

CITY OF FAIRVIEW
BOARD OF COMMISSIONERS

OCTOBER 5, 2017

7:00 P.M.

AGENDA

1. **Roll Call**
2. **Call to order by Mayor Carroll**
 - A. Prayer and Pledge
3. **Approval of the Agenda**
4. **Public Hearing**
 - A. Item 10B
5. **Citizen Comments (Limited to the first 5 citizens to sign in and a limit of 3 minutes each).**
6. **Awards and/or Recognitions**
 - A. Friends of Fairview Library Proclamation
7. **Public Announcements**
8. **Staff Comments**
9. **Approval of the Minutes**
10. **Consent Agenda Consisting of Items as Follows**
 - A. Minutes from the September 21, 2017 Board of Commissioners Meeting
11. **Old Business**
 - A. Resolution 21-17, 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, Tax Map 42, Parcel 77, 7312 Taylor Road, Owner: Kenneth R. Taylor
 - B. Second and Final Reading of Ordinance #2017-22, An Ordinance to Amend a Previously Approved (Ordinance No. 668) Mixed Use P.U.D. and Associated Preliminary Master Development Plan from 30 lots to 47 lots, located on Highway 100, Tax Map 42, Parcel 46.01, Consisting of 8.68 Acres, Owned by Harold Crye
 - C. ADA Trail to Joann's Classroom - Crutcher
12. **New Business**
 - A. Review Agency Funding Requests That Could be Funded Through School Facilities Tax
 - B. Speed Limits on Highways 96 and 100
13. **City Manager Items for Discussion**
 - A. Miscellaneous Updates
 - B. City Attorney Comments
14. **Communications from the Mayor and Commissioners**
15. **Adjournment**

CITY OF FAIRVIEW PROCLAMATION

NATIONAL FRIENDS OF LIBRARIES WEEK

WHEREAS, Friends of the Fairview Public Library raise money that enables our library to move from good to great by providing the resources for additional programming, needed equipment, support for children's summer reading, and special events throughout the year;

WHEREAS, the work of the Friends highlights on an on-going basis the fact that our library is a cornerstone of the community providing opportunities for all to engage in the joy of life-long learning and connect with the thoughts and ideas of others from ages past to the present;

WHEREAS, the Friends understand the critical importance of well-funded libraries and advocate to ensure that our library gets the resources it needs to provide a wide variety of services to all ages including access to print and electronic materials, along with expert assistance in research, readers' advisory, and children's services;

WHEREAS, the Friends' gift of their time and commitment to the library sets an example for all in how volunteerism leads to positive civic engagement and the betterment of our community;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Fairview, Tennessee, do hereby proclaim the week of October 15-21, 2017, as Friends of Libraries week in Fairview, Tennessee, and urge everyone to join the Friends of the Library and thank them for all they do to make our library and community so much better.



IN WITNESS WHEREOF, I have hereunto set my hand, and caused the great seal of the City of Fairview to be affixed, this 5th day of October, 2017.

Mayor, Patti Carroll

RESOLUTION 21-17

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

Tax Map 42, Parcel 77

7312 Taylor Road

Owner: Kenneth R. Taylor

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 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, 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 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 the Observer, 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 is attached as *Exhibit A* 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 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 and the 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 and Plan of Services was held by the governing body on 5 day of October, 2017.

NOW, THEREFORE, BE IT RESOLVED by the City of Fairview, Tennessee as follows:

- A. That the following territory is hereby annexed and incorporated into boundaries of the City of Fairview, to be effective as of 5 day of October, 2017, to wit: Being a parcel of land located in the First Civil District of Williamson County, Tennessee, a portion of the Kenny

Taylor property bounded on the east by Taylor Road, south by a 60-foot right of way, west by Otter Creek Holdings, LLC, north by Fairview City Limits, being more particularly described as follows: Beginning at an iron rod on the westerly margin of Taylor road and northerly margin of a 60-foot right of as recorded in Book 7138 page 341, 60.10 feet north of Kenny Taylor's original southeast corner; thence, Along the northerly margin of the 60-foot right of way S80 deg 53'W 416.80 feet; thence, Along the westerly boundary N03 deg 11'20"E 530 feet, more or less, to the Fairview City Limits; thence, Along the Fairview City limits northeasterly about 370 feet, more or less, to a point on the westerly margin of Taylor Road; thence, Along the westerly margin of Taylor Road south 670 feet, more or less to the beginning, containing 5.0 acres, more or less, according to a survey by Boyd B. Gibbs, RLS #1598, 106 South Public Square, Centerville, Tennessee, dated August 25, 2017.

