

SEPTEMBER 17, 1982

FRIDAY MORNING, SEPTEMBER 17, 1982

BE IT REMEMBERED THAT:

COUNTY COMMISSIONERS MET PURSUANT TO ADJOURNMENT FOR AN ADJOURNED SESSION OF SULLIVAN COUNTY BOARD OF COMMISSIONERS OF BLOUNTVILLE, TENNESSEE MET IN SESSION THIS FRIDAY MORNING, SEPTEMBER 17, 1982, WAS PRESENT AND PRESIDING THE HONORABLE LON V. BOYD, COUNTY CHAIRMAN, AND MARGORIE S. HARR, COUNTY CLERK, AND MIKE GARDNER, COUNTY SHERIFF OF SAID BOARD OF COMMISSIONERS, AND FULL QUORUM OF COMMISSIONERS OF SAID COUNTY TO WITNESS:

COMMISSIONERS PRESENT AND ANSWERING ROLL CALL:

AKARD, ARRINGTON, BLALOCK, CARROLL, CHILDRESS, DEVAULT, FERGUSON, HARR, HEAPE, HENDRICKSON, HOOD, ICENHOUR, KETRON, KING, LANGSTAFF, MCKAMEY, MILHORN, MILLS, MORRELL, NICHOLS, OLTERMAN, RUSSIN, THOMAS, WILLIAMS.

Sullivan County

P. O. BOX 96

BLOUNTVILLE, TENNESSEE

PHONE 323-7135

LON V. BOYD
COUNTY JUDGE

September 8, 1982

Dear Commissioner:

The Sullivan County Board of Commissioners will meet on Friday, September 17, 1982 at 9:00 a.m. at the Courthouse in Blountville.

I am enclosing a copy of the agenda of all resolutions that we have at this time.

At the present time, the special committee considering the Flood Plan Insurance has met and will make recommendations to the Commission concerning this matter. If the Flood Plan Insurance remains in affect it must be past on or before September 30, 1982.

I would recommend that all other resolutions be deferred until appropriate committees have been appointed so that all resolutions can be forwarded to the appropriated committee for their considerations.

There are two (2) resolutions that will be necessary for the Commission to consider. One of these resolutions concerning the widening of St. Rt. 34, From the Washington County line to Bluff City Bypass, which is being paid for by the State of Tennessee. The other resolution is a grant agreement for the Tri City Airport.

Anything else can be considered if the Commission deems it necessary and proper.

As soon as the committee's are appointed and approved by the Commission, I would like for each committee to meet and elect a chairman, vice-chairman and secretary, and set their first meeting date to consider resolutions.

Sincerely yours,



Lon V. Boyd

LVB/vm

RESOLUTIONS FOR SECOND READING:

1. RESOLUTION IN RE:

FLOOD INSURANCE

BE IT RESOLVED THAT, The Sullivan County Board of Commissioners will consider for adoption a Flood Plan Management Program so that Sullivan County residents will be eligible for the National Flood Insurance Program as set forth in Section 44 CFR 60.3. The unincorporated areas of Sullivan County's eligibility for National Flood Insurance Program may be suspended unless said flood hazard resolution is adopted by Sullivan County.

INTRO BYREFERRED TOCOMMITTEE ACTION

Mills

2. RESOLUTION IN RE:

APPROPRIATE \$20,000.00
FOR FLOOD PROBLEM IN
COLONIAL HEIGHTS

BE IT RESOLVED THAT WHEREAS, the flood control money was deleted from the Highway Department budget in 1980 and WHEREAS, this money is now needed to solve a major flood problem between Sir Echo and Meadow Lane, in the Colonial Heights area; and
WHEREAS, the Highway Commissioner estimates \$20,000.00 expenditure to solve the flood problem.
THEREFORE, BE IT RESOLVED THAT \$20,000.00 from unallocated surplus be transferred to the Highway Department budget.

INTRO BYREFERRED TOCOMMITTEE ACTION

Mills

3. RESOLUTION IN RE:

WORKMEN COMP. INSURANCE

BE IT RESOLVED THAT WHEREAS, it has become apparent that the present policy of Sullivan County toward employees which are injured on the job and have been off work for an extended period of time has resulted in economic hardship and difficulty for employees.
WHEREAS, these employees will receive workmen's comp. from the county which is considerable less than the employee's normal salary.
THEREFOR BE IT RESOLVED THAT, the Sullivan County Board of Commissioners amend the Sullivan County Employee's handbook to allow the County to pay the employee's share of hospitalization insurance for any employee injured on the job after such injury requires the employee to be absent from the job and drawing workmen's comp. for a period in excess of 60 days.

INTRO BYREFERRED TOCOMMITTEE ACTION

Harr

4. RESOLUTION IN RE:

WATER LINES & FIRE HYDRANTS

BE IT RESOLVED THAT, with the ever increasing development in Sullivan County and due to the lack of past policy to govern the installation of proper size water lines and fire hydrants, urbanization has taken place and is continuing to take place without sufficient facilities to provide for adequate fire fighting. Even though Sullivan County has what is recognized as one of the best Volunteer fire fighting units in any county in Tennessee, their efforts are often frustrated because of the absence of fire hydrants and/or inadequate water lines. It is suggested, therefore, that Sullivan County, incorporated cities, and the various utility commissions work together to insure that any future installation of these facilities be of sufficient size and properly located in order to meet the fire fighting needs of Sullivan County. This policy would reduce the risk of heavy loss due to fire. The following policies are suggested in order to meet these objectives:

1. All major construction, reconstruction and changes in any water distribution system shall be reviewed and approved by the County. This policy shall cover subdivision installations, extensions to subdivisions, extensions to serve unplatted property and replacement mains. It shall not include routine maintenance to the system.
2. That each utility commission coordinate its efforts with the County and other utility commissioners by the exchange of plans for major improvements within the utility system.
3. That all water line extensions to subdivisions, extensions to serve unplatted property, and replacement mains shall be a minimum of six inch unless otherwise approved by the county.

INTRO BYREFERRED TOCOMMITTEE ACTION

STATE OF TENNESSEE |
COUNTY OF SULLIVAN |

SEPTEMBER 17, 1982

ELECTION OF NOTARIES

BONNIE J. BLAZER
RICHARD H. CARSON, JR.
SUSAN CASSELL
DENNIS M. DAVIS
CLAUDE K. GOINS
MARY HELEN HARRISON
DORA ANNA JOHNSON
CECIL W. LAWS
JOHN ROBERT MASHBURN
MILDRED IRENE OSBORNE
GRADY F. PERRY

AUTHO SCOTT PIERSON, JR.
PENNY M. SALVER
JERRY D. SHARRETT
DORMAN L. STOUT
RANDALL M. VICARS
W. FRED WALTON
W. A. WATSON
MARILYN M. WEAD
JOHN H. WHITE
MARY ELLEN WILSON

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NO. 776

TO THE HONORABLE LON V. BOYD, JUDGE, AND MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN ADJOURNED SESSION

17-430
MET THIS THE 7th DAY OF JULY ~~Aug~~ Sept 19 82

RESOLUTION IN RE: FLOOD INSURANCE

BE IT RESOLVED THAT

The Sullivan County Board of Commissioners will have a public hearing on ~~August 9~~ ^{Sept 7}, 1982 at 9:00 a.m. at the Courthouse in Blountville to consider for adoption a Flood Plan Management Program so that Sullivan County residents will be eligible for the National Flood Insurance Program as set forth in Section 44 CFR 60.3.

The proposed resolution is on file in the County Executive's Office for public inspection and the public is cordially invited to attend the meeting.

The unincorporated areas of Sullivan County's eligibility for National Flood Insurance Program may be suspended unless said flood hazard resolution is adopted by Sullivan County.

INTRODUCED BY COMMISSIONER HARR Mills ESTIMATED COST: _____

SECONDED BY COMMISSIONER _____ PAID FROM _____ FUND

COMMISSION ACTION: _____ DATE SUBMITTED: _____

ROLL CALL: _____ Aye _____ Nay _____

VOICE VOTE: _____ County Clerk

BY: _____

COMMITTEE ACTION: _____ APPROVED: _____ DISAPPROVED: _____

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Federal Emergency Management Agency

Washington, D.C. 20472

JUL 28 1982

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Honorable Lon V. Boyd
Sullivan County Executive Judge
Sullivan County Courthouse
P.O. Box 96
Blountville, Tennessee 37617

Dear Judge Boyd:

You are advised that the unincorporated areas of Sullivan County's eligibility in the National Flood Insurance Program (NFIP) may be suspended on September 30, 1982, unless the required flood plain management measures of Section 44 CFR 60.3 (d) are enacted by your community.

Our letter of March 30, 1982, indicated the actions your community could take to maintain its eligibility in the NFIP. That letter also advised you that the flood insurance rate study establishing base flood elevations has been completed and that your community's Flood Insurance Rate Map would become effective on September 30, 1982.

It is realized that your community may be in the final adoption process, or you may have recently adopted the required measures. These measures, which should be submitted to our Regional Office, will be reviewed upon receipt. If your measures are approved the Regional Office will notify you. However, if you are encountering difficulties in enacting the required measures, you are urged to call the Chief, Natural and Technological Hazards Division of the Federal Emergency Management Agency in Atlanta, Georgia at (404) 881-2391.

Please consider this letter as your formal notice. Failure to adopt and submit the required flood plain management measures in a legally enforceable instrument to the Regional Director before the established deadline will result in your community's suspension from the NFIP in accordance with Section 59.24 of the Program regulations.

Sincerely,

A handwritten signature in cursive script, appearing to read "Richard E. Sanderson".

