

▶ **FILE #:** 3-A-11-SC

AGENDA ITEM #: 8

AGENDA DATE: 3/10/2011

▶ **APPLICANT:** KCDC

TAX ID NUMBER: 94 B C 002
 JURISDICTION: Council District 5
 SECTOR PLAN: Central City
 GROWTH POLICY PLAN: Urban Growth Area (Inside City Limits)
 ZONING: R-2 (General Residential)
 WATERSHED: Second Creek and Third Creek

▶ **RIGHT-OF-WAY TO BE CLOSED:** Bonnyman Dr
 ▶ **LOCATION:** Between W. Oldham Avenue and Reed Street

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

▶ **APPLICANT'S REASON FOR CLOSURE:** To allow redevelopment of the surrounding area.

DEPARTMENT-UTILITY REPORTS: No objections have been received by staff as of 3/2//11.

STAFF RECOMMENDATION:

▶ **RECOMMEND** that City Council **APPROVE** the closure of this section of Bonnyman Dr., subject to any required easements and subject to the following condition;

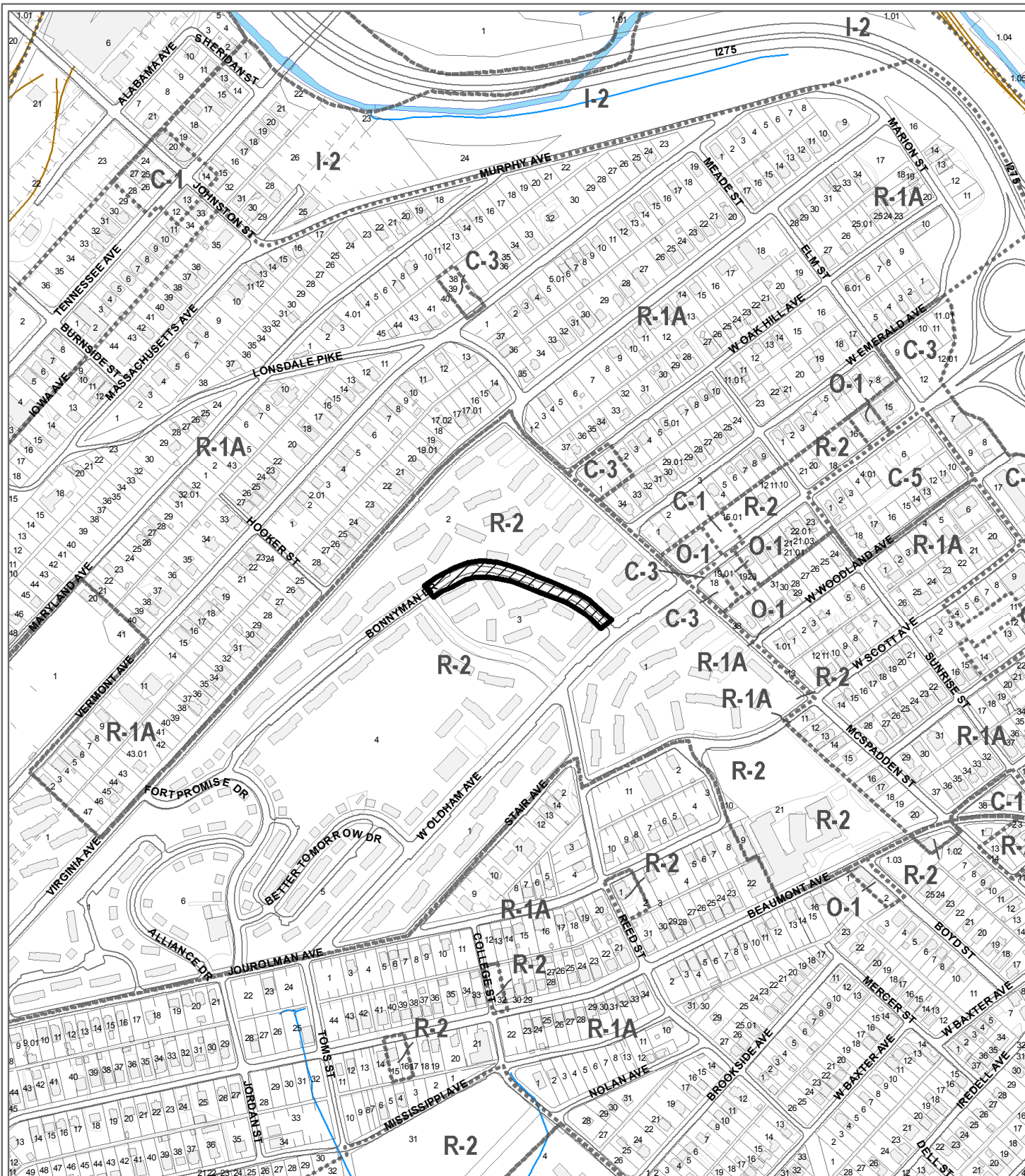
1. This right-of-way closure will not be effective until all buildings accessed from this section of Bonnyman Dr. have been razed.

