

RESOLUTION 78-23

A RESOLUTION TO ANNEX CERTAIN TERRITORY UPON WRITTEN CONSENT OF THE OWNERS AND TO INCORPORATE THE SAME WITHIN THE BOUNDARIES OF THE CITY OF FAIRVIEW, TENNESSEE WITH RS-40 SINGLE FAMILY RESIDENTIAL ZONING, MAP 018, PARCELS 026.10 & 026.04, 7857 & 7859 CROW CUT ROAD, 10.07 (+/-) ACRES, OWNERS: PAUL & KARLA ANN CREED

Tax Map 018, Parcels 026.10 & 026.04

7857 & 7859 Crow Cut Road

Owners: Paul and Karla Ann Creed

10.07 +/- Acres

WHEREAS, the City of Fairview, having been petitioned by interested persons, proposes the extension of its corporate limits by the annexation of certain territory adjoining its existing boundaries and within its urban growth boundaries; and

WHEREAS, the owners of all property within the territory proposed for annexation and zoning have given their written consent by notarized petition so that a referendum is not required; and

WHEREAS, a copy of this Resolution, describing the territory proposed for annexation and zoning, was promptly sent by the City of Fairview to the last known address listed in the office of the property assessor for each property owner of record within the territory proposed for annexation, with such being sent by first class mail and mailed no later than fourteen (14) calendar days prior to the scheduled date of the hearing on the proposed annexation by owner consent; and

WHEREAS, this Resolution was also published by posting copies of it in at least three (3) public places in the territory proposed for annexation and zoning and in a like number of public places in the City of Fairview, and by publishing notice of the Resolution at or about the same time in Main Street Fairview, a newspaper of general circulation in such territory and the City of Fairview; and

WHEREAS, a Plan of Services for the area proposed for annexation and zoning is included as Section 1 hereto, which Plan of Services addresses the same services and timing of services as required in Tennessee Code Annotated § 6-51-102; and

WHEREAS, the proposed annexation, zoning and Plan of Services were submitted to the Fairview Planning Commission for study, and it has recommended the same; and

WHEREAS, notice of the time, place, and purpose of a public hearing on the proposed annexation, zoning and Plan of Services was published in a newspaper of general circulation in the City of Fairview not less than fifteen (15) days before the hearing, which notice included the locations of a minimum of three (3) copies of the Plan of Services for public inspection during all business hours from the date of notice until the public hearing; and

WHEREAS, a public hearing on the proposed annexation, zoning and Plan of Services was held by the governing body on the 1st day of February 2024.

SECTION 1: Pursuant to the provisions of **TCA 6-5-102**, there is hereby adopted, for the area bounded as described above, the following plan of Services:

Police

Patrolling, radio response to calls, and other routine police services, using present personnel and equipment, will be provided on the effective date of annexation.

Fire

Fire protection by the present personnel and equipment of the City of Fairview Fire Department, within the limitations of available water and distances from fire stations, will be provided on the effective date of annexation.

Water

Water for domestic, commercial, and industrial use will be provided by the Water Authority of Dickson County, Tennessee, in accordance with their established policy and procedures. **The City of Fairview, Tennessee, does not provide this service.**

Water for fire protection will be provided and water lines and fire hydrants will be installed by the Water Authority of Dickson County, Tennessee, in accordance with their established policy and procedures. **The City of Fairview, Tennessee, does not provide this service.**

Sanitary Sewers

Sanitary Sewer Service will be serviced by the Water Authority of Dickson County, Tennessee, in accordance with their established policy and procedures.

The City of Fairview, Tennessee does not provide this service.

In the event connection to the Sanitary Sewer Service is not allowed by WADC, an individual sewage disposal system shall be required for residential and non-residential occupied structures. If public sewer facilities are not available and individual disposal systems are proposed, the individual disposal system, including the size of the septic tank and size of the tile fields or other secondary treatment device shall be approved by the County Health Department.