Richard E. Sanderson, Chief
Natural Hazards Division
Office of Natural and Technological Hazards

No. 8

No. 6 8-30-82

No. 1 9-17-82

FLOOD DAMAGE PREVENTION RESOLUTION

FOR

SULLIVAN COUNTY, TENNESSEE

This resolution shall be known as the Flood Damage Prevention Resolution of the unincorporated territory of Sullivan County, Tennessee in order to qualify Sullivan County for the National Flood Insurance Regular Program.

WHEREAS, this resolution shall be known as the Flood Hazard Ordinance of unincorporated territory of Sullivan County, Tennessee. The maps, charts and profiles herein referred to and all explanatory matter thereon are hereby adopted and made a part of this resolution.

WHEREAS, the authority for the adoption of this resolution has been conferred by the State Legislature in Sections 13-7-101 through 13-7-115, Tennessee Code Annotated.

WHEREAS, the purpose of this resolution is to qualify all of the unincorporated territory of Sullivan County for the National Flood Insurance Regular Program and in conformity with measures of Section 44 CPT 60.3 (d). And further the purpose of this ordinance is to promote the public health, safety and general welfare and to minimize public and private losses due to flood conditions in specific areas by provisions designed to: (1) restrict or prohibit uses which are dangerous to health, safety and property due to water or erosion hazards, or which result in damaging increases in erosion or in flood heights or velocities; (2) require that uses vulnerable to floods, including facilities which serve such uses, be protected against flood damage at the time of initial construction; (3) control the alteration of natural flood plains, stream channels, and natural protective barriers which are involved in the accommodation of flood waters; (4) control filling, grading, dredging and other development which may increase erosion or flood damage; and (5) prevent or regulate the construction of flood barriers which will unnaturally divert flood waters or which may increase flood hazards to other lands.

WHEREAS, the objectives of this ordinance are: (1) to protect human life and health; (2) to minimize expenditure of public money for costly flood control projects; (3) to minimize the need for rescue and relief efforts associated with flooding and generally undertaken at the expense of the general public; (4) to minimize prolonged business interruptions; (5) to minimize damage to public facilities and utilities such as water and gas mains, electric, telephone and sewer lines, streets and bridges located in flood plains, (6) to help maintain a stable tax base by providing for the sound use and development of flood prone areas in such a manner as to minimize future flood blight areas; and (7) to insure that potential home buyers are notified that property is in a flood area.

NOW THEREFORE BE IT RESOLVED by the Sullivan County Board of Commissioners as follows:

Article I. Enforcement Official

The provision of this resolution shall be administered and enforced by an official designated by the Sullivan County Board of Commissioners. The official designated shall have the right to enter upon any premises necessary to carry out his duties in the enforcement of this resolution.

Article II. Definitions

Unless specifically defined below, words or phrases used in this ordinance shall be interpreted so as to give them the meaning they have in common usage and to give this ordinance its most reasonable application.

1. Appeal: Means a request for a review of the designated official's interpretation of any provision of this ordinance or a request for a variance.
2. Area of Shallow Flooding: Means a designated AO or VO Zone on Sullivan County's Flood Insurance Rate Map (FIRM) with base flood depths of up to three feet where a clearly defined channel does not exist, where the path of flooding is unpredictable and indeterminate, and where velocity flow may be evident.
3. Area of Special Flood Hazard: Is the land in the flood plain within Sullivan County subject to a one percent or greater chance of flooding in any given year.
4. Base Flood: Means the flood having a one percent chance of being equalled or exceeded in any given year, (also known as the 100-year flood).
5. Development: Means any man-made change to improved or unimproved real estate, including, but not limited to, buildings or other structures, mining, dredging, filling, grading, paving, excavation or drilling operations.

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6. Existing Mobile Home Park or Mobile Home Subdivision: Means a parcel (or contiguous parcels) of land divided into two or more mobile home lots for rent or sale for which the construction of facilities for servicing the lot on which the mobile home is to be affixed (including, at a minimum, the installation of utilities, either final site grading or the pouring of concrete pads, and the construction of streets) is completed before the effective date of this ordinance.
 7. Expansion to an Existing Mobile Home Park or Mobile Home Subdivision: Means the preparation of additional sites by the construction of facilities for servicing the lots on which the mobile homes are to be affixed (including the installation of utilities, either final site grading or pouring of concrete pads, or the construction of streets).
 8. Flood or Flooding: Means a general and temporary condition of partial or complete inundation of normally dry land areas from the unusual and rapid accumulation of runoff of surface waters from any source.
 9. Flood Hazard Boundary Map (FHBM): Means an official map of Sullivan County, issued by the Federal Emergency Management Agency, where the boundaries of the areas of special flood hazard have been defined as Zone A.
 10. Flood Insurance Rate Map (FIRM): Means the official map of a Sullivan County, on which the Federal Emergency Management Agency has delineated both the areas of special flood hazard and the risk premium zones applicable to Sullivan County.
 11. Flood Insurance Study: Is the official report provided by Federal Emergency Management Agency. The report contains flood profiles, as well as the Flood Boundary-Floodway Map and the water surface elevation of the base flood.
 12. Floodway: Means the channel of a river or other water-course and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than one foot.
 13. Floor: Means any floor (including basement) usable for living purposes, which include working, sleeping, eating, cooking or recreation, or a combination thereof.

14. Highest Adjacent Grade: Means the highest natural elevation of the ground surface, prior to construction, next to the proposed walls of a structure.
15. Mean Sea Level: Means a reference for establishing various elevations within the floodplain. For purposes of this ordinance, the term is synonymous with National Geodetic Vertical Datum (NGVD).
16. Mobile Home: Means a structure, transportable in one or more sections, which is built on a permanent chassis and designed to be used with or without a permanent foundation when connected to the required utilities. It does not include recreational vehicles or travel trailers.
17. National Geodetic Vertical Datum (NGVD): As corrected in 1929 is a vertical control used as a reference for establishing varying elevations within the floodplain.
18. New Construction: Means structures for which the "start of construction" commenced on or after the effective date of this ordinance.
19. New Mobile Home Park or Mobile Home Subdivision: Means a parcel (or contiguous parcels of land divided into two or more mobile home lots for rent or sale for which the construction of facilities for servicing the lot on which the mobile home is to be affixed including, at a minimum, the installation of utilities, either final site grading or the pouring of concrete pads, and the construction of streets) is completed on or after the effective date of this ordinance.
20. Start of Construction: Means the first placement of permanent construction of a structure (other than a mobile home) on a site, such as the pouring of slabs or footings or any work beyond the stage of excavation, including the relocation of a structure. Permanent construction does not include the installation of streets and/or walkways; nor does it include excavation for a basement, footings, piers or foundations or the erection of temporary forms; nor does it include the installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not a part of the main structure. For a structure (other than a mobile home) without a basement or poured footings, the "start of construction" includes the first permanent framing or assembly of the structure or any

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part thereof on its piling or foundation. For mobile homes not within a mobile home park or mobile home subdivision, "start of construction" means the affixing of the mobile home to its permanent site. For mobile homes within mobile home parks or mobile home subdivisions, "start of construction" is the date on which the construction of facilities for servicing the site on which the mobile home is to be affixed (including, at a minimum, the construction of streets, either final site grading or the pouring of concrete pads and installation of utilities) is completed.

21. Structure: Means a walled and roofed building that is principally above ground, as well as a mobile home.
22. Substantial Improvement: Means, any repair, reconstruction, or improvement of a structure, the cost of which equals or exceeds fifty percent of the market value of the structure, either (1) before the improvement or repair is started, or (2) if the structure has been damaged and is being restored, before the damage occurred. For the purposes of this definition "substantial improvement" is considered to occur when the first alteration of any wall, ceiling, floor, or other structural part of the building commences, whether or not that alteration affects the external dimensions of the structure. The term does not, however, include either (1) any project for improvement of a structure to comply with existing state or local health, sanitary, or safety code specifications which are solely necessary to assure safe living conditions, or (2) any alteration of a structure listed on the National Register of Historic Places or a State Inventory of Historic Places.
23. Variance: Is a grant of relief, in a unique situation, to a person from the requirements of this ordinance which permits construction in a manner otherwise prohibited by this ordinance where specific enforcement would result in unnecessary hardship.

Section III. General Provisions

1. Lands to which this ordinance applies. This ordinance shall apply to all areas of special flood hazard within the jurisdiction of the unincorporated territory of Sullivan County, Tennessee.

2. Basis for establishing the areas of special flood hazard. The areas of special flood hazard identified by the Federal Emergency Management Agency in its Flood Insurance Rate MAP (FIRM), dated September 30, 1982, and any revision thereto are adopted by reference and declared to be a part of this ordinance.
3. Establishment of development permit. A development permit shall be required in conformance with the provisions of this ordinance prior to the commencement of any development activities.
4. Compliance. No structure or land shall hereafter be located, extended, converted, or structurally altered without full compliance with the terms of this ordinance and other applicable regulations.
5. Abrogation and greater restrictions. This ordinance is not intended to repeal, abrogate, or impair any existing easements, covenants, or deed restrictions. However, where this ordinance and another conflict or overlap, whichever imposes the more stringent restrictions shall prevail.
6. Interpretation. In the interpretation and application of this ordinance all provisions shall be: (a) considered as minimum requirements; (b) liberally construed in favor of the governing body; and (c) deemed neither to limit nor repeal any other powers granted under state statutes.
7. Warning and disclaimer of liability. The degree of flood protection required by this ordinance is considered reasonable for regulatory purposes and is based on scientific and engineering considerations. Larger floods can and will occur on rare occasions. Flood heights may be increased by man-made or natural causes. This ordinance does not imply that land outside the areas of special flood hazard or uses permitted within such areas will be free from flooding or flood damages. This ordinance shall not create liability on the part of Sullivan County or by any officer or employee thereof for any flood damages that result from reliance on this ordinance or any administrative decision lawfully made thereunder.
8. Penalties for violation. Violation of the provisions of this ordinance or failure to comply with any of its requirements, including violation of conditions and safeguards established in connection with grants of variance or special exceptions, shall constitute a misdemeanor.

