

*****AUGUST 13, 2007*****

The Town Council of the Town of Signal Mountain held its regular monthly meeting on Monday, August 13, 2007, at 7:00 p.m. in the Town Hall. Those present were:

Mayor Paul M. Hendricks
Vice-Mayor Hershel Dick
Councilmember Annette Allen
Councilmember Bill Lusk
Councilmember Susan Robertson

Also present were:

Town Manager Diana Campbell
Town Attorney Phillip Noblett
Town Recorder Sherry Morrison
See attached list for others present

Mayor Hendricks called the meeting to order and led the Pledge of Allegiance. Pastor Tim Shoap from the Signal Mountain Bible Church offered the prayer. Roll call found all Councilmembers present.

Mayor Hendricks asked for approval of the minutes of the July 9, 2007, regular meeting, and the July 18, 2007, special called meeting. Councilmember Robertson moved that the minutes be approved as amended. The motion was seconded by Councilmember Lusk and passed unanimously.

The first resolution brought before the Council was "A RESOLUTION AUTHORIZING THE TOWN MANAGER TO PAY THE TOWN'S PRO RATA PORTION OF CONSTRUCTION FUNDING FOR THE SIGNAL MOUNTAIN HIGH SCHOOL-MIDDLE SCHOOL BUILDING THROUGH JUNE 30, 2007 TO THE HAMILTON COUNTY TRUSTEE IN THE AMOUNT OF TWO MILLION SEVENTY-SEVEN THOUSAND SEVEN HUNDRED EIGHTEEN AND 76/100 DOLLARS (\$2,077,718.76)". Ms. Campbell explained the resolution. Councilmember Lusk moved that the resolution be passed. The motion was seconded by Councilmember Robertson and passed unanimously.

The next resolution considered was "A RESOLUTION REQUESTING THE SIGNAL MOUNTAIN PLANNING COMMISSION TO STUDY AND ISSUE A WRITTEN REPORT ON THE PROPOSED PLAN OF SERVICES ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, PURSUANT TO T.C.A. §6-51-102, RELATIVE TO CERTAIN PARCELS OF REAL PROPERTY ADJACENT TO THE ST. IVES SUBDIVISION AND BOLLINGER ROAD, BY PETITION OF THE PROPERTY OWNER, WHICH ARE CONTIGUOUS TO THE PRESENT CORPORATE LIMITS OF THE TOWN, AS SHOWN BY THE ATTACHED MAP". Mr. Noblett explained the resolution. Councilmember Allen moved that the resolution be passed. Vice-Mayor Dick seconded the motion and it passed unanimously.

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“A RESOLUTION AUTHORIZING AND DIRECTING THE ACTING TOWN RECORDER TO ADVERTISE FOR PUBLIC HEARING ON SEPTEMBER 10, 2007, THE ANNEXATION OF CERTAIN REAL PROPERTY ADJACENT TO ST. IVES SUBDIVISION AND BOLLINGER ROAD, BY PETITION OF THE PROPERTY OWNER, WHICH ARE CONTIGUOUS TO THE TOWN LIMITS OF SIGNAL MOUNTAIN, TENNESSEE, AS SHOWN BY THE ATTACHED MAP” was the next resolution considered. Mr. Noblett explained the resolution. Councilmember Lusk moved that the resolution be passed. The motion was seconded by Councilmember Robertson and passed unanimously.

The first ordinance to be considered was “AN ORDINANCE ADOPTING A PLAN OF SERVICES AND EXTENDING THE CORPORATE LIMITS OF THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE, TO ANNEX CERTAIN PARCELS OF REAL PROPERTY ADJACENT TO THE ST. IVES SUBDIVISION AND BOLLINGER ROAD, BY PETITION OF THE PROPERTY OWNER, WHICH ARE CONTIGUOUS TO THE PRESENT CORPORATE LIMITS OF THE TOWN, AS SHOWN BY THE ATTACHED MAP”. Vice-Mayor Dick moved that the ordinance be passed on first reading. The motion was seconded by Councilmember Allen and passed unanimously.

