



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

▶ **FILE #:** 2-A-10-AC

AGENDA ITEM #: 7

AGENDA DATE: 2/11/2010

▶ **APPLICANT:** CITY OF KNOXVILLE

TAX ID NUMBER: 94 J B 024, 025
 JURISDICTION: Council District 6
 SECTOR PLAN: Central City
 GROWTH POLICY PLAN: Urban Growth Area (Inside City Limits)
 ZONING: I-3 (General Industrial)
 WATERSHED: Third Creek

▶ **RIGHT-OF-WAY TO BE CLOSED:** Unnamed alley
 ▶ **LOCATION:** Between Century Street and Dead end at Western Avenue

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

▶ **APPLICANT'S REASON FOR CLOSURE:** Consolidation of property into a single lot

DEPARTMENT-UTILITY REPORTS: No objections have been received by MPC staff as of 2/3/10.

STAFF RECOMMENDATION:

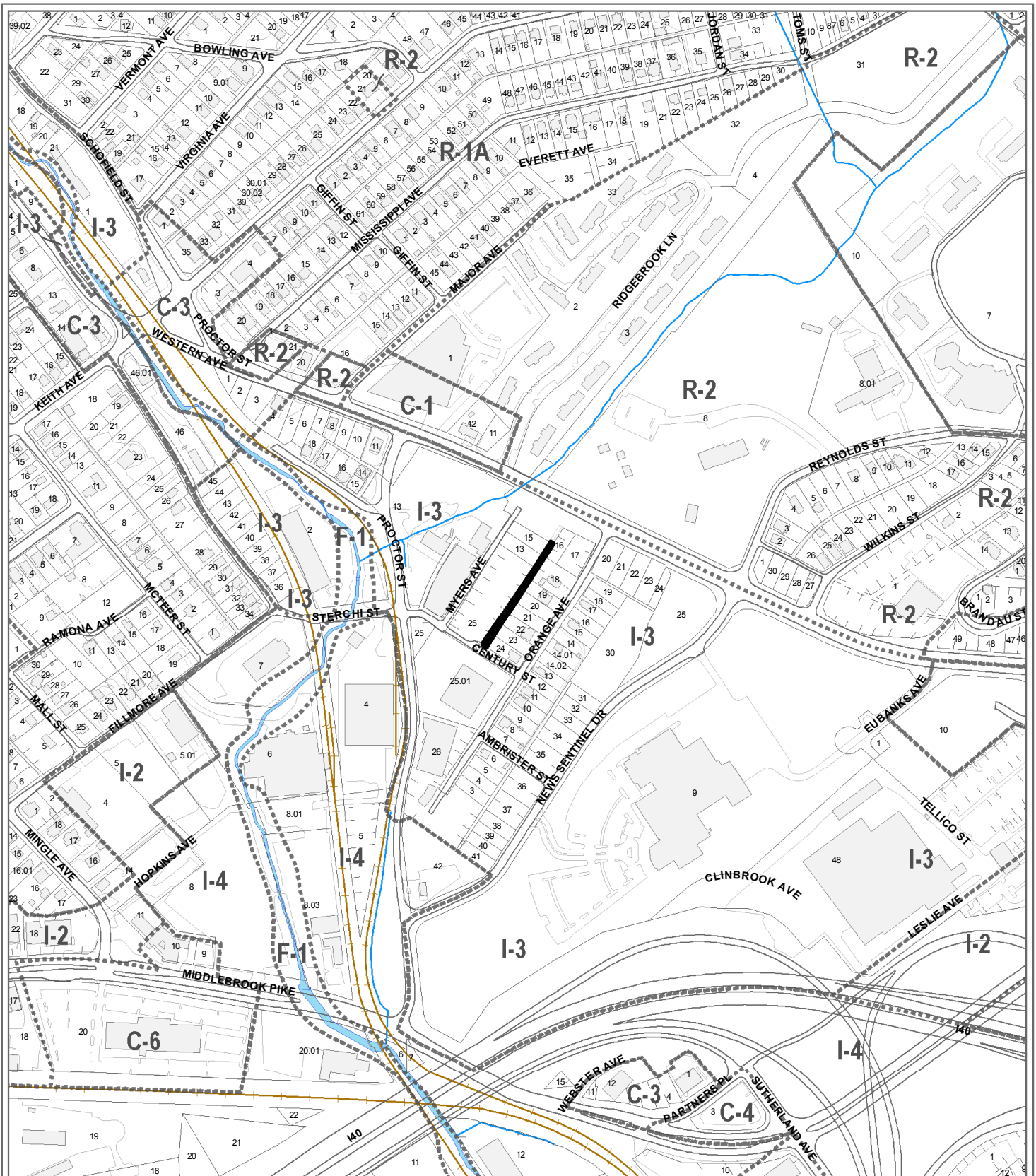
▶ **RECOMMEND** that City Council **APPROVE** the closure, subject to any required easements, as well as the 3 conditions listed in the attached letter from City Engineering, dated February 1, 2010.

