

## **Resolution No. 25-08-027**

SPONSORED BY: Commissioners Ron French, Mike Akard, Linda Webb, and Dawn Reagan.

**Resolution to Rescind Resolution No. 21-04-018 Entitled Resolution to Reestablish Public Services Committee and Provide for hearing Required by T.C.A. 5-1-115 Dealing with Removal of Vegetation and Debris from Certain Lots and Replace it with Resolution to Reaffirm Resolution No. 01-04-012 as Originally Adopted by Blount County Commission on April 23, 2001, to Reestablish the Public Services Committee and Establish a Public Services Appeals Committee**

**BE IT RESOLVED** by the Board of Commissioners of Blount County, Tennessee, assembled in Regular Session on Month DD, CCYY.

**WHEREAS**, the County Commission previously approved Resolution No. 01-04-012 entitled "A Resolution Authorizing Blount County to Exercise the Authority Granted in Section 5-1-115 of the Tennessee Code Annotated; and

**WHEREAS**, T.C.A. § 5-1-115 deals with the removal of vegetation and debris from certain lots; and

**WHEREAS**, the previous Resolution provided that Blount County shall exercise the authority granted in T.C.A. § 5-1-115 and said Resolution further designated the Blount County Building Commissioner as the appropriate person designated by the County Commission to perform the duties and responsibilities set forth under subsections (b) and (c) of said Section 5-1-115; and

**WHEREAS**, said Resolution provided that the Public Service Committee of the County Commission was empowered to make rules and regulations necessary for the administration and enforcement of Section 5-1-115 and should also act as the hearing board for any hearings conducted under the provisions of subsections (d) of Section 5-1-115; and

**WHEREAS**, the Public Service Committee has some time ago, ceased to be a subcommittee of this body and has not functioned and as a result thereof, there has been no designated hearing committee for hearings required by said statute; and

**WHEREAS**, the Department of Development Services has for some time been experiencing a significant number of complaints relative to overgrown and debris laden lots in Blount County that need attention; and

**WHEREAS**, it is now necessary to reestablish the Public Service Committee and also to establish the Public Services Appeals Committee and also delegate certain rules and responsibilities under T.C.A. 5-1-115; and

**WHEREAS**, the Department of Development Services, under the supervision of the Highway Superintendent and under the auspices of the Blount County Commission has determined that a Public Services Committee as well as a Public Services Appeals Committee shall be established for the purpose of complying with T.C.A. 5-1-115; and

**WHEREAS**, the Department of Development Services and the previous Public Services Committee, created by resolution number 21-04-018 has determined that a budget was required to implement and comply with the mandates of T.C.A. 5-1-115; and

**WHEREAS**, the Blount County Commission in regular session on the 18<sup>th</sup> day of July, 2024 approved said budget in the amount of \$100,000 in resolution number 24-07-006; and

**WHEREAS**, it is in the best interests of Blount County and its citizens to have an orderly and efficient manner to implement and comply with the mandates of T.C.A. 5-1-115 that was previously adopted by the Blount County Commission in Resolution number 01-04-012 on April 23, 2001.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of Blount County, Tennessee, assembled in Regular Session on **Month DD, CCYY**, as follows:

1. Blount County has deemed it appropriate to exercise the authority granted in T.C.A 5-1-115 by Resolution No. 01-04-012.
2. The Public Services Committee shall be reestablished and empowered to make any rules and regulations necessary for the administration and enforcement of said T.C.A. 5-1-115. It shall consist of seven (7) members, which members shall serve a term of two (2) years and the Blount County Highway Superintendent shall nominate members of said committee to the Blount County Commission for appointment to the committee.
3. Members appointed to the Public Services Committee (created by Resolution No. 21-04-018) by the Blount County Highway Superintendent shall serve as members of the newly created Public Services Committee created by Resolution No. for a term of two (2) years.
4. The Public Services Appeals Committee shall be established to act as the hearing board for any provisions of T.C.A. 5-1-115. It shall consist of five (5) members, which shall serve a term of two (2) years and the Blount County Highway superintendent shall nominate members of said committee to the Blount County Commission for appointment to the committee.
5. No member may serve on both committees simultaneously.
6. The Blount County Building Commissioner shall be the appropriate department designated to perform the duties and responsibilities set forth under subsection (b) and (c) of said T.C.A. 5-1-115.

**BE IT FURTHER RESOLVED** that this resolution shall take effect from and after passage, the public welfare requiring it.

**This Resolution is hereby adopted on this \_\_\_\_ day of \_\_\_\_\_ 202\_.**

**CERTIFICATION OF ACTION**

**ATTEST**

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

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

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

\_\_\_\_\_  
Date

- ☐ Approved  
☐ Vetoed