The second ordinance was “AN ORDINANCE TO AMEND THE TOWN OF SIGNAL MOUNTAIN ZONING REGULATIONS BY DELETING ARTICLE XXV, ENTITLED “SIGNS” IN ITS ENTIRETY FROM THE TOWN ZONING ORDINANCE AND INSERTING ALL PROVISIONS REGARDING “SIGNS” WITHIN TITLE 20 OF THE TOWN CODE IN A NEW CHAPTER 5, ENTITLED “SIGNS”. Mayor Hendricks explained the ordinance. Councilmember Robertson moved that the ordinance be passed on first reading. The motion was seconded by Councilmember Allen and passed unanimously.

Ms. Lou Oliphant reported that the Planning Commission met and had a request for resubdivision of three lots on Ridgeway Ave. between Rolling Way and Shepherd Forest. She said after much discussion, the request had been deferred to the September meeting. The Planning Commission recommended to the Council that the Sign Ordinance be moved from the Zoning Ordinance to the Town Code. Councilmember Allen moved that the Council ask the Parks Board to come back to the Council with appropriate signage for the Town parks. The motion was seconded by Councilmember Robertson and passed unanimously.

Police Chief Boyd Veal was present to talk about the 35 mph speed limit on Ridgeway Ave. /Taft Highway.

Mayor Hendricks said the Town is looking for options for animal control on the mountain. He also said there would be a U. S. Census in 2010. The Mayor reported that the garbage pilot project in Hidden Brook should be starting September 17. Ms. Campbell reported there would be a compost presentation on September 29 at MACC from 9 until 11:30. The Mayor said the October regular monthly meeting would normally fall on the 8th. This would be during fall break for the schools. The Council agreed to hold the regular monthly meeting on October 15. The meeting would be posted.

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The Mayor said TDOT was asked to look into what would be involved in widening the road down the mountain to three lanes. The State said it would be about \$32 million and they would have to close the road for 2 years. Councilmember Lusk will ask the State for the details.

Ms. Campbell reported that the Town has been working on job performance evaluations, etc. She mentioned several things that were being considered. There was a discussion regarding changing the pay period.

Councilmember Robertson asked for a hard copy of Chief Veal's presentation. She also mentioned that some people coming down Signal Mountain Blvd., stop at Taft Highway, and look across at CVS, and see the back of the No Left Turn sign. Meanwhile people are still crossing that intersection. She suggested a Do Not Enter sign on the back of the No Left Turn sign. Mr. Noblett suggested that the Town check with TDOT regarding the signs.

Ms. Campbell reported there is a meeting on Urban Forestry on Friday and asked if any Councilmember would like to go. She also mentioned a meeting on September 4 at 7 p.m. at Bachman School with residents of Fox Run and Windtree regarding possible annexation. Ms. Campbell mentioned the memorandum she had written the Council about the presentation by Orange Grove regarding recyclables.

Mr. Dun Monroe, Cherokee Lane, asked why the Town didn't go ahead and give everyone a 3 percent raise. He asked if the Town couldn't give the employees an adjustment for the change in the pay period. He asked if there could be a place for helicopters to land for emergencies. Chief Veal said they send helicopters to Wagner Field.

Ms. Melissa Cantrell, 105 South Drive, asked if the decisions of the Board of Zoning Appeals were recorded in any way. Mr. Noblett told her there were documents completed for each case showing the ruling of that case. The Councilmembers requested copies of the BZA and DRC documents.

Mr. Joe Dumas, 1111 James Blvd., thanked Chief Veal for his presentation. He commented on the annexation that was approved earlier in the meeting. He talked about meeting with the people who live in the areas that could possibly be annexed. He also commented on the Personnel Committee. He thought it would be worthwhile to look at the number of employees. He suggested paying employees twice a month or once a month. He also made the comment that the 35 mph speed limit was wearing out his brakes.

There being no further business, the meeting was adjourned.



Sherry Morrison, Acting Town Recorder



Dr. Paul M. Hendricks, Mayor

DATE: AUGUST 13, 2007, 7:00 PM

NAME	ADDRESS
1. C. Michael Brunson	420 N. Palisades Dr. 37377
2. Buddy May and Bille	119 Golf Dr. 37377
3. Margaret L. Jumper	820 Timberlink
4. Lou Olyphant	Cherokee Lane
5. Dun Monroe	Cherokee Lane
6. Brenda Monroe	Cherokee Lane
7. Robb Taylor	1 Whippoorwill Drive
8. Jerry Robertson	115 River Pt Rd
9. Elaine Preston	968 Sig. Rd.
10. Hank Cook	968 Signal Rd
11. Melissa Cortier	105 South Drive
12. Ann Morris	404 Brady Pt. Rd
13. Jim Henry	
14. Joe Dumas	1111 James Blvd.
15. Sis Morgan	106 Florida Ave.
16. Jeff Halland	213 Timberlink SDR
17.	
18.	
19.	
20.	
21.	

