

First Reading: _____
Second Reading: _____

MR-2013-051
Valor
c/o Ken Defoor Properties

ORDINANCE NO. _____

AN ORDINANCE CLOSING AND ABANDONING A PORTION OF THE NORTHERN RIGHT-OF-WAY OF THE 2100 BLOCK OF NORTHPOINT BOULEVARD, SUBJECT TO CERTAIN CONDITIONS.

SECTION 1. BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That a portion of the northern right-of-way of the 2100 block of Northpoint Boulevard, more particularly described herein, and as shown on the maps attached hereto and made a part hereof by reference, be and is hereby closed and abandoned:

Abandonment of a portion of the northern right-of-way of the 2100 block of Northpoint Boulevard beginning some 39 feet southeast of the southwest corner of Tax Map 110H-E-044 thence southeast along the north line of Northpoint Boulevard some 92 feet as shown in "Exhibit A" drawn by SBT on 3/14/2013 of Map Engineers. Said right of way separates parts of Lots 23 and 27, Final Plat of Corporate Image at Northgate Subdivision, Plat Book 90, Page 107, ROHC from Northpoint Boulevard. Tax Map No. 110H-E-004.42 and 004.49.

SECTION 2. BE IT FURTHER ORDAINED, That this closure and abandonment shall be subject to an easement for Comcast and AT&T Southeast.

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:_____

CHAIRPERSON

APPROVED:____ DISAPPROVED:____

MAYOR

/mms

City of Chattanooga



Resolution Request Form

(This form is only required for resolutions requiring expenditure of City funds)

Date: June 25, 2013

Preparer: William C. Payne *[Signature]*

Department: Public Works - Engineering

Brief Description of Purpose for Resolution:

Resolution Number (if approved by Council):

District 8

A City Council Action is requested to approve the request of Valor c/o of Ken Defoor Properties for the abandonment of a portion of the north right-of-way of the 2100 block of Northpoint Boulevard, subject to an easement for Comcast and AT&T Southeast as referenced in Case No. 2013-051.

Name of Vendor/Contractor/Grant, etc.	N/A	New Contract/Project? (Yes or No)	N/A
Total project cost \$	N/A	Funds Budgeted? (YES or NO)	N/A
Total City of Chattanooga Portion \$	N/A	Provide Fund	N/A
City Amount Funded \$	N/A	Provide Cost Center	N/A
New City Funding Required \$	N/A	Proposed Funding Source if not budgeted	N/A
City's Match Percentage %	N/A	Grant Period (if applicable)	N/A

List all other funding sources and amount for each contributor.

Amount(s)	Grantor(s)

