

1ST READING 11/25/08
2ND READING 12/02/08
INDEX NO. _____

MR-2008-137
Jacquelyn C. Smith

ORDINANCE NO. 12191

AN ORDINANCE CLOSING AND ABANDONING THE UNNAMED DEDICATED RIGHT-OF-WAY DESIGNATED FOR BUILDING OF CONNECTIVITY TO HEWITT LANE PER CONDITIONS OF PRIOR ORDINANCE NO. 11705 LOCATED ON THE WEST LINE OF THE 1700 BLOCK OF HOLLY OAK LANE, MORE PARTICULARLY DESCRIBED HEREIN AND AS SHOWN ON THE MAPS AND DRAWINGS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.

WHEREAS, the City Engineer and the Chattanooga-Hamilton County Regional Planning Commission have reviewed the request for abandonment of an unnamed dedicated and unbuilt right-of-way required to be built to Hewitt Lane pursuant to the conditions of Ordinance No. 11705, regarding abandonment of other platted right-of-ways within the Shady Oaks Subdivision in 2005; and

WHEREAS, the Chattanooga-Hamilton County Regional Planning Commission has recommended approval of this request for abandonment and the City Engineer can recommend approval of this request, subject to certain conditions.

SECTION 1. BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That the unnamed dedicated right-of-way designated for building of connectivity to Hewitt Lane per conditions of Ordinance No. 11705 located on the west line of the 1700 block of Holly Oak Lane be and is hereby closed and abandoned, more particularly described below and as shown on the map and drawings attached hereto and made a part hereof by reference, subject to certain conditions:

Abandonment of an unnamed dedicated right-of-way beginning on the west line of the 1700 block of Holly Oak Lane thence some 177 feet southwestwardly to the southwest corner of Lot 11, Shady Oaks Subdivision, Plat Book 84, Page 7, ROHC, subject to certain conditions set forth in Section 2 of this Ordinance. Said right-of-way separates Lot 11 from Lot 12 of said subdivision. Tax Map 159A-C-041 and 042.

SECTION 2. BE IT FURTHER ORDAINED that this closure and abandonment shall be subject to the City retaining the existing easements for the existing sanitary sewer on lot 12, and that the City, AT&T, and Tennessee-American Water Company retain an easement in the center between lots 11 and 12 for the full length and 20 feet width of this platted right-of-way for future sewer relocation and/or easements for the utilities for existing and future use.

SECTION 3. BE IT FURTHER ORDAINED, That this Ordinance shall take effect two (2) weeks from and after its passage.

PASSED on Second and Final Reading

December 2, 2008.

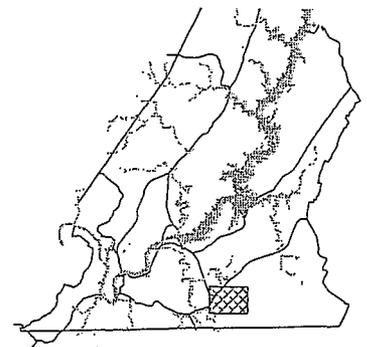
Linda Bennett
CHAIRPERSON

APPROVED: DISAPPROVED:

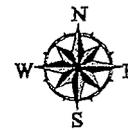
DATE: Dec. 5, 2008

[Signature]
MAYOR

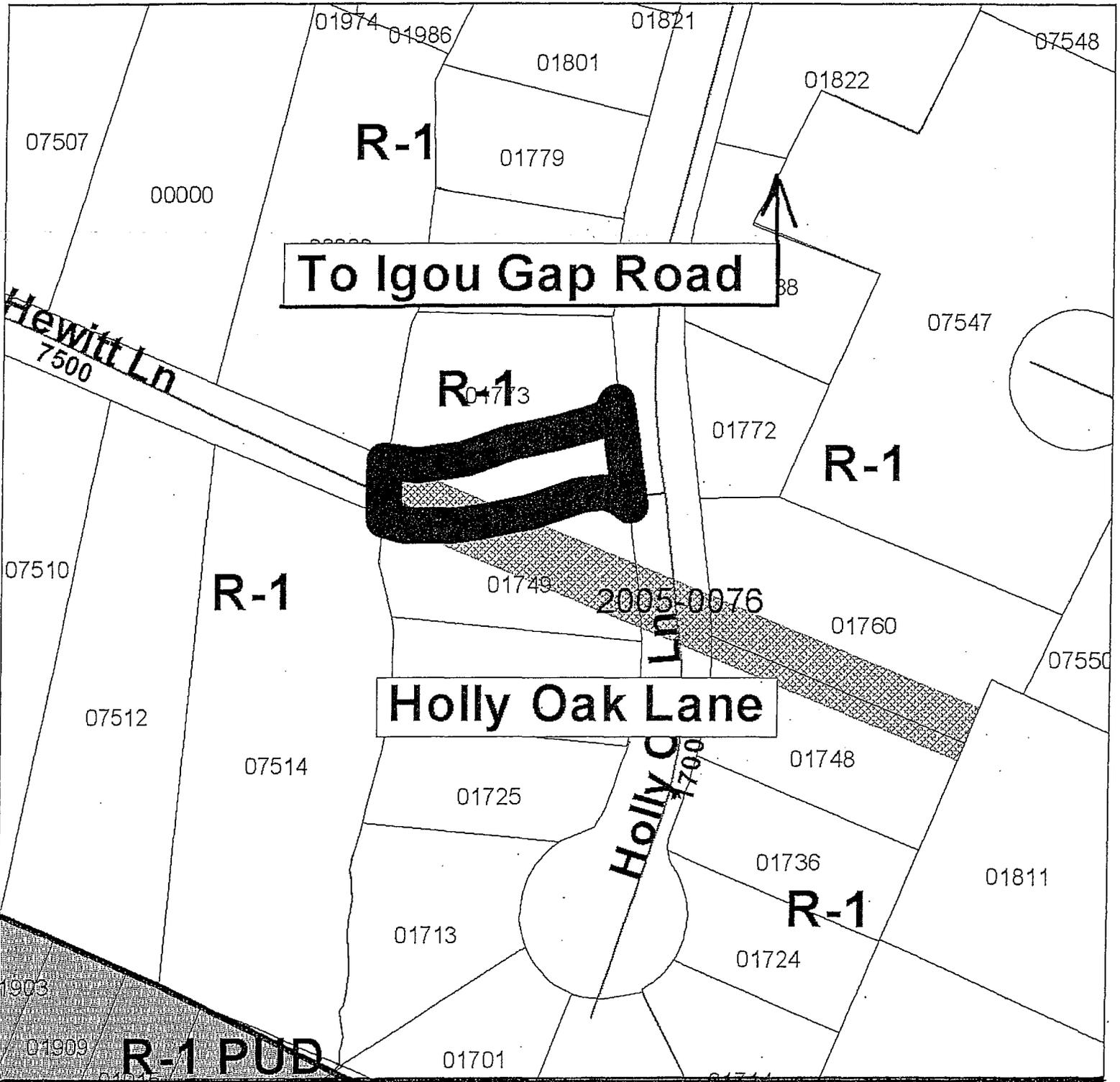
PAN/kac



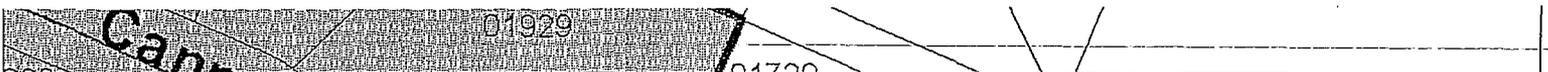
CHATTANOOGA
CASE NO.: 2008-0137
PC MEETING DATE: 8/11/2008
MR ABANDON STREET R-O-W

