property Map No. 86, located on Rowe Gap Road (State Highway 16).
Size: Approximately 2.00 +/- acres.
Existing Land Use: Open.
Surrounding Land Use/ and Zoning:
North - Open/R-1, Single Family Residential.
South – Open, Agricultural/A, Agricultural.
East – Open, Agricultural/A, Agricultural.
West – Residential, Agricultural/A, Agricultural.

Applicable Regulations: Franklin County Zoning Resolution - Article VI, Section 1 (Page 36); Article VIII, Section 2 (Page 64) and Article XV (Page 117).

Specific Information

Previous Actions: The parcel was zoned A, Agricultural with the Adoption of Zoning in 1974. A Minor Division of property was approved by the Planning Commission Secretary on 12/31/2014 creating a 1.00 +/- acre parcel with remaining acreage of 5.05 +/- acres. However, it appears the Minor Division was never recorded. The Franklin County Board of Commissioners rezoned the property from A, Agricultural to R-1, Single Family Residential September 22, 2021.
Access: The subject portion of the parcel fronts Rowe Gap Road for approximately 330'. Rowe Gap Road is a State Route with a 100' ROW and an asphalt surface.

- Utilities:** A six (6) inch water line runs along the west side of Rowe Gap Road. Potable water is provided by Winchester Utilities. Power is provided by the Duck River Electric Membership Corporation. Sanitary waste disposal is assumed to be by individual septic tank system.
- Fire Protection:** Fire protection service is provided by the Belvidere Volunteer Fire Department. There are no fire hydrants located in the general area.
- Other Public Services:** Police protection is provided by the Franklin County Sheriff's Department.
- Drainage/Flood:** Drainage is generalized to the northeast. There are no apparent low-lying or ponding areas on the site, according to the USGS Quad Map. The site is not in an identified FEMA flood hazard area per Map No. 47051C0145E .
- Area Characteristics:** The immediate and general areas are characterized by agricultural activities with residential activities scattered along the roadways.
- Planning Jurisdiction:** The site is located within the Franklin County Regional Planning Commission's jurisdiction.
- Site Visit:** 8-23-22

Analysis

Staff recommends the rezoning of the subject portion of the parcel from R-1, Single Family Residential to C-1, Commercial Restricted as requested.

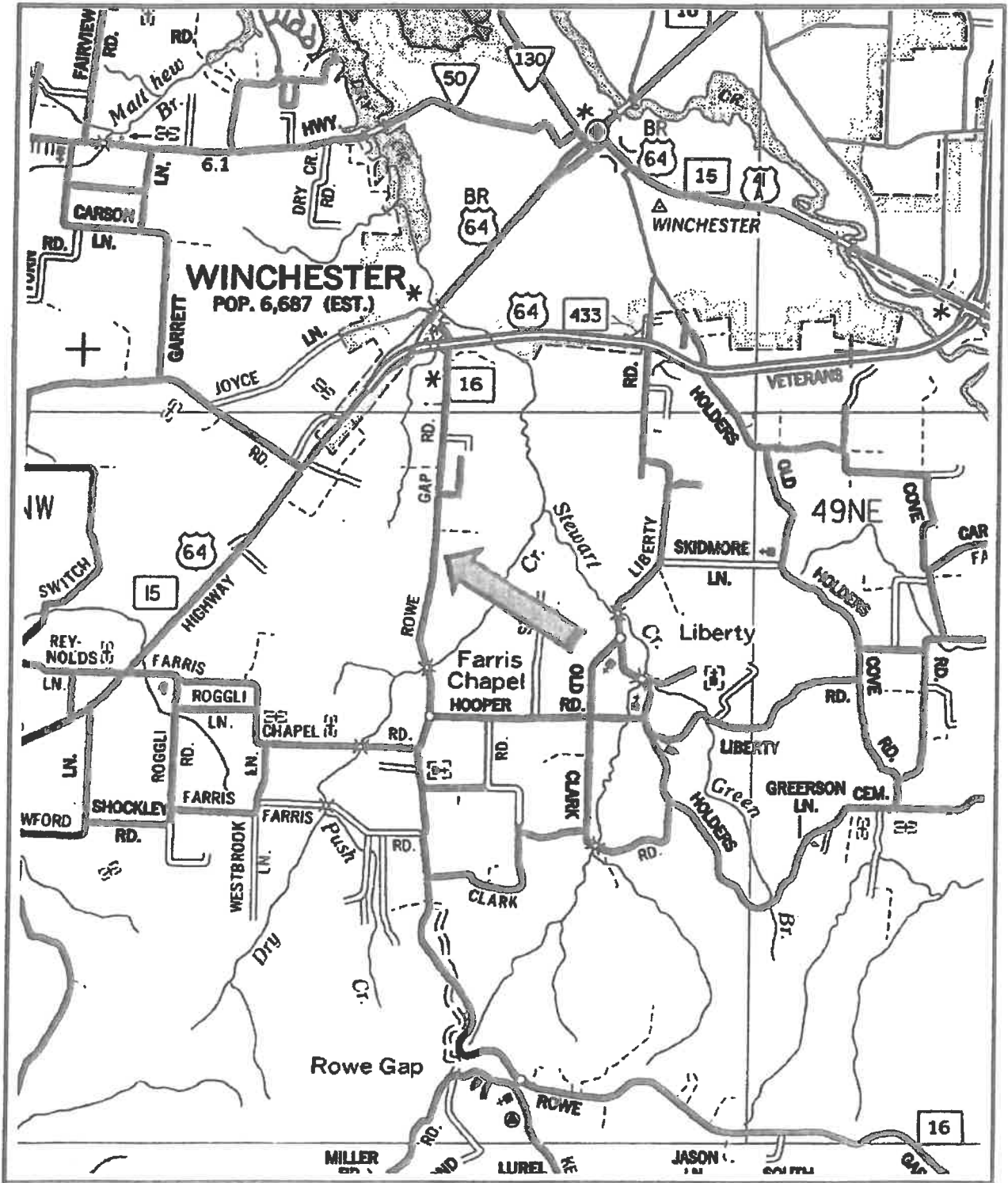
1. The proposal is generally in compliance with the intent of the C-1, Commercial Restricted zoning district provisions of the Franklin County Zoning Resolution.