Agency Grant Number

CFDA Number if known

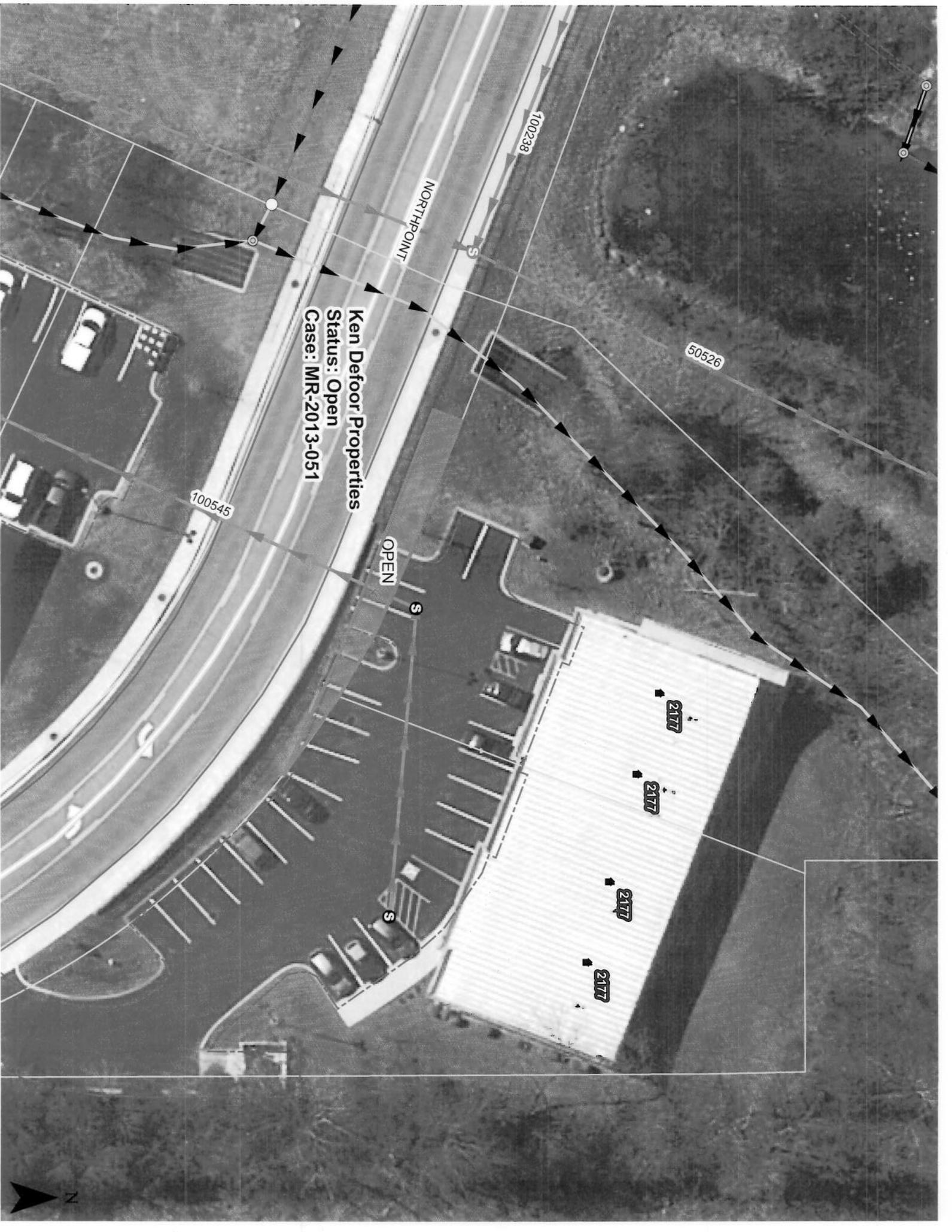
Other comments: (Include contingency amount, contractor, and other information useful in preparing resolution)

Approved by: *[Signature]*

Reviewed by: FINANCE OFFICE

DESIGNATED OFFICIAL/ADMINISTRATOR

Please submit completed form to @budget, City Attorney and City Finance Officer



Ken Defoor Properties
Status: Open
Case: MR-2013-051

NORTHPOINT

100238

50526

100545

OPEN

2177

2177

2177

2177





CITY OF CHATTANOOGA
PUBLIC WORKS DEPARTMENT
UNIFIED WORK ORDER

Project/Funding:

Work Order Number: * 115779 *

Address: 2100 NORTHPOINT BOULEVARD

Tax Map/Grid: 110B

Required Work Type: ENG - RPA Cases		Category: ADMIN		Date Needed: 7/4/2013	
WO Initiated: 6/24/2013 12:45:33 PM	Initiated By: KING, CAROL A	Requested By:	Priority: 3	District: 3	Transferred To/Submitted to: BOWEN, EDWARD L - 6/24/2013 12:49:19 PM
					Status: UNDIRV

Instructions:

Comments:
 By KING, CAROL A: 6/24/2013 12:52:17 PM
 R.O.W. for road construction was granted to City by property owner. R.O.W. encroached upon existing parking lot. Request to abandon 342 square feet + or - of R.O.W. for encroachment area to allow for possible future parking lot expansion.