Any person who violates this ordinance or fails to comply with any of its requirements shall, upon conviction thereof, be fined not less than \$2.00 nor more than \$50.00. Each day such violation continues shall be considered a separate offense. Nothing herein contained shall prevent Sullivan County from taking such other lawful action as is necessary to prevent or remedy any violation.

Article IV. Administration

1. Designation of enforcement official. The tax assessor's office is hereby appointed to administer and implement the provisions of this ordinance.
2. Permit procedures. Application for a development permit shall be made to the tax assessor's office on forms furnished by him, prior to any development activities, and may include, but not be limited to, the following plans in duplicate drawn to scale showing the nature, location, dimensions, and elevations of the area in question; existing or proposed structures, fill, storage of materials; drainage facilities, and the location of the foregoing. Specifically, the following information is required:
 - (a) Elevation in relation to mean sea level of the proposed lowest floor (including basement) of all structures.
 - (b) Elevation in relation to mean sea level to which any non-residential structure will be flood-proofed.
 - (c) Provide a certificate from a registered professional engineer or architect that the non-residential flood-proofed structure meets the flood-proofing criteria in Article V, 2 (b).
 - (d) Description of the extent to which any water-course will be altered or relocated as a result of proposed development.
 - (e) Provide a flood elevation or floodproofing certification after the lowest floor is completed, or after placement of the horizontal structural members of the lowest floor. Within twenty-one calendar days of establishment of the lowest

floor elevation, or floodproofing by whatever construction means, or upon placement of the horizontal structural members of the lowest floor, whichever is applicable, it shall be the duty of the permit holder to submit to the tax assessor a certification of the elevation of the lowest floor, flood-proofed elevation, or the elevation of the lowest portion of the horizontal structural members of the lowest floor, whichever is applicable, as built, in relation to mean sea level. Said certification shall be prepared by or under the direct supervision of a registered land surveyor or professional engineer and certified by same. When floodproofing is utilized for a particular building, said certification shall be prepared by or under the direct supervision of a professional engineer or architect and certified by same. Any work done within the twenty-one day calendar period and prior to submission of the certification shall be at the permit holder's risk. The tax assessor shall review the flood elevation survey data submitted. Deficiencies detected by such review shall be corrected by the permit holder immediately and prior to further progressive work being permitted to proceed. Failure to submit the survey or failure to make said corrections required hereby, shall be cause to issue a stop-work order for the project.

3. Duties and responsibilities of the enforcement official.
Duties of the enforcement official shall include, but not be limited to:

- (a) Review all development permits to assure that the permit requirements of this ordinance have been satisfied.
- (b) Advise permittee that additional federal or state permits may be required, and if specific federal or state permits are known, require that copies of such permits be provided and maintained on file with the development permit.
- (c) Notify adjacent communities and the Tennessee State Planning Office, Flood Insurance Coordinator, prior to any alteration or relocation of a watercourse, and submit evidence of such notification to the Federal Emergency Management Agency.

- (d) Assure that maintenance is provided within the altered or relocated portion of said water-course so that the flood carrying capacity is not diminished.
- (e) Verify and record the actual elevation (in relation to mean sea level) of the lowest floor (including basement) of all new or substantially improved structures, in accordance with Article IV, 2 (e).
- (f) Verify and record the actual elevation (in relation to mean sea level) to which the new or substantially improved structures have been flood-proofed, in accordance with Article IV, 2 (e).
- (g) When flood-proofing is utilized for a particular structure, the enforcement official shall obtain certification from a registered professional engineer or architect.
- (h) Where interpretation is needed as to the exact location of the boundaries of the areas of special flood hazard (for example, where there appears to be a conflict between a mapped boundary and actual field conditions) the enforcement official shall make the necessary interpretation. The person contesting the location of the boundary shall be given a reasonable opportunity to appeal the interpretation as provided in this article.
- (i) When base flood elevation data has not been provided in accordance with Article III, 2, then the enforcement official shall obtain, review, and reasonably utilize any base flood elevation data available from a federal, state or other source, in order to administer the provisions of Article V.
- (j) All records pertaining to the provisions of this ordinance shall be maintained in the office of the tax assessor and shall be open for public inspection.

Article V. Provisions for Flood Hazard Reduction

1. General Standards. In all areas of special flood hazard the following provisions are required:
 - (a) All new construction and substantial improvements shall be anchored to prevent flotation, collapse or lateral movement of the structure.
 - (b) All new construction and substantial improvements shall be constructed with materials and utility equipment resistant to flood damage.
 - (c) All new construction or substantial improvements shall be constructed by methods and practices that minimize flood damage.
 - (d) All new and replacement water supply systems shall be designed to minimize or eliminate infiltration of flood waters into the system.
 - (e) New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of flood waters into the systems and discharges from the systems into flood waters.
 - (f) On-site waste disposal systems shall be located to avoid impairment to them or contamination from them during flooding.
 - (g) Any alteration, repair, reconstruction, or improvements to a structure which is in compliance with the provisions of this ordinance, shall meet the requirements of "new construction" as contained in this ordinance.
2. Specific standards. In all areas of special flood hazard where base flood elevation data has been provided, as set forth in Article III, 2, or Article IV, 3 (i), the following provisions are required:

- (a) Residential construction - new construction or substantial improvement of any residential structure shall have the lowest floor, including basement, elevated to or above base flood elevation.
- (b) Non-residential construction - new construction or substantial improvement of any commercial, industrial or other non-residential structure shall either have the lowest floor, including basement, elevated to the level of the base flood elevation or, together with attendant utility and sanitary facilities, be flood-proofed so that below the base flood level the structure is water tight and with walls substantially impermeable to the passage of water and with structural components having the capability of resisting hydrostatic and hydrodynamic loads and effects of buoyancy. A registered professional engineer or architect shall certify that the standard of this subsection are satisfied. Such certification shall be provided to the official as set forth in Article IV, 2 (c).

3. Mobile homes.

- (a) No mobile home shall be placed in a floodway, except in an existing mobile home park or existing mobile home subdivision.
- (b) All mobile homes shall be anchored to resist flotation, collapse, or lateral movement by providing over-the-top and frame ties to ground anchors. Specific requirements shall be that:
 - (1) Over-the-top ties be provided at each end of the mobile home, with one additional tie per side at an intermediate location on mobile homes of less than fifty feet and one additional tie per side for mobile homes of fifty feet or more.
 - (2) Frame ties be provided at each corner of the home with four additional ties per side at intermediate points for mobile homes less than fifty feet long and one additional tie for mobile homes of fifty feet or longer.

- (3) All components of the anchoring system be capable of carrying a force of 4,800 pounds.
 - (4) Any additions to the mobile home be similarly anchored.
- (c) For new mobile home parks and subdivisions; for expansions to existing mobile home parks and subdivisions; for existing mobile parks and subdivisions where the repair, reconstruction or improvement of the streets, utilities and pads equal or exceed fifty percent of value of the streets, utilities and pads before the repair, reconstruction or improvement has commenced; and, for mobile homes not placed in a mobile home park or subdivision require:
- (1) Stands or lots are elevated on compacted fill or on pilings so that the lowest floor of the mobile home will be at or above the base flood level.
 - (2) Adequate surface drainage and access for a hauler are provided.
 - (3) In the instance of elevation on pilings: lots are large enough to permit steps; piling foundations are placed in stable soil no more than ten feet apart; and reinforcement is provided for pilings more than six feet above the ground level.
4. Floodways. Located within areas of special flood hazard established in Article III, 2, are areas designated as floodways. Since the floodway is an extremely hazardous area due to the velocity of flood waters which carry debris, potential projectiles and has erosion potential, the following provisions shall apply:
- (a) Prohibit encroachments, including fill, new construction, substantial improvements and other developments unless certification by a registered professional engineer is provided demonstrating the encroachments shall not result in any increase in flood levels during occurrence of the base flood discharge.

- (b) If Article V, 2 (d) (1), is satisfied, all new construction and substantial improvements shall comply with all applicable flood hazard reduction provisions of Article V.
 - (c) Prohibit the placement of any mobile homes, except in an existing mobile home park or existing mobile home subdivision.
5. Standards for areas of shallow flooding (AO zones). Located within the areas of special flood hazard established in Article III, 2, are areas designated as shallow flooding. These areas have special flood hazards associated with base flood depths of up to three feet where a clearly defined channel does not exist and where the path of flooding is unpredictable and indeterminate; therefore, the following provisions apply:
- (a) All new construction and substantial improvements of residential structures shall have the lowest floor, including basement, elevated to the depth number specified on the Flood Insurance Rate Map, in feet, above the highest adjacent grade. If no depth number is specified, the lowest floor, including basement, shall be elevated at least two (2) feet above the highest adjacent grade.
 - (b) All new construction and substantial improvements of non-residential structures shall conform to either "1" or "2".
 - (1) Have the lowest floor, including basement, elevated to the depth number specified on the Flood Insurance Rate Map, in feet, above the highest adjacent grade. If no depth number is specified, the lowest floor, including basement, shall be elevated at least two (2) feet above the highest adjacent grade.
 - (2) Together with attendant utility and sanitary facilities be completely flood-proofed to or above that level so that any space below that level is watertight with walls substantially impermeable to the passage of water and with structural components having the capability of resisting hydrostatic and hydrodynamic loads and effects of buoyancy.

6. Standards for subdivision proposals.

- (a) All subdivision proposals shall be consistent with the need to minimize flood damage.
- (b) All subdivision proposals shall have public utilities and facilities such as sewer, gas, electrical and water systems located and constructed to minimize flood damage.
- (c) All subdivision proposals shall have adequate drainage provided to reduce exposure to flood hazards.
- (d) Base flood elevation data shall be provided for subdivision proposals and other proposed development which is greater than either of fifty lots or five acres.

