



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

▶ **FILE #:** 5-A-07-AC

AGENDA ITEM #: 9

AGENDA DATE: 5/10/2007

▶ **APPLICANT:** ROBERT SHAGAN

TAX ID NUMBER: 94 001
 JURISDICTION: Council District 6
 SECTOR PLAN: Central City
 GROWTH POLICY PLAN: Urban Growth Area (Inside City Limits)
 ZONING: C-3 (General Commercial)

▶ **RIGHT-OF-WAY TO BE CLOSED:** Unnamed alley
 ▶ **LOCATION:** Between N. Seventeenth St. and Blackstock Ave.

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

▶ **APPLICANT'S REASON FOR CLOSURE:** To develop with adjoining property.

DEPARTMENT-UTILITY REPORTS: No objections received; subject to any required easements. KUB utilities within the ROW are shown on the attached map.

STAFF RECOMMENDATION:

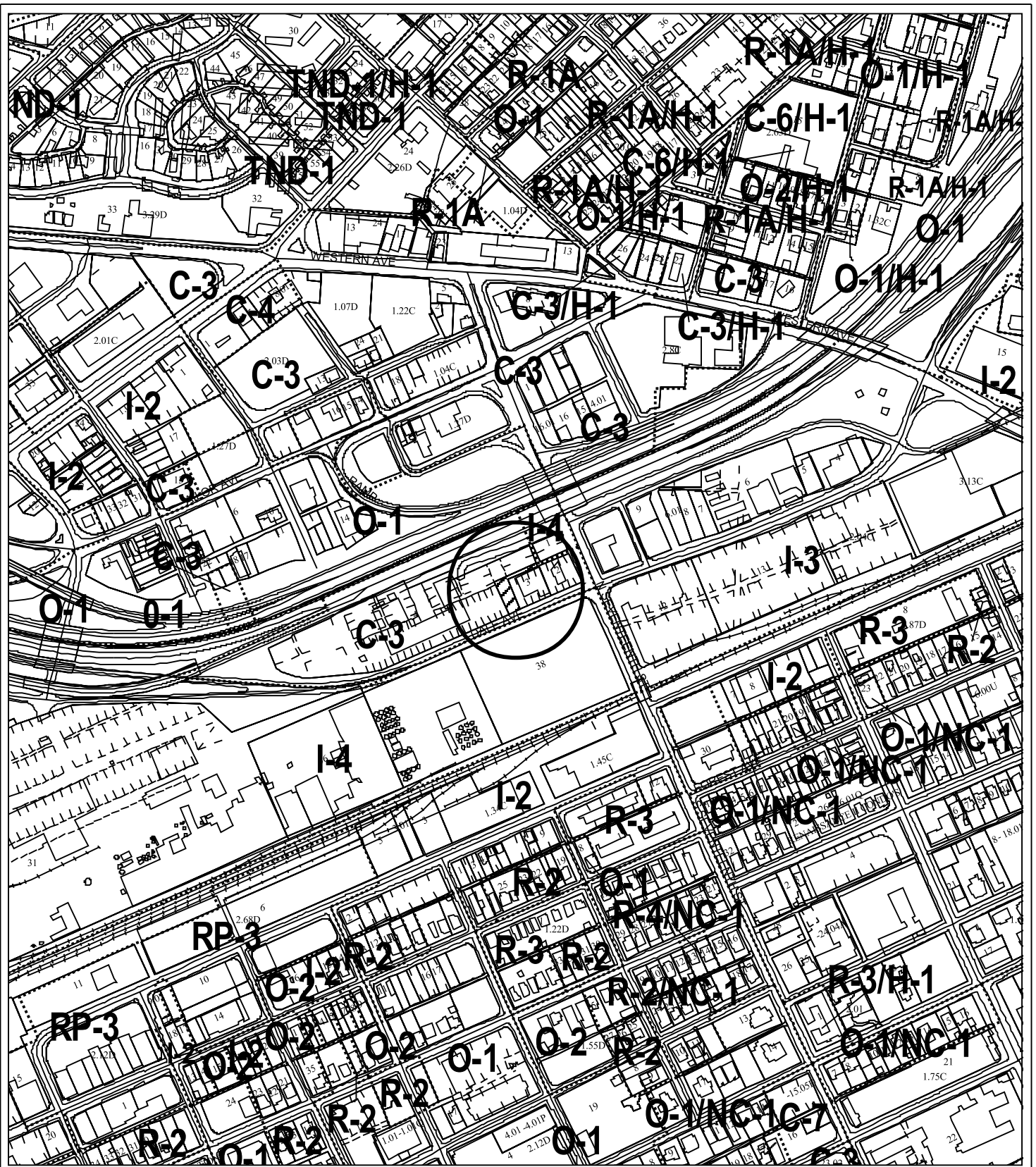
▶ **APPROVE the closure of this alley, subject to any required easements being retained.**

This right-of-way is no longer needed for public access in this block.

COMMENTS:

The applicant owns the adjoining property and intends to incorporate this right-of-way with the adjoining development.

If approved, this item will be forwarded to Knoxville City Council for action on 6/5/2007 and 6/19/2007. 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.