Date Completed: _____ **Supervisor:** _____ **WO Closed :** _____

Associated Service Request(s), If Any:

SR#	Date/Time Init.	Priority	Description	Problem Address
Customer Name	VALOR / KEN	Customer Work Phone	Customer Home Phone	Customer Zip
DEHOOR PROPERTIES	423-855-0784			2100 NORTH POINT BLVD 37421

Ken@deHoorddevelopments.com

Work Comments/Results:

Patton Angela

From: Brett Tabor <btabor@epbfi.com>
Sent: Tuesday, May 21, 2013 4:23 PM
To: Patton Angela
Subject: Case 2013-051

Angela,

We still have not received any update on the status of Case 2013-051, the abandonment of a portion of Northpoint Blvd. I have spoken with both Bill Cannon and Ed Bowen previously without getting a definitive answer as to who is actually reviewing this case, and when it could be expected to go before City Council. Is there someone who can assist with this matter?

Thanks,

Brett Tabor
M.A.P. Engineers
7380 Applegate Lane
Chattanooga, TN 37421
Ph: 423-855-5554
Fax: 423-485-8110
mapengr@epbfi.com

CLOSURE/ABANDONMENT APPLICATION FORM

CASE NUMBER: MR 2013-051		Date Submitted: 03-14-2013	
(Sections 1-6 below to be filled out by Applicant- RPA staff will assist, if needed)			
1 Applicant Request (Mandatory Referral per TCA 13-4-104)			
Closure/Abandonment	<input type="checkbox"/> Alley	<input checked="" type="checkbox"/> Street	<input type="checkbox"/> Sewer
	Name of Street or Right-Of-Way: 2100 block of Northpoint Boulevard		
	<input checked="" type="checkbox"/> Open	<input type="checkbox"/> Unopened	Length/Width: 92'L x 5'W +or-
	Beginning: Approximately 39 Feet from the left property line of lot 27		
	Ending: & extending northeast approximately 92' + or -		
2 Property Information			
Property Address:	2100 Northpoint Boulevard		
Property Tax Map Number(s):	110H-E-004.49 & 004.42		
3 Proposed Development			
Reason for Request and/or Proposed Use:	R.O.W. for road construction was granted to City by property owner. R.O.W. encroaches upon existing parking lot. Request to abandon 342 square feet + or - of R.O.W. for encroachment area to allow for possible future parking lot expansion.		
4 Site Characteristics			
Current Zoning:	C-2 Convenience Commercial		
Current Use:	Office		
Adjacent Uses:	Office		
5 Applicant Information			
All communication will be with the Applicant. If the applicant is not the property owner, the RPA requires a letter from the property owner(s) confirming that the applicant has permission to file this application on his/her behalf.			
Name: Valor/Ken Defoor Properties		Address: 6110 Shallowford Road	
Check one:	<input checked="" type="checkbox"/> I am the property owner	<input type="checkbox"/> I am not the property owner	
City: Chattanooga	State: TN	Zip Code: 37421	Email: ken@defoordevelopments.com
Phone 1: 423-855-0784	Phone 2:	Phone 3:	Fax:
6 Property Owner Information (if not applicant)			
Name: Same		Phone:	
Address:			
Office Use Only:			
Planning District: 5		Neighborhood: Hixson Neighborhood	
Hamilton Co. Commission District: 3	Chattanooga Council District: 3	Other Municipality:	
Staff Rec:	PC Action/Date:	Legislative Action/Date/Ordinance:	
Checklist			
<input checked="" type="checkbox"/> Application Complete	<input checked="" type="checkbox"/> Ownership Verification	<input checked="" type="checkbox"/> Map of Proposed Zoning Area with dimensions	
<input type="checkbox"/> Site Plan, if required	Total Acres to be considered:	<input checked="" type="checkbox"/> Deeds	<input checked="" type="checkbox"/> Plats, if applicable
Deed Book(s): 8879-354, 6414-354			
Plat Book/Page: 90-107		<input checked="" type="checkbox"/> Notice Signs	Number of Notice Signs: 1
<input checked="" type="checkbox"/> Filing Fee: 350.00	Cash	<input checked="" type="checkbox"/> Check	Check Number: 5652
Planning Commission meeting date: 04-08-2013		Application processed by: Marcia Parker	

Applicant Signature: _____

Signature verifies that applicant has read, understands all of the information on the application for the above case number, agrees with information provided and is responsible for installing and maintaining Notice Sign(s).



