

RESOLUTION NO.: 2014-57

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN A CONSERVATION EASEMENT PURSUANT TO THE CONSERVATION EASEMENT ACT OF 1981, TENN. CODE ANN. § 66-9-301 ET. SEQ. WITH THE LAND TRUST OF TENNESSEE, INC, FOR THE PURPOSE OF FOREVER CONSERVING THE CONSERVATION VALUES OF TWELVE TRACTS OF LAND OWNED BY THE TOWN WHICH ARE LISTED IN THE ATTACHED CONSERVATION EASEMENT CONSISTING OF APPROXIMATELY THREE HUNDRED FORTY TWO (342) ACRES, MORE OR LESS.

WHEREAS, The Land Trust of Tennessee, Inc., a Tennessee non-profit corporation has agreed to assist the Town to forever conserve the conservation values of certain Town property and the Town Planning Commission has reviewed the conservation easement document and found that it is in compliance with the Town's land use plan and formalized that finding by unanimous vote during its consideration at a public meeting on September 4, 2014; and

WHEREAS, The Town is a "public body" within the meaning of the Conservation Easement Act of 1981, Tenn. Code Ann. § 66-9-301 *et. seq.*, as specifically defined by Tenn. Code Ann. § 66-9-303 and is the sole owner in fee simple of certain real property located in Hamilton County, Tennessee, consisting of approximately three hundred forty two (342) acres, more or less, comprised of twelve (12) separate tracts and more particularly illustrated in Exhibit A attached to and incorporated in this Resolution (the "**Property**") and the granting of a Conservation Easement to The Land Trust of Tennessee, Inc., is intended to comply with the requirements of The Conservation Easement Act of 1981, Tennessee Code Annotated ("**T.C.A.**") § 66-9-301, *et seq.*, as amended, which permits the creation of conservation easements by public bodies to . preserve, maintain or enhance the present condition, use or natural beauty of the land, the open-space value, the air or

water quality, the agricultural, forest, recreational, geological, biological, historic, architectural, archaeological, cultural or scenic resources of” the Property; and

WHEREAS, The Town Council has received public input during its agenda session on September 26, 2014 and has publicly discussed the approval of the Conservation Easement with the Land Trust of Tennessee, Inc., on October 13, 2014 for the specific listed properties owned by the Town;

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Signal Mountain, Tennessee that the Mayor is authorized to sign a Conservation Easement pursuant to the Conservation Easement Act of 1981, Tenn. Code Ann. § 66-9-301 *et. seq.* with The Land Trust of Tennessee, Inc., for the purpose of forever conserving the conservation values of Twelve (12) tracts of land owned by the Town which are listed in the attached Conservation Easement consisting of approximately three hundred forty two (342) acres, more or less.



Bill Lusk, Mayor



Recorder

10/13/14

Date

10-13-14

Date