7. Standards for small streams. Located within the areas of special flood hazard established in Article 2, where small streams exist but where no base flood data has been provided or where no floodways have been provided, the following provisions apply:

- (a) No encroachments, including fill material or structures shall be located within a distance of the stream bank equal to five (5) times the width of the stream at the top of bank or twenty feet on each side from top of bank, whichever is greater, unless certification by a registered professional engineer is provided demonstrating that such encroachments shall not result in any increase in flood levels during the occurrence of the base flood discharge.
- (b) New construction or substantial improvements of structures shall be elevated or floodproofed in accordance with elevations established in accordance with Section IV, 3 (i).

Article VI. Board of Zoning Appeals

A Board of Zoning Appeals is hereby established in accordance with Section 13-7-106, Tennessee Code Annotated. Such Board of Zoning Appeals shall consist of five members appointed by the Sullivan County Board of Commissioners to serve terms of one, two, three, four and five years respectively; thereafter, terms to be

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for five years and vacancies filled for the unexpired term only. At least one member of said Board of Zoning Appeals shall also be a member of the Sullivan County Planning Commission. An alternate member may also be appointed by the Board of Commissioners, but such alternate member shall have power to vote only in the absence of one of the regular members from a Board meeting.

The County Commission shall have the power to remove any member of the Board for cause, after a public hearing.

Section 1. Procedure. Meetings of the Board of Zoning Appeals shall be held at the call of the chairman or by a majority of the membership and at such other times as the Board may determine. All meetings of the Board shall be open to the public. The Board shall keep minutes of its proceedings, showing the vote of each member upon each question, or, if absent or failing to vote, indicating such fact; shall take all evidence necessary to justify or explain its action, and shall keep records of its examinations and of other official action, all of which shall be immediately filed in the office of the Board and shall be a public record.

Section 2. Appeals: How Taken. An appeal to the Board of Zoning Appeals may be taken by any person, firm or corporation aggrieved, or by any governmental officer, department, board or bureau affected by any decision of the official responsible for issuing building permits based in the whole or part on provisions of this ordinance. Such appeal shall be taken within a reasonable time, as provided by the rules of the Board, by filing with the official responsible for issuing building permits and with the Board of Zoning Appeals a notice of appeal, specifying the grounds thereof. The official responsible for issuing building permits shall transmit forthwith to the Board all papers constituting the record upon which the action appealed was taken. The Board shall fix a reasonable time for the hearing of the appeal, give public notice thereof, as well as due notice to the parties in interest, and decide the same within a reasonable time. Upon hearing, any party may appear in person or by agent or attorney.

Section 3. Powers. The Board of Zoning Appeals shall have the following powers:

- A. Administrative Review. To hear and decide appeals where it is alleged by the appellant that there is error in any order, requirement, permit, decision, determination or refusal made by the official responsible for issuing building permits or other administrative official in the carrying out or enforcement of any provision of this resolution.

- B. Variance. To hear and decide applications for variance from the terms of this resolution, but only where, by reason of exceptional narrowness, shallowness or shape of a specific piece of property at the time of the adoption of this resolution was a lot of record; or where by reason of exceptional topographical conditions or other extraordinary or exceptional situations or conditions of a piece of property, the strict application of the provisions of this resolution would result in exceptional practical difficulties to or exceptional and undue hardship upon the owner of such property, provided that such relief may be granted without substantial detriment to the public good and without substantially impairing the intent and purpose of this resolution. In granting a variance the Board may attach thereto such conditions regarding the location, character and other features of the proposed building, structure or use as it may deem advisable in furtherance of the purpose of this resolution. Before any variance is granted it shall be shown that special circumstances are attached to the property which do not generally apply to other property in the neighborhood.

Section 4. Action of the Board of Zoning Appeals. In exercising the aforementioned powers, the Board of Zoning Appeals may, in conformity with the provisions of this resolution, reverse or affirm, wholly or partly, or may modify the order, requirement, decision or determination appealed from, and to that end shall have all powers of the official responsible for issuing building permits. The concurring vote of a majority of the Board shall be necessary to reverse any order, requirement, decision or determination of any such administrative official, or to decide in favor of the applicant on any matter upon which it is required to pass under this resolution, or to authorize any variance from the terms of this resolution.

Article VII. Amendment

The Sullivan County Board of Commissioners may amend the regulations, restrictions, or any provision of this resolution. Any member of the County Commission may introduce such amendment, or any official board or any other person may present a petition to the Sullivan County Commission requesting an amendment or amendments to this resolution. All changes and amendments shall be effective only after official notice and public hearing.

Section 1. Approval by Planning Commission. No such amendment shall become effective unless it is first submitted to the Sullivan County Planning Commission for approval, disapproval, or suggestions. If such amendment is disapproved by the Sullivan County Planning Commission, it shall receive the favorable vote of a majority of the entire membership of the Sullivan County Commission to become effective.

Section 2. Initiation of Amendments. An amendment of this resolution may be initiated by any one of the following three methods: the verified petition of one or more persons interested in the proposed amendment, the resolution of the Sullivan County Planning Commission; the resolution of the Sullivan County Commission.

Article VIII. Legal Status Provision

In case of conflict between this resolution or any part thereof, and the whole or part of any existing or future resolution of Sullivan County, Tennessee, the most restrictive shall in all cases apply.

If any section, clause, provision, or portion of this resolution shall be held to be invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, provision, or portion of this resolution which is not of itself invalid or unconstitutional.

Article IX. Effective Date

Be it ordained by the County Commission of Sullivan County, Tennessee that this resolution shall take effect fifteen days from and after its passage, the welfare of the county requiring it.

NATIONAL FLOOD INSURANCE PROGRAM**Proposed Flood Elevation Determinations**

AGENCY: Federal Emergency Management Agency.

ACTION: Proposed Rule.

SUMMARY:

Technical information or comments are solicited on the proposed base (100-year) flood elevations listed below for selected locations in the nation. These base (100-year) flood elevations are the basis for the flood plain management measures that the community is required to either adopt or show evidence of being already in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP).

DATES:

The period for comment will be ninety (90) days following the second publication of this proposed rule in a newspaper of local circulation in each community.

ADDRESSES:

See table below.

FOR FURTHER INFORMATION CONTACT:

Mr. R. Gregg Chappell, P.E.
National Flood Insurance Program
(202) 287-0270
Federal Emergency Management Agency
Washington, D.C. 20472

SUPPLEMENTARY INFORMATION:

The Federal Emergency Management Agency gives notice of the proposed determinations of base (100-year) flood elevations for selected locations in the nation, in accordance with Section 110 of the Flood Disaster Protection Act of 1973 (Pub. L. 93-234), 87 Stat. 980, which added Section 1363 to the National Flood Insurance Act of 1968 (Title XIII of the Housing and Urban Development Act of 1968 (Pub. L. 90-448), 42 U.S.C. 4001-4128, and 44 CFR 67.4 (a).

These elevations, together with the flood plain management measures required by Section 60.3 of the program regulations, are the minimum that are required. They should not be construed to mean the community must change any existing ordinances that are more stringent in their flood plain management requirements. The community may at any time enact stricter requirements on its own, or pursuant to policies established by other Federal, State, or Regional entities. These proposed elevations will also be used to calculate the appropriate flood insurance premium rates for new buildings and their contents and for the second layer of insurance on existing buildings and their contents.

Pursuant to the provisions of 5 USC 605(b), the Associate Director, to whom authority has been delegated by the Director, Federal Emergency Management Agency, hereby certifies that the proposed flood elevation determinations, if promulgated, will not have a significant economic impact on a substantial number of small entities. A flood elevation determination under Section 1363 forms the basis for new local ordinances, which, if adopted by a local community, will govern future construction within the floodplain area. The elevation determinations, however, impose no restriction unless and until the local community voluntarily adopts floodplain ordinances in accord with these elevations. Even if ordinances are adopted in compliance with Federal standards, the elevations prescribe how high to build in the floodplain and do not proscribe development. Thus, this action only forms the basis for future local actions. It imposes no new requirement; of itself it has no economic impact.

The proposed base (100-year) flood elevations for selected locations are:

Proposed Base (100-year) Flood Elevations

State	City/Town/County	Source of Flooding	Location	Depth in feet above ground. *Elevation in feet (NGVD).
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Tennessee Unincorporated areas of
Sullivan County

Horse Creek	Just upstream of County Road	*1195
	Just upstream of State Highway 93	*1209
	Just upstream of County Road (Rock Springs)	*1229
Kendrick Creek	Just downstream of Rock Springs Road	*1232
	Just downstream of Summerville Pike	*1309
	Just downstream of Moreland Drive	*1309
	Just upstream of Kendrick Creek Road	*1327
	Just upstream of Interstate Highway 81	*1461
Reedy Creek	Just upstream of Anderson Bridge (Bancroft Chapel Road)	*1248
	Just upstream of U.S. Highway 11W (State Highway 1)	*1262
	Just downstream of County Road (Barger Hollow Road)	*1406
	Just upstream of State Highway 37	*1613
	Just downstream of U.S. Highway 11	*1664
Fall Creek	Just upstream of Toy Holt Road	*1327
	Just downstream of County Road (Green Road)	*1449

Beaver Creek	Just upstream of Mill Face Dam	*1406
	Just downstream of U.S. Highway 11E, 19, and 411 (Andrew Johnson Highway)	*1442
	Just upstream of speedway entrance Road	*1447
Back Creek	Just approximately .04 mile to the limit of detailed study	*1448
Whitetop Creek	Just approximately .02 mile to limit of detailed study	*1460
North Fork Holston Creek	Just upstream of Carters Valley Road	*1204
South Fork Holston River	Just upstream of State Highway 93 (John B. Dennis Bypass)	*1197
	Just upstream of U.S. Highway 13	*1207
South Fork Holston River Sluice	Just upstream of Wilcox Drive	*1187
	Just upstream of Eastman Drive	*1192

Maps available for inspection at Sullivan County Courthouse, Main Street,
Blountville, Tennessee 37617.