Attachments

1. General Location Map.
2. Survey.
3. GIS View.

JP/CB

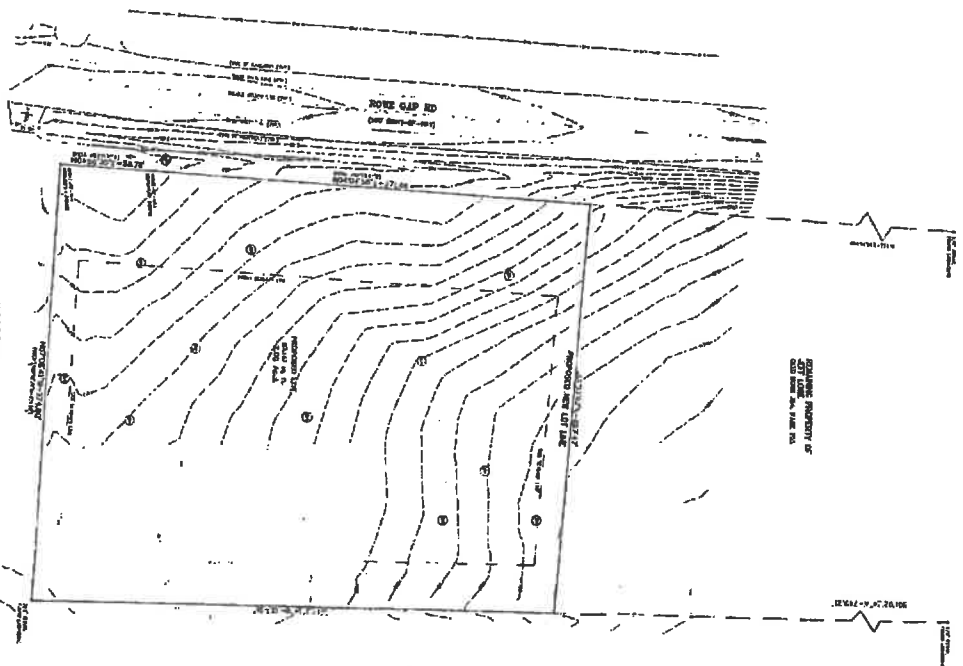
General Map – Hunt for Lowe
Planning Commission – 8/30/2022





THIS PLAN IS A PRELIMINARY DESIGN AND IS NOT TO BE USED FOR CONSTRUCTION. IT IS THE RESPONSIBILITY OF THE CLIENT TO OBTAIN ALL NECESSARY PERMITS AND APPROVALS FROM THE APPROPRIATE AGENCIES. THE CLIENT IS ADVISED THAT THIS PLAN IS NOT TO BE USED FOR ANY OTHER PURPOSES WITHOUT THE WRITTEN CONSENT OF THE ENGINEER.

