



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

▶ **FILE #:** 12-A-08-AC

AGENDA ITEM #: 10

AGENDA DATE: 12/11/2008

▶ **APPLICANT:** CITY OF KNOXVILLE

TAX ID NUMBER:	81 P H 001
JURISDICTION:	Council District 5
SECTOR PLAN:	Central City
GROWTH POLICY PLAN:	Urban Growth Area (Inside City Limits)
ZONING:	OS-1 (Open Space Preservation) / IH-1 (Infill Housing Overlay)
WATERSHED:	Third Creek

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

▶ **LOCATION:** Between Stonewall St. and Bragg St. (closed portion)

IS ALLEY:

(1) IN USE?: No

(2) IMPROVED (paved)?: No

▶ **APPLICANT'S REASON FOR CLOSURE:** To consolidate with adjoining city property for future improvements.

DEPARTMENT-UTILITY REPORTS:	No objections received as of December 2, 2008; subject to any required easements.
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STAFF RECOMMENDATION:

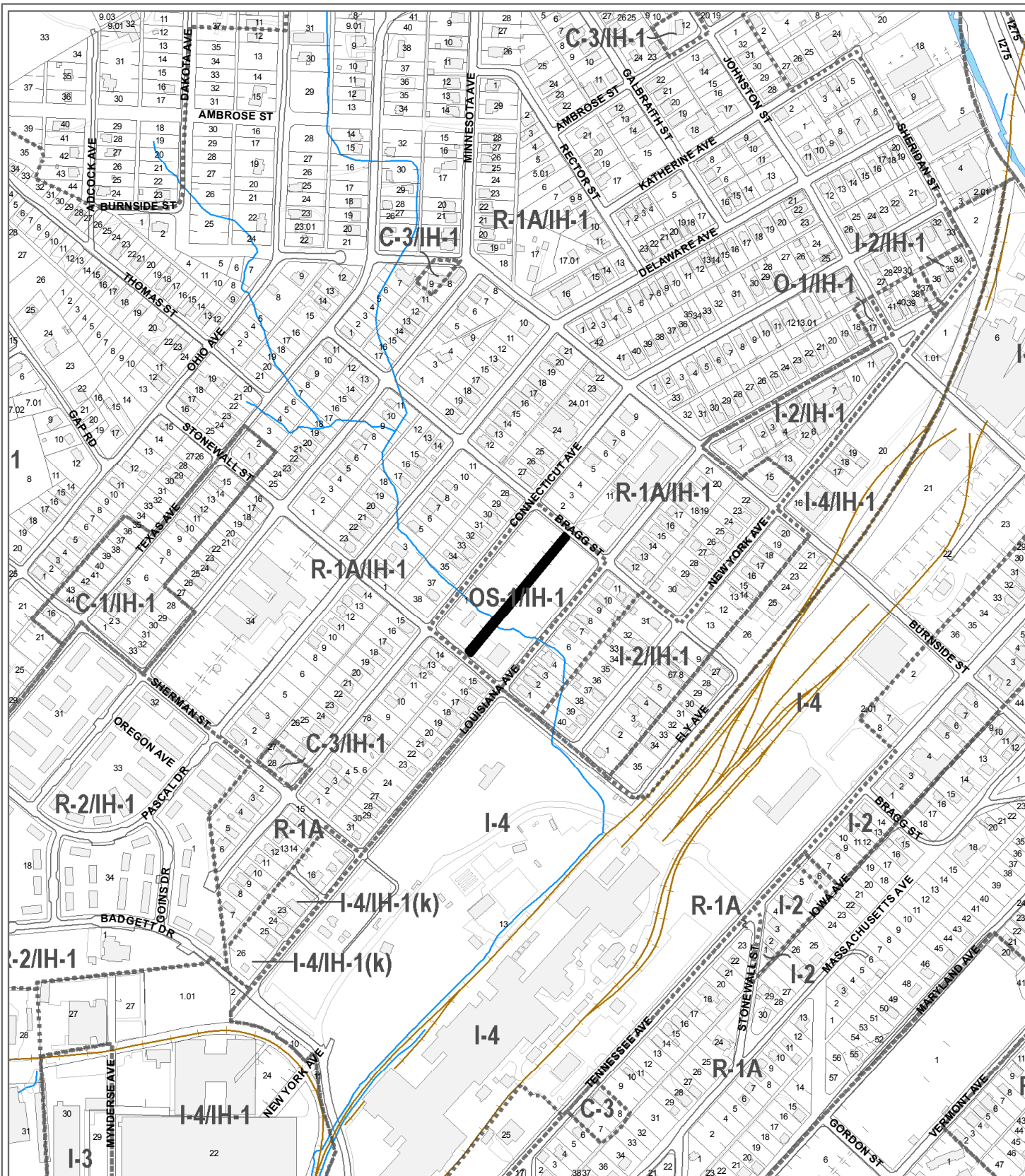
▶ **APPROVE the closure of the unnamed alley, subject to any required easements.**