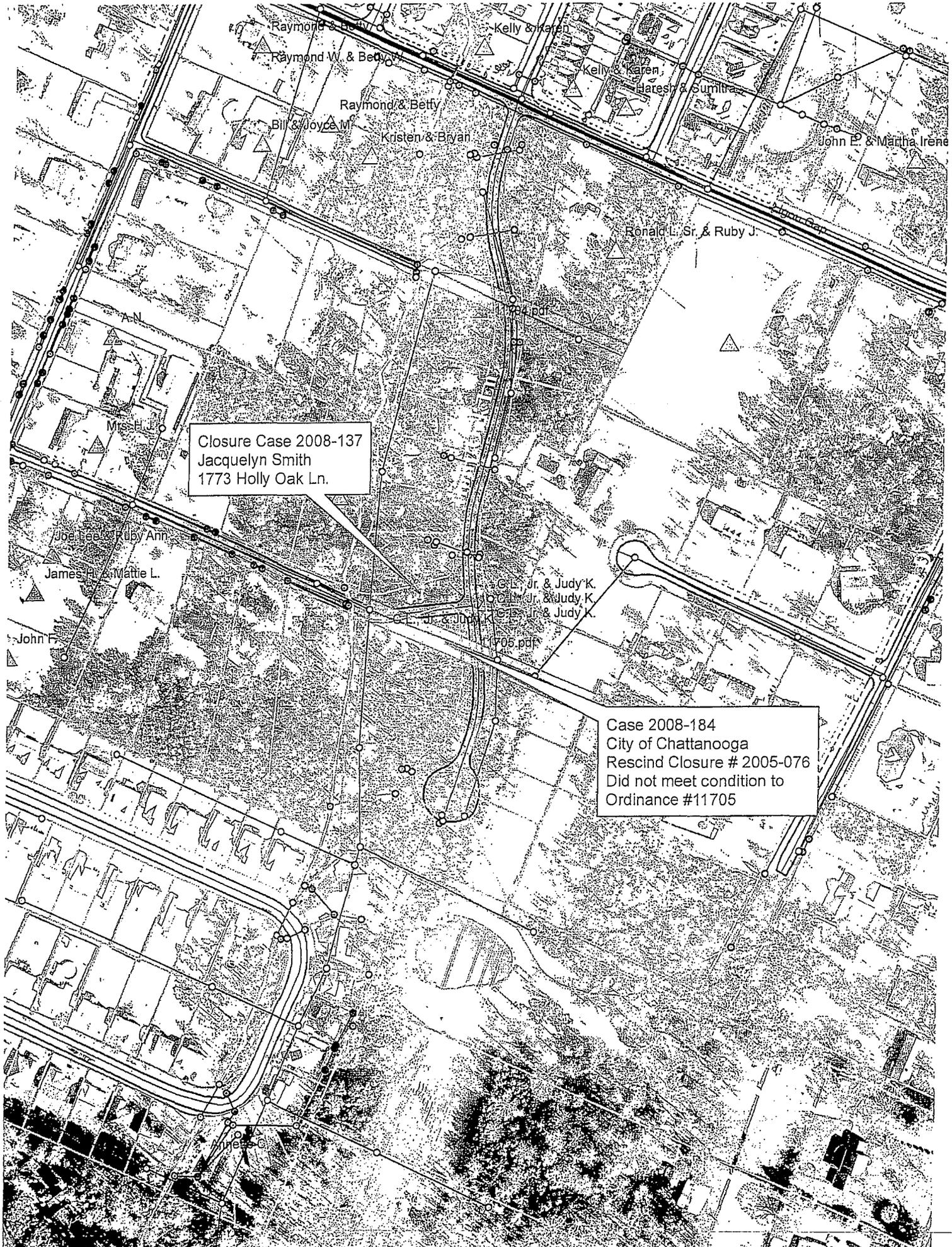


1 in. = 100.0 feet



PLANNING COMMISSION RECOMMENDATION FOR CASE NO. 2008-137: Approve, subject to approval of City Engineer and all public utilities.





Closure Case 2008-137
Jacquelyn Smith
1773 Holly Oak Ln.

Case 2008-184
City of Chattanooga
Rescind Closure # 2005-076
Did not meet condition to
Ordinance #11705

Raymond & Betty

Kelly & Karen

Raymond W. & Betty W.

Kelly & Karen

Harsh & Sumitra

Raymond & Betty

Bill & Joyce M.

Kristen & Bryan

John E. & Martha Irene

Ronald L. Sr. & Ruby J.

Mrs. H.

704.pdf

Joe Lee & Ruby Ann

James P. & Mattie L.

John F.