NOT TO SCALE
 1" = 100'
 1" = 200'
 1" = 400'

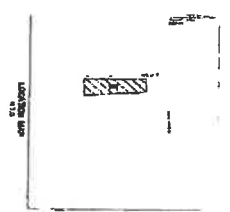


BERNARD J. BERRY, INC.
 172 Main Street - P.O. Box 4000
 Chattanooga, Tennessee 37402
 (423) 263-1111
 Fax: (423) 263-1112

BERNARD J. BERRY, INC.
 172 Main Street - P.O. Box 4000
 Chattanooga, Tennessee 37402
 (423) 263-1111
 Fax: (423) 263-1112

LEGEND OF SYMBOLS

PROPOSED ROAD	SOLID LINE
EXISTING ROAD	DASHED LINE
PROPOSED LOT LINES	SOLID LINE WITH DOTS
EXISTING LOT LINES	DASHED LINE WITH DOTS
PROPOSED DRIVEWAYS	SOLID LINE WITH SHORT DASHES
EXISTING DRIVEWAYS	DASHED LINE WITH SHORT DASHES
PROPOSED SIDEWALKS	SOLID LINE WITH LONG DASHES
EXISTING SIDEWALKS	DASHED LINE WITH LONG DASHES
PROPOSED UTILITY LINES	SOLID LINE WITH SPACES
EXISTING UTILITY LINES	DASHED LINE WITH SPACES
PROPOSED EROSION CONTROL	SOLID LINE WITH WAVES
EXISTING EROSION CONTROL	DASHED LINE WITH WAVES
PROPOSED FENCE	SOLID LINE WITH SQUARES
EXISTING FENCE	DASHED LINE WITH SQUARES
PROPOSED CONCRETE	SOLID LINE WITH DIAGONALS
EXISTING CONCRETE	DASHED LINE WITH DIAGONALS
PROPOSED ASPHALT	SOLID LINE WITH WAVES
EXISTING ASPHALT	DASHED LINE WITH WAVES
PROPOSED GRAVEL	SOLID LINE WITH WAVES
EXISTING GRAVEL	DASHED LINE WITH WAVES
PROPOSED SAND	SOLID LINE WITH WAVES
EXISTING SAND	DASHED LINE WITH WAVES
PROPOSED SLOPE	SOLID LINE WITH WAVES
EXISTING SLOPE	DASHED LINE WITH WAVES
PROPOSED EROSION CONTROL	SOLID LINE WITH WAVES
EXISTING EROSION CONTROL	DASHED LINE WITH WAVES
PROPOSED FENCE	SOLID LINE WITH SQUARES
EXISTING FENCE	DASHED LINE WITH SQUARES
PROPOSED CONCRETE	SOLID LINE WITH DIAGONALS
EXISTING CONCRETE	DASHED LINE WITH DIAGONALS
PROPOSED ASPHALT	SOLID LINE WITH WAVES
EXISTING ASPHALT	DASHED LINE WITH WAVES
PROPOSED GRAVEL	SOLID LINE WITH WAVES
EXISTING GRAVEL	DASHED LINE WITH WAVES
PROPOSED SAND	SOLID LINE WITH WAVES
EXISTING SAND	DASHED LINE WITH WAVES
PROPOSED SLOPE	SOLID LINE WITH WAVES
EXISTING SLOPE	DASHED LINE WITH WAVES



GIS View - Chandler Hunt for Jeff Lowe
Map 86, Parcel 31.01 (Part)
Planning Commission - 8/30/2022

Zoning:

- R-1, Single Family Residential.
- All other properties shown are Zoned A, Agricultural.



The Franklin County Regional Planning Commission – August 30, 2022.

The Franklin County Regional Planning Commission met in a regular session on August 30, 2022 at 6:00 PM in the Franklin County Courthouse.

