



RESOLUTION 23-287

A RESOLUTION FOR ANNEXATION BY OWNER CONSENT FOR TERRITORY ALONG COLEMAN AND MCCONNELL ROADS AND TO INCORPORATE THE SAME WITHIN THE BOUNDARIES OF THE TOWN OF CORNERSVILLE

WHEREAS, the Town of Cornersville, having been petitioned by interested persons, proposes the extension of its corporate limits by the annexation of certain territory into the town limits to wit:

Property currently owned by Brenda Hasting, 44.18 acres more or less, parcel 091 064.00 on Coleman Rd,

Property currently owned by Jeffery Scott Garner:

2005 Coleman Rd., lot 6, Coleman Acres, parcel 99D A 006.00

2007 Coleman Rd, lot 7, Coleman Acres, parcel 99D A 007.00

2705 McConnell Rd., lot 9, Coleman Acres, parcel 99D A 009.00

2713 McConnell Rd., lot 11, Coleman Acres, parcel 99D A 011.00

2721 McConnell Rd., lot 13, Coleman Acres, parcel 099D A 013.00

2733 McConnell Rd., lot 16, Coleman Acres, parcel 099D A 016.00,

Property currently owned by Kevin Walker:

2043 Coleman Rd., lot 1, Coleman Acres, parcel 99D A 001.00

2009 Coleman Rd, lot 8, Coleman Acres, parcel 99D A 008.00

2709 McConnell Rd., lot 10, Coleman Acres, parcel 99D A 010.00

2717 McConnell Rd., lot 12, Coleman Acres, parcel 99D A 012.00

2725 McConnell Rd., lot 14, Coleman Acres, parcel 099D A 014.00

2729 McConnell Rd., lot 15, Coleman Acres, parcel 099D A 015.00,

Property currently owned by Cameron Coble, 34.6 acres, more or less, parcel 099 010.00. A portion of this parcel, 9.6 acres, more or less, has an address of 611 S. Main, and is currently within the corporate limits of the Town of Cornersville. Cameron Coble has requested annexation of the remaining 25 acres, more or less, into the corporate limits of the Town of Cornersville;

WHEREAS, Brenda Hasting, owner of 110.10 acres, more or less, with address of 2840 McConnell Rd., parcel 99 006.00, previously petitioned the Town of Cornersville to annex this parcel. The property sold before this resolution was approved, and the new owner withdraws permission to annex the parcel. Therefore, 2840 McConnell Rd, parcel 99 006.00 is not annexed;

WHEREAS, the following properties were not requested for annexation and remain outside of the corporate limits of the Town of Cornersville:

2037 Coleman Rd., lot 2, Coleman Acres, parcel 99D A 002.00

2033 Coleman Rd., lot 3, Coleman Acres, parcel 99D A 003.00

2027 Coleman Rd., lot 4, Coleman Acres, parcel 99D A 004.00

2023 Coleman Rd., lot 5, Coleman Acres, parcel 99D A 005.00

WHEREAS, the owners of all property within the territory proposed for annexation have given their written consent so that a referendum is not required;

WHEREAS, a copy of this resolution, describing the territory proposed for annexation, was promptly sent by the Town of Cornersville to the last known address listed in the office of the property assessor for each property owner of record within the territory proposed for annexation. Such resolution being sent by first class mail and mailed on December 8, 2022, which was more than fourteen (14) calendar days prior to the scheduled date of the hearing on the proposed annexation by owner consent on January 5th, 2023;

WHEREAS, this resolution was also published by posting copies of it in at least three (3) public places in the territory proposed for annexation, and in a like number of public places in the Town of Cornersville, and by publishing notice of the resolution at or about the same time in the Marshall County Tribune, a newspaper of general circulation in such territory and the Town of Cornersville;

WHEREAS, a plan of services for the area proposed for annexation is attached as Exhibit A hereto, which plan of services addresses the same services and timing of services as required in Tennessee Code Annotated § 6-51-102;

WHEREAS, the proposed annexation and plan of services were submitted to the Cornersville Planning Commission for study, and it has recommended the same;

WHEREAS, the scope of annexation was reduced by 110 acres, more or less, for property owned by Brenda Hasting as noted above. The plan of services approved by the Cornersville Planning Commission is revised to eliminate the Town of Cornersville providing road maintenance of McConnell Road to Cunningham Road, approximately 2,035 linear feet. As revised, the plan of services reflects that the Town of Cornersville will maintain McConnell Road approximately 900 linear feet from the intersection of Coleman and McConnell Roads south to Cameron Coble's northerly property line on parcel 099 010.00.