RESOLUTION NO. R2007-64

A RESOLUTION AUTHORIZING THE TOWN MANAGER TO PAY THE TOWN'S PRO RATA PORTION OF CONSTRUCTION FUNDING FOR THE SIGNAL MOUNTAIN HIGH SCHOOL-MIDDLE SCHOOL BUILDING THROUGH JUNE 30, 2007 TO THE HAMILTON COUNTY TRUSTEE IN THE AMOUNT OF TWO MILLION SEVENTY-SEVEN THOUSAND SEVEN HUNDRED EIGHTEEN AND 76/100 DOLLARS (\$2,077,718.76).

WHEREAS, the Town of Signal Mountain has agreed to pay its pro rata portion of construction funding for the Signal Mountain High School-Middle School Building in a total amount not to exceed \$7.7 Million Dollars in an Interlocal Agreement with the Town of Walden, Hamilton County, Tennessee, and the Hamilton County School Board dated September 28, 2005; and

WHEREAS, the Accounting Department for Hamilton County, Tennessee has now invoiced the Town of Signal Mountain for its pro rata share of construction expenditures from January 31, 2007 through June 30, 2007 in accordance with the Interlocal Agreement;

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Signal Mountain, Tennessee that the Town Manager is authorized to pay the sum of Two Million Seventy-Seven Thousand Seven Hundred Eighteen and 76/100 Dollars (\$2,077,718.76) to the Hamilton County Trustee which shall be credited to the Town of Signal Mountain's pro rata portion of construction funding for the Signal Mountain High School-Middle School Building.

A copy of invoice numbers DM07-49003A, DM07-49004A and DM07-49005A from the Hamilton County Accounting Department are attached.

Paul M. Keenleyside

MAYOR

[Signature]

RECORDER

8-13-2007

DATE

8-13-2007

DATE

PAN/kac

012221

Invoice # DM07-49003A

Hamilton County, Tennessee
Accounting Department

Date June 30, 2007

To Town of Signal Mtn.

Description	Amount
Signal Mountain Middle/High School Construction	
Pro rata amount of expenditures January 31, 2007	
Tri State Testing	991.65
<i>(see attached for detail)</i>	
TOTAL	\$991.65

If you require additional information, contact Dawn Manka at 423/209-6321.

Please make check or warrant payable to Hamilton County Trustee.

Mail to: Hamilton County Accounting Dept.

ATTN: Dawn Manka
Mayfield Annex, 3rd floor
123 E. 7th Street
Chattanooga, TN 37402

Pending in account code 4900000 11420.

012222

Invoice # DM07-49004A

Hamilton County, Tennessee
Accounting Department

Date June 30, 2007To Town of Signal Mtn.

Description	Amount
Signal Mountain Middle/High School Construction	
Pro rata amount of expenditures March 15, 2007 - June 30, 2007	
Betts Engineering	3,044.25
Derthick, Henley & Wilkerson	94,856.38
Home Federal Bank of TN	138,933.33
Rentenbach Constructors, Inc.	1,246,628.52
Thomas Brothers	75,945.76
Tri State Testing	5,700.90
<i>(see attached for detail)</i>	
TOTAL	\$1,565,109.13

If you require additional information, contact Dawn Manka at 423/209-6321.

Please make check or warrant payable to Hamilton County Trustee.

Mail to: Hamilton County Accounting Dept.

ATTN: Dawn Manka

Mayfield Annex, 3rd floor

123 E. 7th Street

Chattanooga, TN 37402

Pending in account code 4900000 11420.

Invoice # DM07-49005A

Hamilton County, Tennessee
Accounting Department

Date June 30, 2007To Town of Signal Mtn.

Description	Amount
Signal Mountain Middle/High School Construction	
Pro rata amount of expenditures for period ending June 30, 2007	
Home Federal Bank of TN	51,161.89
Rentenbach Constructors, Inc.	460,456.09
<i>(see attached for detail)</i>	
TOTAL	\$511,617.98

If you require additional information, contact Dawn Manka at 423/209-6321.

Please make check or warrant payable to Hamilton County Trustee.

Mail to: Hamilton County Accounting Dept.