The members present were Chairman Dave Van Buskirk, Vice Chairman Jeremy Price, Vice Secretary David James, Greg Houston, Michael Rudder and Helen Tinnerman. Also present was Planning and Zoning Director/Building Commissioner Janet Petrunich. A Visitors' List is attached.

The minutes for the July 26, 2022 meeting were approved as written by Dave Van Buskirk.

Dave Van Buskirk addressed the audience, describing the procedures and protocol of the meeting.

Janet Petrunich introduced Case No. 14-22; Rezoning; Applicant: Chandler Hunt (Berry Engineers LLC.), Agent for Jeff Lowe, Property Owner. Location – 5th Civil District; Parcel 31.01 (Part), Franklin County, TN Property Map No. 86, located on Rowe Gap Road (State Highway 16). Petrunich read the Staff Report and the returned adjoining property owner notices. Dave Van Buskirk polled the board members for questions or comments. There were no questions or comments from the board members. Van Buskirk asked if the audience had any questions or comments. Phillip Wilkerson stated that he was opposed to the rezoning due to safety concerns with increased traffic on State Highway 16; that there were eight Dollar Generals already in Franklin County and he did not see the need for it. William Yates stated that the community did not need a Dollar General as it would not benefit many people in the area. Chandler Hunt with Berry Engineers LLC offered that Dollar General conducted research to determine the need for their stores before picking a location to build; the new Dollar Generals had a broader selection of grocery items; also that TDOT would have to approve an entrance that would be safe with regards to the traffic on Highway 16. Michael Rudder asked if a road site study had been conducted yet. Dave Van Buskirk stated that it had not been done yet. Wilkerson stated that he did not receive an adjoining property notice for the rezoning. Janet Petrunich stated that adjoining property notices were sent to all properties that adjoined the subject property and directly across the street from the subject property; that a public notice was advertised in the Herald Chronicle newspaper publication as required by law, and additionally put on the Herald Chronicle website. Paul Wilkerson expressed concerns of traffic and speed on State Highway 16. Jeremy Price offered that traffic studies would be conducted by TDOT engineers and the issuance of entrance permits were based upon those safety studies. Price asked if there was any other commercial property in the area. Petrunich offered that there was commercial property on the other side of David Crocket Parkway, less than two miles from the subject property. Dave Van Buskirk called for a motion. David James made a

motion to recommend for the requested rezoning from R-1, Single Family Residential to C-1, Commercial Restricted. Helen Tinnerman seconded the motion. All aye.

Janet Petrunich introduced Case No. 15-22; Rezoning; Applicant: Patrick Trueheart, Agent for Jack Edwards heirs, Property Owner. Location – 15th Civil District; Parcel 67.00 (Part), Franklin County, TN Property Map No. 34, located on State Highway 130 (Old Tullahoma Road). Petrunich read the Staff Report. There were no returned adjoining property owner notices. Dave Van Buskirk asked for clarification regarding the existing use of the property. Petrunich offered that in R-2 and Agricultural zoned districts, limited commercial activities were allowed under Uses Permitted on Appeal with certain requirements, and that one of the requirements was that a residence be located on the property as the principal structure/use, and the limited commercial activity be subordinate to the principal land use. A Use Permitted on Appeal was granted in November of 2000 by the Franklin County Board of Zoning Appeals for a Limited Commercial Activity to allow an automobile repair facility. The heirs wished to divide the property and the division of property would leave the existing shop building, utilized for the limited commercial activity, on a separate parcel without a residence which would not be in compliance with the R-2 zoning. The requested commercial rezoning would allow the existing use of the building to be in compliance with the Franklin County Zoning Resolution without a residence being on the property. Van Buskirk polled the board members for questions or comments. There were no questions or comments from the board. Van Buskirk asked if there were any questions or comments from the audience. Patrick Trueheart stated that they were seeking to keep the automobile repair shop available to the people in the area with the requested rezoning. Dave Van Buskirk called for a motion. Michael Rudder made a motion to recommend for the requested rezoning from R-2, General Residential to C, Commercial. Greg Houston seconded the motion. All aye.