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

Petitioner: Robert Shagan

Map No: 94

Jurisdiction: City

Name of Street or Alley: Unnamed alley
 To be closed from: N. Seventeenth St.
 To be closed to: Blackstock Ave.

Original Print Date: 04/25/07 Revised:
 Metropolitan Planning Commission * City / County Building * Knoxville, TN 37902





Knoxville Utilities Board

April 17, 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 Request 5-A-07-AC

We have reviewed our records and find that we have existing utility facilities located within the subject right-of-way. The approximate location of these facilities is indicated on the attached prints. However, KUB does not release and hereby retains all easements and rights for existing utility facilities, whether or not shown on these prints.

Should this right-of-way be closed, KUB will require the following permanent easement(s) for its utility facilities.

Sewer – 7.5 feet on each side of the centerline of the wastewater line, 15 feet total width
Electric – 10 feet on each side of the centerline of the electric line, 20 feet total width

So long as these conditions are met, KUB has no objection to the closure of this right-of-way. If you have any questions regarding this matter, please call me at (865) 558-2752.

Sincerely,

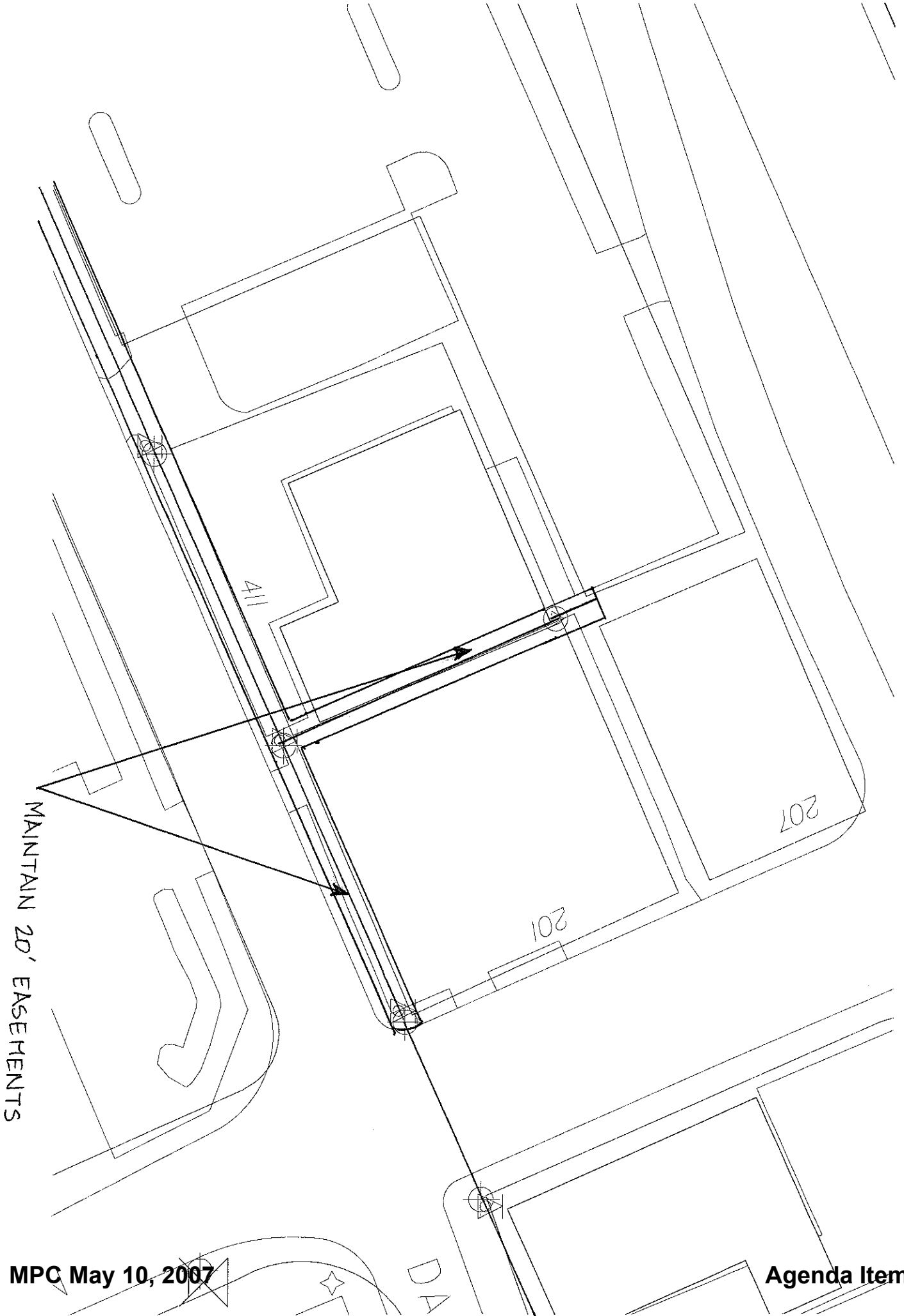
Cheryl E. Myers
Engineering

cem/ggt

Attachment

c/att: File—Engineering

ELECTRIC



MPC May 10, 2007

Agenda Item # 9