Staff has received no objections to this closure. The closure of this unnamed alley will not adversely impact public access to property in the area.

COMMENTS:

The City of Knoxville proposes to consolidate all the individual parcels for redevelopment of the site. The closure of this and several other rights-of-way in this area are necessary in order to consolidate all the property. In this area, there are four other right-of-way closure proposals by the City also on this agenda.

If approved, this item will be forwarded to Knoxville City Council for action on 3/9/2010 and 3/23/2010. 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.



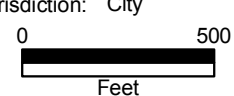
**2-A-10-AC
CLOSURE OF PUBLIC RIGHT OF WAY**

Name of Street or Alley: Unnamed alley
 To be closed from: Century Street
 To be closed to: Dead end at Western Avenue

Petitioner: City of Knoxville

Map No: 94
 Jurisdiction: City

Original Print Date: 1/27/2010 Revised:
 Metropolitan Planning Commission * City / County Building * Knoxville, TN 37902



2-A-10-AC-cor-cityeng

CITY OF KNOXVILLE

BILL HASLAM MAYOR



Stephen J. King, P.E.

Director of Public Works

Brently J. Johnson, P.E., R.L.S.

Deputy Director of Engineering

February 1, 2010

Mr. Mike Brusseau, Senior Planner
Metropolitan Planning Commission
Suite 403, City County Building
Knoxville, Tennessee 37901



SUBJECT: Request to Close an Unnamed Alley from Century Street to Dead End at
Western Avenue
MPC File # 2-A-10-AC / City Block 22043

Dear Mr. Brusseau:

This alley is located in the J.C. Sterchi Addition, Block 7 (Map Book 4, Page 102). It runs northeasterly from Century Street to the south right-of-way of Western Avenue. It is bounded on the west by Lots 12 through 20 and a portion of Lot 21 and on the east by Lots 1 through 11 of said Addition. This alley currently provides the only access to Lots 12 through 21. If it were to be closed, those lots would become totally landlocked.

For this reason the Engineering Department can support this request only with the following conditions:

1. The owner of the above Lots 12 through 21 shall prepare and record a new subdivision plat that results in no landlocked property.
2. The closing ordinance shall state that the closure shall not become effective until the above plat has been approved by the Metropolitan Planning Commission and recorded with the Knox County Register of Deeds, and the Engineering Department has sent a memo to the City Recorder verifying that all these conditions have been met.
3. The closing ordinance shall also state that if the plat is not recorded within one year from the date City Council gives its final approval, this right-of-way closure shall be deemed to be null and void and of no effect.

If you have any questions, please call You can reach me at 215-2148.

Sincerely,

Floyd R. Smith, R.L.S., Technical Services Administrator

C: David McGinley, P.E., Chief, Stormwater Division, Engineering Division
Rogers Doughty, Dept. of Community Development
File

mb100201clsAlley 2-A-10-AC doc

2-A-10-AC - cor - KUB



Knoxville Utilities Board



January 7, 2010

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-10-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,

A handwritten signature in cursive script that reads 'Greg L. Patterson'.

Greg L. Patterson
Engineering

glp/ggt



January 29, 2010

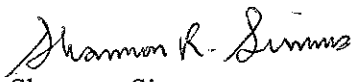
TO: Metropolitan Planning Commission

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

SUBJECT: CITY OF KNOXVILLE – Closure of unnamed alley from Western Avenue to Century Street. City Block 22061, Council District 6, Central City Sector 2-C-10-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 Simms