



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

▶ **FILE #:** 12-A-07-AC

AGENDA ITEM #: 9

AGENDA DATE: 12/13/2007

▶ **APPLICANT:** LONNIE JONES AND PATRICK FULTZ

TAX ID NUMBER: 94 I E 008-010
 JURISDICTION: Council District 3
 SECTOR PLAN: Central City
 GROWTH POLICY PLAN: Urban Growth Area (Inside City Limits)
 ZONING: I-4 (Heavy Industrial) & C-6 (General Commercial Park)
 WATERSHED: Third Creek

▶ **RIGHT-OF-WAY TO BE CLOSED:** Unnamed alley
 ▶ **LOCATION:** Between Middlebrook Pike and deadend

IS ALLEY:
 (1) IN USE?: No
 (2) IMPROVED (paved)?: No

▶ **APPLICANT'S REASON FOR CLOSURE:** To incorporate with adjoining property and use for parking.

DEPARTMENT-UTILITY REPORTS: No objections received as of 12/1/2007, if entire alley is closed; subject to any required easements.

STAFF RECOMMENDATION:

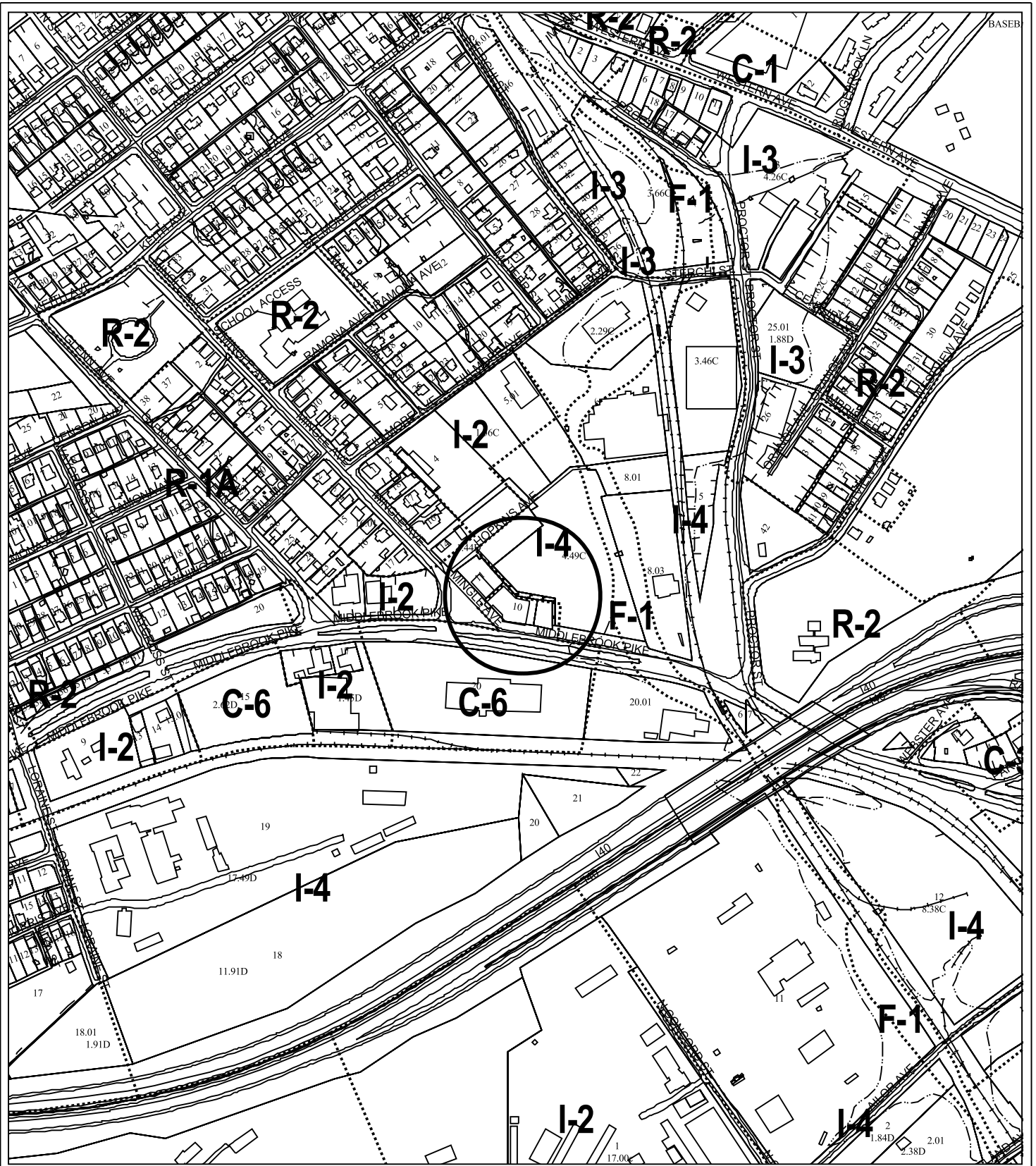
▶ **APPROVE the alley closure to its deadend**