Janet Petrunich introduced Case No. 16-22; Rezoning; Applicant: Luke Johnson, Property Owner. Location – 5th Civil District; Parcel 14.03 (Part), Franklin County, TN Property Map No. 94, located on Post Oak Road and Horseshoe Lane. Petrunich read the Staff Report. There were no returned adjoining property owner notices. Dave Van Buskirk polled the board members for questions or comments. There were no questions or comments from the board. Van Buskirk asked if there were any questions or comments from the audience. There were no questions or comments from the audience. Van Buskirk called for a motion. David James made a motion to recommend for the requested rezoning from I, Industrial to A, Agricultural. Michael Rudder seconded the motion. All aye.

Janet Petrunich introduced Case No. 17-22; Preliminary/Final Subdivision Plat Review; Applicant: Tom Ore, Agent for Turner Smith Construction LLC, Property Owner. Location – 15th Civil District; Parcel 50.01 (Part), Franklin County, TN

Property Map No. 33, located on Hasty Lane. Petrunich read the Staff Report. There were no returned adjoining property owner notices. Dave Van Buskirk polled the board members for questions or comments. David James asked if the soils had been tested for subsurface sewerage. Tom Ore offered that Tim Baxter has conducted a soils analysis and stated that the soils were suitable for four bedroom houses on each proposed lot. Ore also stated that the property owners had made application with TDEC for septic permits. Ore offered clarification regarding the road right of way shown on the plat. Jeremy Price inquired about Staff's concerns regarding site distance along the roadway. Petrunich offered that Staff had concerns of site distance due to the curves along the roadway and the number of potential driveways in the curves. Ore requested that the condition regarding drainage be removed from the Staff Report. Petrunich offered that the board members could make a motion to remove a condition but Staff had to address the drainage as it is a requirement on the checklist that is used for subdivision plat review. There was discussion regarding the remaining acreage of the parcel and the possible future development of the remaining acreage; having the Franklin County Highway Superintendent look at site distance along Hasty Lane; and the natural drainage of the property. Dave Van Buskirk called for a motion. David James made a motion to approve the Preliminary/Final Plat for Hasty Hills Subdivision based upon the Staff Report and discussions, subject to the following eleven conditions:

1. Show the correct parcel number for the property that is being divided.
2. Show the correct road right-of-way for Hasty Lane, as per the Highway Superintendent.
3. Show or note any P.U.D.E. easements.
4. Show or note the location of the closest fire hydrant.
5. Install a fire hydrant if there is adequate flow and pressure to serve the development. If not, provide a letter from the utility company stating such.
6. A Certificate of Approval for Subsurface Sewage Disposal be added to the plat and signed with restrictions, if any. If an interceptor or curtain drain is required then a subdivision-wide drainage plan must be submitted and approved by the Planning Commission.
7. Certificate of Approval of Water Systems be signed.
8. Certificate of Ownership and Dedication be signed.
9. Certificate of Approval for Subdivision and Road Name(s) be signed.
10. Certificate of Approval of Roads be signed.
11. Provide a letter to the Planning and Zoning Department from the Highway Superintendent stating that he has performed a site visit and that site distances for future driveway entrances on Hasty Lane are suitable.

Helen Tinnerman seconded the motion. All aye.

Janet Petrunich introduced Case No. 18-22; Preliminary Subdivision Plat Review; Applicant: Rex Sparks, Agent for Great Lakes Builders; Property Owner. Location – 8th Civil District; Parcel 22.02, Franklin County; TN Property Map No. 12, located between

Jess Duncan Lane and Duncantown Road. Petrunich read the Staff Report and the returned adjoining property owner notices. Dave Van Buskirk polled the board members for questions or comments. There were no questions or comments from the board. Van Buskirk asked if there were any questions or comments from the audience. William Yates stated that he had no issue with the development of the subdivision. Yates expressed concerns regarding his lot in Countryside Estates having to meet any new requirements of the proposed subdivision. Petrunich offered that Countryside Estates and the proposed The Meadows Subdivision were two separate subdivisions. Dave Van Buskirk called for a motion. Michael Rudder made a motion to approve the Preliminary Subdivision Plat for The Meadows Subdivision based upon the Staff Report and discussions, subject to the following five conditions:

1. Show any existing or proposed easements (electric, drainage...).
2. Show minimum building front yard setback line on all lots.
3. Show bearings and distances at the proposed entrance areas of the proposed new roadway.
4. A drainage plan which the planning commission may require profiles and typical cross-section of easements, tiles and catch basins.
5. Cross-section and centerline street profiles at suitable scales as may be required by the Highway Superintendent and/or Planning Commission.

