



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

▶ **FILE #:** 7-C-13-SC

AGENDA ITEM #: 9

AGENDA DATE: 7/11/2013

▶ **APPLICANT:** CITY OF KNOXVILLE

TAX ID NUMBER: 94 H Q 00502
 JURISDICTION: Council District 3
 SECTOR PLAN: Central City
 GROWTH POLICY PLAN: Urban Growth Area (Inside City Limits)
 ZONING: R-1A (Low Density Residential)
 WATERSHED: Third Creek

▶ **RIGHT-OF-WAY TO BE CLOSED:** Dawn St
 ▶ **LOCATION:** Between south side Richmond Avenue and between City Blocks 23362 and 23382

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

▶ **APPLICANT'S REASON FOR CLOSURE:** To consolidate area of right-of-way that was dedicated per plat recorded as Instrument No. 201301140045950. The right-of-way area was dedicated to satisfy minimum turning radius requirements at a street intersection. However, this area is not needed due to abutting portion of Dawn St. being closed per Ordinance O-13-2013. Area will be consolidate into existing lot 190R1or CLT094HQ00502.

DEPARTMENT-UTILITY REPORTS: No objections from any departments or utilities have been received by staff as of the date of this report.

STAFF RECOMMENDATION:

▶ **RECOMMEND that City Council APPROVE the closure of this portion of Dawn Street, as requested, subject to any required easements:**
 Staff has received no objections from reviewing departments to this closure.

COMMENTS:

The closure of this small portion of Dawn Street right-of-way, as proposed, will allow the right-of-way to be added into the adjacent lot (parcel 094HQ00502). The subject area of right-of-way was dedicated by plat to meet minimum turn radius requirements at a street intersection. However, with the recent closure of Dawn St. this remnant piece of right-of way is no longer needed. Staff has not heard from any opposition to this closure as of the date of this report.

If approved, this item will be forwarded to Knoxville City Council for action on 8/6/2013 and 8/20/2013. 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.



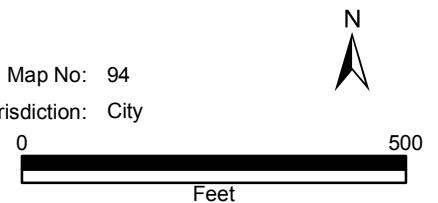
**7-C-13-SC
CLOSURE OF PUBLIC RIGHT OF WAY**

Petitioner: City of Knoxville

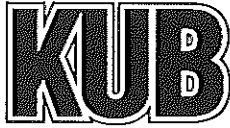
Name of Street or Alley: Dawn St
 To be closed from: south side Richmond Avenue
 To be closed to: between City Vlocks 23362 and 23382

Map No: 94
 Jurisdiction: City

Original Print Date: 6/27/2013 Revised:
 Metropolitan Planning Commission * City / County Building * Knoxville, TN 37902



7-C-13-SC-cor-KUB



Knoxville Utilities Board



June 6, 2013

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 7-C-13-SC
Block No. 23362 and 23382
CLT No. 94HQ
Parcel No. 5.02**

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
- Sewer – 7.5 feet on each side of the centerline of the wastewater line ,15 feet total width

