



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

▶ **FILE #:** 3-A-09-AC

AGENDA ITEM #: 9

AGENDA DATE: 3/12/2009

▶ **APPLICANT:** DON E. GUIGNARD

TAX ID NUMBER: 81 I F 017
 JURISDICTION: Council District 5
 SECTOR PLAN: Central City
 GROWTH POLICY PLAN: Urban Growth Area (Inside City Limits)
 ZONING: C-3 (General Commercial) / IH-1 (Infill Housing Overlay) and I-3 (General Industrial) / IH-1
 WATERSHED: Second Creek

▶ **RIGHT-OF-WAY TO BE CLOSED:** Unnamed alley
 ▶ **LOCATION:** Between Ambrose St. and Dead end

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

▶ **APPLICANT'S REASON FOR CLOSURE:** Applicant owns all adjoining property and has maintained ROW for over 30 years.

DEPARTMENT-UTILITY REPORTS: No objections received as of March 4, 2009; subject to any required easements.

STAFF RECOMMENDATION:

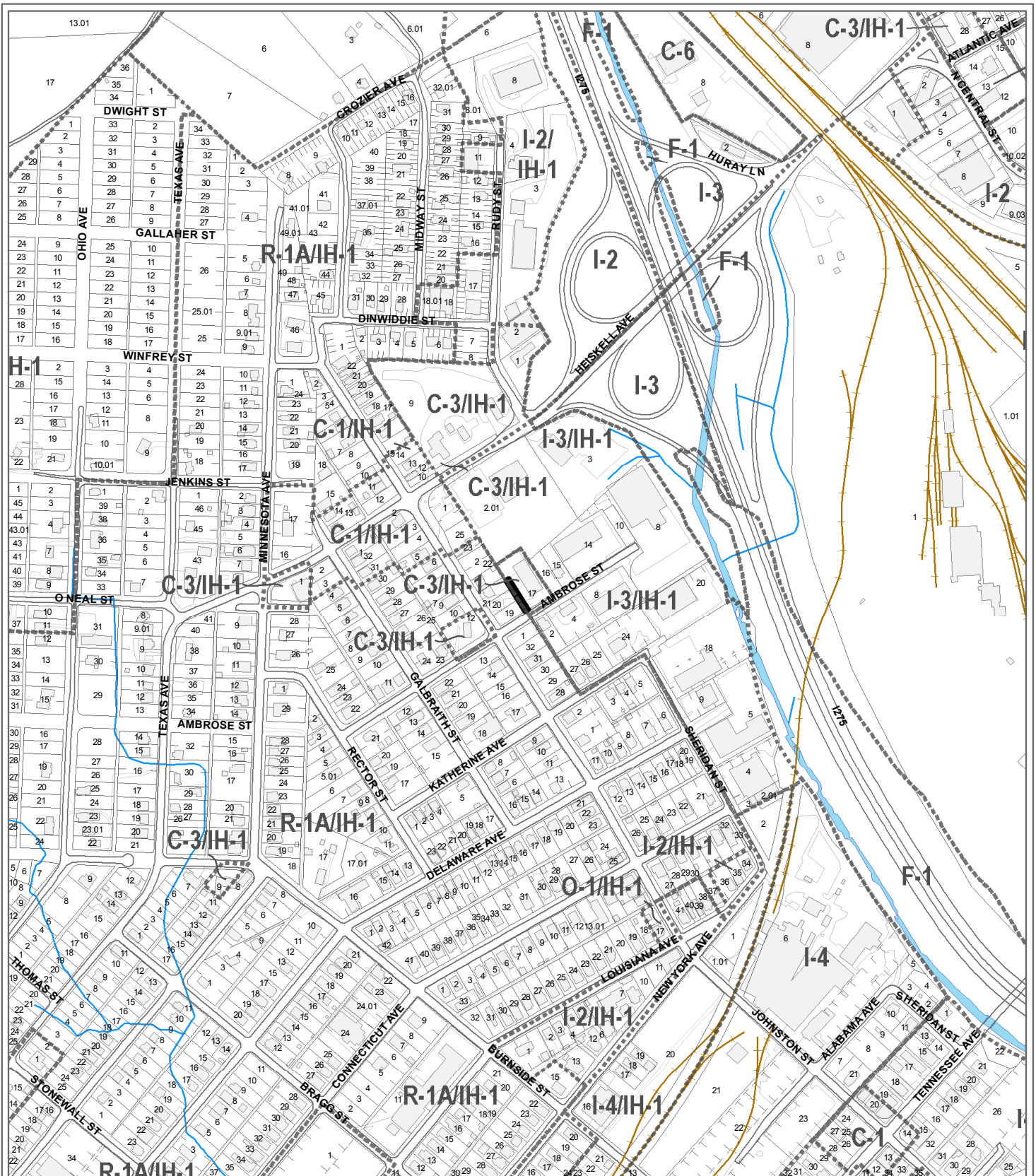
▶ **APPROVE the closure of the unnamed alley, subject to any required easements.**

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 alley is actually part of an existing parking lot for the business located on parcel 17. The right of way dead ends within parcel 17. It's closure will have virtually no impact on any surrounding properties.

If approved, this item will be forwarded to Knoxville City Council for action on 4/7/2009 and 4/21/2009. 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.



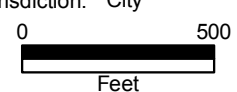
**3-A-09-AC
CLOSURE OF PUBLIC RIGHT OF WAY**

Name of Street or Alley: Unnamed alley
 To be closed from: Ambrose St.
 To be closed to: Dead end

Original Print Date: 2/26/2009 Revised:
 Metropolitan Planning Commission * City / County Building * Knoxville, TN 37902

Petitioner: Guignard, Don E.

Map No: 81
 Jurisdiction: City





Knoxville Utilities Board

February 20, 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 3-A-09-AC, 3-B-09-AC and 3-A-09-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,

A handwritten signature in cursive script that reads 'Cheryl E. Myers'.

Cheryl E. Myers
Engineering

cem/ggt