Refuse Collection

Private haulers or the county convenience center will handle refuse collection in the annexed area.

Streets

The State Highway Commission under the standards currently prevailing by the State of Tennessee will serve the State Controlled Streets in the annexed area. The City of Fairview, Tennessee under the standards currently prevailing in the city will serve the City Controlled Streets in the annexed area.

Traffic signals, traffic signs, street markings, and other traffic control devices will be installed as the need is established by appropriate study and traffic standards.

Schools

The annexed area will be served by the Williamson County School system that serves the entire City of Fairview, Tennessee.

Inspection Services

Any inspection services now provided by the City will begin in the annexed area on the effective date of annexation.

Planning and Zoning

The planning and zoning jurisdiction of the City will extend to the annexed area on the effective date of annexation. City Planning will thereafter encompass the annexed area.

Public Works

Services provided by the Public Works department will be extended to the annexed area on the effective date of annexation to include seasonal chipper and leaf pick up. Reference the city's website for pickup times and specific information regarding what qualifies for this service.

Street Lighting

Existing street lighting will continue to be maintained by the utility provider in the annexed area.

Recreation

Residents of the annexed area may use all City parks on and after the effective date of annexation.

Miscellaneous

Any other service(s) not classified under the foregoing headings will be in accordance with the standards prevailing in the City of Fairview, Tennessee.

SECTION 2: LOCATION MAP



PARCELS FOR ANNEXATION:
7857 & 7859 CROW CUT ROAD
MAP 018, PARCELS 026.10 & 026.04
10.07 +/- ACRES
PROPERTY OWNERS: PAUL &
KARLA ANN CREED

CROW CUT RD

SECTION 3: LEGAL DESCRIPTION

7857 Crow Cut Road

Land in Williamson County, Tennessee, being a tract of land as shown on Property Map 18, Assessor's Office and lying wholly within the 1st Civil District of Williamson County, Tennessee. Bounded in general by Crow Cut Road on the south; Lankford and Allen Tract 2 Jerry Wilson Anderson on the west; Lankford and Allen Division Tract 7 and Raccoon Branch on the north; Lankford and Allen Division Tract 4 on the east, more particularly described as follows:

Beginning at a point in the center of Crow Cut Road located N 31 deg. 25' 14" E 212.35' from a spike in the center of said road in Jerry Wilson Anderson's east line (ref. Deed Book 1402, Page 158, R.O.W.C.), thence leaving Crow Cut Road and with the common line of Lankford and Allen's Tract 2, N 51 deg. 28' 38" W passing an existing witness iron pin at 25.00' in all 111.06' to an existing iron pin in Jerry Wilson Anderson's east line; thence leaving Tract 2 and with Anderson's east line N 05 deg. 25' 58" E passing the center of a 25' ingress-egress easement at 195.43' and a witness iron pin set at 1224.24' in all 1249.24' to a point in the East Raccoon Branch; thence leaving Anderson and up the center of Raccoon Branch and with Lankford and Allen Tract 7, S 79 deg. 56' 18" E 83.33' to a point; thence S 78 deg. 17' 29" E 52.96' to a point, common corner of Lankford and Allen Tract 4; thence leaving Tract 7 and Raccoon Branch and with the west line of Tract 4, S 01 deg. 33' 41" W passing a witness iron pin at 25.00' and the center of the aforementioned 25' easement at 1054.56' and a witness iron pin set at 1104.30' in all 1139.73' to a point in the center of Crow Cut Road: thence leaving Tract 4 and with the center of Crow Cut Road and a curve to the left having the following characteristics: Delta=02 deg. 44' 50", Radius=631.73'; ARC=30.29'; Tangent=15.15'; Chord=S 43 deg. 55' 56" W 30.29' to a point; thence S 42 deg. 33' 34" W 110.71' to a point; thence with a curve to the left having the following characteristic: Delta=04 deg. 02' 12"; Radius= 837.44'; ARC=59.00'; Tangent=29.51'; Chord=S 40 deg. 32' 29" W 58.99' to a point of beginning, containing 5.06 acres, more or less and being a portion of Billy L. Lankford Et Ux as recorded in Deed Book 1832, Page 538, Register's Office, according to a survey by Randolph L. Chapdelaine R.L.S. #1444, 7111-B Sweetgum Road SW, Fairview, Tennessee 37062 and dated June 14, 1999.