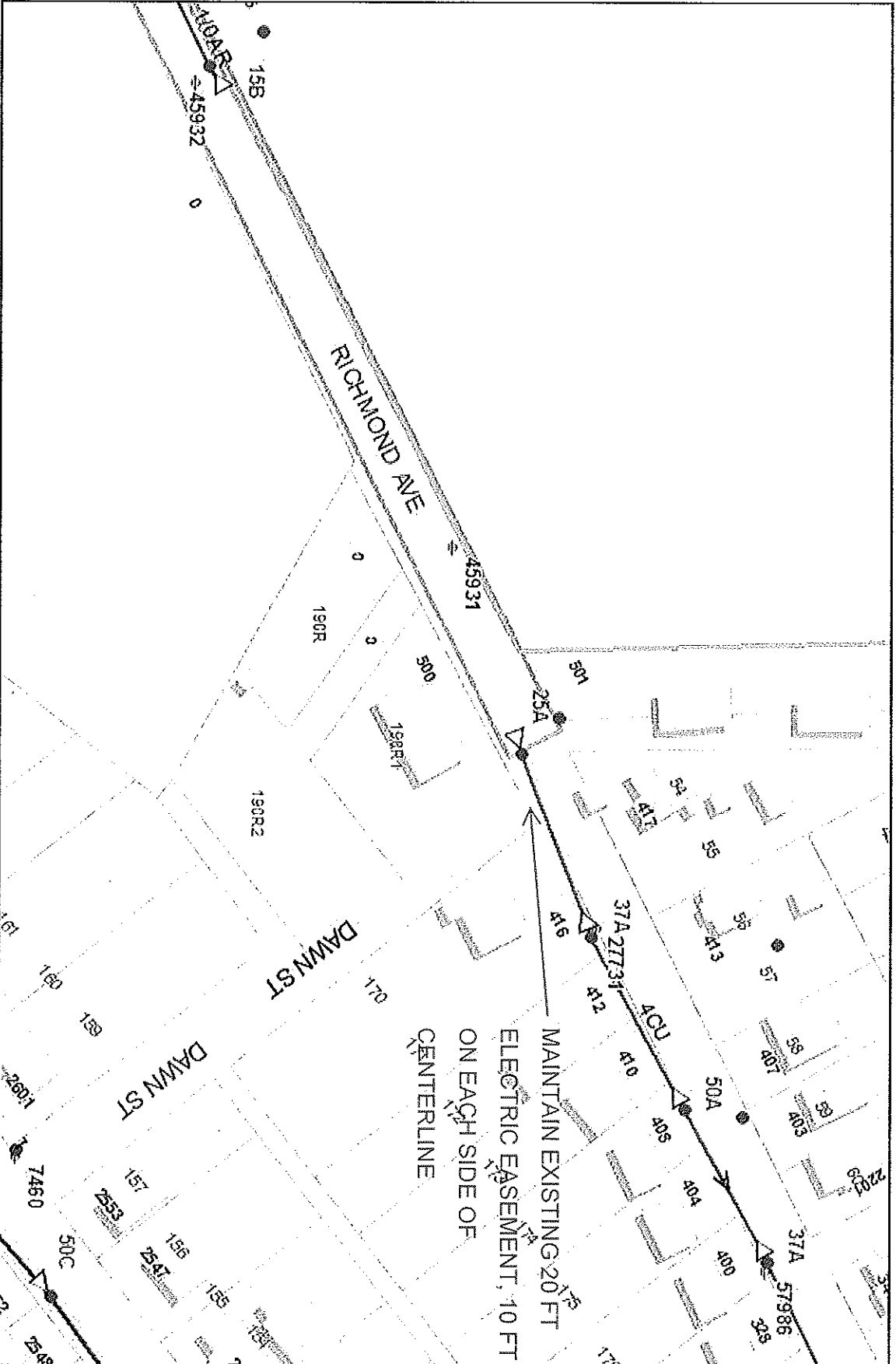
So long as these conditions are met, KUB has no objection to the closure of this right-of-way. If you have any questions regarding this matter, please call me at (865) 558-2291.