REGIONAL PLANNING AGENCY
DEVELOPMENT RESOURCE CENTER
DEVELOPMENT SERVICES 1250 MARKET ST.
Chattanooga, Tennessee 37402
423-668-2287

Dear Property Owner:

This notice is sent to you as a courtesy to inform you that an application has been made for a change in your neighborhood. A description of the proposed change is included below.

This notice does not require action on your part, nor is it a summons. However, if you wish to support or oppose the proposed change, you may want to attend a public hearing to be held by the Chattanooga-Hamilton County Regional Planning Commission.

The hearing will take place at **1:00 p.m. In County Commission Room, Hamilton County Court House, 4th Floor, 625 Georgia Avenue, Chattanooga, Tennessee.**

The Planning Commission recommendation will be sent to the local government having jurisdiction, for their action.

Schedules of when cases will be heard by local governments (if not deferred at Planning Commission)

City of Chattanooga: Second Tuesday of the following month, 6:00 p.m. (closures will be placed on agenda by the City Engineers Office)

Hamilton County: Third Wednesday of the following month, 9:30 a.m.

DATE OF PUBLIC HEARING: April 8th, 2013

TIME: 1:00 PM

**LOCATION: County Commission Room, 4th Floor
Hamilton County Court House
625 Georgia Avenue
Chattanooga, Tennessee 37402**