The above described tract is subject to a 25' ingress-egress easement in favor of Jerry Wilson Anderson running through the southern portion of said property to the east line of Anderson described as follows: Commencing at the southeast corner of the above tract in the center of Crow Cut Road thence N 01 deg. 33' 41" E 85.17' to a point of beginning for the center of a 25' ingress-egress easement, thence leaving the point of beginning N 76 deg. 55' 25" W 18.47' to a point; thence N 79 deg. 53' 21" W 97.39' to a point; thence N 87 deg. 16' 43" W 91.53' to a point in Jerry Wilson Anderson's East line.

Being the same property conveyed to Randy L. Beck and wife, Mary M. Beck, by Warranty Deed from Dan Ellis and wife, Dianne Ellis, dated April 20, 2011, of record in Book 5310, Page 60, Register's Office for Williamson County, Tennessee. Randy L. Beck died on September 16th, 2018, leaving Mary M Beck as his surviving spouse.

7859 Crow Cut Rd

A certain tract or parcel of land in Williamson County, State of Tennessee, described as follows, to-wit: Being a tract of land as shown on Property Map 18, Assessor's Office, and lying wholly within the 1st Civil District of Williamson County, Tennessee, bounded in general by Crow Cut Road on the south, Lankford and Allen Tract 3 on the west; Lankford and Allen Division Tract 7 and Raccoon Branch on the north; Lankford and Allen division Tract 5 on the east, being more particularly described as follows: Beginning at a point in the center of Crow Cut Road located N 36 deg. 38' 03" E 410.48' from a spike in the center of said road in Jerry Wilson Anderson's east line (ref. Deed Book 1402, Page 158, R.O.W.C.), thence leaving Crow Cut Road and with the common line of Lankford and Allen's Tract 3, N 01 deg. 33' 41" E passing an existing witness iron pin at 35.44' and the center of a 25' ingress-egress easement at 85.17' and a second witness iron pin at 1114.73' in all 1139.73' to a point in the center of East Raccoon Branch, thence leaving Tract 3 and up the center of Raccoon

Branch and with Lankford and Allen Tract 7, S 78 deg. 17' 29" F. 34.22' to a point; thence S 86 deg. 43' 06" E 203.17' to a point, being the common corner of Lankford Tract 5; thence leaving Tract 7 and Raccoon Branch and with the west line of Tract 5, S 04 deg. 49' 22" W passing a witness iron pin at 25.00' and a witness iron pin set at 963.22' in all 993.80' a point in the center of Crow Cut Road; thence leaving Tract 5 and with the center of Crow Cut Road S 59 deg. 39' 50" W 67.92' to a point; thence with a curve to the left having the following characteristics: Delta=14 deg. 21' 25"; Radius-631.73'; ARC-158.30'; Tangent-79.57'; Chord-S 52 deg. 29' 05" W 157.88' to the point of beginning, containing 5.02 acres, more or less according to a survey by Randolph L. Chapdelaine R.L.S. #1444, 7111-B Sweetgum Road SW, Fairview, Tennessee 37062 and dated June 14, 1999. The above-described tract is subject to a 25 feet ingress-egress easement in favor of Jerry Wilson Anderson (ref. Deed Book 1402, Page 158, R.O.W.C.) running from the common line of Tract 3 and Tract 4 to the center of Crow Cut Road described as follows: Commencing at a point in the center of Crow Cut Road, the southwest corner of the above tract thence leaving said road N 01 deg. 33' 41" E 85.17" to a point in the center of a 25' ingress-egress easement, thence with the center of said easement S 76 deg. 55' 25" E 79.83' to a point in the center of Crow Cut Road.