C. L. Jr. & Judy K.

C. L. Jr. & Judy K.

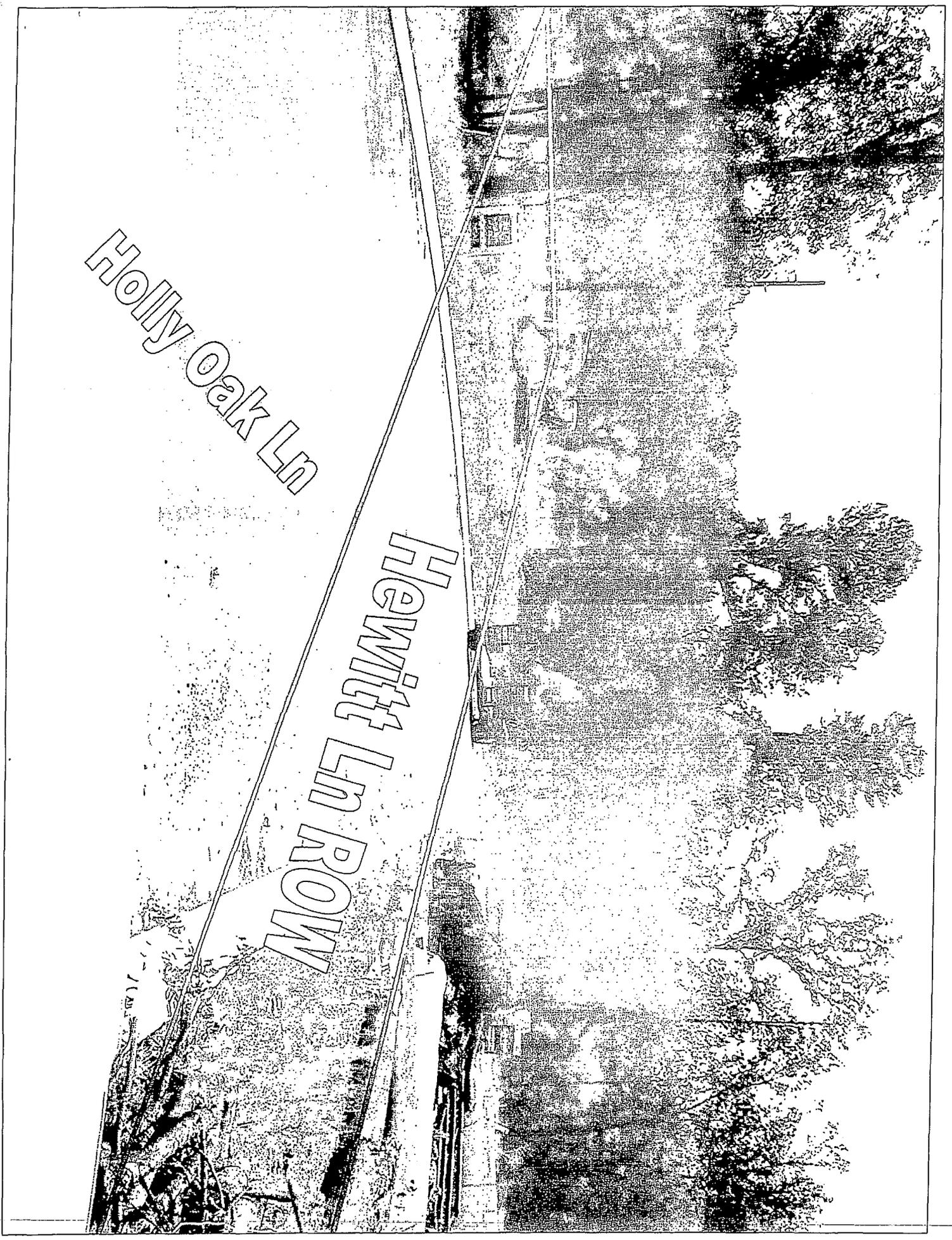
C. L. Jr. & Judy K.

11705.pdf

Mrs. C.

Holly Oak Ln

Hewitt Ln ROW



Platted connectivity was to go thru this area between 1773 & 1749 Holly Oak Ln. No curb cuts, pavement or radius's installed as depicted on the recorded plat or design drawings.



07.22.2008 18:18