Send comments to Judge Lor V. Boyd or Mr. Ralph Harr, Judge Pro Tem,
Sullivan County Courthouse, P.O. Box 96 Main Street, Blountville, Tennessee
37617.

TO THE HONORABLE LON V. BOYD, JUDGE, AND MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN ADJOURNED SESSION MET THIS THE 17th 30th DAY OF August Sept, 19 82.

RESOLUTION IN RE: APPROPRIATE \$20,000.00 FOR FLOOD PROBLEM IN COLONIAL HEIGHTS

BE IT RESOLVED THAT

WHEREAS the flood control money was deleted from the Highway Department budget in 1980 and whereas this money is now needed to solve a major flood problem between Sir Echo and Meadow Lane, in the Colonial Heights area; ^{and other areas} and WHEREAS the Highway Commissioner estimates \$50,000.00 expenditure to solve the flood problem. THEREFORE, BE IT RESOLVED THAT \$50,000.00 from unallocated surplus be transferred to the Highway Department ~~Budget~~ Flood Control.

INTRODUCED BY COMMISSIONER MILLS ESTIMATED COST: _____

SECONDED BY COMMISSIONER Blalock, Russin PAID FROM Transfer from unallocated to Dept. Flood Con FUND

COMMISSION ACTION: Aye _____ Nay _____ DATE SUBMITTED: _____

ROLL CALL: _____ County Clerk

VOICE VOTE: _____ BY: _____

COMMITTEE ACTION: _____ APPROVED: _____ DISAPPROVED: _____

TO THE HONORABLE LON V. BOYD, JUDGE, AND MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN _____ ADJOURNED _____ SESSION

MET THIS THE 17^{30th} DAY OF August Sept, 19 82.

RESOLUTION IN RE: ROADS TO BE ADDED
TO ROAD ATLAS

BE IT RESOLVED THAT

The following five (5) roads be added to the Road Atlas.

APPROVED BY EXECUTIVE COMMITTEE

JULY 19, 1982

1. Clark Cem. Rd., 5th C.D., Map 2(36), Being worked by Highway Department, near Beacon Drive-In.
2. Campbell Cross Rd., 5th C.D., Map 2(81), off Buncombe Rd., being worked by Highway Department.
3. George Carr Rd., 5th C.D., Map 2(81), off Buncombe Rd., being worked by Highway Department.
4. Bullis Rd., 18th C.D., off Beulah Church Rd., accepted by Executive Committee, about 3 Years ago, left off Atlas.
5. Old Dunlap Rd., 18th C.D., Map 6(93), off Dunlap Rd., being worked but not on Atlas.

INTRODUCED BY COMMISSIONER McKamey

ESTIMATED COST: _____

SECONDED BY COMMISSIONER _____

PAID FROM _____ FUND

COMMISSION ACTION: Aye Nay

DATE SUBMITTED: _____

ROLL CALL: _____ _____

County Clerk

VOICE VOTE: _____ _____

BY: _____

COMMITTEE ACTION: _____

APPROVED: _____

DISAPPROVED: _____

GIST OF PROPOSED RESOLUTION
REQUESTED BY THE TRI-CITY AIRPORT COMMISSION

BE IT RESOLVED that Sullivan County, Tennessee, shall enter into a Grant Agreement with the United States of America (acting through the Federal Aviation Administration) for the purpose of obtaining approximately \$1,627,385 in federal funds for 1) paving, marking and lighting the runway/taxiway extension, 2) grooving the runway extension, 3) relocating threshold lights and FAA's localizer cable and VASI, and 4) land for airport development and approach clearing.

Harv
Fran Harv
9/17/82 pdsset

CERTIFICATE

I, Marjorie S. Harr, the
 duly appointed, qualified and acting County Clerk
of Sullivan County, Tennessee, do hereby certify that
 the attached extract from the Minutes of a _____
 meeting of the Board of Commissioners
 of the said Sullivan County, Tennessee
 held on _____, is a true and
 correct copy of the original Minutes of said meeting on file
 and of record insofar as said original Minutes relate to the
 matters set forth in attached extract, and I do further cer-
 tify that the copy of the Resolution appearing in said
 attached extract is a true and correct copy of such Resolution
 adopted at said meeting and on file and of record.

In testimony hereof, I have hereunto set my hand and the seal
 of said Sullivan County, Tennessee
 this _____ day of _____, 19__.

 County Clerk

SEAL

EXTRACT FROM THE MINUTES OF A _____ MEETING OF THE

QUARTERLY COUNTY COURT _____ OF THE _____ COUNTY OF
SULLIVAN, TENNESSEE _____, HELD ON _____.

THE FOLLOWING RESOLUTION was introduced by _____
_____, seconded by _____
_____, read in full, considered, and adopted:

RESOLUTION AUTHORIZING AND APPROVING THE EXECUTION OF A GRANT AGREEMENT
between the _____ County of _____ Sullivan, Tennessee _____, and the United
States of America, Federal Aviation Administration, providing for
Federal Aid in the development of, and the operation and maintenance of
_____ Tri-City Airport _____:

BE IT RESOLVED by the members of the _____ Quarterly County Court
_____ of the _____ County of _____ Sullivan, Tennessee _____:

SECTION 1. That the _____ County of _____ Sullivan, Tennessee _____
shall enter into a Grant Agreement for the purpose of obtaining Federal
Aid in the development of _____ Tri-City Airport _____ when a Grant Offer is
is tendered by the Federal Aviation Administration.

SECTION 2. That the _____ County Executive of the _____ County of
_____ Sullivan, Tennessee _____ is hereby authorized and directed to accept
and to execute said Grant Agreement in a set of _____ 11 _____ copies on behalf
of the _____ County of _____ Sullivan, Tennessee _____ and the _____ County
_____ Court Clerk is hereby authorized and directed to impress the official
seal of the _____ County of _____ Sullivan, Tennessee _____ and to attest said
execution.

SECTION 3. That the authority hereinbelow granted to the _____
County Executive in Section 2 of this Resolution shall be deemed
to include authority to execute said Grant Agreement even though said
Grant Agreement as submitted contains special conditions and provisions,
it being the intent of this body to accept such Grant Agreement with
whatever special conditions and provisions therein as may be required
by the Administrator of the Federal Aviation Administration, acting
pursuant to the Federal Airport Act and the Federal Airport Regulations.
It is also the intention of this body that in accepting this Grant
Agreement and its execution, the County Executive act for and on
behalf of the County of Sullivan, Tennessee and that said
Grant Agreement shall be ratified in its final form at a subsequent
meeting of the Quarterly County Court and entered upon the
Minutes in the final form as accepted and executed by the County
Executive.

SECTION 4. That the County Executive is hereby authorized and
directed to insert into the record of the Grant Agreement hereinbelow
shown the words and figures pertaining to dates, names, project number,
description of airport development, the amount of Grant Offer and all
such other words and figures as may appear on the Grant Agreement Form
ACA-1632 as offered to the County of Sullivan, Tennessee by the
Administrator of the Federal Aviation Administration pursuant to the
Project Application for the Tri-City Airport now pending, it being
the intent of this body to approve such insertion of words and figures
by the County Executive and to record such approval at the
subsequent meeting of the Quarterly County Court.

SECTION 5. That the Grant Agreement referred to hereinabove shall
be substantially as follows:

FEDERAL AVIATION AGENCY

GRANT AGREEMENT

Part 1- Offer

Date of Offer

Airport

Project No.

Contract No.

TO: Cities of Bristol, Va., Bristol, Kingsport & Johnson City and Counties of Washington & Sullivan, Tennessee (herein referred to as the "Sponsor")*

FROM: The United States of America (acting through the Federal Aviation Agency, herein referred to as the "FAA")

WHEREAS, the Sponsor has submitted to the FAA a Project Application dated [blank], for a grant of Federal funds for a project for development of the [blank] Tri-City [blank] Airport (herein called the "Airport"), together with plans and specifications for such project, which Project Application, as approved by the FAA is hereby incorporated herein and made a part hereof; and

WHEREAS, the FAA has approved a project for development of the Airport (herein called the "Project") consisting of the following-described airport development:

- Land, Airport Development;
- Pave, Groove, Mark & Light R/W Extension;
- Pave, Mark & Light T/W Extension;
- Relocate Localizer Cable;
- Relocate VASI;
- Relocate Threshold Lights, R/W 4;
- Land, Approach Clearing

all as more particularly described in the property map and plans and specifications incorporated in the said Project Application;

* Where the term "Sponsor" is used in this Agreement, same shall mean "Co-Sponsors".