Sincerely,

Greg L. Patterson, P.E.
Engineering

glp/ggt

Enclosure



FILE NO. 7-C-13-SC
CLT MAP #94HQ

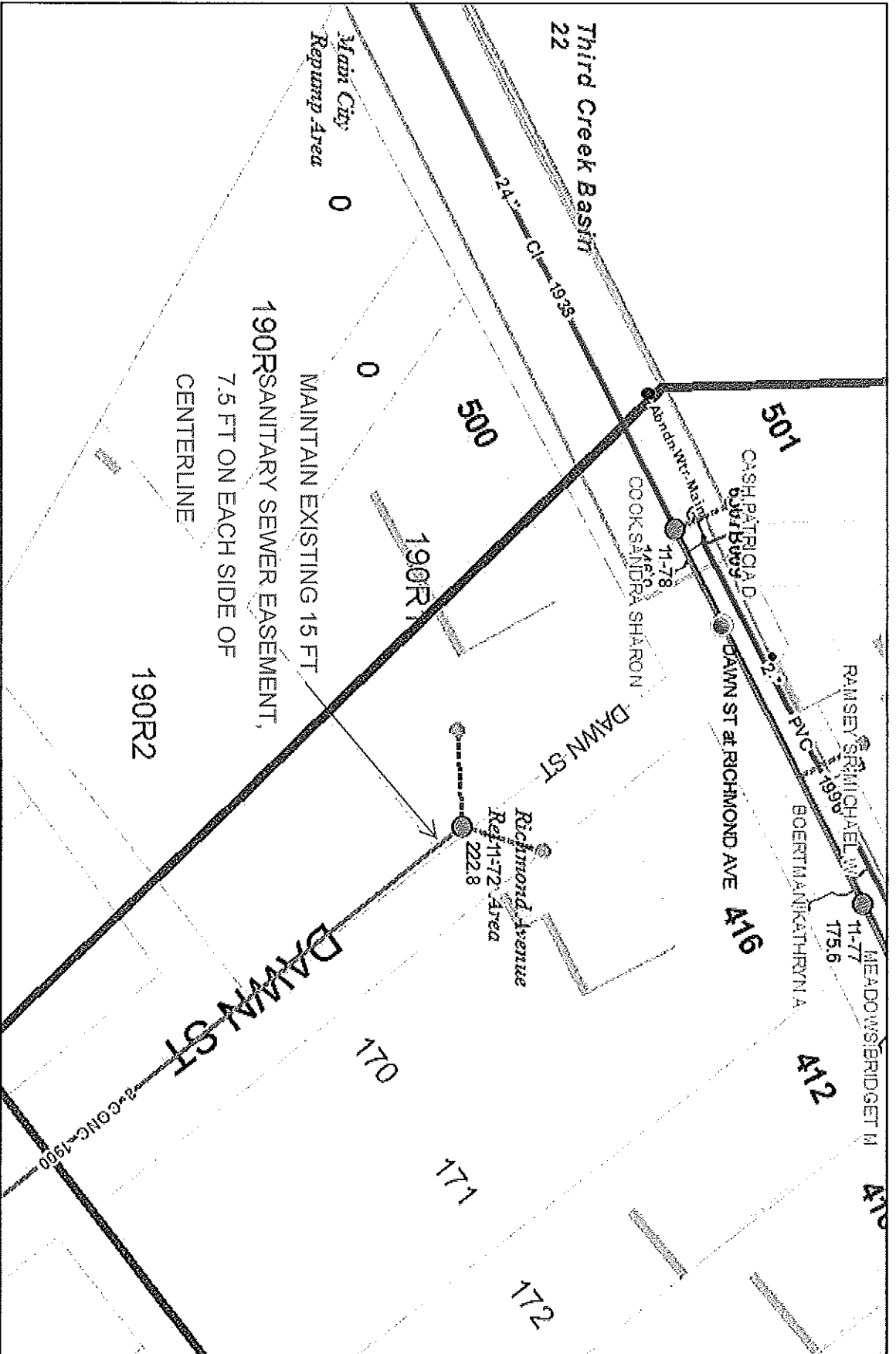
Street Closure (Dawn St)
PARCEL #5.02
CITY BLOCK(S) 23362 & 23382

Electric

Printed: 08/05/2013 13:57 PM



Knowlde, Utensios Board
Product Warning: This map was produced from the Landbase information system maintained by KGIS. This map should not be relied on for engineering, design, or surveying work or other similar type uses. The information on this map is dated and has no warranty of merchantability or warranty for fitness of use for a particular purpose, express or implied. This map is produced, printed, and distributed as is, with all faults.



FILE No. 7-C-13-SC
 CLT MAP #94HQ

Street Closure (Dawn St)
 PARCEL # 5, 0 2
 CITY BLOCK(S) 23362 & 23382

Sewer



Printed: 08/05/2012 14:55 PM

Kyowide Utilities Board
 Product Warning: This map was produced from the Landbase information system maintained by KGIS. This map should not be relied on for engineering, design, or surveying work or other similar type uses. The information on this map is stated and has no warranty of merchantability or warranty for fitness of use for a particular purpose, express or implied. This map is produced, printed, and distributed as is, with all faults.



Fire Prevention Bureau

City of Knoxville
400 Main Street, Suite 539
Knoxville, TN 37902

Memorandum

Date: June 10, 2013
To: Mike Brusseau
From: Sonny Partin, Deputy Fire Marshal
Subject: Request for Information on Right of Way Closures, Fire Department Review

Road Name	Review Status	Comments
1. Dawn St.	Approved	This area will not be needed to access any buildings.
2. All closures at Highland Circle and Drive	Approved	Existing roads will not be needed due to the new building and different site layout being constructed.