

- 18.** Resolution No. 21-04-018, 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.

**Attachments:** 21-04-018 Resolution to reestablish Public Services Committee

A motion was made by Vice Chair Carver, seconded by Commissioner Bright, that the Resolution be adopted. A roll call vote was taken. The Chairman declared the motion to have passed by the following vote:

**Yes:** 14 - Anderson, Bright, Carver, Caylor, Crowe, French, Hammontree, Hill, Hood, Lawhorn, McCulley, Reagan, Stinnett, and Webb

**No:** 0

**Absent:** 5 - Bennett, Jopling, King, Mikels, and Robbins

**Abstain:** 2 - Akard, and Bowers

**RESOLUTION NO. 21-04-018**

**SPONSORED BY COMMISSIONERS JOE MCCULLEY AND MIKE AKARD**

**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**

**BE IT RESOLVED** by the Board of Commissioners of Blount County, Tennessee, in regular session assembled on April 15, 2021.

**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 Services Committee and also redelegate certain rules and responsibilities under T.C.A. § 5-1-115; and

**WHEREAS**, the most efficient and streamlined exercised of the authority granted under this statute to designate the Blount County Building Commissioner as the person to make the rules and regulations necessary for the administration and enforcement of this Code Section; and

**WHEREAS**, the Department of Development Services, under the supervision of the Highway Superintendent, has determined that a Public Services Committee should be reestablished to provide for the hearings required under T.C.A. § 5-1-115 and in furtherance of that determination, has reached out to certain citizens of Blount County to seek their willingness to serve on said Committee; 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 approved by this Commission.

**NOW THEREFORE, BE IT RESOLVED** by the Board of Commissioners of Blount County, Tennessee, assembled in regular session this 15<sup>th</sup> day of April, 2021, as follows:

1. A Public Services Committee shall be reestablished and shall act as the hearing board for any provisions of T.C.A. § 5-1-115.
2. The Blount County Building Commissioner shall be the appropriate department to make any rules and regulations necessary for the administration and enforcement of T.C.A. § 5-1-115.
3. The Public Services Committee shall be made up of seven (7) members, which members shall serve for 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 this Committee.

**BE IT FURTHER RESOLVED THAT THIS RESOLUTION SHALL TAKE EFFECT FROM AND AFTER PASSAGE, THE PUBLIC WELFARE REQUIRING IT.**

Duly authorized and approved this 15<sup>th</sup> day of April, 2021.

**CERTIFICATION OF ACTION**

  
Commission Chairman

**ATTEST**

  
County Clerk

Approved: 

Vetoed: 

County Mayor

April 19, 2021  
Date