NOW THEREFORE, pursuant to and for the purpose of carrying out the provisions of the Federal Airport Act, as amended (49 U.S.C. 1101), and in consideration of (a) the Sponsor's adoption and ratification of the representations and assurances contained in said Project Application, and its acceptance of this Offer as hereinafter provided, and (b) the benefits to accrue to the United States and the public from the accomplishment of the Project and the operation and maintenance of the Airport as herein provided, THE FEDERAL AVIATION AGENCY, FOR AND ON BEHALF OF THE UNITED STATES, HEREBY OFFERS AND AGREES to pay, as the United States share of the allowable costs incurred in accomplishing the Project,

This Offer is made on and subject to the following terms and conditions:

1. The maximum obligation of the United States payable under this Offer shall be \$1,627,385.00
2. The Sponsor shall:
 - (a) begin accomplishment of the Project within ninety (90) days after acceptance of this Offer or such longer time as may be prescribed by the FAA, with failure to do so constituting just cause for termination of the obligations of the United States hereunder by the FAA;
 - (b) carry out and complete the Project without undue delay and in accordance with the terms hereof, the Federal Airport Act, and Sections 151.45-151.55 of the Regulations of the Federal Aviation Agency (14 CFR 151) in effect as of the date of acceptance of this Offer; which Regulations are hereinafter referred to as the "Regulations";
 - (c) carry out and complete the Project in accordance with the plans and specifications and property map, incorporated herein, as they may be revised or modified with the approval of the FAA.
3. The allowable costs of the project shall not include any costs determined by the FAA to be ineligible for consideration as to allowability under Section 151.41 (b) of the Regulations.
4. Payment of the United States share of the allowable project costs will be made pursuant to and in accordance with the provisions of Sections 151.57 - 151.63 of the Regulations. Final determination as to the allowability of the costs of the project will be made at the time of the final grant payment pursuant to Section 151.63 of the Regulations: Provided, that, in the event a semi-final grant payment is made pursuant to Section 151.63 of the Regulations, final determination as to the allowability of those costs to which such semi-final payment relates will be made at the time of such semi-final payment.

5. The Sponsor shall operate and maintain the Airport as provided in the Project Application incorporated herein and specifically covenants and agrees, in accordance with its Assurance 4 in Part III of said Project Application, that in its operation and the operation of all facilities thereof, neither it nor any person or organization occupying space or facilities thereon will discriminate against any person or class of persons by reason of race, color, creed or national origin in the use of any of the facilities provided for the public on the airport.
6. The FAA reserves the right to amend or withdraw this Offer at any time prior to its acceptance by the Sponsor.
7. This Offer shall expire and the United States shall not be obligated to pay any part of the costs of the Project unless this Offer has been accepted by the Sponsor on or before _____ or such subsequent date as may be prescribed in writing by the FAA.
8. In addition the Sponsor shall:
 - (a) Incorporate or cause to be incorporated in each contract for construction work under the Project, or any modification thereof, the equal opportunity clause incorporated by reference in Section 151.54 of the Federal Aviation Regulations and as set forth in Section 60-1.3(b)(1) of the regulations of the President's Committee on Equal Employment Opportunity (41 CFR 60-1);
 - (b) Incorporate or cause to be incorporated in each proposal for construction work under the Project the provisions prescribed by Section 151.54(d)(1) of the Regulations;
 - (c) Be bound by said equal opportunity clause in any construction work under the Project which it performs itself other than through its own permanent work force directly employed or through the permanent work force directly employed by another agency or government;
 - (d) Cooperate actively with the FAA and the President's Committee on Equal Employment Opportunity in obtaining the compliance of contractors and subcontractors with the equal opportunity clause and the rules, regulations and relevant orders of the Committee;
 - (e) Furnish the FAA and the Committee such information as they may require for the supervision of such compliance and will otherwise assist the FAA in the discharge of its primary responsibility for securing compliance;
 - (f) Refrain from entering into any contract or contract modification subject to Executive Order 11114 with a contractor debarred from, or who has not demonstrated eligibility for, Government contracts and Federally assisted construction contracts pursuant to Part III, subpart D of Executive Order 10925.

5. The Sponsor shall operate and maintain the Airport as provided in the Project Application incorporated herein and specifically covenants and agrees, in accordance with its Assurance 4 in Part III of said Project Application, that in its operation and the operation of all facilities thereof, neither it nor any person or organization occupying space or facilities thereon will discriminate against any person or class of persons by reason of race, color, creed or national origin in the use of any of the facilities provided for the public on the airport.
6. The FAA reserves the right to amend or withdraw this Offer at any time prior to its acceptance by the Sponsor.
7. This Offer shall expire and the United States shall not be obligated to pay any part of the costs of the Project unless this Offer has been accepted by the Sponsor on or before such subsequent date as may be prescribed in writing by the FAA. or
8. In addition the Sponsor shall:
 - (a) Incorporate or cause to be incorporated in each contract for construction work under the Project, or any modification thereof, the equal opportunity clause incorporated by reference in Section 151.54 of the Federal Aviation Regulations and as set forth in Section 60-1.3(b)(1) of the regulations of the President's Committee on Equal Employment Opportunity (41 CFR 60-1);
 - (b) Incorporate or cause to be incorporated in each proposal for construction work under the Project the provisions prescribed by Section 151.54(d)(1) of the Regulations;
 - (c) Be bound by said equal opportunity clause in any construction work under the Project which it performs itself other than through its own permanent work force directly employed or through the permanent work force directly employed by another agency or government;
 - (d) Cooperate actively with the FAA and the President's Committee on Equal Employment Opportunity in obtaining the compliance of contractors and subcontractors with the equal opportunity clause and the rules, regulations and relevant orders of the Committee;
 - (e) Furnish the FAA and the Committee such information as they may require for the supervision of such compliance and will otherwise assist the FAA in the discharge of its primary responsibility for securing compliance;
 - (f) Refrain from entering into any contract or contract modification subject to Executive Order 11114 with a contractor debarred from, or who has not demonstrated eligibility for, Government contracts and Federally assisted construction contracts pursuant to Part III, subpart D of Executive Order 10925.

- (g) Carry out such sanctions and penalties for violation of the equal opportunity clause as may be imposed upon contractors and sub-contractors by the FAA and the Secretary of Labor pursuant to Part II, Subpart D of Executive Order No. 11246; and in the event that the sponsor fails or refuses to comply with its undertakings, the FAA may cancel, terminate or suspend in whole or in part any contractual arrangement it may have with the sponsor, may refrain from extending any further assistance under any of its programs subject to Executive Order 11246 until satisfactory assurance of future compliance has been received from such applicant, or may refer the case to the Department of Justice for appropriate legal proceedings.
9. The sponsor's financial records of the project, established, maintained, and made available to personnel of the FAA in conformity to Section 151.55 of the Regulations of the Federal Aviation Administration (14 CFR 151) will also be available to representatives of the Comptroller General of the United States.
10. It is understood and agreed that the terms "Administrator of the Federal Aviation Administration," "Administrator," or "Federal Aviation Administration" wherever they appear in this Agreement, in the Project Application, plans and specifications, or other documents constituting a part of this Agreement shall be deemed to mean the Federal Aviation Administrator or the Federal Aviation Administration as the case may be.
11. Notwithstanding the provision of Paragraph 3, Part III, of the Project Application, the sponsor covenants and agrees that it: (a) will not grant or permit any exclusive right forbidden by Section 308(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1349(a)) at the airport, or at any other airport now or hereafter owned or controlled by it; (b) agrees that, in furtherance of the policy of the FAA under this covenant, unless authorized by the Administrator, it will not, either directly or indirectly, grant or permit any person, firm or corporation the exclusive right at the airport, or at any other airport now or hereafter owned or controlled by it, to conduct any aeronautical activities, including but not limited to, charter flights, pilot training, aircraft rental and sightseeing, aerial photography, crop dusting, aerial advertising and surveying, air carrier operations, aircraft sales and services, sale of aviation petroleum products whether or not conducted in conjunction with other aeronautical activity, repair and maintenance of aircraft, sale of aircraft parts, and any other activities which because of their direct relationship to the operation of aircraft can be regarded as an aeronautical activity; (c) agrees that it will terminate any existing exclusive right to engage in the sale of aviation gasoline or oil, or both, granted before July 17, 1962, at such an airport, at the earliest renewal, cancellation, or expiration date applicable to the agreement that established the exclusive right; and (d) agrees that it will terminate any other exclusive right relating to the conduct of any aeronautical activity now existing at such an airport before the grant of any assistance under the Federal Airport Act.

12. The Federal Government does not now plan or contemplate the construction of any structures pursuant to Paragraph 9 of Part III - Sponsor's Assurances of the Project Application dated 30 May 1969; and therefore, it is understood and agreed that the sponsor is under no obligation to furnish any areas or rights without cost to the Federal Government under this Grant Agreement. However, nothing contained herein shall be construed as altering or changing the rights of the United States and/or the obligations of the sponsor under prior Grant Agreements to furnish rent-free space for the activities specified in such agreements.
13. It is mutually agreed and understood that payment under this Agreement will be limited to fifty percentum of the United States' share until the approaches to the runways have been cleared in accordance with Paragraph 7, Part III - Sponsor's Assurances of the Project Application dated 30 May 1969.
14. It is mutually understood and agreed that no Federal payment will be made under this Agreement until an acceptable airport layout plan has been submitted by the sponsor and approved by FAA.
15. It is understood and agreed that the sponsor has available and will pay \$15,540 from its own funds as its share of all allowable project costs. It is further understood and agreed that in the event the actual allowable costs of the project fall below the amount of \$38,960 on which this grant is based, the percentage of allowable costs to be paid from funds appropriated pursuant to Section 214 of the Appalachian Regional Development Act shall be reduced to the amount which, when combined with sponsor funds of \$15,540, will equal but not exceed 50 percent of the actual allowable costs of the project.

The Sponsor's acceptance of this Offer and ratification and adoption of the Project Application incorporated herein shall be evidenced by execution of this instrument by the Sponsor, as hereinafter provided, and said Offer and Acceptance shall constitute Grant Agreement, as provided by the Federal Airport Act, constituting the obligations and rights of the United States and the Sponsor with respect to the accomplishment of the Project and the operation and maintenance of the Airport. Such Grant Agreement shall become effective upon the Sponsor's acceptance of this Offer and shall remain in full force and effect throughout the useful life of the facilities developed under the Project but in any event not to exceed twenty years from the date of said acceptance.