- B. That the Plan of Services for this territory which is attached as *Exhibit A* 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.

Mayor

Date

Attest: City Recorder

Approved as to Form and Legality:

City Attorney

**APPENDIX A
PLAN OF SERVICES TO ACCOMPANY
RESOLUTION 21-17**

WHEREAS, TCA 6 –51 – 102, as amended, requires that a Plan of Services be adopted by the governing body of a City prior to the passage of an annexation resolution of any territory or territories.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF FAIRVIEW, TENNESSEE, THAT:

Section 1. Pursuant to the provisions of **TCA 6 –51 – 102**, there is hereby adopted, for the area bounded as described above, the following Plan of Services:

A. Police

1. Patrolling, radio response to calls, and other routine police services, using present personnel and equipment, will be provided on the effective date of annexation.
2. 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.

B. Fire

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

C. Water

1. 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.**
2. 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.**

D. Sanitary Sewers

1. At present Sanitary Sewer Service is not available. If and when such service becomes available, the necessary intercepting and trunk sewers to serve the annexed area will be installed in accordance with current policies of 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.**

E. Refuse Collection

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

F. Streets

1. 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 County of Williamson under the standards currently prevailing in Williamson County, Tennessee, will serve the County 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.

G. Schools

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

H. Inspection Services

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

I. Planning and Zoning

1. 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.

J. Street Lighting

1. The State, County, or City under the standards currently prevailing for the appropriate authority will serve the annexed area.

K. Recreation

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

L. Miscellaneous

1. Where they are needed, street name signs will be installed as soon as the need for emergency services to the annexed area is deemed necessary by the current policies of the City of Fairview, Tennessee.

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

This Resolution Referred to City of Fairview, Tennessee, Municipal Planning Commission for recommendation by the Fairview, Tennessee, Board of Commissioners the 7 day of September, 2017.

This Resolution Considered by the City of Fairview, Tennessee, Municipal Planning Commission this 12 day of September, 2017.

The Fairview, Tennessee, Municipal Planning Commission voted upon this Resolution as Follows:

Aye 9, Nay 0, Not voting 0.

This Resolution was 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 _____, No Recommendation _____.

City of Fairview, Tennessee, Municipal Planning Commission this the 10th day of October, 2017.

Chairman

ORDINANCE #2017-22

AN ORDINANCE TO AMEND A PREVIOUSLY APPROVED (ORDINANCE NO. 668) MIXED USE P.U.D. AND ASSOCIATED PRELIMINARY MASTER DEVELOPMENT PLAN FROM 30 LOTS TO 47 LOTS, LOCATED ON HIGHWAY 100, TAX MAP 42, PARCEL 46.01, CONSISTING OF 8.68 ACRES, OWNED BY HAROLD CRYE.

WHEREAS, a request has been made by Engineer Trustee Gary Martin of Martin Engineering and Surveying, to rezone property located within the City of Fairview; and

WHEREAS, the City of Fairview Planning Commission, on March 14, 2017, made a favorable recommendation to the Board of Commissioners that this request be approved.

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF FAIRVIEW BOARD OF COMMISSIONERS THAT:

SECTION 1. That the Zoning Ordinance be and is hereby amended by making certain changes to the Official Zoning Map for the City of Fairview, by amending the previously approved Mixed-Use P.U.D. and associated Preliminary Master Development Plan (PMDP) identified as Tax Map 42, Parcel 46.01, for an increase in the total number of lots from 30 to 47. This property consists of approximately 8.68 acres and is owned by Harold Crye, who has authorized the submittal of the application for the rezoning of this parcel, which is attached to and made a part of this ordinance as though copied herein.

SECTION 2. BE IT FURTHER ORDAINED, that the Codes and Planning Department is hereby authorized and directed, upon approval of this Ordinance, to cause the change to be made on the Official Zoning Map, as set out in Section 1 of this Ordinance, and to make notation thereon of reference to the date of passage and approval of this Ordinance.

SECTION 3. BE IT FURTHER ORDAINED, that this Ordinance take effect immediately after its passage and such change be published in a newspaper of general circulation, the welfare of the City of Fairview requiring it.

LEGAL STATUS PROVISIONS

Approved and certified by the Planning Commission:

Chairman

March 14, 2017
Date

Published in the Fairview Observer on _____

1st Reading: _____

2nd Reading: _____

Public Hearing Held: _____

Approved by the Board of Commissioners:

Patti Carroll, Mayor

ATTEST:

Brandy Johnson, City Recorder

APPROVED AS TO FORM:

City Attorney