



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

▶ **FILE #:** 8-B-12-SC

AGENDA ITEM #: 10

AGENDA DATE: 8/9/2012

▶ **APPLICANT:** **SMOKY MOUNTAIN LAND SURVEYING**

TAX ID NUMBER: 147 030
 JURISDICTION: Council District 1
 SECTOR PLAN: South County
 GROWTH POLICY PLAN: Urban Growth Area (Inside City Limits)
 ZONING: RP-1 (Planned Residential) @ 1 - 8 du/ac
 WATERSHED: Tennessee River

▶ **RIGHT-OF-WAY TO BE CLOSED:** **Masterson Rd**
 ▶ **LOCATION:** **Between Topside Road and common property line between parcels 147-030 and 147-031**

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

▶ **APPLICANT'S REASON FOR CLOSURE:** **Right-of-way is no longer in use and has not been maintained.**

DEPARTMENT-UTILITY REPORTS: No objections from any departments or utilities have been received by staff as of 7/30/12.

STAFF RECOMMENDATION:

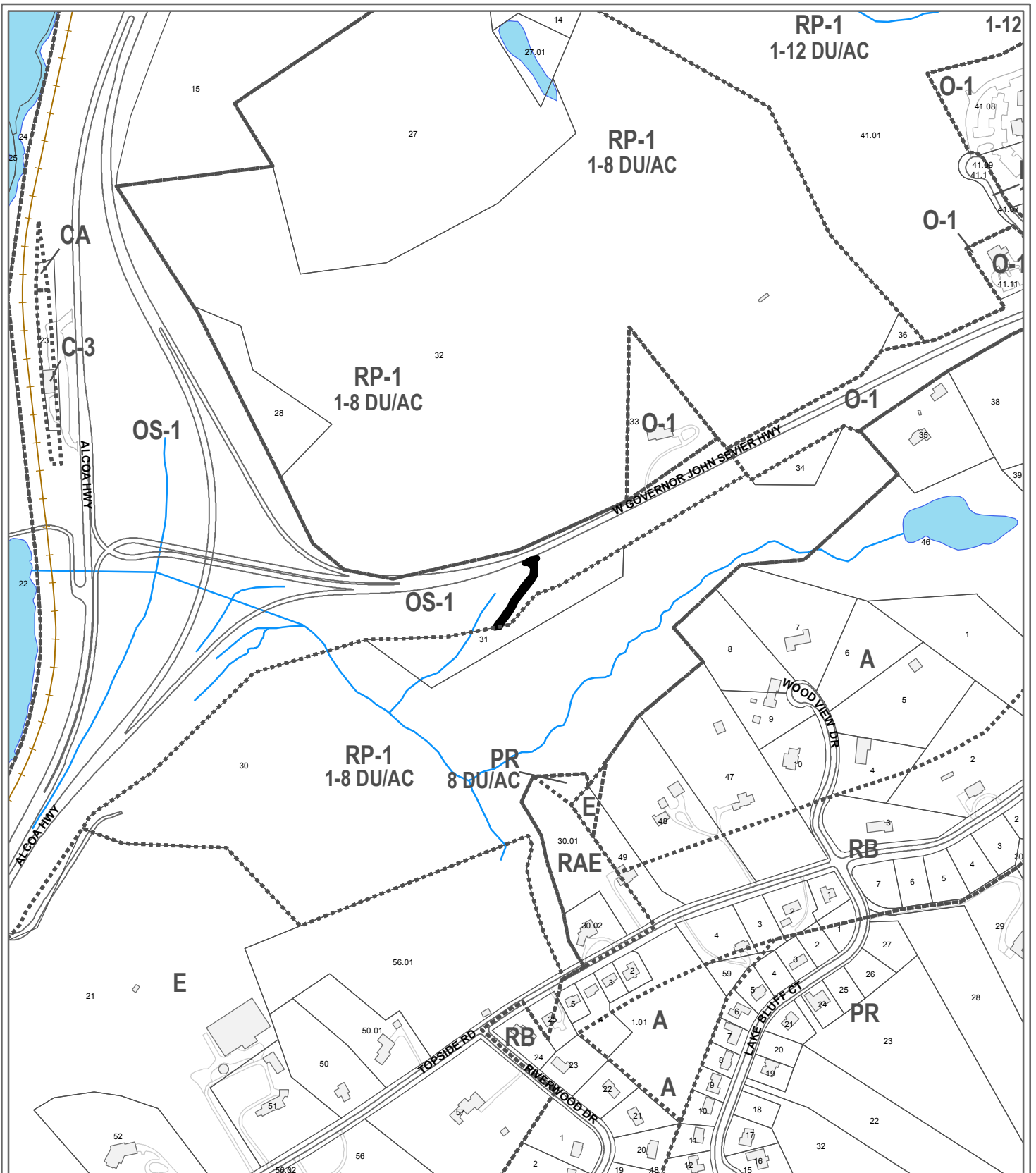
▶ **RECOMMEND that City Council APPROVE the closure of the subject portion of right-of-way, subject to any required easements.**

Staff has received no objections to this closure. The applicant owns all the property fronting this right-of-way.

COMMENTS:

The applicant owns all the property adjoining the right-of-way. The applicant states that the right-of-way is no longer in use and has not been maintained.

If approved, this item will be forwarded to Knoxville City Council for action on 9/4/2012 and 9/18/2012. 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.



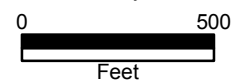
**8-B-12-SC
CLOSURE OF PUBLIC RIGHT OF WAY**

Name of Street or Alley: Masterson Rd
 To be closed from: Topside Road
 To be closed to: common property line between parcels 147-030 and 147-031

Original Print Date: 7/17/2012 Revised:
 Metropolitan Planning Commission * City / County Building * Knoxville, TN 37902

Petitioner: Smoky Mountain Land Surveying

Map No: 147
 Jurisdiction: City





CITY OF KNOXVILLE

Engineering
James R. Hagerman, P.E.
Director of Engineering

July 23, 2012

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

SUBJECT: Request to close Masterson Rd from Topside Road to Common Line between CLT 147 030 & 147 031; MPC File # 8-B-12-SC / City Block 25919

Dear Mr. Brusseau:

The City Engineering Department has no objections to close the portion of Masterson Rd as described above. Should this right-of-way be closed, the City will reserve a 5 foot easement for all utilities, **IF ANY**, located in or within five (5) feet of the area to be closed.

If you have any questions, please call. You can reach me at 215-4615.

Sincerely,

Benjamin D. Davidson, PLS, Technical Services Administrator

C: James R. Hagerman, P.E., Director of Engineering
Brently J. Johnson, P.E., R.L.S., Engineering Planning Chief



Knoxville Utilities Board



July 10, 2012

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 8-B-12-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 L. Patterson'.

Greg L. Patterson, P.E.
Engineering

glp/ggt