

ORDINANCE NO. 2015-10

AN ORDINANCE ADOPTING A PLAN OF SERVICE FOR THE ANNEXATION OF A CERTAIN AREA BY THE CITY OF EAGLEVILLE, TENNESSEE:

WHEREAS, the City of Eagleville received application for annexation from the property owner and applicant; and,

WHEREAS, TCA 6-51-102 as amended requires that a Plan of Service be adopted by the governing body of a city prior to the passage of an annexation.

WHEREAS, the City of Eagleville contemplates incorporating into the City the proposed area described as follows:

This annexation consists of the following parcel in its entirety: Map 163, Parcel 32.00, as documented in Record Book 630, Page 753

This area contains approximately 44.7 acres plus or minus and is shown on the attached map.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED BY THE BOARD OF MAYOR AND COUNCIL OF THE CITY OF EAGLEVILLE, TENNESSEE, AS FOLLOWS:

SECTION 1. Pursuant to the provisions of section 6-51-102, Tennessee Code Annotated, there is hereby adopted, for the area as described above, the following Plan of Service:

A. Water

Water is currently provided to all of the described property by Consolidated Utility District of Rutherford County, which will not be impacted by annexation.

Water for fire protection is currently available. No changes are needed. Should the property develop further, fire hydrants will be required per subdivision regulations at the developer's expense.

B. Sewer

None at this time. There are no existing plans to extend the City's STEP sanitary sewer service to this property, and the same has been disclosed to the applicant. Provision of sewer services will be at the developer's expense according to the processes and ordinances in place at the time of such a request.

C. Natural Gas

Gas service is currently available through Horton Highway Utility District, which will not be impacted by annexation. Further development of the property requiring gas service will be at the expense of the developer.

D. Streets

1. Emergency maintenance of streets (repair of chuckholes, measures necessary for traffic flow, etc.) will begin on the effective date of annexation.

2. Routine maintenance, on the same basis as in the present corporate limits, will begin in the annexed areas when funds from the state gasoline tax based on the annexed population are received (following the effective date of annexation).

3. Reconstruction and resurfacing of streets, installation of storm drainage facilities, and other such major improvements, as the need therefore is determined by the governing body, will be accomplished under current policies of the City.
 4. It is noted and has been disclosed to the applicant that the subject property abuts a state maintained roadway, and as such, the aforementioned maintenance of that roadway will continue to be addressed by the state.
- E. Planning and Zoning
The planning and zoning regulations of the City will be enforced in the area upon annexation. The property has a current zoning status of Low Density Residential (RL) under Rutherford County Zoning. This application intends to annex the property with the following split zoning under the City of Eagleville Zoning upon annexation: Light Industrial (I1) from the property line that abuts Highway 41 A South, extending 435 feet into the property; and Low Density Residential (R1) for the remainder of the property.
- F. Electricity
Electricity will continue to be provided by Middle Tennessee Electric Membership Corporation and there will be no change in this service. Further development of the property requiring additional electric service will be at the expense of the developer.
- G. Recreation
Residents of the annexed area may use all existing park and recreation facilities, and public facilities, as currently provided to City residents on and after the effective date of annexation.
- H. Street Name Signs
Street name signs where needed will be installed within 24 months after the effective date of annexation and under the same policy which currently provides for street name signs in the existing corporate limits.
- I. Fire Protection
Eagleville Fire Department currently provides fire protection for this area, which will not change after the effective date of annexation.
- J. Police Protection
Police patrol and response to calls by the Rutherford County Sheriff's Department and/or Eagleville Police Department will be provided on and after the effective date of the annexation. Police services will be provided with existing personnel.
- K. Traffic Control
Traffic signals, traffic signs, street markings and other traffic control devices will be installed as the need therefor is established by appropriate study and traffic standards. All needed devices will be installed within 24 months of the effective date of annexation, except that such devices maintained by the state shall continue to be addressed by the state as the state's policies and procedures may require.
- L. Garbage Collection
There is no garbage collection service.
- M. Inspection Services
The code administration and fire inspection services now provided by the City will begin in the annexed area on the effective date of the annexation.

SECTION 2. This ordinance shall become effective thirty (30) days from and after its final passage.

Approved:

Travis Brown, Mayor

Attested by: City Recorder, Kathey Burleson

Passed First Reading: September 15, 2015

Passed Second Reading: September 17, 2015

Passed Third Reading: September 24, 2015

Public Hearing held: September 15, 2015

with 15-day notice given in the Daily News Journal on August 30, 2015

APPROVED AS TO FORM:

City Attorney, Leon Sharber