UNITED STATES OF AMERICA
FEDERAL AVIATION AGENCY

By _____
Acting Memphis Area Manager, Southern Region

Part II - Acceptance

The Cities of Bristol, Johnson City, Kingsport, Tennessee, and Bristol, Virginia, and Counties of Sullivan and Washington, Tennessee, do hereby ratify and adopt all statements, representations, warranties, covenants, and agreements contained in the Project Application and incorporated materials referred to in the foregoing Offer and do hereby accept said Offer and by such acceptance agree to all of the terms and conditions thereof.

Executed this _____ day of _____, 1966.

(SEAL)
Attest: _____
Title: _____

CITY OF BRISTOL, TENNESSEE
By _____
Title _____

(SEAL)
Attest: _____
Title: _____

CITY OF JOHNSON CITY, TENNESSEE
By _____
Title _____

(SEAL)
Attest: _____
Title: _____

CITY OF KINGSPORT, TENNESSEE
By _____
Title _____

(SEAL)
Attest: _____
Title: _____

CITY OF BRISTOL, VIRGINIA
By _____
Title _____

(SEAL)
Attest: _____
Title: _____

COUNTY OF SULLIVAN, TENNESSEE
By *[Signature]*
Title _____

(SEAL)
Attest: _____
Title: _____

COUNTY OF WASHINGTON, TENNESSEE
By _____
Title _____

CERTIFICATE OF SPONSOR'S ATTORNEY

I, _____, acting as Attorney for the Cities of Bristol, Johnson City, Kingsport, Tennessee, and Bristol, Virginia, and the Counties of Sullivan and Washington, Tennessee, do hereby certify:

That I have examined the foregoing Grant Agreement and the proceedings taken by said Cities of Bristol, Johnson City, Kingsport, Tennessee, and Bristol, Virginia, and the Counties of Sullivan and Washington, Tennessee, relating thereto, and find that the acceptance thereof by said Cities of Bristol, Johnson City, Kingsport, Tennessee, and Bristol, Virginia, and Counties of Sullivan and Washington, Tennessee, has been duly authorized and that the execution thereof is in all respects due and proper and in accordance with the laws of the State of Tennessee and the State of Virginia, and further that, in my opinion, said Grant Agreement constitutes a legal and binding obligation of the Sponsor in accordance with the terms thereof.

Dated at _____ this _____ day of _____, 1966.

Title _____

TO THE HONORABLE LON V. BOYD, JUDGE, AND MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN Adjourned SESSION

MET THIS THE 17th DAY OF September, 19 82.

RESOLUTION IN RE: STATE ROUTE 34

BLUFF CITY BY-PASS TO

WASHINGTON COUNTY LINE

BE IT RESOLVED THAT

STATE HIGHWAY PROJECT F-18(16) 82003-2234-14, SR-34, From Washington County
Line to Bluff City Bypass Sullivan County, to four lane, has been submitted
to this Board of Commissioners for approval. (Copy of Proposal attached and
made part of this Resolution). Therefore, be it hereby resolved that the
Sullivan County Board of Commissioners approve the proposed State Highway
Project F-18(16) 82003-2234-14, and authorize the County Executive, Lon V.
Boyd to notify the State Highway Department of the action of this body.

INTRODUCED BY COMMISSIONER McKamey

ESTIMATED COST: _____

SECONDED BY COMMISSIONER Hendrickson

PAID FROM _____ FUND

COMMISSION ACTION: Aye Nay

DATE SUBMITTED: _____

ROLL CALL: _____ _____

County Clerk

VOICE VOTE: _____ _____

BY: _____

COMMITTEE ACTION: _____

APPROVED: _____

DISAPPROVED: _____

P R O P O S A L

OF THE DEPARTMENT OF TRANSPORTATION OF THE STATE OF TENNESSEE TO THE
COUNTY OF SULLIVAN, TENNESSEE:

The DEPARTMENT OF TRANSPORTATION of the State of Tennessee, hereinafter called "DEPARTMENT", proposes to construct a project designated as No. F-18(6), 82003-2234-14; SR-34, From Washington County Line to Bluff City Bypass (4.602 Miles) in the COUNTY of SULLIVAN, provided the COUNTY agrees to cooperate with the DEPARTMENT as set forth in this proposal, so that the general highway program be carried out in accordance with the intent of the General Assembly of the State.

Accordingly, if the COUNTY will agree:

1. That in the event any civil actions in cross- eminent domain or for damages are instituted by reason of the DEPARTMENT, or its contractor, going upon the right of way and easements, and constructing said project in accordance with the plans and as necessary to make the completed project functional, it will notify in writing the Attorney General of the State, whose address is Room 230, 450 James Robertson Parkway, Nashville, Tennessee 37219, of the institution of each civil action, the complaint and all subsequent pleadings, within seven (7) days after the service of each of the same, under penalty of defending such actions and paying any judgements which result therefrom at its own expense; and

2. To close or otherwise modify any of its roads, or other public ways as indicated on the project plans, as provided by law; and

3. To transfer or cause to be transferred to the DEPARTMENT without cost to it, all land owned by the COUNTY or by any of its instrumentalities as required for right of way or easement purposes, provided such land is being used or dedicated for road or other public way purposes; and

4. Where privately, publicly or cooperatively owned utility lines, facilities and systems for producing, transmitting or distributing communications, power, electricity, light, heat, gas, oil, crude products, water, steam, waste, storm water not connected with highway drainage, and other similar commodities, including publicly owned facilities such as fire and police signal systems and street lighting systems are located within the right of way of any road or other public way owned by the COUNTY, or any of its instrumentalities, the COUNTY agrees that it will take any action necessary to require the removal or adjustment of any of the above described facilities as would conflict with the construction of the project. But the foregoing may not be a duty of the COUNTY since it shall become operative only after the DEPARTMENT has been unsuccessful in its efforts to provide for said removals or adjustments for the benefit of the COUNTY.

The foregoing does not apply to those utility facilities which are owned by the COUNTY or one of its instrumentalities, it being understood that the COUNTY has the duty to relocate or adjust such facilities, if required, provided the COUNTY is notified to do so by the DEPARTMENT with detailed advice as to this duty of the COUNTY; and

5. That any frontage road(s) to be constructed by the DEPARTMENT will be maintained by the COUNTY in the same manner as its roads are maintained, without cost to the DEPARTMENT; and

The acceptance of this proposal shall be evidenced by the passage of a Resolution which shall incorporate the same verbatim, or by reference thereto; then

Following the acceptance of this proposal, the DEPARTMENT will acquire the rights of way and easements, construct the project and defend any cross-eminent domain or damage civil actions of which the Attorney General has received the pleadings provided for herein.

The project plans hereinbefore identified by number and description are incorporated by reference thereto and shall be considered a part of this proposal, including any revisions or amendments thereto, provided a copy of each is furnished the COUNTY.

IN WITNESS WHEREOF, the DEPARTMENT has caused this instrument to be executed by its duly authorized officials on this the 17th day of May, 1982.

STATE OF TENNESSEE
DEPARTMENT OF TRANSPORTATION

BY: [Signature]
Commissioner

BY: [Signature]
State Transportation Engineer

APPROVED:

[Signature]
Staff Attorney

TO THE HONORABLE LON V. BOYD, JUDGE, AND MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN _____ SESSION

MET THIS THE 17th DAY OF SEPTEMBER, 19 82

RESOLUTION IN RE: TELEPHONE SYSTEM

FOR SHERIFF'S DEPARTMENT

BE IT RESOLVED THAT

\$12,000.00 be appropriated from unallocated surplus and placed into the Sheriff's Department budget for the purchase of a phone system for the Sheriff's Dept.

Be it further resolved that bids be let immediately upon this money being appropriat

INTRODUCED BY COMMISSIONER _____

ESTIMATED COST: _____

SECONDED BY COMMISSIONER _____

PAID FROM unallocated Surplus AND

COMMISSION ACTION: Aye Nay

DATE SUBMITTED: _____

ROLL CALL: _____

County Clerk

VOICE VOTE: _____

BY: _____

COMMITTEE ACTION: _____

APPROVED: _____

DISAPPROVED: _____

TO THE HONORABLE LON V. BOYD, JUDGE, AND MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN ADJOURNED SESSION

MET THIS THE 17th DAY OF SEPTEMBER, 19 82.

RESOLUTION IN RE: VA. COMMUNITY DEVELOPM

BLOCK GRANT, WASHINGTON

COUNTY, VA

RE: WATER LINE & S R
TANK

BE IT RESOLVED THAT

The Sullivan County Board of Commissioners approves the Washington County Service Authority of Abingdon, VA to install and service water in a certain area in Sullivan County in a section known as the offset which is located near Cherokee School in Sullivan County. Sullivan County hereby agrees to the following:

- (1) That Sullivan County does not have any objection to the installation of a water line of approximately 7,400 linear feet of 8 inch line, and a site for a storage tank not exceeding one acre of land to be located in Sullivan County, Tennessee.
- (2) That Sullivan County does not have any objection to the installation of water lines and siting of a storage tank in its jurisdiction.
- (3) That Sullivan County, Tennessee, assures the Washington County Service Authority that it will use the power of eminent domain to acquire easements, if necessary, for the installation of water line and the siting of a storage tank.
- (4) That Sullivan County, Tennessee, is in agreement that the estimated 29 households in Sullivan County, Tennessee, will hook up to the water line if it were installed, and that these households would be charged the same service rate as Washington County, Virginia, residents, and that payments would be made to the Washington County Service Authority.
- (5) That the foregoing is contingent upon receiving VCDBG funding for the water project.