No objections to this closure have been received by staff. This right of way is not needed for public access in this area. It is located down the middle of Lonsdale Park.

COMMENTS:

This alley is a paper right of way only. The City wishes to officially close the alley to incorporate the land into the adjoining City-owned park property.

If approved, this item will be forwarded to Knoxville City Council for action on 1/13/2009 and 1/27/2009. 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.



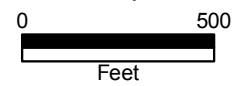
**12-A-08-AC
CLOSURE OF PUBLIC RIGHT OF WAY**

Name of Street or Alley: Unnamed alley
 To be closed from: Stonewall St.
 To be closed to: Bragg St. (closed portion)

Original Print Date: 11/24/2008 Revised:
 Metropolitan Planning Commission * City / County Building * Knoxville, TN 37902

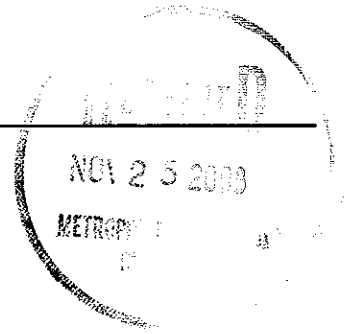
Petitioner: City of Knoxville

Map No: 81
 Jurisdiction: City





Knoxville Utilities Board



November 24, 2008

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 12-A-08-AC

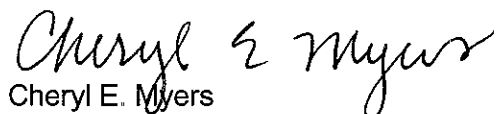
We have reviewed our records and find that we have existing utility facilities located within the subject right-of-way. The approximate location of these facilities is indicated on the attached prints. However, KUB does not release and hereby retains all easements and rights for existing utility facilities,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

