



## MEMORANDUM

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July 2, 2012

TO: Board of Mayor and Aldermen

FROM: Eric Stuckey, City Administrator  
Vernon Gerth, Assistant City Administrator for Community and Economic Development  
Catherine Powers, Planning and Sustainability Director  
Jonathan Langley, Long-Range Planning Supervisor

SUBJECT: Resolution 2012-34, a resolution adopting a Plan of Services for the annexation of certain areas (1973 Hew Highway 96 West (Animalia)) by the City of Franklin, Tennessee

### **Purpose**

The purpose of this memorandum is to provide the Board of Mayor and Aldermen (BOMA) with information regarding a resolution adopting a Plan of Services for the annexation of certain areas (1973 Hew Highway 96 West (Animalia)) by the City of Franklin, Tennessee.

### **Background**

This ordinance was favorably recommended to the BOMA by a unanimous vote (7-0) at the June 28, 2012, FMPC Meeting.

At the January 26, 2010, BOMA meeting, the BOMA voted to allow extension of sanitary sewer service to the property located at 1973 New Highway 96 West (formerly 3105 Boyd Mill Pike) with the condition that the City would begin the annexation process on January 22, 2012. At current, the property contains a veterinary facility (Animalia) and a cemetery (Reeves Cemetery).

Resolution 2012-34 provides a Plan of Services for the property pursuant to state law. The FMPC must report the Plan of Services to the BOMA within 90 days. Once the FMPC reports on the Plan of Services, a Public Hearing will be held at the BOMA as well as consideration of Resolution 2012-34 (only one reading is required).

### **Financial Impact**

Not applicable to this item.

### **Options**

Not applicable to this item.

### **Recommendation**

Approval of Resolution 2012-34 is recommended.

**RESOLUTION 2012-34**

**A RESOLUTION ADOPTING A PLAN OF SERVICES FOR THE ANNEXATION OF CERTAIN AREAS (1973 NEW HWY 96 W (ANIMALIA)) BY THE CITY OF FRANKLIN, TENNESSEE.**

**WHEREAS**, *Tennessee Code Annotated* (TCA) Section 6-51-102 requires that a plan of services be adopted by the municipal governing body prior to passage of an annexation ordinance; and

**WHEREAS**, the area proposed for annexation to the City is within the City's Urban Growth Boundary, as required by law, and is described as follows:

**1973 NEW HWY 96W (ANIMALIA)**

Approximately 7.23 acres located along the south side of New Highway 96 West, 220 feet west of Westhaven Boulevard; area as depicted in Exhibit "A" of this Resolution.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF FRANKLIN, TENNESSEE, HEREINAFTER TO BE REFERRED TO AS THE CITY, AS FOLLOWS:**

**Section 1.** Pursuant to the provisions of T.C.A. Section 6-51-102, there is hereby adopted, for the area bounded as described above, the following Plan of Services:

- A. Police
  - Patrol, response to calls, and other routine police services, using present personnel and equipment, will be provided on the effective date of annexation.
  
- B. Fire Services
  - 1. Fire protection by the present personnel and equipment of the fire department, within the limitations of available water and distances from fire stations, will be provided on the effective date of annexation.
  - 2. The annexation area will be within the Fire Station No. 1 response area.
  
- C. Water
  - 1. The area lies within the H.B. & T.S. Utility District service area.
  - 2. The private utility district will provide water at current district rates, from existing private lines, on the effective date of annexation, and thereafter from new lines as deemed necessary under their district policies and procedures.
  
- D. Wastewater
  - 1. Sanitary sewer service is currently provided to the property via the City of Franklin sanitary sewer collection system and water reclamation facility. The service connection for this property is located on Cheltenham Avenue approximately 285 north northeast of the intersection of Cheltenham Avenue and State Boulevard.
  - 2. The annexation area lies within the West Basin.

- E. Refuse Collection  
The same regular refuse collection service now provided within the city will be available to the annexed area within 30 days of annexation.
- F. Streets  
Approximately 547 linear feet of New Highway 96 West right-of-way is included with this annexation.
- G. Building and Neighborhood Services  
Building and codes inspection services now conducted by the City will begin in the annexed area on the effective date of annexation.
- H. Planning and Zoning  
City planning jurisdiction and zoning regulation will extend to the annexed area on the effective date of annexation and will thereafter encompass the entirety of the annexed area.
- I. Recreation  
The prevailing standards and policies in the existing city will be applied in expanding the recreational and program facilities in the enlarged city.
- J. Stormwater
  1. New development within the annexation area shall comply with City regulations, including submission and adherence to a Stormwater Management Plan. Development shall provide detention of stormwater runoff such that post-development runoff will not exceed pre-development runoff. Development will be required to minimize the impact to stormwater quality by applying structural and/or nonstructural management practices selected to address site-specific conditions both during and post-development.
  2. Once a property has been annexed, it will be billed a Stormwater Utility Fee as set forth in FMC Title 16 Chapter 8.
- K. Miscellaneous  
Further information may be found on the City of Franklin website at [www.franklintn.gov/planning](http://www.franklintn.gov/planning).

**Section 2.** The resolution shall become effective from and after its adoption.

**ADOPTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2012.**

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**ERIC S. STUCKEY, CITY ADMINISTRATOR**

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**DR. KEN MOORE, MAYOR**

RESOLUTION 2012-34  
 PLAN OF SERVICE ANIMALIA/NEW HWY 96 W AREA  
 7.23 ACRES  
 FMPC 6/28/12  
 "EXHIBIT A"

064--02201

New Hwy 96 W

064--02201

Boyd Mill Pk

064--02600

064--02700

064--02301

064O-G00300 064O-G00400

064O-G00200

064O-G00100

064--02601

064O-B00100

064--02321

064O-J01000 064O-J01200




064O-J00800 064O-J00900

064O-C00500

064O-C00300

064O-C00400

**Legend**

-  Parcels
-  Animalia/New Hwy 96W
-  Franklin City Limits

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1 inch = 128 feet

064O-A04900 064O-A05000 064O-A05100 064O-A05200 064O-B00100 064O-B02700 064O-B02600 064O-B00100 064O-B00209 064O-B00203