

ORDINANCE NO. 2024-29

AN ORDINANCE TO ANNEX INTO THE CORPORATE BOUNDARIES OF THE CITY OF MT. JULIET THE PORTION OF ROADWAY AND RIGHT OF WAY LOCATED AT BENDERS FERRY ROAD ALONG THE FRONTAGE OF 87 BENDERS FERRY ROAD & FROM 273 BENDERS FERRY ROAD TO THE NORTHERN PROPERTY CORNER OF 479 BENDERS FERRY ROAD, IN WILSON COUNTY, TENNESSEE, AND LOCATED WITHIN THE CITY’S URBAN GROWTH BOUNDARY.

WHEREAS, the City of Mt. Juliet Regional Planning Commission considered this request during their meeting of May 16, 2024, and forwarded a positive recommendation (Vote 8-0-0) for approval to the Board of Commissioners; and

WHEREAS, a public hearing before the City Commission of the City of Mt. Juliet was held on July 8, 2024 and notice thereof published in the Chronicle of Mt. Juliet on _____; and

WHEREAS, the City of Mt. Juliet Board of Commissioners desires to annex the subject property into the corporate boundaries of the City of Mt. Juliet; and

WHEREAS, the property described herein is entirely within the Mt. Juliet Urban Growth Boundary; and

WHEREAS, a Plan of Services for this area was adopted by resolution of Board of Commissioners as required by Tennessee Code Annotated § 6-51-102; and

WHEREAS, it is in the best interests of the residents and property owners of the City of Mt. Juliet, Tennessee to include the property described herein within corporate boundaries of the City of Mt. Juliet.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF MT. JULIET, TENNESSEE, WHILE IN REGULAR SESSION ON July 8, 2024, as follows:

SECTION 1. – ANNEXATION. The property described herein below and as shown and further described on Exhibit B attached hereto, is hereby annexed into the City of Mt. Juliet. The annexed land will be subject to the provisions and requirements of Ordinance 2001-29 as amended (Mt. Juliet Zoning Ordinance) and all other applicable ordinances, rules and regulations of the City of Mt. Juliet.

LEGAL DESCRIPTION – The subject item is the proposed annexation of roadway and associative right-of-way on Benders Ferry Road along the frontage of 87 Benders Ferry Road (approximately 256ft from the northern property line of 61 Benders Ferry Road) & from 273

Benders Ferry Road to the northern property corner of 479 Benders Ferry Road (approximately 3,652ft going north).

SECTION 2. – PLANNING COMMISSION RECOMMENDATION – This matter was considered by the Planning Commission and received a positive recommendation with a vote of (8-0-0) in a regular meeting to be held on May 16, 2024.

SECTION 3. – PUBLIC HEARING – The annexation was the subject of a public hearing held on July 8, 2024 at 6:15 p.m.

BE IT FURTHER ORDAINED

In case of conflict between this ordinance or any part hereof, and the whole part of any existing ordinance of the City, the conflicting ordinance is repealed to the extent of the conflict but no further. If any section, clause, or provision or portion of this ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, or provision or portion of this ordinance.

This ordinance shall take effect on the earliest date allowed by law.

PASSED: 7/8/24

James Maness, Mayor

FIRST READING: 6/10/24

SECOND READING: 7/8/24

ATTEST:

Sheila S. Lockett, MMC
City Recorder

Kenny Martin, City Manager

APPROVED AS TO FORM:

L. Gino Marchetti, Jr.
City Attorney