

**KNOXVILLE/KNOX COUNTY METROPOLITAN PLANNING COMMISSION
 CITY OF KNOXVILLE CLOSURE OF PUBLIC RIGHT-OF-WAY**

▶ **FILE #:** 3-B-06-SC

AGENDA ITEM #: 6.1

AGENDA DATE: 3/9/2006

▶ **APPLICANT:** CITY OF KNOXVILLE

TAX ID NUMBER: 94 L F 034
 JURISDICTION: Council District 6
 SECTOR PLAN: Central City
 GROWTH POLICY PLAN: Urban Growth Area (Inside City Limits)
 ZONING: C-2 (Central Business District)

▶ **RIGHT-OF-WAY TO BE CLOSED:** Union Ave

▶ **LOCATION:** Between East right-of-way of Walnut street (Closing a strip approximately 20" wide along the north side of Union Av) and West right-of-way of unnamed alley at the southeastern corner of parcel 034

IS STREET:

(1) IN USE?: Yes

(2) IMPROVED (paved)?: Yes

▶ **APPLICANT'S REASON FOR CLOSURE:** Building encroachment into existing right-of-way

DEPARTMENT-UTILITY REPORTS: No objections received as of 3/3/06; subject to any required easements.

STAFF RECOMMENDATION:

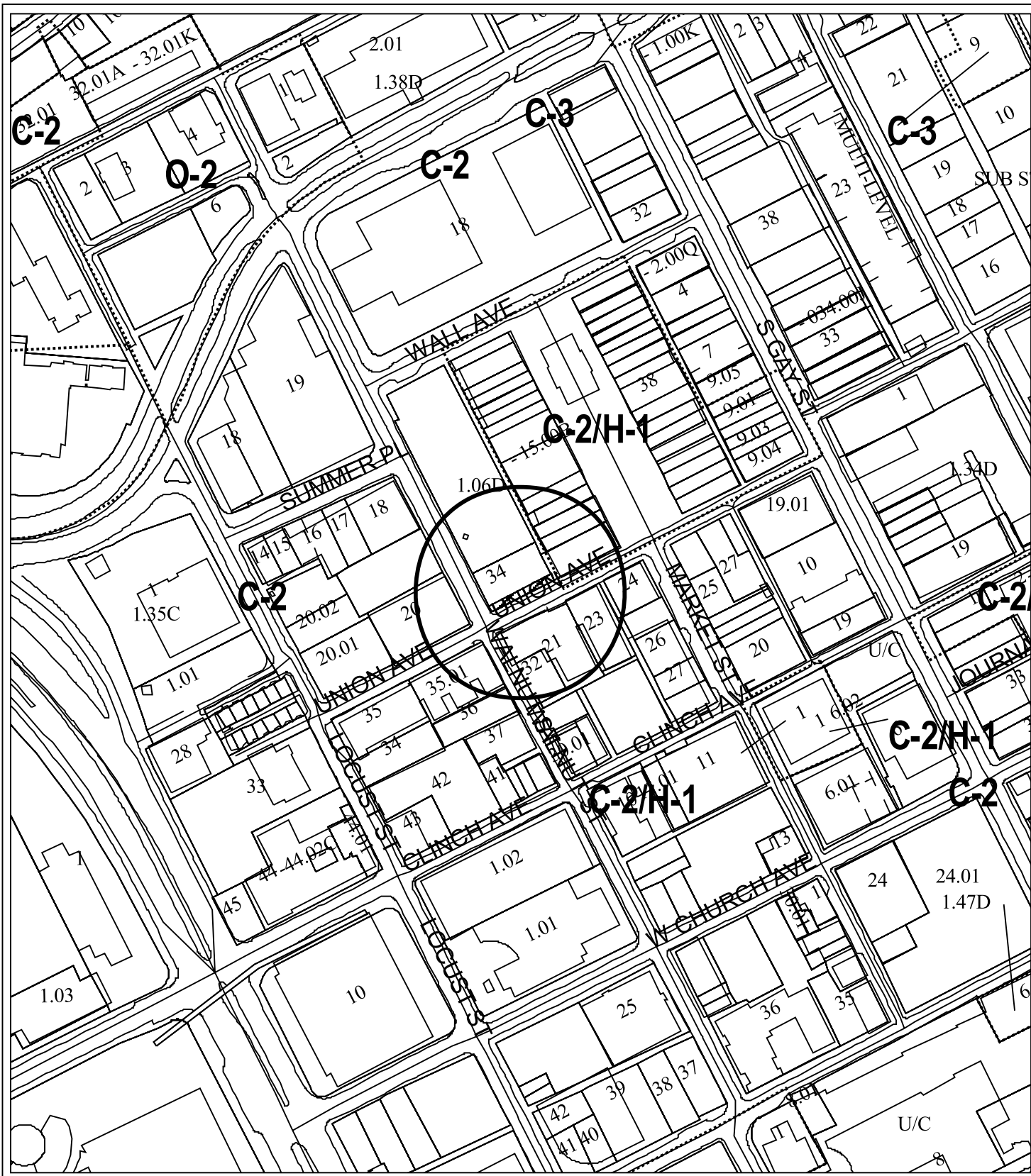
▶ **APPROVE** the closure, subject to any required easements and recording of a plat combining adjoining parcels into one lot.