ATTN: Dawn Manka
Mayfield Annex, 3rd floor
123 E. 7th Street
Chattanooga, TN 37402

Pending in account code 4900000 11420.

RESOLUTION NO. R2007-65

A RESOLUTION REQUESTING THE SIGNAL MOUNTAIN PLANNING COMMISSION TO STUDY AND ISSUE A WRITTEN REPORT ON THE PROPOSED PLAN OF SERVICES ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, PURSUANT TO T.C.A. §6-51-102, RELATIVE TO CERTAIN PARCELS OF REAL PROPERTY ADJACENT TO THE ST. IVES SUBDIVISION AND BOLLINGER ROAD, BY PETITION OF THE PROPERTY OWNER, WHICH ARE CONTIGUOUS TO THE PRESENT CORPORATE LIMITS OF THE TOWN, AS SHOWN BY THE ATTACHED MAP.

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE, That Signal Mountain Regional Planning Commission be and is hereby requested to study and issue a written report on the proposed Plan of Services attached hereto and made a part hereof by reference, pursuant to T.C.A. §6-51-102, to the Town Council of the Town of Signal Mountain, Tennessee relative to certain territory adjacent to the St. Ives Subdivision and Bollinger Road, in Hamilton County, contiguous to the corporate boundaries of said Town, more specifically described herein below and as shown on the attached map:

LEGAL DESCRIPTION FOR PROPOSED LOT 36, ST IVES COMMUNITY, TO BE ANNEXED BY THE TOWN OF SIGNAL MOUNTAIN

LEGAL DESCRIPTION

Land located in Town of Signal Mountain and/or County of Hamilton, State of Tennessee. Being known as Lot 36, St. Ives Community as shown by Revised Plat : St. Ives Community, of record in Plat Book 52, Page 150, in the Register's Office of Hamilton County, Tennessee (R.O.H.C.); being all of the property of The Market Street Company, LLC, of record in Deed Book 7473, Page 959, R.O.H.C.; also together with Lots number One thru Five and St. Ives Creek

Subdivision, of record in Plat Book 53, Page 170, R.O.H.C.; being the property of James L. Henry, III, Trustee, of record in Deed Book 6765, Page 760, in the R.O.H.C. and being more particularly described as follows:

To find the TRUE POINT OF BEGINNING, COMMENCE at the intersection of the centerline of St. Ives Way with the centerline of Bollinger Road said intersection being marked by a nail and disk old;

THENCE South 54 degrees 37 minutes East along a chord line for a distance of 128.6 feet to the TRUE POINT OF BEGINNING; said point being the southeast corner of proposed Lot 36 and lying on the northern Right-of-Way line of St. Ives Way and marked by an IRON ROD NEW;

THENCE westwardly and in a curve to the left having a radius of 347.2 feet and an arc length of 165.0 feet, being subtended by a chord of North 89 degrees 12 minutes 30 seconds West for a distance of 163.4 feet to an IRON ROD NEW; being the southwest corner of Lot 36;

THENCE North 12 degrees 09 minutes 50 seconds East along the west line of Lot 36 for a distance of 335.1 feet to an IRON ROD OLD;

THENCE North 69 degrees 15 minutes 50 seconds East for a distance of 12.5 feet to an IRON ROD NEW;

THENCE North 20 degrees 44 minutes 10 seconds West along the centerline of old abandoned Right-of-Way for a distance of 148.7 feet to an IRON ROD OLD;

THENCE continuing along said centerline North 54 degrees 20 minutes 30 seconds West for a distance of 47.6 feet to an IRON ROD OLD;

THENCE North 35 degrees 49 minutes 50 seconds East for a distance of 12.5 feet to an IRON ROD OLD;

LEGAL DESCRIPTION FOR THAT PORTION OF BOLLINGER ROAD WHICH IS TO BE ANNEXED BY THE TOWN OF SIGNAL MOUNTAIN:

LEGAL DESCRIPTION

Land located in Town of Signal Mountain and/or County of Hamilton, State of Tennessee. Being part of the Public Right of Way known as Bollinger Road; said part being 50 feet wide as shown on St. Ives Creek Subdivision, of record in Plat Book 53, Page 170, in the Register's Office of Hamilton County, Tennessee (R.O.H.C.); and said part being more particularly described as follows:

All THAT PART of Bollinger Road as described as LYING within the following bounding borders:

THAT PART LYING south of a line crossing said Road at right angles from the most southern corner of the property of Lige Layne of record in Deed Book O - 29, Page 267, in the R.O.H.C.;

THAT PART LYING west of Lots 26 and 33, as shown by Revised Plat : St. Ives Community, of record in Plat Book 52, Page 150, in the R.O.H.C. ;

THAT PART LYING north of Lot 34, of the aforesaid plat of Revised : St. Ives Community;

THAT PART LYING east of Lots 1, 2, and 5, of the aforesaid plat of Revised : Ives Creek Subdivision.