(6) Fire hydrants be installed on this line in Sullivan County. ESTIMATED COST: _____

INTRODUCED BY COMMISSIONER Harman PAID FROM _____ FUND

SECONDED BY COMMISSIONER Manell DATE SUBMITTED: _____

COMMISSION ACTION: Aye _____ Nay _____ COUNTY CLERK _____

ROLL CALL: _____ BY: _____

VOICE VOTE: _____ COMMITTEE ACTION: _____ APPROVED: _____ DISAPPROVED: _____

9-17-82 Waived Rules 2/3 Vote
Roll Call - Passed.

TO THE HONORABLE LON V. BOYD, JUDGE, AND MEMBERS OF THE SULLIVAN

COUNTY QUARTERLY COURT IN Adjourned SESSION

MET THIS THE 17th DAY OF SEPT, 1982

RESOLUTION IN RE: Building Trades' Houses

BE IT RESOLVED THAT

WHEREAS, the buildings constructed by Building Trade Classess
at East High and Central High Schools have been appraised for sale, and

WHEREAS, available funds for the finishing of these buildings
are exhausted, and

WHEREAS, in order that the funds invested may be obtained for
further use.

THEREFORE BE IT RESOLVED, That the buildings as shown on the
attached appraisals be sold by public auction under direction of the
Purchasing Agent with the Board of Education having the right to reject any
and all bids. Buyers to pay 10% down with balance in 60 days. If purchaser
~~is unable to finance, deposit will be refunded.~~

INTRODUCED BY ESQ. Merrell ESTIMATED COST: _____

SECONDED BY ESQ. Russin PAID FROM _____ FUND _____

COURT ACTION: _____ DATE SUBMITTED: _____
Aye Nay

ROLL CALL _____ County Court Clerk

VOICE VOTE _____ BY: _____

COMMITTEE ACTION:	APPROVED:	DISAPPROVED:
_____	_____	_____
_____	_____	_____
_____	_____	_____

FISCAL AGENT: _____

TO THE HONORABLE LON V. BOYD, JUDGE, AND MEMBERS OF THE SULLIVAN COUNTY BOARD OF COMMISSIONERS IN ADJOURNED SESSION

MET THIS THE 17th DAY OF September, 19 82.

RESOLUTION IN RE: DRUG AWARENESS WEEK

BE IT RESOLVED THAT

Whereas the Junior League of Kingsport, the Upper East Tennessee Council on Alcoholism and Drug Dependence and FACT (Families and Community Together) are working with area churches, civic groups, physicians, concerned parents, judges, law enforcement and city and county school personnel to sponsor a county-wide Drug Awareness Week October 4 through October 9; and whereas this program will benefit all citizens of Sullivan County; and whereas, the Sullivan County Commission has been requested to join this first effort toward increasing drug awareness.

Therefore, be it resolved that the Sullivan County Commission approve an expenditure of \$1,000.00 to be used by this group to cover part of the expenses for speakers, refreshments, music, favors, etc.

INTRODUCED BY COMMISSIONER Mills ESTIMATED COST: _____

SECONDED BY COMMISSIONER Heape PAID FROM _____ FUND

COMMISSION ACTION: Aye _____ Nay _____ DATE SUBMITTED: _____

ROLL CALL: _____ County Clerk

VOICE VOTE: _____ BY: _____

COMMITTEE ACTION: _____ APPROVED: _____ DISAPPROVED: _____

RESOLUTION OF THE COUNTY COMMISSION
OF THE COUNTY OF SULLIVAN, TENNESSEE

Pursuant to an Application filed by The Health and Educational Facilities Board of the County of Sullivan, Tennessee (the "Board"), a copy of which is attached hereto, seeking permission to amend the Charter of the Board to change the name of the Board, and pursuant to a duly called meeting of the County Commission of the County of Sullivan, Tennessee, held on September 17, 1982, and acting pursuant to the provisions of T.C.A. §48-1906 and the Commission's due consideration of the attached Application, it is hereby DECLARED and RESOLVED as follows:

1. The County Commission of the County of Sullivan, Tennessee has examined and considered the attached Application seeking permission to change the name of The Health and Educational Facilities Board of the County of Sullivan, Tennessee.

2. The County Commission of the County of Sullivan, Tennessee has examined and hereby approves and adopts the proposed Articles of Amendment attached hereto and contained within said Application.

3. The Health and Educational Facilities Board of the County of Sullivan, Tennessee, and its officers and members are each hereby authorized to execute the proposed Articles of Amendment for the purpose of changing the name of the Board to "The Health, Educational and Housing Facilities Board of the County of Sullivan, Tennessee".

4. The Board and its officers and members are each hereby authorized to execute such documents and pay such filing fees as may be reasonably necessary to effectuate such amendment.

5. This Resolution reflects a finding by the County Commission that the proposed amendment is wise, necessary and advisable, and this Resolution is a true and correct record of the action taken and authorized by the County Commission of the County of Sullivan, Tennessee, at a duly called meeting held on September 17, 1982.

DATED: September 17, 1982.

THE COUNTY COMMISSION OF THE COUNTY OF SULLIVAN, TENNESSEE

John McKernan
Commissioner (1st)

By: [Signature]
County Executive
(Title formerly County Judge)

Allen H. Anderson
Commissioner (2nd)

By: [Signature]
County Clerk

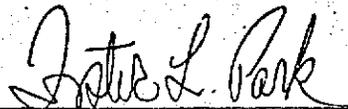
061

APPLICATION FOR PERMISSION TO
AMEND THE CHARTER OF THE HEALTH
AND EDUCATIONAL FACILITIES BOARD OF
THE COUNTY OF SULLIVAN, TENNESSEE

Pursuant to T.C.A. §48-1906, the undersigned Chairman of The Health and Educational Facilities Board of the County of Sullivan, Tennessee (the "Board"), pursuant to Resolution of the Board adopted August 24, 1982, being duly authorized and directed by the Board to file this application, hereby applies to the County Commission of the County of Sullivan, Tennessee, for permission to amend the Board's Certificate of Incorporation to change the name of the corporation to "The Health, Educational and Housing Facilities Board of the County of Sullivan, Tennessee". The proposed amendment is further set forth in the proposed Articles of Amendment, attached hereto and incorporated herein by reference. The undersigned would state that such amendment is mandated by recent statutory amendments to T.C.A. §48-1901, et seq.

WHEREFORE, the undersigned respectfully prays that the County Commission of the County of Sullivan, Tennessee, consider and approve this Application and the proposed Articles of Amendment.

DATED: August 30, 1982.



Foster L. Park, Chairman
The Health and Educational Facilities
Board of the County of Sullivan,
Tennessee

ARTICLES OF AMENDMENT TO THE CHARTER

OF

THE HEALTH AND EDUCATIONAL
FACILITIES BOARD OF THE COUNTY
OF SULLIVAN, TENNESSEE

Pursuant to the provisions of Section 48-303 of the Tennessee General Corporation Act, and the provisions of Chapter 19 of Title 48, Tennessee Code Annotated, as amended, the undersigned corporation adopts the following articles of amendment to its charter:

1. The present name of the corporation is "The Health and Educational Facilities Board of the County of Sullivan, Tennessee".

2. Pursuant to the statutes cited hereinabove, the amendment adopted hereby is that Paragraph 1 of the Charter is deleted and the following is inserted therefor:

"1. The name of the corporation is The Health, Educational and Housing Facilities Board of the County of Sullivan, Tennessee."

3. The amendment was adopted at a duly called meeting of the directors on August 24, 1982. Permission to adopt this amendment and approval thereof was granted by resolution duly adopted by the County Commission of the County of Sullivan, Tennessee, on _____ 1982, approved by the County Executive on the same day.

4. This amendment is to be effective when filed by the Secretary of State of Tennessee.

Dated: _____, 1982.

THE HEALTH AND EDUCATIONAL FACILITIES
BOARD OF THE COUNTY OF SULLIVAN,
TENNESSEE

By: _____
Chairman

ATTEST:

Secretary

RESOLUTION TO AMEND CHARTER

THIS RESOLUTION, executed as of the 24th day of August, 1982, at a duly called meeting of The Health and Educational Facilities Board of the County of Sullivan, Tennessee (the Board);

W I T N E S S E T H:

WHEREAS, the Board is a duly organized public corporation created and existing pursuant to T.C.A. §48-1901, et seq.; and,

WHEREAS, the legislature of the State of Tennessee has recently amended T.C.A. §48-1901, et seq. in certain respects including the name of public corporations organized pursuant thereto and the permitted powers and activities of such corporations; and,

WHEREAS, the undersigned members of the Board desire to amend the Board's Charter to achieve consistency with the statutory amendments referred to above.

NOW, THEREFORE, pursuant to T.C.A. §48-1901, et seq., as amended, BE IT RESOLVED as follows:

1. The name of the Board should be changed to "The Health, Educational and Housing Facilities Board of the County of Sullivan, Tennessee".
2. The Charter of the Board should be amended to change the name of the Board to "The Health, Educational and Housing Facilities Board of the County of Sullivan, Tennessee", and permission to undertake such amendment should be obtained from the County Commission of the County of Sullivan, Tennessee.
3. The Chairman and Secretary of the Board are hereby authorized to execute such additional documents and take such

additional steps as are necessary to effectuate these amendments,
including obtaining the approval of the Sullivan County
Commission.

IT IS SO RESOLVED.

James J. O'Neil
Chairman

Edward J. Brennan, Jr.
Secretary

Richard D. O'Neil

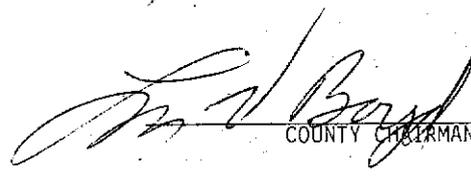
Ray M. Keegan

Mark D. White

Frederic R. Thompson

X

AND THEREUPON COURT ADJOURNED TO MEET AGAIN OCTOBER 18, 1982


COUNTY CHAIRMAN