This right-of-way will be incorporated into the adjoining property as part of the ongoing redevelopment project

COMMENTS:

The property will need to be combined into one parcel to eliminate the current building encroachment into the right-of-way.

If approved, this item will be forwarded to Knoxville City Council for action on 4/11/2006 and 4/25/2006. If denied, MPC's action is final, unless the action to deny is appealed to Knoxville City Council. The date of the appeal hearing will depend on when the appeal application is filed. Appellants have 15 days to appeal an MPC decision in the City.



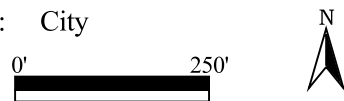
**3-B-06-SC
CLOSURE OF PUBLIC RIGHT OF WAY**

Petitioner: City of Knoxville

Map No: 94

Jurisdiction: City

Name of Street or Alley: Union Ave
 To be closed from: E. R.O.W. , Walnut St. (Closing a strip approx. 20" wide along north side of Union Av)
 To be closed to : West R.O.W. of unnamed alley at the S.E. corner of parcel 034
 Original Print Date: 02/28/06 Revised:
 Metropolitan Planning Commission * City / County Building * Knoxville, TN 37902



MEMORANDUM

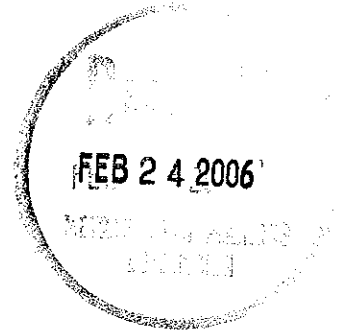
TO: Metropolitan Planning Commission
FROM: Buz Johnson
DATE: February 28, 2006
SUBJECT: City of Knoxville street closure requests (files # 3-B-06-SC and # 3-C-06-SC)

At the request of the City of Knoxville, the subject applications to close portions of the rights-of-way of Walnut Street and Union Avenue were placed on the March 9, 2006, public hearing agenda. (See attached letter from William Lyons, Senior Director for Policy Development.) The staff received these requests after expiration of the twelve-day public notice period, as required by the *Administrative Rules and Procedures*. The City is asking that this rule be waived so that the applications can go forward in a timely manner. Consideration of these applications at the March meeting has now been advertised in the newspaper.

Each request will rectify a lot line issue as it relates to the completion of the new parking garage located west of Market Square and the adjoining rights-of-way of Walnut Street and Union Avenue. The staff recommends that you waive the 12-day notification rule for these two applications.

BELLSOUTH

BellSouth Telecommunications, Inc.
9733 Parkside Drive
Knoxville, TN 37922



February 21, 2006

TO: Metropolitan Planning Commission

FROM: Walter M. Primm
BellSouth
9733 Parkside Dr.
Knoxville, TN 37922

SUBJECT: STANLEY F. HAMILTON – Closure of Carl Street from Inskip Drive to deadend, approximately 235 feet. Council District 5, North City Sector – 3-A-06-SC

BellSouth has facilities in this area. The closing will be satisfactory as originally proposed with an easement to maintain and replace our plant as needed in the area in question.

Thank you,

A handwritten signature in black ink, appearing to read "Walter M. Primm".

Walter M. Primm

3-B-06-5C
3-C-06-5C

CITY OF KNOXVILLE

BILL HASLAM MAYOR

Policy Development

William Lyons
Senior Director

February 24, 2006

Mark Donaldson
Executive Director
Knoxville Knox County Metropolitan Planning Commission
4th Floor City County Building
Knoxville, TN 37901



6.1
6.2

Dear Mr. Donaldson,

I would like to request a waiver of the administrative rule requiring a twelve-day meeting agenda notice period for the item to be considered at the March 9, 2006 MPC meeting. The request is for an item dealing with a right of way closure of approximately 3 feet of Walnut Street and one foot of Union Avenue at the corner of Union and Walnut.

Thank you very much for your consideration

William Lyons
Senior Director