With the above condition included, staff has received no objections to this closure. The applicant owns all the property adjacent to this right-of-way.

COMMENTS:

The applicant owns all of the property adjacent to this public street and, if closed, intends to incorporate the right-of-way into the rest of the private property on either side. The recommended condition will insure that this does not occur until the buildings accessed from the subject street have been torn down. This condition allows emergency services, specifically the fire department, to access that area, should an emergency arise within the existing buildings along this section of Bonnyman Dr.

If approved, this item will be forwarded to Knoxville City Council for action on 4/5/2011 and 4/19/2011. 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.



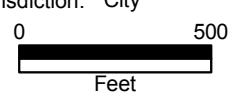
**3-A-11-SC
CLOSURE OF PUBLIC RIGHT OF WAY**

Name of Street or Alley: Bonnyman Dr
 To be closed from: W. Oldham Avenue
 To be closed to: Reed Street

Original Print Date: 2/22/2011 Revised:
 Metropolitan Planning Commission * City / County Building * Knoxville, TN 37902

Petitioner: KDCD

Map No: 94
 Jurisdiction: City

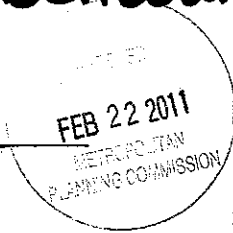


3-A-11-SC - cor. Bellsouth

3-A-11-SC

3-B-11-SC

FAX



Date **02-22-2011**

Number of pages including cover sheet **3**

**TO: Mike Brusseau
MPC**

**FROM: JOHN T. STEMPA
AT&T
9733 PARKSIDE DR
KNOXVILLE, TN 37922**

Phone **865-215-2500**

Phone **865-539-8582**

Fax Phone **865-215-2068**

Fax **865-470-8519**

CC:

REMARKS: Urgent For your review Reply ASAP Please Comment

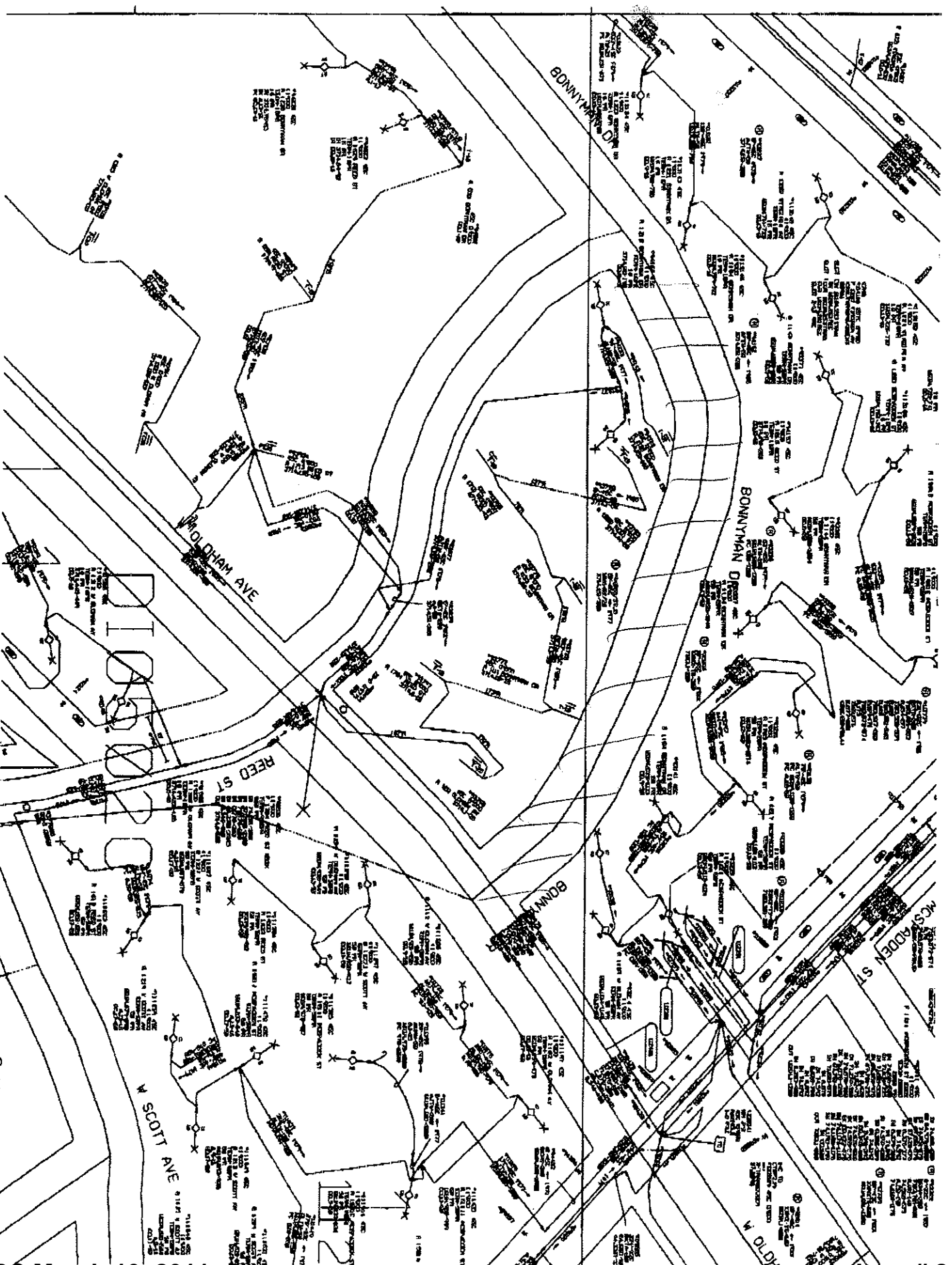
Mike

I have reviewed the Right-Of-Way closure letters for Bonnyman Dr and Testerman Dr. AT&T will require access when the time comes to remove the plant. The cable along Bonnyman Dr is all buried plant and I show there are no working numbers. The cable along Testerman Dr is aerial plant but there too, I show no working numbers.

I have attached a plat showing our cable for each area. Bonnyman Dr. will be hard to read, so if you want it larger, please call me.

Thanks

John Stempa





Knoxville Utilities Board

February 3, 2011

Mr. Mike Brusseau
Knoxville-Knox County
Metropolitan Planning Commission
Suite 403, City-County Building
Knoxville, Tennessee 37902

Dear Mr. Brusseau:

Re: Right-of-Way Closure Request 3-A-11-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) 558-2291.

Sincerely,

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

Greg L. Patterson, P.E.
Engineering

glp/ggt