This right-of-way is not open for public access presently, and is not needed for access to the adjoining property. The Engineering Department request that the entire alley section be closed. (See attached letter.) The applicant and other adjoining property owners have agreed and revised their request to seek the entire closure.

COMMENTS:

All the adjoining property owners are in agreement with this closure request.

If approved, this item will be forwarded to Knoxville City Council for action on 1/15/2008 and 1/29/2008. 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.



**12-A-07-AC
CLOSURE OF PUBLIC RIGHT OF WAY**

Petitioner: Lonnie Jones and Patrick Fultz

Map No: 94

Jurisdiction: City

Name of Street or Alley: Unnamed alley
 To be closed from: Middelbrook Pike
 To be closed to: Dead End

Original Print Date: 12/06/07 Revised:
 Metropolitan Planning Commission * City / County Building * Knoxville, TN 37902





November 29, 2007

Mr. Ken Pruitt, Principal Planner
Metropolitan Planning Commission
Suite 403, City County Building
Knoxville, Tennessee 37901



SUBJECT: Request to Close an Alley from Middlebrook Pike
MPC File # 12-A-07-AC / City Block 23680

Dear Mr. Pruitt:

This is a request to close a portion of an unnamed, unopened alley that runs north and west from the north right-of-way of Middlebrook Pike to Hopkins Avenue (now closed).

As requested, this closure would end at the northwest boundary of CLT Parcel 10 of Tax Map 94, Insert I, Group E. This would leave a small and isolated remnant of the alley from that point to Hopkins Avenue.

Therefore, City Engineering can support this request only if the entire alley is closed from Middlebrook Pike to Hopkins Avenue.

If you have any questions, please call. You can reach me at 215-2148.

Sincerely,

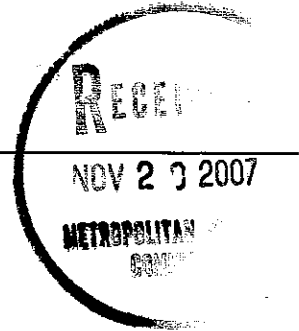
Floyd R. Smith, R.L.S., Technical Services Administrator

- C: Patrick Fultz, Applicant (fax only: 546-6789)
- Sharon Boyce, Senior Attorney, City Law Department
- David McGinley, P.E., Chief, Stormwater Section, Engineering Division
- Mark Geldmier, P.E., Chief, Traffic Engineering Section, Engineering Div.
- Tom Clabo, P.E., Chief, Civil Engineering Section, Engineering Division
- File

kp071129 cls alley 12-A-07-AC doc



Knoxville Utilities Board



November 19, 2007

Mr. Ken Pruitt
Knoxville-Knox County
Metropolitan Planning Commission
Suite 403, City-County Building
Knoxville, Tennessee 37902

Dear Mr. Pruitt:

Re: Right-of-Way Closure Requests 12-A-07-AC and 12-B-07-AC

We have reviewed our records and, as far as we have been able to determine, KUB has no existing utility facilities located within the subject right-of-way and we have no objection to the requested closure. However, KUB does not release and hereby retains all easements and rights for existing utility facilities, whether or not identified in our research.

If you have any questions regarding this matter, please call me at (865) 558-2291.

Sincerely,

Greg L. Patterson
Engineering

glp/ggt

cc: File—Engineering