Being the same property conveyed to Randy L. Beck and wife, Mary M. Beck, by Warranty Deed from Billy L. Lankford and James E. Allen, and their spouses, Marjorie S. Lankford and Mattie R. Allen, dated March 17, 2000, of record in Book 1973, Page 801, Register's Office for Williamson County, Tennessee. Randy L. Beck died on September 16th, 2018, leaving Mary M. Beck as his surviving spouse

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the city of Fairview, Tennessee, as follows:

- A. That the proposed territory is hereby annexed and incorporated into the boundaries of the City of Fairview, to be effective as of the 1st day of February 2024.
- B. That the Plan of Services for this territory, included, hereto is approved and the same is hereby adopted.
- C. That the City Recorder will cause a copy of this Resolution to be forwarded to the Mayor of Williamson County including the Plan of Services.
- D. That a copy of this Resolution shall be recorded with the Williamson County Register of Deeds, and a copy shall also be sent to the Tennessee Comptroller of the Treasury and the Williamson County Assessor of Property.
- E. That a copy of this Resolution, as well as the portion of the Plan of Services related to emergency services and a detailed map of the annexed area, shall be sent to any affected emergency communication district following certification by the election commission that the annexation was approved.

WHEREUPON, the Mayor declared the Resolution adopted, affixed a signature and the date thereto, and directed that the same be recorded.

Approved by the City of Fairview Board of Commissioners this 1st day of February 2024.

Mayor, Lisa Anderson

ATTEST:

City Recorder, Rachel Jones

LEGAL FORM APPROVED:

City Attorney, Patrick M. Carter

The Plan of Services and Zoning Request of this Resolution Considered by the City of Fairview, Tennessee Municipal Planning Commission this 10th day of October 2023.

The Fairview, Tennessee Municipal Planning Commission voted upon the Plan of Services and Zoning Request of this Resolution as Follows:

Aye__ Nay 7 Not voting 2.

The Plan of Services and Zoning Request of this Resolution were returned to the City of Fairview, Tennessee Board of Commissioners with a Recommendation from the City of Fairview, Tennessee Municipal Planning Commission for Approval _____, Disapproval X, No Recommendation _____.

ORDINANCE 2023-11**AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF THE CITY OF FAIRVIEW, TENNESSEE, BY REZONING 4.35 ACRES OF PROPERTY LOCATED AT 621 HWY 96, CONSISTING OF WILLIAMSON COUNTY TAX MAP 022P GROUP B, PARCEL 007.00, COMMERCIAL GENERAL (CG) TO RM-8 MULTI-FAMILY RESIDENTIAL, PROPERTY OWNER: SM COMMERCIAL, LLC.**

WHEREAS, the City of Fairview zoning ordinance, and the zoning maps therein adopted be, and the same are hereby amended by rezoning the property herein described as 4.35 Acres of property consisting of Williamson County Tax Map 022P Group B, Parcel 007.00, located at 621 Hwy 96, from Commercial General (CG) to RM-8 Multi-Family Residential, Property Owner: SM Commercial, LLC; and