David James seconded the motion. All aye.

Under Old Business Janet Petrunich reintroduced Case No. 10-22; Preliminary/Final Subdivision Plat Review; Applicant: Lee Carter, Agent for Fanning Bend Inc., Property Owner. Location – 2nd Civil District; Parcel 28.01 (Part), Franklin County, TN Property Map No. 53, located on Fanning Bend Drive. Petrunich offered that the developers were seeking to make a revision to the previously approved and recorded two lots and common area for Fanning Bend Phase 6A. Dave Van Buskirk called for a motion. Greg Houston made a motion to approve the revision to the Final Plat for Fanning Bend Phase 6A based upon the discussions. Michael Rudder Seconded the motion. All Aye.

There was no other Old Business discussed.

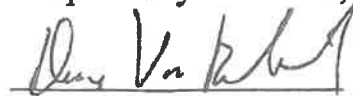
Dave Van Busirk stated that Lydia Curtis Johnson had written a letter of resignation from the Franklin County Regional Planning Commission but would stay on as a member until her replacement had been named. Van Buskirk also stated that Steve Dixon was considering resigning, as he had been on the board for many years and wanted to give someone else a chance to serve as a board member.

The meeting adjourned at 7:25 PM by Chairman Dave Van Buskirk.

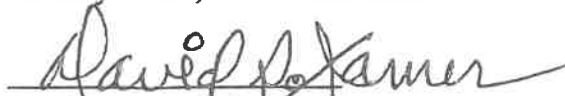
MINUTES REVIEWED AND APPROVED

DATE

Respectfully submitted,



Dave Van Buskirk, Chairman
Jeremy Price, Vice Chairman



Lydia Curtis Johnson, Secretary
David James, Vice Secretary

VISITORS

Date: August 30, 2022 at 6:00PM

Franklin County Regional Planning Commission

Name	Address	Phone #
Phillip Wilkerson	323 Red clover Ln	931 308 5798
Jane S. Wilkerson	" " "	931 308 5799
Allen T Wilkerson	1760 Range gap Rd	931 308 0385
LORD Boyle	816 David Crockett Pkwy	931 669-8889
Raymond - Lisa Steyer	8300 Aedc Rd	931-636-6124
Mark Wilkerson	144 BROOKSIDE LN.	691-2754
David Wilkerson	146 Westwood Lane	931-308-8429
TO ORE	Winch	931-308-5310
Debbie Butcher	8276 AEDC RD	
Mark Butcher	" "	931-355-9119
Chandler Hunt	63 Broad St NW, Cleveland, TN	423-790-5880
Patrick Trueheart	967 Horse Mountain Rd Shelbyville TN	615-775-3184
William Edwards	149 Briar Cir. Winchester TN	931-661-7045
Paul Wilkerson	140 Brookside Lane Winchester	931 308-8353

RESOLUTION AMENDING RESOLUTION 10v-1022 AUTHORIZING FRANKLIN COUNTY, TENNESSEE TO APPLY FOR FUNDS TO THE TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION TO BE USED FOR ASSET MANAGEMENT PLANS, WATER SYSTEM IMPROVEMENTS AND WASTEWATER SYSTEM IMPROVEMENTS

RESOLUTION# 2a-0223

WHEREAS, it is necessary to amend Resolution #10v-1022 which was passed by the Board of County Commissioners in a regularly called meeting on October 17, 2022, authorizing Franklin County Mayor to submit an application for funds to Tennessee Department of Environment and Conservation (TEDC) to be used for asset management and water infrastructure improvements in Belvidere Rural Utility District, Winchester Springs Utility District and Sewanee Utility District water infrastructures pursuant to the Water Infrastructure Needs Assessment Scorecards for each.