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

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

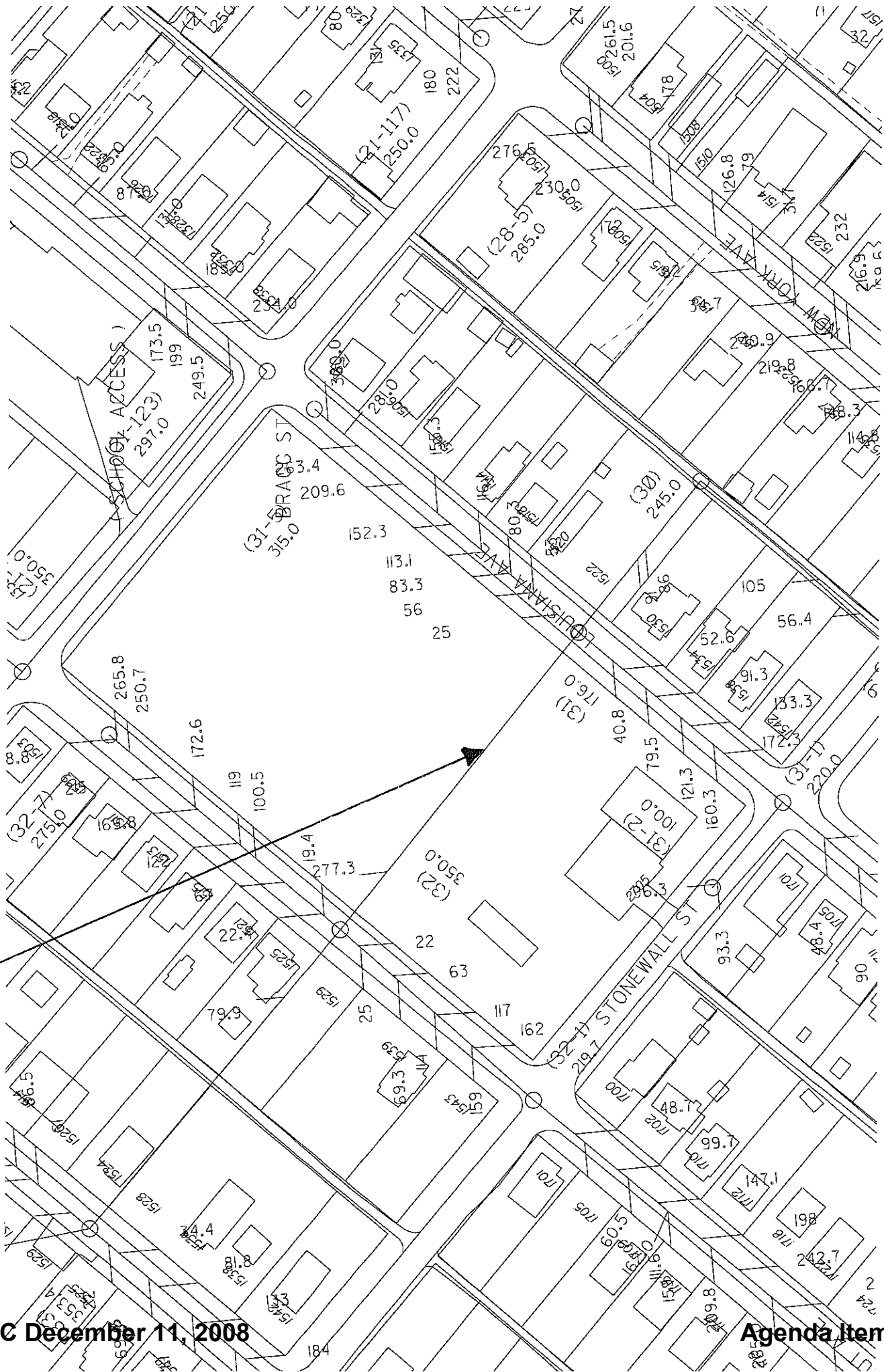
So long as these conditions are met, KUB has no objection to the closure of this right-of-way. If you have any questions regarding this matter, please call me at (865) 558-2752.

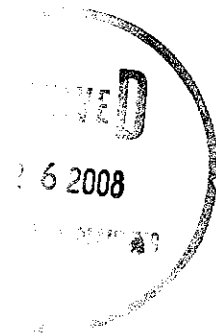
Sincerely,


Cheryl E. Myers
Engineering

cem/ggt

Enclosure





November 24, 2008

TO: Metropolitan Planning Commission

FROM: Shannon Simms
AT&T
9733 Parkside Dr.
Knoxville, TN 37922

SUBJECT: CITY OF KNOXVILLE – Closure of unnamed alley between Stonewall St and
Bragg St (closed portion) Council District 5, Central City Sector-12-A-08-AC

AT&T has facilities in this area. The closing will be satisfactory as originally proposed with an easement to maintain and replace our plant as needed in the area in question.

Thank you,

Shannon R. Simms
Shannon Simms