



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

▶ **FILE #:** 2-A-08-SC

AGENDA ITEM #: 16

AGENDA DATE: 2/14/2008

▶ **APPLICANT:** KNOXVILLE HABITAT FOR HUMANITY, INC.

TAX ID NUMBER: 123 002
 JURISDICTION: Council District 1
 SECTOR PLAN: South City
 GROWTH POLICY PLAN: Urban Growth Area (Inside City Limits)
 ZONING: R-1 (Low Density Residential)
 WATERSHED: Goose Creek

▶ **RIGHT-OF-WAY TO BE CLOSED:** Gray Ave
 ▶ **LOCATION:** Between Ellen Street and Maxey Street

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

▶ **APPLICANT'S REASON FOR CLOSURE:** To incorporate with adjacent properties and allow for more space for Habitat for Humanity House at 4301 Ellen St.

DEPARTMENT-UTILITY REPORTS: No objections received as of February 6, 2008; subject to any required easements.

STAFF RECOMMENDATION:

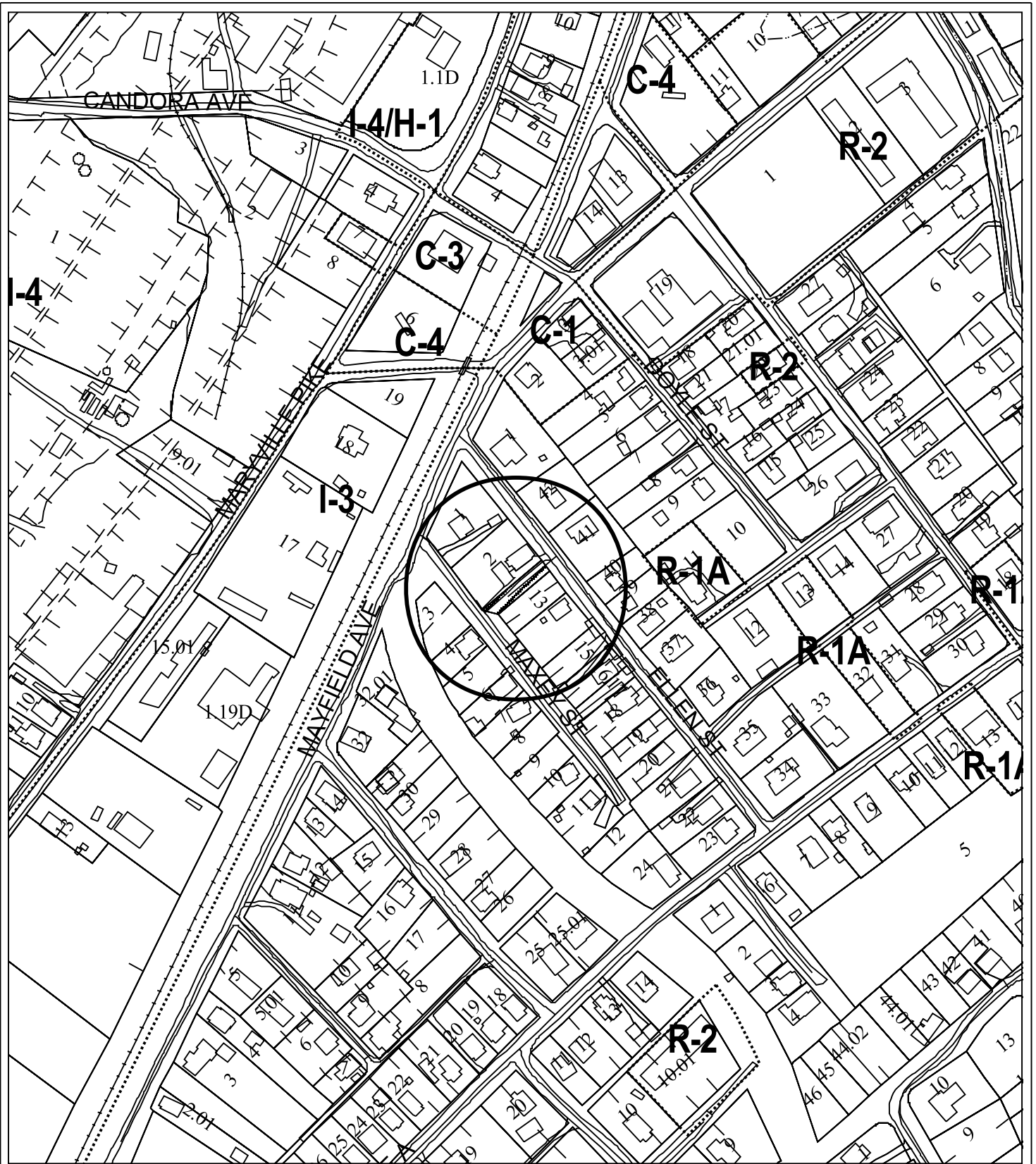
▶ **APPROVE** the closure of Gray Ave, subject to any required easements.

No objections to this closure have been received by staff. This street is not needed for public access in this area.

COMMENTS:

The closure of this street will allow the adjacent owners to claim the former public right of way for private use. This right of way is not needed for public access in this area. Habitat for Humanity intends to construct a house on the currently vacant parcel 13. The closure of this right of way will allow more space to build the house and provide building setback areas.

If approved, this item will be forwarded to Knoxville City Council for action on 3/11/2008 and 3/25/2008. 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.



**2-A-08-SC
CLOSURE OF PUBLIC RIGHT OF WAY**

Name of Street or Alley: Gray Ave
 To be closed from: Ellen Street
 To be closed to : Maxey Street

Original Print Date: 01/28/08 Revised:
 Metropolitan Planning Commission * City / County Building * Knoxville, TN 37902

Petitioner: Knoxville Habitat
 for Humanity, Inc.

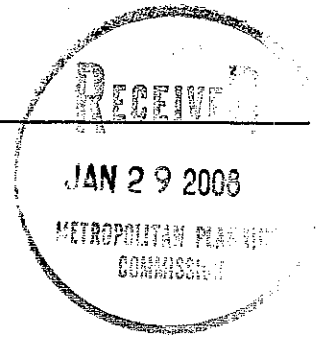
Map No: 123

Jurisdiction: City





Knoxville Utilities Board



January 28, 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 2-A-08-SC

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
Engineering

cem/ggt

cc: File—Engineering