WHEREAS, the Town is annexing the roadway of Coleman Road west from 305 Coleman Road, beginning at the existing town limits and ending at the intersection of Coleman Road and McConnell Road with address of 2043 Coleman Rd, which is approximately 1,080 linear feet.

WHEREAS, the Town is annexing the roadway of McConnell Road from the intersection of Coleman Road and McConnell Road with address of 2043 Coleman Road, south to Cameron Coble's northerly property line on parcel 099 010.00, approximately 900 linear feet.

WHEREAS, notice of the time, place and purpose of a public hearing on the proposed annexation and the plan of services was published in a newspaper of general circulation in the Town of Cornersville not less than fifteen (15) days before the hearing, which notice included the locations of a minimum of three (3) copies of the plan of services for public inspection during all business hours from the date of notice until the public hearing;

WHEREAS, a public hearing on the proposed annexation and plan of services was held by the Cornersville Planning Commission on December 27, 2022.

WHEREAS, a public hearing on the proposed annexation and plan of services was held by the Cornersville Board of Mayor and Aldermen on January 5, 2023.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF MAYOR AND ALDERMEN OF THE TOWN OF CORNERSVILLE, TENNESSEE AS FOLLOWS:

SECTION 1. That the above-named territory is hereby annexed and incorporated into boundaries of the Town of Cornersville effective immediately upon its passage the public welfare requiring it.

SECTION 2. That the plan of services for this territory which is attached as Exhibit A hereto is approved and the same is hereby adopted.

SECTION 3. That citizens in this territory shall be eligible to vote in all Town of Cornersville elections consistent with the Town Charter.

SECTION 4. The Town Recorder shall cause a copy of this resolution, as well as the adopted plan of services, to be forwarded to the Mayor of Marshall County.

SECTION 5. The annexed parcels are assigned R-1 zoning.

SECTION 6. That a copy of this resolution shall be recorded with the Marshall County Register of Deeds, and a copy shall also be sent to the Tennessee Comptroller of the Treasury and the Marshall County Assessor of Property, following certification by the election commission that the annexation was approved.

SECTION 7. That a copy of this resolution, as well as the portion of the plan of services related to emergency services and a detailed map of the annexed area, shall be sent to any affected emergency communication district, following certification by the election commission that the annexation was approved.

SECTION 8. That a revised map of the voting precincts shall be sent to the office of local government and to the office of management information services for the Tennessee General Assembly, following certification by the election commission that the annexation was approved.

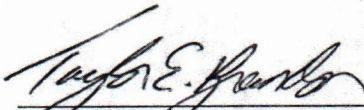
SECTION 9. That the Tennessee Department of Revenue shall be notified, for the purpose of tax administration, that the annexation took place.

SECTION 10. If any section, clause, provision or portion of this Ordinance is for any reason declared invalid or unconstitutional by any Court of competent jurisdiction, such holding shall not affect any other section, clause, provision or portion of this Ordinance that is not itself invalid or unconstitutional.