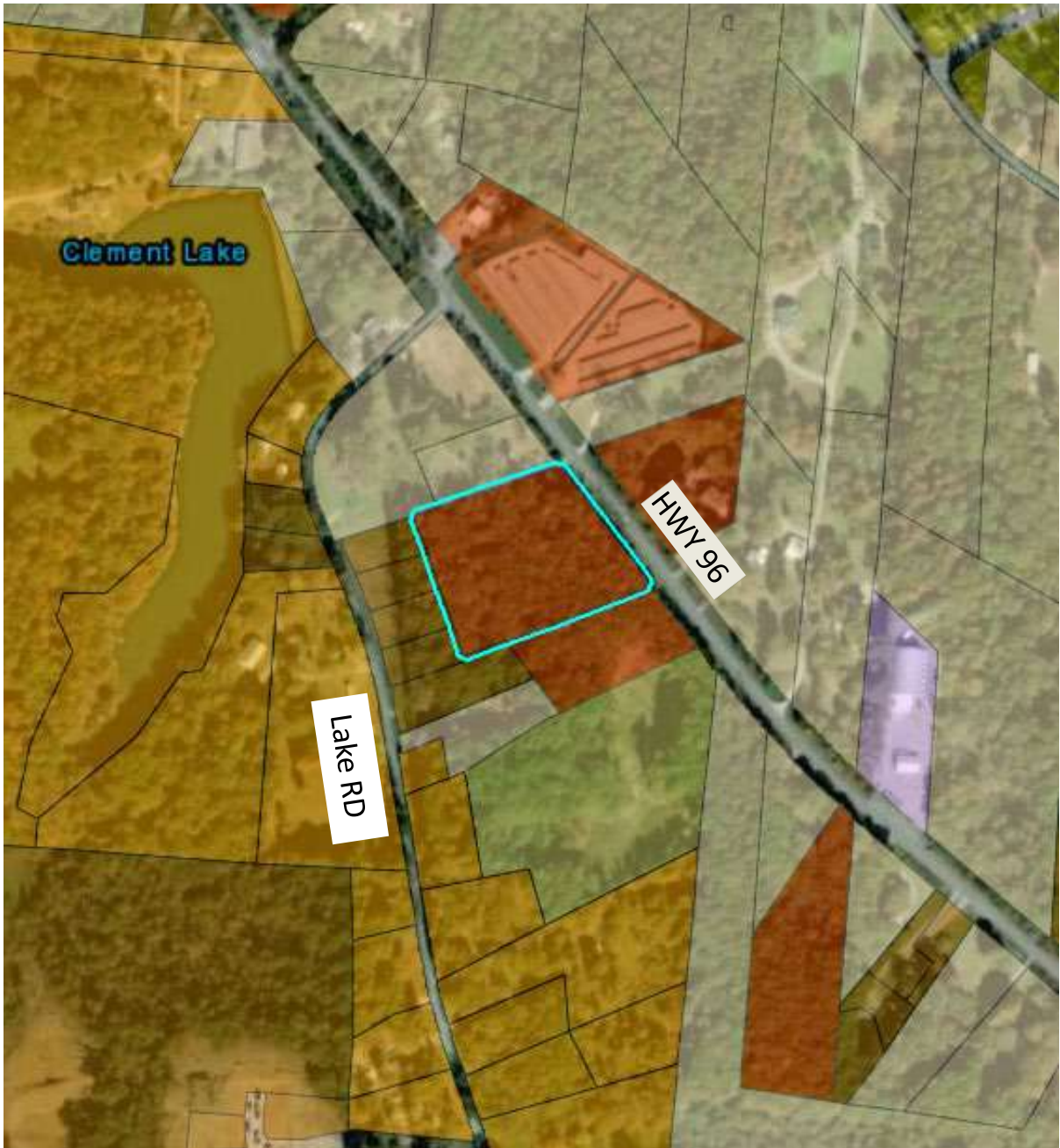
WHEREAS, said property to be rezoned from Commercial General (CG) to RM-8 (Multi-Family Residential) is located within the corporate limits of the City of Fairview; and

WHEREAS, the City of Fairview Municipal Planning Commission forwarded the request to the Board of Commissioners on November 14, 2023, with a **positive** recommendation for approval without conditions; and

WHEREAS, that all ordinances or parts of ordinances in conflict are hereby repealed; and

NOW, THEREFORE BE IT ORDAINED BY THE CITY OF FAIRVIEW, TENNESSEE, BOARD OF COMMISSIONERS AS FOLLOWS:

The Zoning Ordinance of the City of Fairview, Tennessee, is hereby amended by rezoning 4.35 Acres of property consisting of Williamson County Tax Map 022P Group B, Parcel 007.00, located at 621 Hwy 96, from Commercial General (GM) to RM-8 Multi-Family Residential, as requested by owner SM Commercial, LLC the public welfare requiring it. The rezoning of this site shall be subject to all City of Fairview ordinances and regulations.



