



July 22, 2024

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# Public Acts of 1971 Chapter 366

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Sincerely,

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# Public Acts of 1971 Chapter 366

**COMPILER'S NOTE:** The provisions of this public act are not found in Tennessee Code Annotated but have special effect concerning only Shelby County. Public Acts of 1981, Chapter 475, amended various Sections of the State Code so that it would be legal in Shelby County, population identified, to sell wine and alcoholic beverages in Urban Park Centers, in the county and in the cities, as the Centers are legally defined in the Act. Employees are forbidden to profit from the sale of the same beyond the amount of their salary.

WHEREAS, it is desirable and incumbent upon the State and Local Governments to join together in solving problems of mutual concern and benefit, especially with regard to water resources development; and WHEREAS, there has been prepared for the Nonconnah Creek Basin a surface water management plan embracing flood control, erosion and sediment pollution abatement, improvement of water quality, contributing to water oriented recreation in the most populated section of Tennessee, enhancing the economic land use capabilities of several counties in Tennessee and Mississippi; and WHEREAS, the preparation of such plan was sponsored and funded jointly by local-state and federal interests, it being desirable that the management and wise utilization of water resources involved cooperative action by all levels of government; and WHEREAS, The reservoir site No. 3 in the Nonconnah Creek Basin plan is quite well adapted to the establishment of recreation water storage of approximately 1900 acres with flood storage and additional park lands adding approximately 2100 acres; and WHEREAS, The Quarterly County Court of Shelby County and the Memphis City Council have each approved capital improvement funds in the amount of three hundred seventy five thousand dollars (\$375,000.00) per annum for the Nonconnah Creek Plan to extend over a period of five years.

**SECTION 1.** The Commissioner of Conservation is authorized and directed to negotiate with the Shelby County Conservation Board relative to the establishment of a state park and lake in Shelby County, more particularly described as No. 3 reservoir in the Nonconnah Creek Basin Plan.

**SECTION 2.** The Commissioner of Conservation shall, on behalf of the Shelby County Conservation Board, secure an interstate contract with the Sovereign State of Mississippi relating to the control of: soil erosion, sediment transport, water quality, and flood control in the Nonconnah Basis [sic] upstream from No. 3 reservoir and in Mississippi.

**SECTION 3.** The Conservation Commission shall sponsor the No. 3 reservoir on Nonconnah Creek in Shelby County, as a state park, and shall require financial contributions from local interests including Shelby County and the City of Memphis. The contributions shall total not less than 25% of the total cost of acquisition of lands needed and development costs of No. 3 reservoir and park.

**SECTION 4.** The Commissioner of Conservation shall secure the financial assistance of such federal agencies as: United States Department of Agriculture (Public Law 566, United States Department of the Interior, BOR, United States Department of Housing and Urban Development (open space), United States Army (Corps of Engineers). This being a unique manner of approach to joint urban and rural planning and development, it is possible that this multipurpose development may justify a demonstration status.

**SECTION 5.** There is appropriated seven hundred fifty thousand dollars (\$750,000.00) for fiscal year 1972 said funds to come from general obligation bonds for general improvement.

**SECTION 6.** That this Act shall take effect upon becoming a law, the public welfare requiring it.

Passed: May 20, 1971.

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