WHEREAS, funds have been authorized and appropriated by the federal American Rescue Plan Act (ARP) to be used for eligible drinking water, wastewater, or stormwater projects. The Tennessee Department of Environment and Conservation (TDEC) has been designated to administer these funds; and

WHEREAS, ARP guidelines stipulate that "Project Owners are those entities that may execute projects. Project owners must operate a drinking water or wastewater system or a permitted stormwater system or execute a project on behalf of a drinking water or wastewater system or a permitted stormwater system"; and

WHEREAS, Franklin County, Tennessee does not own or operate a water or wastewater system; and

WHEREAS, Franklin County, Tennessee wishes to collaborate with the following utility providers:

1. Belvidere Rural Utility District;
2. Center Grove- Winchester Springs Utility District; and
3. Sewanee Utility District

WHEREAS, there exists a need to address asset management and water infrastructure improvements as indicated in Belvidere Rural Utility District's TN Water Infrastructure Needs Assessment Scorecard; and

WHEREAS, there exists a need to address asset management and water infrastructure improvements as indicated in Center Grove- Winchester Springs Utility District's TN Water Infrastructure Needs Assessment Scorecard; and

WHEREAS, there exists a need to address asset management, water infrastructure improvements and wastewater infrastructure improvements as indicated in Sewanee Utility District's TN Water Infrastructure Needs Assessment Scorecard; and

WHEREAS, Franklin County, Tennessee wishes to make an application in collaboration with the utility providers stated above for said projects using the TDEC DWR-ARP NON- COMPETITIVE STATE WATER INFRASTRUCTURE GRANT.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Franklin County, Tennessee, meeting on this 7th day of February, 2023, as follows:

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Franklin County, Tennessee, meeting on this 7th day of February, 2023, that Resolution #10v-1022 is hereby amended as follows:

- (1) The Mayor be authorized and directed to execute and submit an application for funds to TDEC in the amount of \$3,737,963.38 to be used to be used for asset management plans, water system improvements and wastewater system improvements as allowed by the TDEC ARP grant guidelines.
- (2) The Mayor be authorized and directed to enter into all necessary agreements to receive and administer such grant funds.
- (3) Belvidere Rural Utility District's total project cost is \$1,350,683.46. Belvidere Rural Utility District will provide \$202,602.52 or 15% of the local matching portion from an existing CD capital reserve. Franklin County will provide \$202,602.52 or 15% of the local matching portion from the County's ARP allocation.
- (4) Center Grove - Winchester Springs Utility District's total project cost is \$1,860,677.74. Center Grove- Winchester Springs Utility District will provide \$279,101.66 or 15% of the local matching portion from cash reserves. Franklin County will provide \$279,101.66 or 15% of the local matching portion from the County's ARP allocation.
- (5) Sewanee Utility District's total project cost is \$2,128,586.48. Sewanee Utility District will provide \$319,287.97 or 15% of the local matching portion from cash reserves. Franklin County will provide \$319,287.97 or 15% of the local matching portion from the County's ARP allocation.

BE IT RESOLVED that this Resolution amending Resolution #10v-1022 shall take effect immediately upon its passage.

ADOPTED this 7th day of February, 2023.

APPROVED:



Chris Guess, Mayor and Chair of
Commission

ATTEST:



Tina Sanders, County Clerk

RESOLUTION SPONSORED BY: Bauer and Shettlers

MOTION TO ADOPT: Anderson Jr SECOND: Bauer

VOTES: AYES: 16 NAYS:

DECLARATION: Roll Call - Approved

**PLEASE SIGN-IN
GUEST AND MEDIA**

FRANKLIN COUNTY COMMISSION

February 7, 2022 - Special Called

<u>NAME</u>	<u>AFFILIATION</u>
1. <u>Angie Fuller</u>	<u></u>
2. <u>Liz Ausdermann</u>	<u>WDPC - director</u>
3. <u>James D. Wilkerson</u>	<u>HWY 16</u>
4. <u>Thomas Wilkerson</u>	<u>HWY 16</u>
5. <u>Phillip W. Wilkerson</u>	<u>HWY 16</u>
6. <u>Mark Wilkerson</u>	<u>16th</u>
7. <u>Pam Kreidenweis</u>	<u>FC Mayor's Office</u>
8. <u>Debbie Marshall</u>	<u>Registrar of Deeds</u>
9. <u>Hunter Isbell</u>	<u>VT Extension</u>
10. <u>Gary King</u>	<u>4th Dist Voter</u>
11. <u>Harry E. Allen</u>	<u>Shutland Resident</u>
12. <u>JANET PERKINS</u>	<u>PLANNING & ZONING</u>
13. <u>Jessica King</u>	<u>Planning & Zoning</u>
14. <u></u>	<u></u>
15. <u></u>	<u></u>
16. <u></u>	<u></u>