Approved by the Board of Commissioners:

Lisa Anderson, Mayor

ATTEST:

Rachel Jones, City Recorder

LEGAL FORM APPROVED:

Patrick M. Carter, City Attorney

Passed 1st Reading: [12/21/2023](#)

Public Hearing: [2/1/2024](#)

Passed 2nd Reading: _____

Published for public notice on:

[12/27/2023](#)

In: Main Street Fairview Newspaper

ORDINANCE NO. 2024-01**AN ORDINANCE FOR AN AMENDMENT TO THE CITY OF FAIRVIEW,
TENNESSEE, BUDGET FOR FISCAL YEAR 2023 – 2024 BUDGET**

Be it Ordained by the City of Fairview, Tennessee as follows:

WHEREAS, the Board of Commissioners of the City of Fairview, Tennessee, have determined that the Budget for Fiscal Year 2023 – 2024 (beginning July 1, 2023, and running through June 30, 2024) should be amended to reflect the final expenditures for the Fiscal Year, and:

WHEREAS, the Board of Commissioners of the City of Fairview, Tennessee adopted the fiscal year 2023 – 2024 budget by passage of Ordinance Number 2023-09 on July 6, 2023, and

WHEREAS, pursuant to the Tennessee state Constitution, Article II, Section 24, no public money shall be expended except pursuant to appropriations made by law, and

WHEREAS, pursuant to Tennessee Code Annotated § 6-56-209, the Board of Commissioners has the authority to authorize the Finance Director to transfer money from one appropriation to another within the same fund, and

**NOW THEREFORE BE IT ORDAINED BY THE CITY OF
FAIRVIEW, TENNESSEE THAT CHANGES BE MADE TO THE FISCAL YEAR
2023-2024 BUDGET AS FOLLOWS:**

Section 1. Ordinance 2023-09 is hereby amended to reflect increased General Fund Revenue and Expenditures of \$533,852, the allocation of \$140,500 of 2021-B Bond funds, and the allocation of \$250,000 of American Rescue Plan funds for a total General Fund allocation of \$924,352.

The State Street Aid fund reflects \$15,000 in expenditure increases and decreases for a \$0.00 Street Aid allocation.

General Fund

		Debit	Credit
110	31100	\$ 130,352	\$ -
110	31200	\$ 25,000	\$ -
110	31300	\$ 7,500	\$ -
110	31610	\$ 250,000	\$ -
110	31710	\$ 10,000	\$ -
110	31720	\$ 10,000	\$ -
110	31920	\$ 5,000	\$ -
110	33553	\$ 1,000	\$ -
110	33570	\$ 2,000	\$ -
110	34110	\$ 5,000	\$ -
110	34741	\$ 1,000	\$ -
110	35110	\$ 10,000	\$ -
110	36990	\$ 5,000	\$ -
110	36710	\$ 2,000	\$ -
110	36730	\$ 70,000	\$ -
110	11230	\$ 140,500	\$ -
110	41113 258	\$ -	\$ 4,200
110	41114 110	\$ -	\$ 39,006
110	41114 112	\$ -	\$ 5,000
110	41114 119	\$ -	\$ 200
110	41114 128	\$ -	\$ 50
110	41114 141	\$ -	\$ 2,000
110	41114 142	\$ -	\$ 575
110	41114 143	\$ -	\$ 4,500
110	41114 202	\$ -	\$ 3,800
110	41114 220	\$ -	\$ 1,000
110	41114 236	\$ -	\$ 5,000
110	41114 271	\$ -	\$ 1,000
110	41114 275	\$ -	\$ 1,500
110	41114 302	\$ -	\$ 1,000
110	41114 308	\$ -	\$ 2,500
110	41114 317	\$ -	\$ 5,000
110	41114 325	\$ -	\$ 5,000
110	41114 331	\$ -	\$ 3,000
110	41114 525	\$ 15,000	\$ -
110	41114 526	\$ -	\$ 64,000
110	41114 527	\$ -	\$ 5,000
110	41114 964	\$ -	\$ 5,000
110	41210 110	\$ 21,443	\$ -
110	41210 112	\$ -	\$ 500
110	41210 141	\$ 1,300	\$ -
110	41210 142	\$ 300	\$ -
110	41210 143	\$ 8,400	\$ -
110	41210 310	\$ -	\$ 500