CASE NO. MR 2013-051

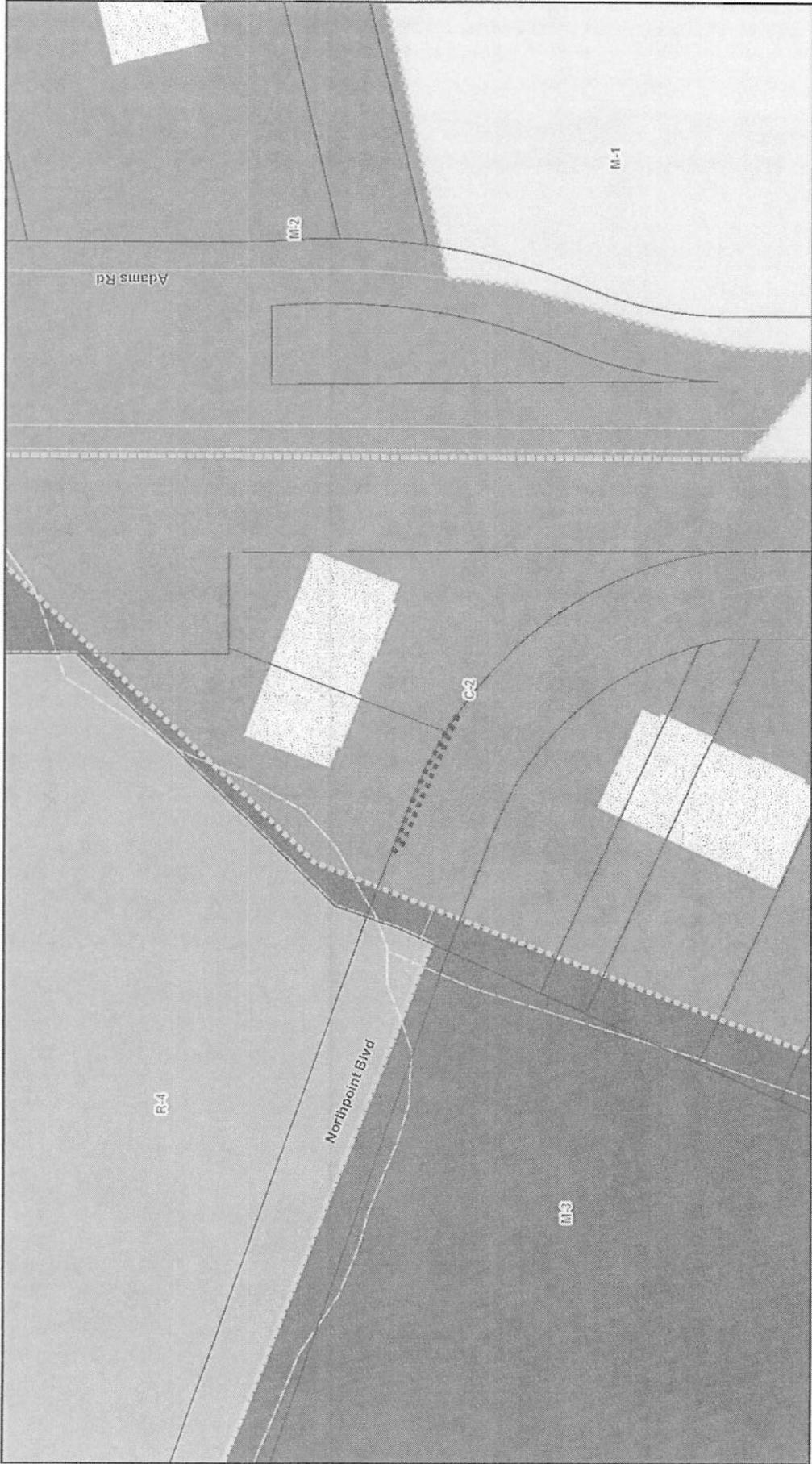
JURISDICTION: Chattanooga

APPLICANT: Valor/Ken Defoor Properties

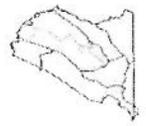
TYPE OF CHANGE: Abandonment of small portion of Northpoint Boulevard beginning at the corner of the left property line of lot 27 & extending northeast approximately 342 feet plus or minus

LOCATION: 2177 Nortpoint Boulevard

(SEE MAP ON REVERSE SIDE)



MR 2013-051 Abandonment of a portion of the 2100 blk of Northpoint Blvd Right-of-Way



86 ft



Chattanooga Hamilton County Regional Planning Agency



Comcast Cable
2030 E Polymer Drive, P.O. Box 182249
Chattanooga, TN 37422

March 21, 2013

Regional Planning Agency
1250 Market Street
Suite 2000 Development Resource Center
Chattanooga, Tennessee 37402

RE:Case # 2013-051

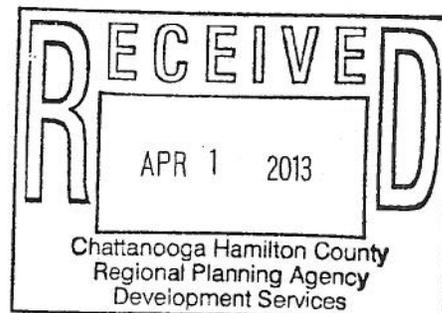
Dear Marcia:

Comcast does not concur to the closure case(s). Comcast has active service, on a portion of the proposed closure. Comcast would agree to the closure if an alternate route was provided and the rerouting of existing plant was performed at no cost to Comcast.

Sincerely,

Mike Schlote

Mike Schlote
Construction Coordinator



Abandonment/Closure Cards

Case No.	Closure O.K.	
	Yes	No
MR 2013-051	<input checked="" type="checkbox"/>	<input type="checkbox"/>

* Comments forthcoming

Watt. of inspection
 Mike Wolfe
 Positive

Electric Power Board
 Billy Meche

Abandonment/Closure Cards

Case No.	Closure O.K.	
	Yes	No
MR 2013-051	<input checked="" type="checkbox"/>	<input type="checkbox"/>

