

MINUTES OF THE
STORM WATER APPEALS BOARD (SWAB)
MEETING OF MARCH 27, 2019

1. **OPENING** – The Storm Water Appeals Board (SWAB) met in session on Wednesday, March 27, 2019 at 8:30 a.m. in the Auditorium of the Williamson County Administrative Complex. Chairman Dorie Bolze called the meeting to order. A quorum was present. Attendees were:

- 1.1 **Board Members**

- Dorie Bolze, Environmental Representative, Chairman
 - John Kinnie, Agricultural Representative, Vice-Chairman
 - Brad Hoot, Community Representative, Secretary
 - Betsy Hester, County Commission Representative
 - Rob Adams, Jr., Building Representative

- 1.2 **Staff**

- Michael Scott, Storm Water Quality Coordinator
 - Floyd Heflin, County Engineer
 - Kristi Ransom, County Attorney
 - Debbie Smith, Engineering Administrative Assistant

2. **APPROVAL OF MINUTES** – Dorie Bolze opened the floor for comments on the December 19, 2018 minutes. Betsy Hester made a motion to approve; seconded by Rob Adams. The motion was unanimously approved.

3. **03-27-19-02 – Waiver by the City of Franklin**

- 3.1 **Introduction by Staff** - Mr. Scott reviewed the report for the record.

- 3.2 **Applicant** – Paul Holzen, Engineering Director for the City of Franklin stated this project was presented by Williamson County Board of Education as a partnership to extend gravity sewer to the new School on Henpeck Lane. They have looked at other directions to install the sewer, however, due to topography limitations; the best suitable location is along Five Mile Creek. Mr. Holzen added they have been working with the Williamson County Department of Sewage Disposal Management in order to avoid the current septic systems in the areas of the proposed installation.

- 3.3 **Public Hearing** – Dan Ekerly, Ellington Park HOA President, presented a petition from the home owners of Ellington Park stating they are against the proposed installation of this sewer line along with WNA. He stated the wildlife in the area would be displaced. Mr. Ekerly also noted that growth follows sewer lines and the residents of the area are against any new growth. He finished by saying he and the neighbors are in support of the school, however he feels that there are other options and places to install the sewer line.

Brenda Pelletier stated when this was presented to the HOA Board; it was presented that the proposed placement was the only location and now she feels that was not correct.

Dorinda Gibson stated she had accepted the offer from the City and would gladly repay it if they could move the location of the line.

John Patton stated he is the one home owner that has not agreed with the offer from the City. He stated he wants to see this installed in another location.

Mark Mize stated he wanted to discuss some of the downfalls that will happen downstream if this waiver is allowed. He stated three main reasons he felt this sewer line extension left the future development open ended. He stated the WNA would lose the existing shade and would have an effect on the wildlife in the area.

3.4 Board Discussion – Rob Adams asked if the property owners would have access to a sewer connection. Mr. Holzen stated they are installing the connection to these property owners, however, if the septic systems are not disturbed, the connection would be left for the homeowner to connect at their discretion. If the septic systems were damaged, the properties would be connected to the sewer at no charge.

Brad Hoot asked how long it would take for the areas to be re-established. Mr. Holzen stated there are conditions written into the contract, so that the contractor cannot continue to the next section until the areas have been completed.

John Kinnie asked if this would be accessible to people as a walking trail. Mr. Holzen stated it was a utility easement only.

Dorie Bolze asked what would be placed back in this easement. Mr. Holzen stated that most property owners wanted to be paid for the removal of trees and did not want the trees replanted. He added that within the easement, they would not like to see trees or landscaping replanted because in the in case of future maintenance, it would only be dug up again.

Betsy Hester asked about an area at Ellington Drive and Beechlawn that is landscaped in a park like setting and wanted to know if it could be returned to the original state. Mr. Holzen stated if the area was privately owned, then the property owner was paid fair market value for any improvements in landscaping that has to be removed.

Rob Adams asked about the settlements between property owners. Mr. Holzen stated 21 out of the 22 have been settled.

Davis Lamb wanted to clarify the waiver. This request is only for the encroachments as submitted. Dorie Bolze indicated that is correct. Davis stated he wanted to focus his attention on the two areas of encroachment. Davis Lamb asked if the waiver were not granted would the sewer line still be able to be installed. Mr. Holzen stated that one of the waivers was to avoid the driveway area, the property owner asked that the location be placed so that in the future, if this line had to be served it would not affect his access to his driveway and garage. Mr. Holzen added that the encroachment could be avoided but would delay the project.

Mr. Holzen stated the second waiver is due to the unknown location of the existing septic fields and trying to avoid any possible unforeseen issues with those line locations.

Rob Adams stated that regardless of this approval the City would still be moving forward this installation.

3.5 Board Action – John Kinnie moved to approve the waiver of these two locations as submitted, seconded by Davis Lamb. Motion was unanimously approved.

4. 03-27-19-03 – Waiver by Joey Wilson for 4332 & 4436 Peytonsville-Trinity Road.

4.1 Presentation by Staff – Mr. Scott reviewed the report for the record.

4.2 Applicant – Joey Wilson, Wilson and Associates stated they have hired a consultant to determine the status of the WNA. They are asking for a waiver to encroach up to 20 feet into the WNA to allow an access road around the pond. Mr. Wilson stated the owners are intending on an extensive landscaping installation along the WNA.

4.3 Public Hearing – No public comments.

4.4 Board Discussion – Dorie Bolze asked if the owner has thought of removing the pond. Mr. Wilson stated the owner wished to keep it for aesthetics, but originally it was for watering purposes for cattle, and wasn't sure if the new owners intend to have animals in the future.

Dorie Bolze asked why they are asking for a waiver prior to waiting for TDEC classification. Mr. Wilson stated the third party did not submit the information to TDEC and the applicant is ready to get started on this project.

The Board took a moment to watch the video provided by the applicant which shows the path of the access road.

The Board discussed how to tie the landscaping can be tied to the project to make sure it's installed. Mr. Scott stated that prior to issuance of any permits being issued on the lots, the landscaping would be required.

4.5 Board Action – Davis Lamb made a motion to accept an encroachment no closer than 30 feet from the top of the bank on lots 1 and 2, and require a note on the plat requiring native vegetation and understory trees be installed prior to building permits being issued for lots 1 and 2, seconded by Betsy Hester. Motion was unanimously approved.

5. 03-27-19-04 – Election of Officers

Brad Hoot moved to elect Dorie Bolze as Chairman, seconded by Davis Lamb, motion was unanimously approved.

Davis Lamb moved to elect John Kinnie as Vice-Chairman, seconded by Rob Adams, motion was unanimously approved.

Davis Lamb moved to elect Brad Hoot as Secretary, seconded by Rob Adams, motion was unanimously approved.

ADJOURNMENT - There being no further business, Brad Hoot moved for adjournment, seconded by Davis Lamb. The motion was unanimously approved.

Chairman

Date