110	41210	378	\$	-	\$	500
110	41210	948	\$	-	\$	500
110	41711	110	\$	115,000	\$	-
110	41711	113	\$	-	\$	5,000
110	41711	141	\$	7,550	\$	-
110	41711	142	\$	1,750	\$	-
110	41711	143	\$	16,330	\$	-
110	41711	255	\$	-	\$	50,000
110	41711	299	\$	-	\$	2,000
110	41711	324	\$	-	\$	1,000
110	41711	331	\$	-	\$	1,000
110	42100	110	\$	-	\$	49,645
110	42100	112	\$	-	\$	15,000
110	42100	119	\$	-	\$	600
110	42100	121	\$	-	\$	18,000
110	42100	128	\$	500	\$	-
110	42100	141	\$	-	\$	5,161
110	42100	142	\$	-	\$	1,207
110	42100	143	\$	-	\$	4,624
110	42100	236	\$	-	\$	1,000
110	42100	258	\$	-	\$	4,000
110	42100	261	\$	-	\$	10,000
110	42100	262	\$	-	\$	2,500
110	42100	282	\$	-	\$	3,000
110	42100	283	\$	-	\$	3,000
110	42100	311	\$	-	\$	1,000
110	42100	327	\$	-	\$	3,000
110	42100	331	\$	-	\$	14,000
110	42100	368	\$	-	\$	56,500
110	42100	379	\$	-	\$	2,000
110	42100	387	\$	-	\$	19,750
110	42100	392	\$	-	\$	5,000
110	42100	939	\$	-	\$	16,510
110	42100	944	\$	-	\$	210,000
110	42100	948	\$	-	\$	16,000
110	42100	949	\$	-	\$	47,500
110	42200	119	\$	-	\$	400
110	42200	208	\$	-	\$	18,000
110	42200	262	\$	-	\$	2,000
110	42200	307	\$	-	\$	500
110	42200	331	\$	-	\$	4,000
110	42200	420	\$	-	\$	90,000
110	42200	424	\$	-	\$	3,500
110	42200	442	\$	2,500	\$	-
110	42200	452	\$	-	\$	8,000
110	42200	943	\$	8,000	\$	-
110	42200	950	\$	-	\$	30,000

110	42200	952	\$	-	\$	500
110	43000	110	\$	76,015	\$	-
110	43000	112	\$	-	\$	3,000
110	43000	141	\$	4,372	\$	-
110	43000	142	\$	1,022	\$	-
110	43000	143	\$	12,603	\$	-
110	43000	266	\$	-	\$	2,750
110	43000	308	\$	-	\$	500
110	43000	331	\$	-	\$	3,000
110	43000	455	\$	-	\$	1,300
110	43000	940	\$	-	\$	10,000
110	44700	110	\$	53,684	\$	-
110	44700	113	\$	5,000	\$	-
110	44700	141	\$	3,554	\$	-
110	44700	142	\$	808	\$	-
110	44700	143	\$	7,545	\$	-
110	44700	240	\$	-	\$	4,000
110	44700	299	\$	-	\$	2,000
110	44700	331	\$	-	\$	1,000
110	44700	488	\$	-	\$	60,000
110	44700	495	\$	-	\$	43,000
110	44700	943	\$	-	\$	20,000
110	44700	948	\$	-	\$	1,250
114	11210		\$	250,000	\$	-
114	41711	254	\$	-	\$	250,000
300	42200	420	\$	-	\$	3,000
300	42200	421	\$	3,000	\$	-
300	43000	288	\$	3,000	\$	-
300	44700	266	\$	-	\$	3,000