Containing 0.38 acres more or less.

Bollinger Road is shown on a revised survey drawing by True Line Company, Land Surveyors Job Number 06-7423, dated: Revised date of June 29, 2007.

Paul M. Kuehn
MAYOR

[Signature]
RECORDER

8-13-2007
DATE

8-13-2007
DATE

PAN/kac

PROPOSED PLAN OF SERVICES
IN ACCORDANCE WITH
TENNESSEE CODE ANNOTATED § 6-51-102
AUGUST, 2007

The Town Council of the Town of Signal Mountain, Tennessee hereby proposes the following Plan for Provision of Services for certain property adjacent to the St. Ives Subdivision and Bollinger Road which is shown on the attached map for certain properties lying contiguous to the present corporate limits of the Town of Signal Mountain, Tennessee, which are described as follows:

LEGAL DESCRIPTION FOR PROPOSED LOT 36, ST. IVES COMMUNITY, TO BE ANNEXED BY THE TOWN OF SIGNAL MOUNTAIN

LEGAL DESCRIPTION

Land located in Town of Signal Mountain and/or County of Hamilton, State of Tennessee. Being known as Lot 36, St. Ives Community as shown by Revised Plat : St. Ives Community, of record in Plat Book 52, Page 150, in the Register's Office of Hamilton County, Tennessee (R.O.H.C.); being all of the property of The Market Street Company, LLC, of record in Deed Book 7473, Page 959, R.O.H.C.; also together with Lots number One thru Five and St. Ives Creek Subdivision, of record in Plat Book 53, Page 170, R.O.H.C.; being the property of James L. Henry, III, Trustee, of record in Deed Book 6765, Page 760, in the R.O.H.C. and being more particularly described as follows:

To find the TRUE POINT OF BEGINNING, COMMENCE at the intersection of the centerline of St. Ives Way with the centerline of Bollinger Road said intersection being marked by a nail and disk old;

THENCE South 54 degrees 37 minutes East along a chord line for a distance of 128.6 feet to the TRUE POINT OF BEGINNING; said point being the southeast corner of proposed Lot 36 and lying on the northern Right-of-Way line of St. Ives Way and marked by an IRON ROD NEW;

THENCE westwardly and in a curve to the left having a radius of 347.2 feet and an arc length of 165.0 feet, being subtended by a chord of North 89 degrees 12 minutes 30 seconds West for a distance of 163.4 feet to an IRON ROD NEW; being the southwest corner of Lot 36;

THENCE North 12 degrees 09 minutes 50 seconds East along the west line of Lot 36 for a distance of 335.1 feet to an IRON ROD OLD;

THENCE North 69 degrees 15 minutes 50 seconds East for a distance of 12.5 feet to an IRON ROD NEW;

THENCE North 20 degrees 44 minutes 10 seconds West along the centerline of old abandoned Right-of-Way for a distance of 148.7 feet to an IRON ROD OLD;

THENCE continuing along said centerline North 54 degrees 20 minutes 30 seconds West for a distance of 47.6 feet to an IRON ROD OLD;

THENCE North 35 degrees 49 minutes 50 seconds East for a distance of 12.5 feet to an IRON ROD OLD;

LEGAL DESCRIPTION FOR THAT PORTION OF BOLLINGER ROAD WHICH IS TO BE ANNEXED BY THE TOWN OF SIGNAL MOUNTAIN:

LEGAL DESCRIPTION

Land located in Town of Signal Mountain and/or County of Hamilton, State of Tennessee. Being part of the Public Right of Way known as Bollinger Road; said part being 50 feet wide as shown on St. Ives Creek Subdivision, of record in Plat Book 53, Page 170, in the Register's Office of Hamilton County, Tennessee (R.O.H.C.); and said part being more particularly described as follows:

All THAT PART of Bollinger Road as described as LYING within the following bounding borders:

THAT PART LYING south of a line crossing said Road at right angles from the most southern corner of the property of Lige Layne of record in Deed Book O - 29, Page 267, in the R.O.H.C.;

THAT PART LYING west of Lots 26 and 33, as shown by Revised Plat : St. Ives Community, of record in Plat Book 52, Page 150, in the R.O.H.C. ;

THAT PART LYING north of Lot 34, of the aforesaid plat of Revised : St. Ives Community;

THAT PART LYING east of Lots 1, 2, and 5, of the aforesaid plat of Revised : Ives Creek Subdivision.

