



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

▶ **FILE #:** 1-A-07-AC

AGENDA ITEM #: 12

AGENDA DATE: 1/11/2007

▶ **APPLICANT:** BILL KENNY, JR.

TAX ID NUMBER: 81 N F 022-024
 JURISDICTION: Council District 4
 SECTOR PLAN: Central City
 GROWTH POLICY PLAN: Urban Growth Area (Inside City Limits)
 ZONING: I-2 (Restricted Manufacturing and Warehousing)

▶ **RIGHT-OF-WAY TO BE CLOSED:** Unnamed alley
 ▶ **LOCATION:** Between Branner St. and alley

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

▶ **APPLICANT'S REASON FOR CLOSURE:** Abandoned alley was deeded to adjacent property owner; however, the City cannot provide ordinance number or documentation for previous closure.

DEPARTMENT-UTILITY REPORTS: No objections received as of 12/29/2006; subject to any required easements

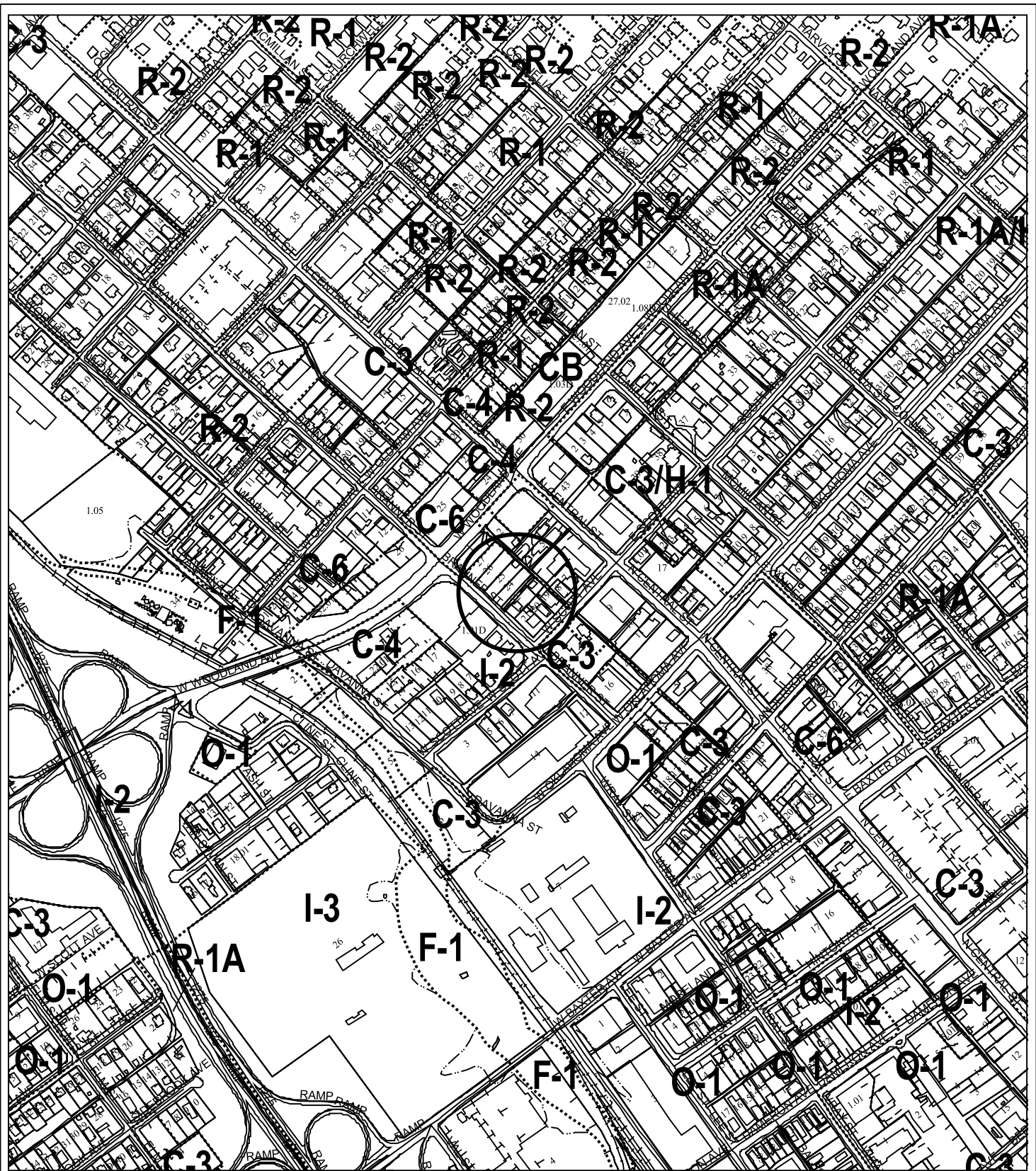
STAFF RECOMMENDATION:

▶ **APPROVE the closure of the unnamed alley, subject to any required easements.**
 This alley is an unimproved right of way and is not needed for public access in this area.

COMMENTS:

The closure of this unimproved and unnamed alley will allow the owner to claim the former public right of way for private development. The same party owns the three parcels which abut this right of way.

If approved, this item will be forwarded to Knoxville City Council for action on 2/13/2007 and 2/27/2007. 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.



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

Petitioner: Bill Kenny, Jr.

Map No: 81

Jurisdiction: City

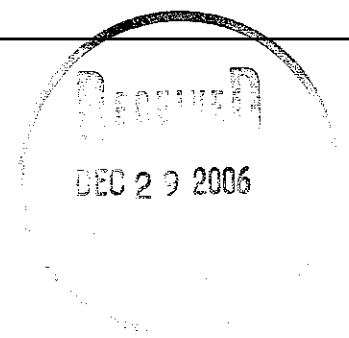
Name of Street or Alley: Unnamed alley
 To be closed from: Branner St.
 To be closed to: alley

Original Print Date: 12/29/06 Revised:
 Metropolitan Planning Commission * City / County Building * Knoxville, TN 37902





Knoxville Utilities Board



December 26, 2006

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 Request 1-A-07-AC Branner Street

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) 558-2752.

Sincerely,

Cheryl E. Myers
Cheryl E. Myers
Engineering

cem/bds

cc: File—Engineering