

▶ **FILE #:** 11-A-14-SC **AGENDA ITEM #:** 5
 POSTPONEMENT(S): 11/13/14, 5/10/2018 **AGENDA DATE:** 6/14/2018

▶ **APPLICANT:** TREVOR HILL

TAX ID NUMBER: 94 L L 001 [View map on KGIS](#)
 JURISDICTION: Council District 1
 SECTOR PLAN: Central City
 GROWTH POLICY PLAN: Urban Growth Area (Inside City Limits)
 ZONING: C-3 (General Commercial)
 WATERSHED: Second Creek

▶ **RIGHT-OF-WAY TO BE CLOSED:** Forest Ave
 ▶ **LOCATION:** Between eastern edge of Twelfth St. right-of-way and southwestern edge of World's Fair Park Dr. right-of-way

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

▶ **APPLICANT'S REASON FOR CLOSURE:** The City Engineering office suggested the closure.

DEPARTMENT-UTILITY REPORTS: The Fire Department is objecting to the closure. The City Engineering Department is recommending only a partial closure.

STAFF RECOMMENDATION:

- ▶ **RECOMMEND that City Council APPROVE the closure of the requested portion of Forest Ave., subject to any required easements, and subject to two conditions.**
1. Meeting all conditions of the attached Fire Inspection Report from the City of Knoxville, dated June 12, 2018.
 2. Meeting the conditions specified in the attached letter from the Knoxville Department of Engineering, dated June 1, 2018. This condition specified that the southernmost 10 feet of the right-of-way be excluded from the closure, to remain as public right-of-way for pedestrian connectivity.

With the recommended conditions, staff has received no objections from reviewing departments or utilities to this closure, and is therefore recommending approval.

COMMENTS:

The City of Knoxville Engineering has no objections to the proposed closure, but is recommending that a 10 ft. wide portion along the southern boundary remains open as public right-of-way for pedestrian connectivity and maintenance thereof. In 2014, when this proposal was originally considered, there was opposition from several City agencies, and staff recommended denial. After the untabling at the May 10, 2018 MPC meeting, a new public notification was done, a new sign was posted and new letters were sent out to reviewing agencies. Staff has received no objections to the closure, but has received conditional approval letters from City Engineering and Fire.

If approved, this item will be forwarded to Knoxville City Council for action on 7/17/2018 and 7/31/2018. 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.