Street Aid Fund

			Debit				Credit
121	43000	247	\$	-	\$	2,000	
121	43000	342	\$	-	\$	5,000	
121	43000	931	\$	15,000	\$	-	
121	43000	961	\$	-	\$	8,000	

Section 2. The Financial Officer is hereby authorized to make said changes in the accounting system.

BE IT FURTHER ORDAINED, If any sentence, clause, phrase or paragraph of this Ordinance is declared to be unconstitutional by any Court of competent jurisdiction; such holding will not affect any other portion of this Ordinance.

BE IT FINALLY ORDAINED, that this Ordinance shall take effect fifteen days (15) days after its first passage or upon second reading, whichever is later, the public welfare requiring it.

MAYOR

CITY RECORDER

APPROVED AS TO FORM:

CITY ATTORNEY

Passed First Reading 1/4/2024

Passed Second Reading _____

RESOLUTION 03-24

**A RESOLUTION OF THE CITY OF FAIRVIEW BOARD OF COMMISSIONERS
APPROVING A SCHEDULE CHANGE FOR JULY 2024 MEETING DATES**

WHEREAS, the City of Fairview Board of Commissioners meets the first and third Thursdays of each month; and

WHEREAS, the July 4th holiday falls on the first Thursday of July which is a city observed holiday; and

WHEREAS, the Mayor and Board of Commissioners wish to hold July 2024 meetings on July 11, 2024 and July 18, 2024.

NOW, THEREFORE, BE IT RESOLVED the Mayor and Board of Commissioners, of the City of Fairview, Tennessee, do hereby reschedule the Board of Commissioners meeting for July 4, 2024, to July 11, 2024.

Passed and adopted this 1st day of February, 2024.

Lisa Anderson, Mayor

ATTEST:

Rachel Jones, City Recorder

LEGAL FORM APPROVED:

Patrick M. Carter, City Attorney

TREE ORDINANCE ISSUES

Tree Planting and Protection

City of Fairview TN., Municipal Code, Chapter, Chapter, Section 13-401 - 421

1. The renaming of the "Tree Commission" to the "Park and Landscape Board", no record of change. Section 13-403 should reflect this change.
2. The number and makeup of the Board does not coincide with Section 13-403 of the Municipal code, or any changes made.
3. The duties of the Board do not reflect the changes made to transfer some of duties to the Planning Commission. Section 13-404, Duties of the Board.
4. Are we engaged in the activities listed as duties of our Board. a. Conducting seminars and public education, b. Organize community tree planting projects, c. Establish a "Heritage Tree Program".
5. Section 13-405 through 13-407 regarding a City Arborist
6. Section 13-408 should be removed; the Board doesn't have authority to make decisions.
7. Section 13-409, does the Board have a "Community Tree Plan"?
8. Revising the tree bank section to include authorization on who, why and where tree funds can be accessed and spent.

New Proposed Wording

13-409 Community tree plan and tree bank. There is hereby created a City of Fairview, Tennessee tree bank account. The purpose of City of Fairview, Tennessee tree bank account is to designate a specific, separate City budget account line which shall contain the City of Fairview, Tennessee tree bank funds. Said funds in this account are solely and entirely to provide **tree and landscape activities** on publicly **owned property of the City of Fairview, of Williamson County, of the State of Tennessee, Federal lands and any tree related disaster located within or within 50 feet adjacent to the Corporate Boundaries of the City of Fairview, Tennessee.** The City of Fairview "Board of Commissioners" has sole responsibility for the approval and distribution of tree bank funds.

Submitted by Commissioner Hall