Containing 0.38 acres more or less.

Bollinger Road is shown on a revised survey drawing by True Line Company, Land Surveyors Job Number 06-7423, dated: Revised date of June 29, 2007.

A. POLICE

Patrolling, radio directed response to calls for assistance, crime prevention services, traffic control and accident prevention services and other police protection and support using present personnel and equipment will be provided on the effective date of annexation.

B. TRAFFIC ENGINEERING

Traffic Engineering and installation of signs and other traffic control devices to be installed as required throughout the annexation area, will be provided when the need is established by appropriate traffic studies.

C. FIRE

1. Fire protection by present personnel and the equipment of the fire fighting force within the limitations of available water and distance from fire stations will be provided on the effective date of annexation.

2. Additional fire services such as those made available through the Town's fire prevention staff and arson investigation will be made available on the effective date of annexation.

3. Within six (6) months after annexation, the location of fire hydrants shall be determined and installed in those areas where water mains of adequate size are available. Placement of hydrants will be on the basis of nationally-accepted standards defined by the National Fire Underwriters' Association. As additional water lines are extended into the annexation area by the Walden's Ridge Utility District, if not presently served, fire hydrants shall be installed as required by the above-mentioned standard when the population density or need for

hydrant services is sufficient to cost effectively extend hydrant services into the annexed property as determined in the discretion of the Town Manager and the Town Council.

4. Within six (6) months after annexation, a study will be completed to determine the need for construction of a fire substation to provide services to the annexed area on property owned by the Town and to assure the continued compliance with standards established by the National Fire Underwriters appropriate to maintain the existing fire insurance rating for all citizens within the Town.

D. REFUSE COLLECTION

The same regular refuse collection now provided by the Town will be extended to the annexed area on the effective date of annexation.

E. ROAD AND STREET CONSTRUCTION AND REPAIR; SIGNS AND LIGHTING, AND STORMWAYTER AND DRAINAGE

1. Emergency maintenance of streets (repair of hazardous chuck holes, measures necessary to maintain normal traffic flow), removal of snow and/or sanding of streets during icing conditions will be provided to the annexed area on the effective date of annexation.

2. Routine maintenance, on the same basis as is provided within the present Town limits, will be provided to the annexed area on the effective date of annexation.

3. Within six (6) months of annexation, street name signs will be installed as needed in all substantially developed areas of the annexed area.

4. Street lights will be installed within the annexed area under the same standards as now prevail in the present Town limits as needed.

5. Stormwater and drainage services for all streets within the annexed area will be studied within six months after the effective date of annexation. Erosion and drainage

services which are currently provided to all existing streets within the present Town limits shall be provided to the annexed area on the effective date of annexation.

F. PLANNING AND ZONING

The planning and zoning jurisdiction of the Town will be extended to the annexed area on the effective date of annexation. Town Planning services and zoning regulations will thereafter encompass the annexed area. Pending a review of the present zoning classifications within the annexed area by the Town of Signal Mountain Planning Commission and the Town Council within six (6) months of the effective date of annexation, the property within the annexed area shall be reclassified to a temporary classification of Low Density Residential District.

G. RECREATION AND OTHER TOWN PROGRAMS

1. All recreational areas accessibility and programs which are provided for present Town residents will be made available to the residents of the annexed area upon the effective date of annexation in the same manner as such programs are available to current Town residents.

2. All current recreation programs such as swimming, summer camps, baseball, flag football, basketball, tennis will be made available to residents of the annexed area upon the effective date of annexation in the same manner as such programs are available to current Town residents.

3. Access to the Town Library and the Mountain Arts Community Center facilities shall be made available to the residents of the annexed area upon the effective date of

annexation in the same manner as such accessibility and programs are provided to current Town residents.

