

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

▶ **FILE #:** 6-A-10-SC

AGENDA ITEM #: 5

AGENDA DATE: 6/10/2010

▶ **APPLICANT:** JOHNNY CHAMBERLAIN

TAX ID NUMBER: 109 B D 040
 JURISDICTION: Council District 1
 SECTOR PLAN: South City
 GROWTH POLICY PLAN: Urban Growth Area (Inside City Limits)
 ZONING: R-2 (General Residential)
 WATERSHED: Baker Creek

▶ **RIGHT-OF-WAY TO BE CLOSED:** Crescent Ave
 ▶ **LOCATION:** Between Avalon Trail and eastern terminus

IS STREET:
 (1) IN USE?: Yes
 (2) IMPROVED (paved)?: Yes

▶ **APPLICANT'S REASON FOR CLOSURE:** To stop people from parking there at night.

DEPARTMENT-UTILITY REPORTS: No objections have been received by staff as of 6/3/10.

STAFF RECOMMENDATION:

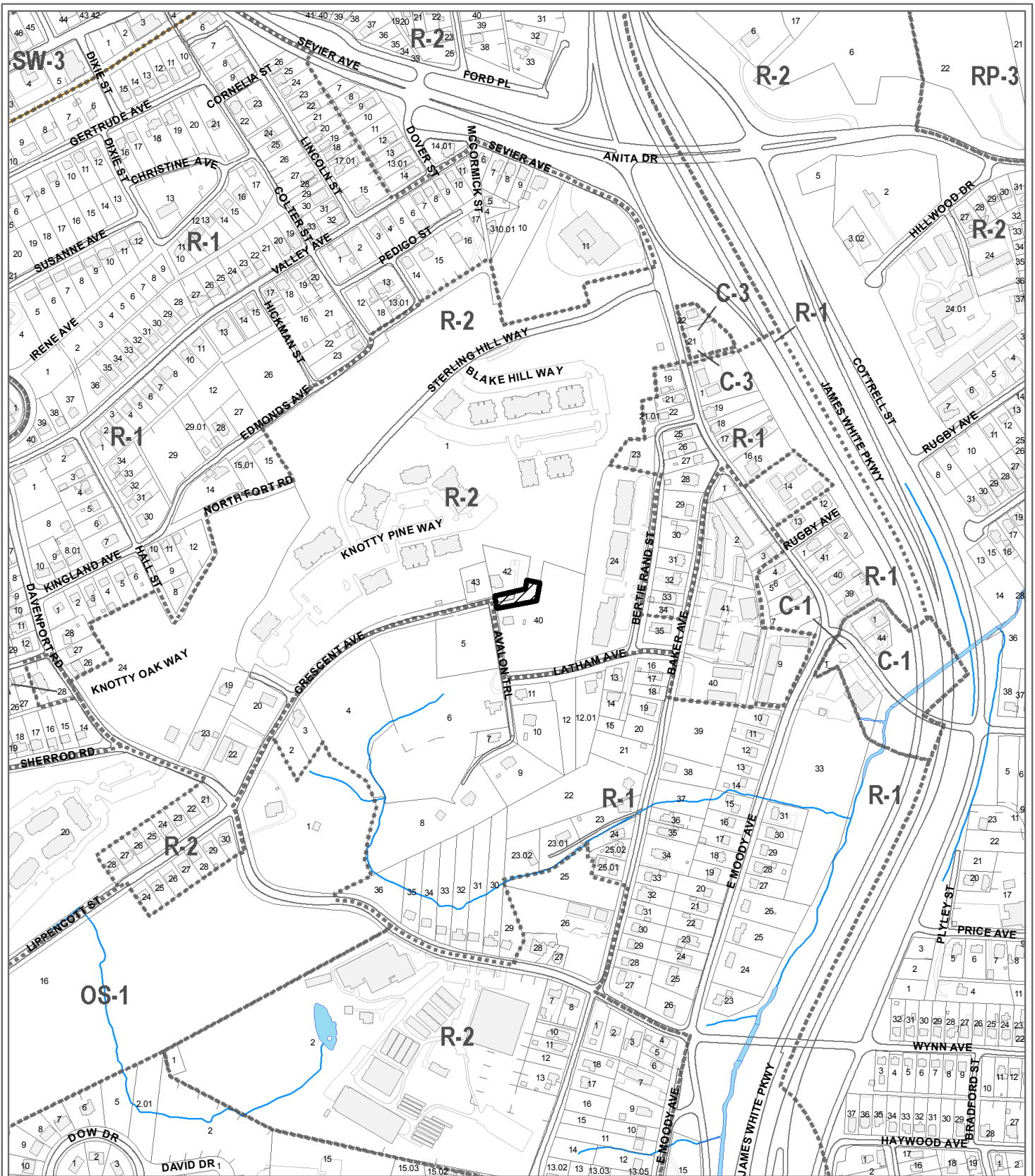
▶ **RECOMMEND** that City Council **APPROVE** the closure, subject to any required easements.

Staff has received no objections to this closure. This portion of right-of-way is not needed for access to any properties. The applicant owns most of the adjacent property and has obtained a signature from the other property owner indicating agreement with the closure.

COMMENTS:

The applicant owns the two parcels to the north and south of the right-of-way. The right-of-way ends at parcel 109BD001, which is developed with apartments under R-2 zoning. The owner of the apartment parcel has signed off on the application, indicating agreement with the closure.

If approved, this item will be forwarded to Knoxville City Council for action on 7/13/2010 and 7/27/2010. 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.



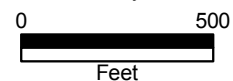
**6-A-10-SC
CLOSURE OF PUBLIC RIGHT OF WAY**

Name of Street or Alley: Crescent Ave
 To be closed from: Avalon Trail
 To be closed to: eastern terminus

Original Print Date: 5/20/2010 Revised:
 Metropolitan Planning Commission * City / County Building * Knoxville, TN 37902

Petitioner: Chamberlain, Johnny

Map No: 109
 Jurisdiction: City





Knoxville Utilities Board

May 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 6-A-10-SC

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.

Electric – 10 feet on each side of the centerline of the electric line, 20 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) 558-2291.

Sincerely,

A handwritten signature in black ink that reads 'Greg Patterson'. The signature is written in a cursive, flowing style.

Greg L. Patterson
Engineering

glp/ggt

Enclosure

