



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

▶ **FILE #:** 3-C-06-SC

AGENDA ITEM #: 6.2

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:** Walnut Street

▶ **LOCATION:** Between North right-of-way of Union Av. (Closing a strip approximately 30" wide along the east side of Walnut St.) and The northern boundary 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 3/3/2006; subject to any required easements.

STAFF RECOMMENDATION:

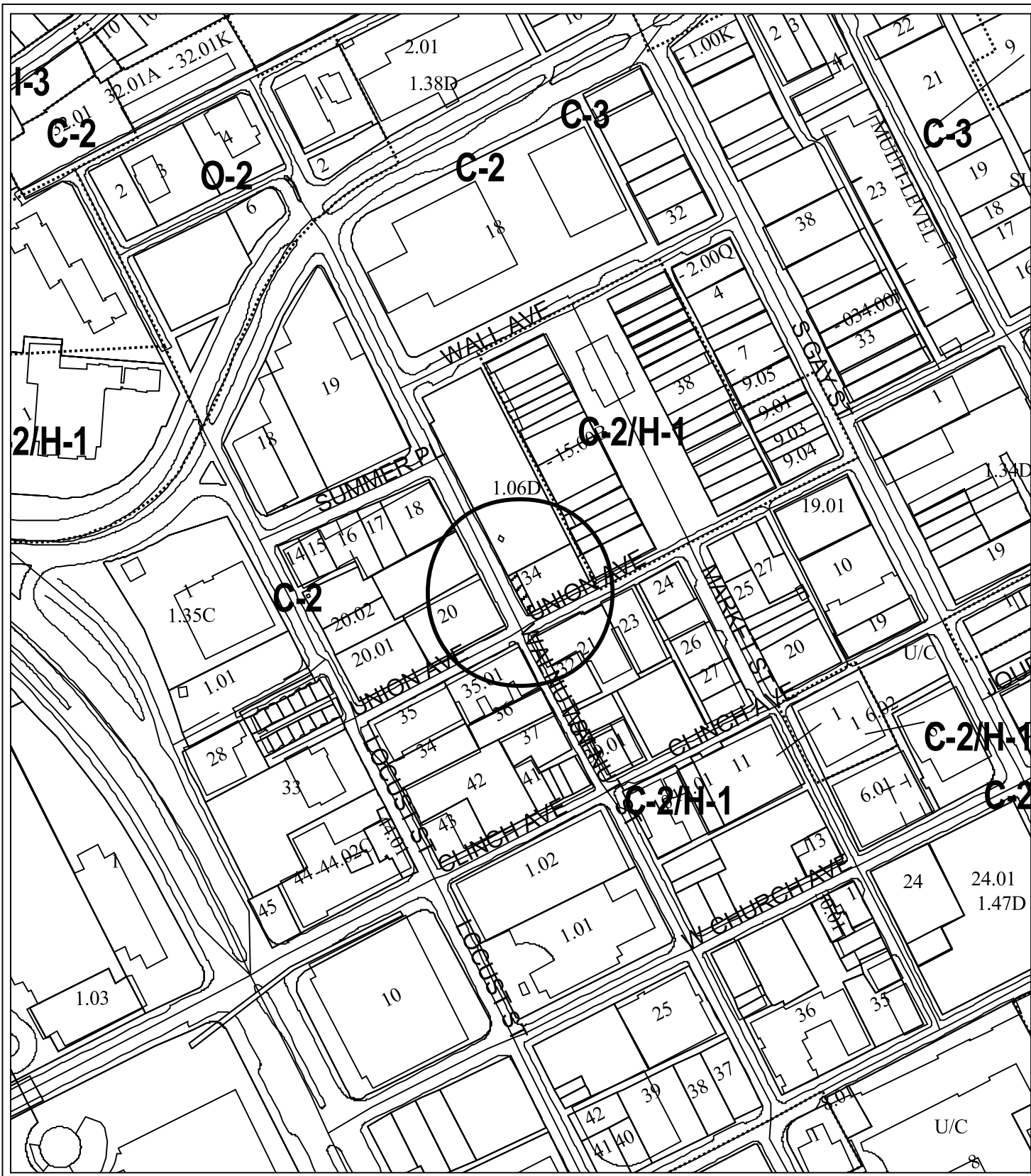
▶ **APPROVE the closure, subject to any required easements and recording of a plat combining adjoining parcels into one lot.**

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.

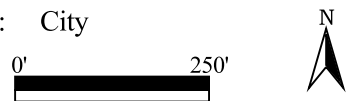
If approved, this item will be forwarded to Knoxville City Council for action on 4/11/2006 and 4/25/2006. If denied, MPC's action is final, unless the action to deny is appealed to Knoxville City Council. The date of the appeal hearing will depend on when the appeal application is filed. Appellants have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



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

Name of Street or Alley: Walnut Street
 To be closed from: North R.O.W. of Union Av. (Closing a strip approx. 30" wide along east side Walnut St.)
 To be closed to: The northern boundary parcel 034
 Original Print Date: 02/28/06 Revised:
 Metropolitan Planning Commission * City / County Building * Knoxville, TN 37902

Petitioner: City of Knoxville
 Map No: 94
 Jurisdiction: City



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.

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

CITY OF KNOXVILLE

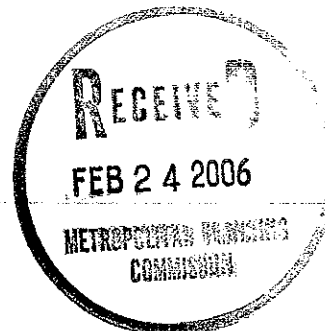
BILL HASLAM MAYOR

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

A handwritten signature in black ink, appearing to read "William Lyons".

William Lyons
Senior Director