H. WATER SYSTEM

Water for all annexed properties will continue to be provided within the annexed area in the same manner as water service is currently provided by the Walden's Ridge Utility District.

I. ELECTRICAL SERVICE

Electricity will continue to be provided within the annexed area in the same manner as electric service is currently provided by the Electric Power Board of Chattanooga.

J. SEWER SYSTEM

Sewer services for any properties within the annexed area will continue to be provided in the same manner as such sewer services are currently provided by the Hamilton County Water and Wastewater Authority to the extent that sewer lines are constructed and available within the annexed area. The construction of new sewer lines within the annexed area will occur when the density of development makes new sewer lines feasible and funds for the construction of necessary sewer lines are made available as determined by the Hamilton County Water and Wastewater Authority and its board.

K. INSPECTION/CODE ENFORCEMENT

The Town of Signal Mountain currently provides inspection and code enforcement services (building, electrical, plumbing, gas, and unsafe building services) to all areas within the Town limits. These same inspection and code enforcement services will be provided to the newly annexed area upon the effective date of annexation.

L. ANIMAL CONTROL

The Humane Educational Society currently provides the services of animal control and enforces the Town's leash laws and other animal control ordinances to all areas within the Town limits. These same services will be provided to the newly annexed area upon the effective date of annexation.

RESOLUTION NO. R2007-66

A RESOLUTION AUTHORIZING AND DIRECTING THE ACTING TOWN RECORDER TO ADVERTISE FOR PUBLIC HEARING ON SEPTEMBER 10, 2007, THE ANNEXATION OF CERTAIN REAL PROPERTY ADJACENT TO ST. IVES SUBDIVISION AND BOLLINGER ROAD, BY PETITION OF THE PROPERTY OWNER, WHICH ARE CONTIGUOUS TO THE TOWN LIMITS OF SIGNAL MOUNTAIN, TENNESSEE, AS SHOWN BY THE ATTACHED MAP.

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE, That the Acting Town Recorder is hereby authorized to advertise for public hearing on September 10, 2007, the annexation of certain real property adjacent to St. Ives Subdivision and Bollinger Road by petition of the property owner which are contiguous to the Town limits and which tract is more fully described as follows:

LEGAL DESCRIPTION FOR PROPOSED LOT 36, ST IVES COMMUNITY, TO BE ANNEXED BY THE TOWN OF SIGNAL MOUNTAIN

LEGAL DESCRIPTION

Land located in Town of Signal Mountain and/or County of Hamilton, State of Tennessee. Being known as Lot 36, St. Ives Community as shown by Revised Plat : St. Ives Community, of record in Plat Book 52, Page 150, in the Register's Office of Hamilton County, Tennessee (R.O.H.C.); being all of the property of The Market Street Company, LLC, of record in Deed Book 7473, Page 959, R.O.H.C.; also together with Lots number One thru Five and St. Ives Creek Subdivision, of record in Plat Book 53, Page 170, R.O.H.C.; being the property of James L. Henry, III, Trustee, of record in Deed Book 6765, Page 760, in the R.O.H.C. and being more particularly described as follows:

To find the TRUE POINT OF BEGINNING, COMMENCE at the intersection of the centerline of St. Ives Way with the centerline of Bollinger Road said intersection being marked by a nail and disk old;

THENCE North 54 degrees 37 minutes West along a chord line for a distance of 128.6 feet to the TRUE POINT OF BEGINNING; said point being the southeast corner of proposed Lot 36 and lying on the northern Right-of-Way line of St. Ives Way and marked by an IRON ROD NEW;

THENCE westwardly and in a curve to the left having a radius of 347.2 feet and an arc length of 165.0 feet, being subtended by a chord of North 89 degrees 12 minutes 30 seconds West for a distance of 163.4 feet to an IRON ROD NEW; being the southwest corner of Lot 36;

THENCE North 12 degrees 09 minutes 50 seconds East along the west line of Lot 36 for a distance of 335.1 feet to an IRON ROD OLD;

THENCE North 69 degrees 15 minutes 50 seconds East for a distance of 12.5 feet to an IRON ROD NEW;

THENCE North 20 degrees 44 minutes 10 seconds West along the centerline of old abandoned Right-of-Way for a distance of 148.7 feet to an IRON ROD OLD;

THENCE continuing along said centerline North 54 degrees 20 minutes 30 seconds West for a distance of 47.6 feet to an IRON ROD OLD;