Passed this 5th day of January, 2023

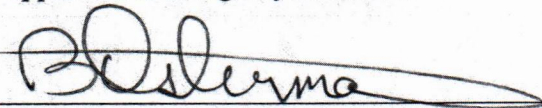


John Luna, Mayor



Taylor Brandon, Town Recorder

Approved as to legality and form:



Billy Ostermann, Town Attorney

Exhibit A

Town of Cornersville, Tennessee

Plan of Services of Annexation

Parcel List:

Brenda Hasting, owner of 44.18 acres, more or less, parcel 091 064.00 on Coleman Rd, and, 110.10 acres, more or less, with address of 2840 McConnell Rd., parcel 99 006.00.,

Jeffery Scott Garner parcels:

2005 Coleman Rd., lot 6, Coleman Acres, parcel 99D A 006.00
2007 Coleman Rd, lot 7, Coleman Acres, parcel 99D A 007.00
2705 McConnell Rd., lot 9, Coleman Acres, parcel 99D A 009.00
2713 McConnell Rd., lot 11, Coleman Acres, parcel 99D A 011.00
2721 McConnell Rd., lot 13, Coleman Acres, parcel 099D A 013.00
2733 McConnell Rd., lot 16, Coleman Acres, parcel 099D A 016.00;

Kevin Walker parcels:

2043 Coleman Rd., lot 1, Coleman Acres, parcel 99D A 001.00
2009 Coleman Rd, lot 8, Coleman Acres, parcel 99D A 008.00
2709 McConnell Rd., lot 10, Coleman Acres, parcel 99D A 010.00
2717 McConnell Rd., lot 12, Coleman Acres, parcel 99D A 012.00
2725 McConnell Rd., lot 14, Coleman Acres, parcel 099D A 014.00
2729 McConnell Rd., lot 15, Coleman Acres, parcel 099D A 015.00;

Cameron Coble, owns 36 acres, more or less, parcel 099 010.00. A portion of this parcel, 11.00 acres, has an address of 611 S. Main, and is currently within the corporate limits of the Town of Cornersville. The remaining 25 acres, more or less, is annexed into the corporate limits of the Town of Cornersville.

- A. **Police Protection.** The Town of Cornersville will not incur additional cost to provide police protection to the area.
- B. **Fire Protection.** The Cornersville Volunteer Fire Department currently provides, and will continue to provide following annexation, fire protection and related services, in accordance with its policies and standards, as revised from time to time. Fire hydrants are currently installed on Coleman Rd. Two fire hydrants will be installed along McConnell Rd.
- C. **Water Service.** A six-inch water line will be installed from Coleman Rd. south along McConnell Rd. for approximately 1,000 linear feet. Once installed and accepted, the Lewisburg Water and Wastewater Department will provide water services, in accordance with its policies and standards, to the property.
- D. **Sanitary Sewer Service.** Sanitary sewer service will not be available, or installed, in the annexed area. The properties will utilize private septic tanks.

- E. Electric Service.** Duck River Electric Cooperative currently has available and will provide, electric services, in accordance with its policies and standards, to the properties.
- F. Solid waste collection.** The Town of Cornersville has contracted for solid waste collection. Collection will be available to the annexed properties.
- G. Road and street construction and repair.** The area proposed for annexation fronts Coleman Rd. and McConnell Rd. The Town of Cornersville will maintain Coleman Rd from 305 Coleman Rd, beginning at the existing Town limit roadway and ending at the intersection of McConnell Rd. Further, the Town of Cornersville will maintain McConnell Rd from the intersection of Coleman Rd and McConnell Rd at 2043 Coleman Rd. south to Cameron Coble's parcel, 099 010.00.
- The Town of Cornersville will not maintain Coleman Rd farther west than the intersection of Coleman and McConnell Rds. Additionally, the Town will not maintain McConnell Rd farther south than Cameron Coble's property parcel, 099 010.00. The areas farther west than the intersection of Coleman and McConnell Roads or farther south from Cameron Coble's property on McConnell Rd. are currently, and will continue to be, maintained by Marshall County. The Town of Cornersville will not incur the expense of new road construction in the annexed area. This expense, if any, will be covered by developers.
- H. Recreation facilities and programs.** The Town of Cornersville currently does not provide recreation services. Recreation services are provided by Marshall County.
- I. Street Lighting.** Street lighting will be installed according to the policies and procedures of the Town of Cornersville.
- J. Zoning services.** The Town of Cornersville will provide planning, zoning, and code compliance services in accordance with town policies and standards, as revised from time to time, to the annexed area upon the effective date of annexation.