

▶ **FILE #:** 4-A-09-AC

**AGENDA ITEM #:** 8

**AGENDA DATE:** 4/9/2009

▶ **APPLICANT:** BETHANY MISSIONARY BAPTIST CHURCH

TAX ID NUMBER: 81 E L 006, 007  
 JURISDICTION: Council District 4  
 SECTOR PLAN: Central City  
 GROWTH POLICY PLAN: Urban Growth Area (Inside City Limits)  
 ZONING: C-1 (Neighborhood Commercial) & R-1A (Low Density Residential)  
 WATERSHED: First Creek

▶ **RIGHT-OF-WAY TO BE CLOSED:** Unnamed alley  
 ▶ **LOCATION:** Between Bluff Ave. and southwest property line of parcel 081EL007

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

▶ **APPLICANT'S REASON FOR CLOSURE:** To restrict unauthorized access to church property by commercial vehicles.

DEPARTMENT-UTILITY REPORTS: No objections received as of April 1, 2009; subject to any required easements.

**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. The applicant owns all of the properties adjacent to this alley.

**COMMENTS:**

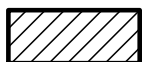
This paper alley is actually part of an existing driveway which traverses up the southeast side of the church building, but appears to have no use for any properties other than the church properties.

If approved, this item will be forwarded to Knoxville City Council for action on 5/5/2009 and 5/19/2009. 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.



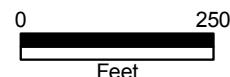
**4-A-09-AC  
REZONING**

From: C-1 (Neighborhood Commercial) & R-1A (Low Density Residential)  
To: Undefined



Petitioner: Bethany Missionary Baptist Church

Map No: 81  
Jurisdiction: City



Original Print Date: 3/30/2009 Revised:  
Metropolitan Planning Commission \* City / County Building \* Knoxville, TN 37902



4-A-09-AC-cor-AT&T

March 27, 2009


TO: Metropolitan Planning Commission

FROM: Walter Primm  
AT&T  
9733 Parkside Dr.  
Knoxville, TN 37922

SUBJECT: BETHANY MISSIONARY BAPTIST CHURCH – Closure unnamed alley from Bluff Avenue only along property bordered by parcels owned by the applicant between 900 block of Bluff Avenue and Huron Street (1400 block). Council District 4, 4-A-09-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,



Walter Primm



Knoxville Utilities Board



March 31, 2009

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 4-A-09-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 enclosed 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.

Water – 7.5 feet on each side of the centerline of the water 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

