



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

▶ **FILE #:** 10-B-07-AC

AGENDA ITEM #: 7

AGENDA DATE: 10/11/2007

▶ **APPLICANT:** A & M ENTERPRISES, INC.

TAX ID NUMBER: 93 D G 024-032
 JURISDICTION: Council District 3
 SECTOR PLAN: Central City
 GROWTH POLICY PLAN: Urban Growth Area (Inside City Limits)
 ZONING: R-1 (Low Density Residential) & R-1A (Low Density Residential)
 WATERSHED: Third Creek

▶ **RIGHT-OF-WAY TO BE CLOSED:** Unnamed alley

▶ **LOCATION:** Between Unnamed alley and Carnation Drive

IS ALLEY:

(1) IN USE?: No

(2) IMPROVED (paved)?: No

▶ **APPLICANT'S REASON FOR CLOSURE:** Combine adjacent properties for development.

DEPARTMENT-UTILITY REPORTS: No objections received as of 10/2/07; subject to any required easements.

STAFF RECOMMENDATION:

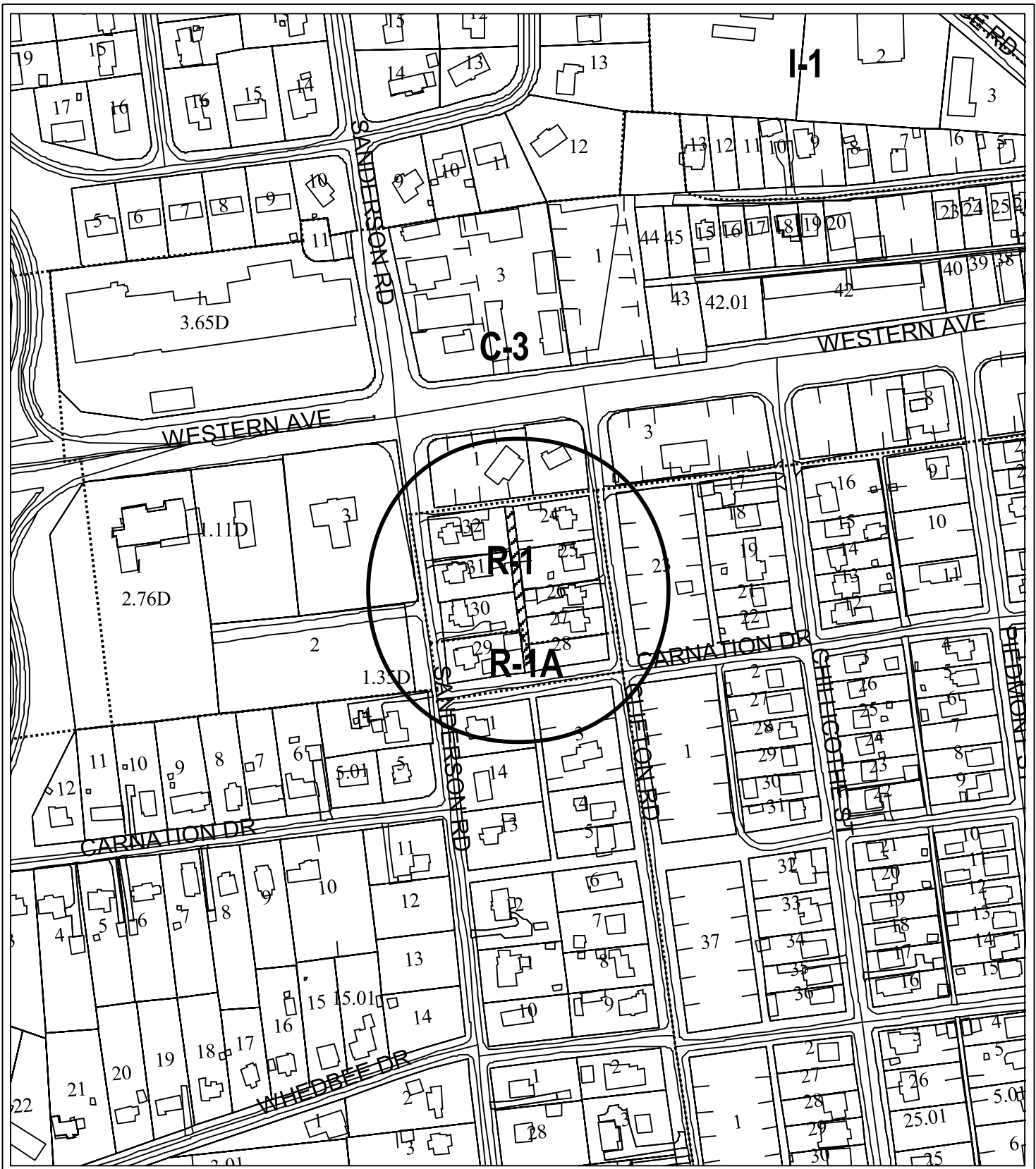
▶ **APPROVE the closure of the unnamed alley, subject to any required easements.**

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 applicant has options to purchase most of the properties adjacent to the alley. Parcel 2, at the corner of Western Ave. and Clifton Rd., which also abuts this right of way, will remain under its current ownership. The applicant reports that the owner of that parcel, which is used as an auto repair business, has been informed of the proposed closure and is in agreement with it.

If approved, this item will be forwarded to Knoxville City Council for action on 11/6/2007 and 11/20/2007. 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.



**10-B-07-AC
CLOSURE OF PUBLIC RIGHT OF WAY**

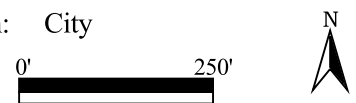
Name of Street or Alley: Unnamed alley
 To be closed from: Unnamed alley
 To be closed to : Carnation Drive

Original Print Date: 09/27/07 Revised:
 Metropolitan Planning Commission * City / County Building * Knoxville, TN 37902

Petitioner: A & M Enterprises, Inc.

Map No: 93

Jurisdiction: City





Knoxville Utilities Board

September 14, 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 10-A-07-AC, 10-B-07-AC and 10-C-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