THENCE North 35 degrees 49 minutes 50 seconds East for a distance of 12.5 feet to an IRON ROD OLD;

THENCE North 64 degrees 51 minutes 20 seconds East along the southeastern line of the property of Leonard J. Swanson of record in Deed Book 2297, Page 443, in the R.O.H.C. for a distance of 155.0 feet to a point located in the centerline of Ives Creek;

THENCE North 64 degrees 52 minutes 00 seconds East for a distance of 280.0 feet to an IRON ROD OLD;

THENCE South 32 degrees 27 minutes 10 seconds East for a distance of 50.1 feet to an IRON ROD OLD;

THENCE North 57 degrees 32 minutes 50 seconds East for a distance of 81.6 feet to a POINT;

THENCE along a curve to the left having a radius of 381.0 feet and an arc length of 53.6 feet, being subtended by a chord of North 53 degrees 31 minutes 00 seconds East for a distance of 53.6 feet to an IRON ROD OLD;

THENCE South 51 degrees 25 minutes 10 seconds East for a distance of 142.8 feet to an IRON ROD OLD;

THENCE South 53 degrees 45 minutes 00 seconds West for a distance of 135.0 feet to an IRON ROD OLD;

THENCE South 22 degrees 00 minutes 50 seconds East for a distance of 215.2 feet to an IRON ROD OLD;

THENCE South 37 degrees 30 minutes 30 seconds West for a distance of 286.3 feet to a POINT;

THENCE along a curve to the right having a radius of 191.2 feet and an arc length of 42.4 feet, being subtended by a chord of South 43 degrees 30 minutes 40 seconds West for a distance of 42.3 feet to a POINT

THENCE North 72 degrees 03 minutes 10 seconds West for a distance of 204.8 feet to a POINT;

THENCE continuing along the eastern line of Lot 36, South 17 degrees 33 minutes 20 seconds West for a distance of 174.3 feet to the POINT OF BEGINNING;

Containing 6.50 acres more or less.

The herein aforescribed proposed Lot 36 is all as shown on revised survey drawing by True Line Company, Land Surveyors Job Number 06-7423, dated: Revised date of June 29, 2007.

LESS AND EXCEPT: The original Lot 36 as recorded in Plat Book 52, Page 150, R.O.H.C.; said original lot 36 being already located within the city limits of the Town of Signal Mountain.

Subject to: Final approval and recording of the aforesaid revised survey drawing.

Subject to: 20 foot wide Sanitary Sewer and Drainage Easements as shown on said drawing.

Subject to: 20 foot wide and 15 foot wide Power and Communications Easements as shown on said drawing.

Subject to: Residential building, exclusion area as shown on said plat.

Subject to: Covenants and Restrictions of St. Ives Community Subdivision.

LEGAL DESCRIPTION FOR THAT PORTION OF BOLLINGER ROAD WHICH IS TO BE ANNEXED BY THE TOWN OF SIGNAL MOUNTAIN:

LEGAL DESCRIPTION

Land located in Town of Signal Mountain and/or County of Hamilton, State of Tennessee. Being part of the Public Right of Way known as Bollinger Road; said part being 50 feet wide as shown on St. Ives Creek Subdivision, of record in Plat Book 53, Page 170, in the Register's Office of Hamilton County, Tennessee (R.O.H.C.); and said part being more particularly described as follows:

All THAT PART of Bollinger Road as described as LYING within the following bounding borders:

THAT PART LYING south of a line crossing said Road at right angles from the most southern corner of the property of Lige Layne of record in Deed Book O - 29, Page 267, in the R.O.H.C.;

THAT PART LYING west of Lots 26 and 33, as shown by Revised Plat : St. Ives Community, of record in Plat Book 52, Page 150, in the R.O.H.C. ;

THAT PART LYING north of Lot 34, of the aforesaid plat of Revised : St. Ives Community;

THAT PART LYING east of Lots 1, 2, and 5, of the aforesaid plat of Revised : Ives Creek Subdivision.

Containing 0.38 acres more or less.

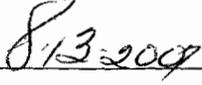
Bollinger Road is shown on a revised survey drawing by True Line Company, Land Surveyors Job Number 06-7423, dated: Revised date of June 29, 2007.



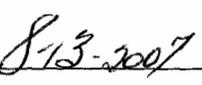
MAYOR



RECORDER



DATE



DATE

PAN/kac

