

First Reading: September 14, 2021
Second Reading: September 21, 2021

MR-2021-0135
Stantec Consulting Services, LLC
c/o Jan Pass on behalf of
Tennessee Valley Railroad Museum
District 9

ORDINANCE NO. 13717

AN ORDINANCE CLOSING AND ABANDONING AN UNOPENED ALLEY IN THE 2000 BLOCK OF MUSEUM STREET, AS DETAILED ON THE ATTACHED MAP, SUBJECT TO CERTAIN CONDITIONS.

SECTION 1. BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That an unopened alley in the 2000 block of Museum Street, as detailed on the attached map, be and is hereby closed and abandoned:


Abandonment of an unopened alley beginning at the northeast corner of Tax Map 137I-A-004 thence northeast 190 feet to a dead end. Said alley separates Lot 1, Tennessee Valley Railroad Museum, North Chamberlain Campus, Plat Book 99, Page 184, ROHC, from Lot 56, Resubdivision of Lots 48 thru 71, Inclusive of Mission Park, Plat Book 6, Page 45, ROHC. Tax Map Numbers 137I-A-011 and 137H-D-009.

SECTION 2. BE IT FURTHER ORDAINED, That this Ordinance shall be approved subject to the following conditions:

- 1) The applicant shall obtain necessary permits and approvals from the City of Chattanooga Land Development Office as required for any subsequent construction work. Please note Council action for this item does not constitute a permit for construction.
- 2) Subject to the retention of a twenty (20') foot sanitary sewer easement as required by the City of Chattanooga, as attached to this Ordinance.

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: September 21, 2021



CHAIRPERSON

APPROVED: DISAPPROVED:



MAYOR

/mem

Memorandum

To: Ben Taylor
From: Brandon Sutton
cc: Eric Asboe
Date: August 24, 2021
Re: Stantec Consulting Services, LLC c/o Jan Pass for Tennessee Valley Railroad Museum (TVRM)
Case No. MR 2021-0135
Unopened Alley on the 2000 blk of Museum Street

RECOMMENDATION: APPROVAL WITH CONDITIONS

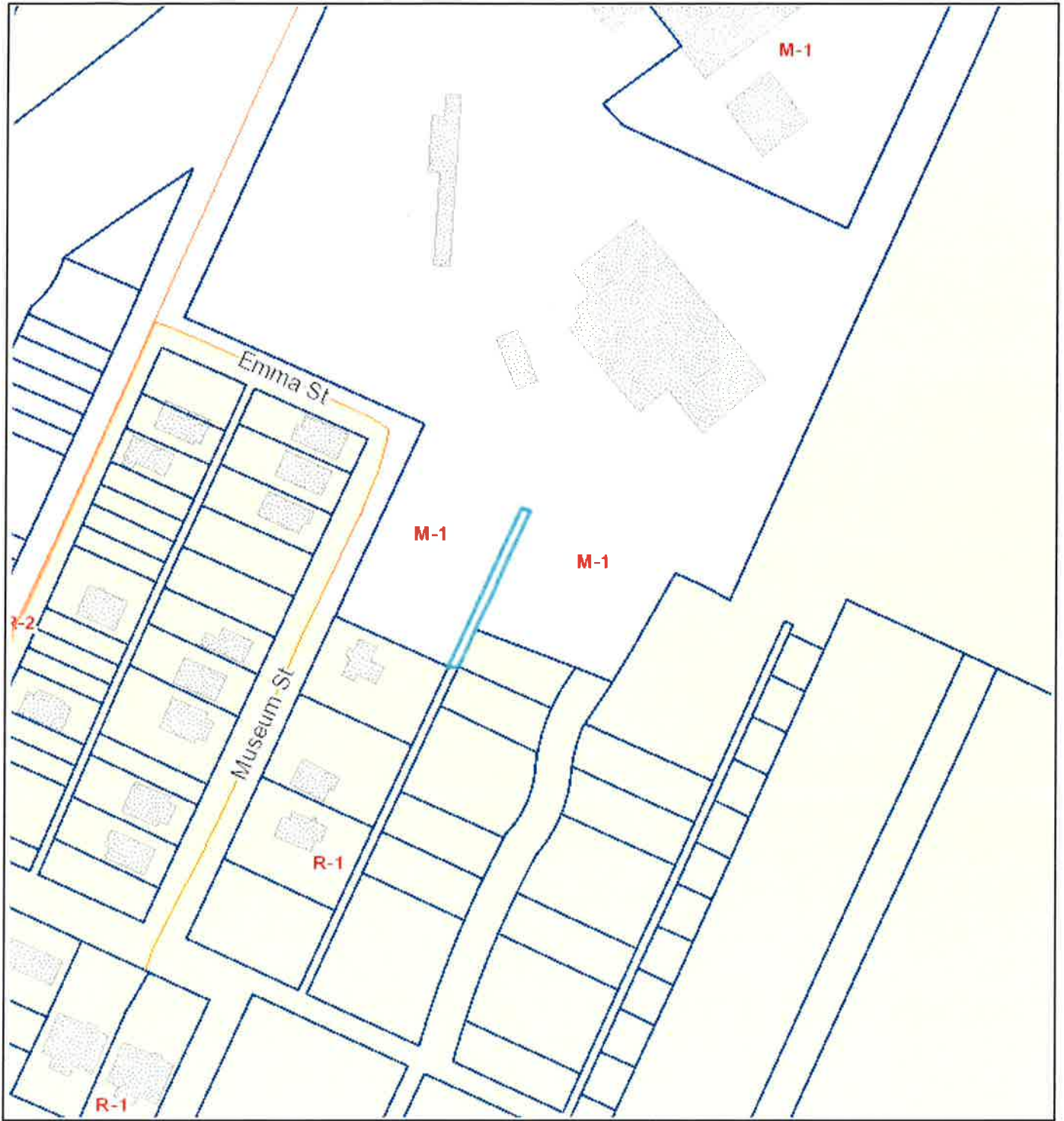
This application was received by the Chattanooga-Hamilton County Regional Planning Agency (RPA) on June 28, 2021 from Stantec Consulting Services, LLC c/o Jan Pass for Tennessee Valley Railroad Museum (TVRM). The applicant is requesting abandonment of an unopen alley right-of-way, as detailed in the attached resolution and summarized above. RPA staff recommended approval of the abandonment. The abandonment was approved by Planning Commission at its August 9, 2021 meeting (see attached case report and resolution).

After review, the requested right-of-way is classified as Tier 3. Tier 3 rights-of-way are dedicated for public use but are not maintained by the City. They are not physically open and provide no access to the abutting property owners or to utilities. The public has no further need to retain the requested alleyway right-of-way because prior abandonments prevent it from ever connecting to the north or back toward Emma Street. The requested abandonments allow the owner to have full use of the subject property and make adjustments to the abutting railway turntable, which is a significant private interest.

Therefore, I recommend the request for ***Abandonment of said portions of right-of-way be granted with the following conditions:***

- The applicant shall obtain necessary permits and approvals from the City of Chattanooga Land Development Office as required for any subsequent construction work. Please note Council action for this item does not constitute a permit for construction.
- Subject to the retention of a 20-foot sanitary sewer easement as required by the City of Chattanooga, as attached to this Ordinance.

MR 2021-0135 Abandonment



PLANNING COMMISSION RECOMMENDATION
FOR CASE NO. MR-2021-0135: Approve.