* Comments forthcoming

Abandonment/Closure Cards

Case No.	Closure O.K.	
	Yes	No
MR 2013-051	<input checked="" type="checkbox"/>	<input type="checkbox"/>

* Comments forthcoming

Will Gault
 on mounts

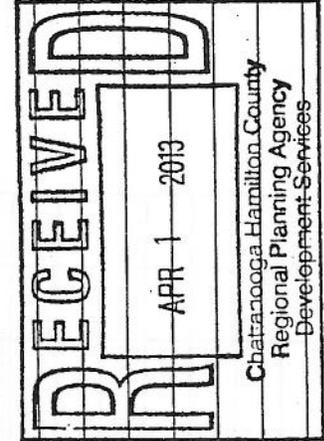
Please reserve any existing or
 future facilities inside the
 proposed abandon ment area.

Abandonment/Closure Cards

Case No.	Closure O.K.	
	Yes	No
MR 2013-051	<input type="checkbox"/>	<input checked="" type="checkbox"/>

* Comments forthcoming

Comcast Cable
 Mike Schlotz



Abandonment/Closure Cards

Case No.	Closure O.K.	
	Yes	No
MR 2013-051	<input checked="" type="checkbox"/>	<input type="checkbox"/>

* Comments forthcoming

Dept. of Transportation
Jackie Wolfe

Abandonment/Closure Cards

Case No.	Closure O.K.	
	Yes	No
MR 2013-051		<input checked="" type="checkbox"/>

* Comments forthcoming

Bell South
Jon Mounts

Please reserve any existing or future facilities inside the proposed abandon ment area.

Abandonment/Closure Cards

Case No.	Closure O.K.	
	Yes	No
MR 2013-051	<input checked="" type="checkbox"/>	<input type="checkbox"/>

* Comments forthcoming

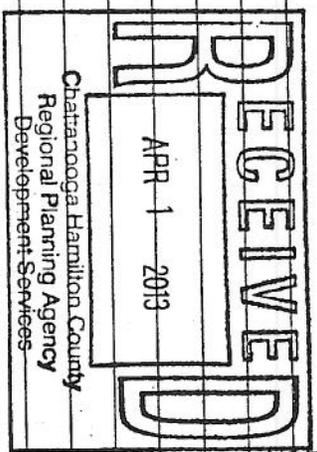
Electric Power Board
Billy McBehe

Abandonment/Closure Cards

Case No.	Closure O.K.	
	Yes	No
MR 2013-051		<input checked="" type="checkbox"/>

* Comments forthcoming

Comcast Cable
Mike Schlote



City Police Dept
David Frye

Traffic Engineer
John VanWinkle

Abandonment/Closure Cards

Case No.	Closure O.K.	
	Yes	No
MR 2013-051	<input checked="" type="checkbox"/>	<input type="checkbox"/>

* Comments forthcoming

Abandonment/Closure Cards

Case No.	Closure O.K.	
	Yes	No
MR 2013-051 David Frye	<input checked="" type="checkbox"/>	<input type="checkbox"/>

* Comments forthcoming

Abandonment/Closure Cards

Case No.	Closure O.K.	
	Yes	No
MR 2013-051	<input checked="" type="checkbox"/>	<input type="checkbox"/>

* Comments forthcoming

Electric Tower Board
Billy McEhee

Abandonment/Closure Cards

Case No.	Closure O.K.	
	Yes	No
MR 2013-051 Harold Hyde	<input checked="" type="checkbox"/>	<input type="checkbox"/>

* Comments forthcoming

Chattanooga Gas Company
Harold Hyde

Chattanooga Fire Dept.
Randall Herron

Abandonment/Closure Cards

Case No.	Closure O.K.	
	Yes	No
MR 2013-051	PH	

* Comments forthcoming

Hixson utility

Abandonment/Closure Cards

Case No.	Closure O.K.	
	Yes	No
MR 2013-051	<input checked="" type="checkbox"/>	<input type="checkbox"/>

* Comments forthcoming