

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE ACQUISITION OF FIVE HUNDRED THIRTY-FOUR SQUARE FEET (534'), MORE OR LESS, RELATIVE TO CONTRACT NO. T-14-041, VIRGINIA AVENUE NEIGHBORHOOD GREENWAY PROJECT, BEING A PORTION OF TRACT 2, 4001 ST. ELMO AVENUE, TAX MAP NO. 155O-F-018, MR-2015-126, WITH TRANSACTION COMPLETION CONTINGENT UPON THE PAYMENT OF ALL DELINQUENT PROPERTY TAXES, CURRENT PROPERTY TAXES, AND BOTH DELINQUENT AND CURRENT STORM WATER FEES BY THE PROPERTY OWNERS WITH SUBSEQUENT PAYMENT OF THREE THOUSAND EIGHT HUNDRED FIFTY DOLLARS (\$3,850.00) TO THE PROPERTY OWNERS, LEBRON ANTHONY DAVIS AND LISA H. DAVIS.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That it is hereby authorizing the acquisition of 534 square feet, more or less, relative to Contract No. T-14-041, Virginia Avenue Neighborhood Greenway Project, being a portion of Tract 2, 4001 St. Elmo Avenue, Tax Map No. 155O-F-018, MR-2015-126, with transaction completion contingent upon the payment of all delinquent property taxes, current property taxes, and both delinquent and current storm water fees by the property owners with subsequent payment of \$3,850.00 to the property owners, Lebron Anthony Davis and Lisa H. Davis.

This acquisition was approved by the Planning Commission on October 12, 2015, and requires Council approval.

ADOPTED: _____, 2015

/mem

City of Chattanooga



Resolution/Ordinance Request Form

Date Prepared: December 4, 2015

Preparer: Blythe Bailey

Department: TRANSPORTATION

Brief Description of Purpose for Resolution/Ordinance: Res./Ord. # _____ Council District # 7

A RESOLUTION AUTHORIZING THE ACQUISITION OF 534 SQUARE FEET, MORE OR LESS, RELATIVE TO CONTRACT NO. T-14-041, VIRGINIA AVENUE NEIGHBORHOOD GREENWAY PROJECT, BEING A PORTION OF TRACT 2, 4001 ST. ELMO AVENUE, TAX MAP NO. 1550-F-018, THIS CONFIRMING APPROVAL OF THE CHATTANOOGA-HAMILTON COUNTY REGIONAL PLANNING COMMISSION ON OCTOBER 12, 2015, MR-2015-126, WITH TRANSACTION COMPLETION CONTINGENT UPON THE PAYMENT OF ALL DELINQUENT PROPERTY TAXES, CURRENT PROPERTY TAXES AND BOTH DELINQUENT AND CURRENT STORM WATER FEES BY THE PROPERTY OWNERS WITH SUBSEQUENT PAYMENT OF THREE THOUSAND EIGHT HUNDRED FIFTY DOLLARS (\$3,850.00) TO THE PROPERTY OWNERS, LEBRON ANTHONY DAVIS AND LISA H. DAVIS.

Name of Vendor/Contractor/Grant, etc. Lebron Anthony & Lisa H. Davis

New Contract/Project? (Yes or No) NO

Total project cost \$ \$3,850.00

Funds Budgeted? (YES or NO) YES

Total City of Chattanooga Portion \$ \$3,850.00

Provide Fund 4022

City Amount Funded \$ \$3,850.00

Provide Cost Center P20502

New City Funding Required \$ \$0.00

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)

This acquisition was approved by the Planning Commission on October 12, 2015 and requires Council approval.

Approved by: _____

Reviewed by: FINANCE OFFICE

DESIGNATED OFFICIAL/ADMINISTRATOR

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

Revised: 1/26/09

MAIL TAX BILL TO:
Lebron Anthony & Lisa H. Davis
60 Neal Drive
Rossville, GA 30741

THIS INSTRUMENT PREPARED BY:
City of Chattanooga
Transportation Department
Development Resource Center
1250 Market Street, Suite 3030
Chattanooga, Tennessee 37402

TRACT NO. 2
TAX MAP NO. 1550 F 018

RIGHT-OF-WAY DEED

FOR AND IN CONSIDERATION OF THREE THOUSAND EIGHT HUNDRED FIFTY DOLLARS (\$3,850.00) in hand paid and other good and valuable considerations, the receipt and sufficiency of which is hereby acknowledged, Lebron Anthony & Lisa H. Davis, the owners of Property No. 1550-F-018, as shown on a Hunnicutt Tax Map, in the City of Chattanooga, Tennessee, hereby gives, grants, bargains, sells, and conveys unto the City of Chattanooga, Tennessee, a municipal corporation, its successors and assigns, a right-of-way for public street purposes over and across the hereinafter described lands.

SITUATED in the City of Chattanooga, Hamilton County, Chattanooga, Tennessee, and being known and designated as Part of Lot 1, of East Side Property A.M. Johnson, as shown on the map of the same as recorded in Plat Book M2, Page 17, also being the same property referenced as Hunnicutt Tax Map No. 1550-F-018, as shown by deed of record in Book 8259, page 0765, in the office of the Register of Hamilton County, Tennessee. Said right-of-way being more particularly described as follows, to wit:

BEGIN AT A POINT which is the Northeastern corner of the referenced property referenced as Hunnicutt Tax Map No. 1550-F-018, being the Western right-of-way line of St. Elmo Avenue and the Southern right-of-way line of 40th street said point being the Point of Beginning (P.O.B.); thence along the Western right-of-way of St. Elmo Avenue, head South 18 degrees 42 minutes 26 seconds West a distance of 35.14 feet; thence along a curve to the right having a Chord Bearing of South 30 degrees 28 minutes 31 seconds West a Chord Distance of 26.51 feet, curve having a radius of 65.00 feet with an arc length of 26.70 feet; thence continuing along said right-of-way head South 42 degrees 14

minutes 36 seconds West a distance of 9.30 feet; thence leaving said right-of-way head North 18 degrees 30 minutes 40 seconds East a distance of 69.86 to the Southern right-of-way of 40th Street; thence along said right-of-way head South 69 degrees 09 minutes 33 seconds East a distance of 9.32 feet to the POINT OF BEGINNING; with a total area of 534 square feet, more or less, all as shown on Drawing No. T-14-041, Tract No 2, dated December 8, 2015.

TO HAVE AND TO HOLD the above described property as a right-of-way for Public Street purposes unto the City of Chattanooga, Tennessee, its successors and assigns.

IN WITNESS WHEREOF, we have hereunto set our hands this _____ day of _____ 2015.

Name

Name

STATE OF TENNESSEE:

COUNTY OF HAMILTON:

On this _____ day of _____, 2015, before me personally appeared _____ and _____ with whom I am personally acquainted, and who upon oath acknowledged themselves to be the persons described in the foregoing instrument and acknowledged that they executed the same as their free act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and Notarial Seal.

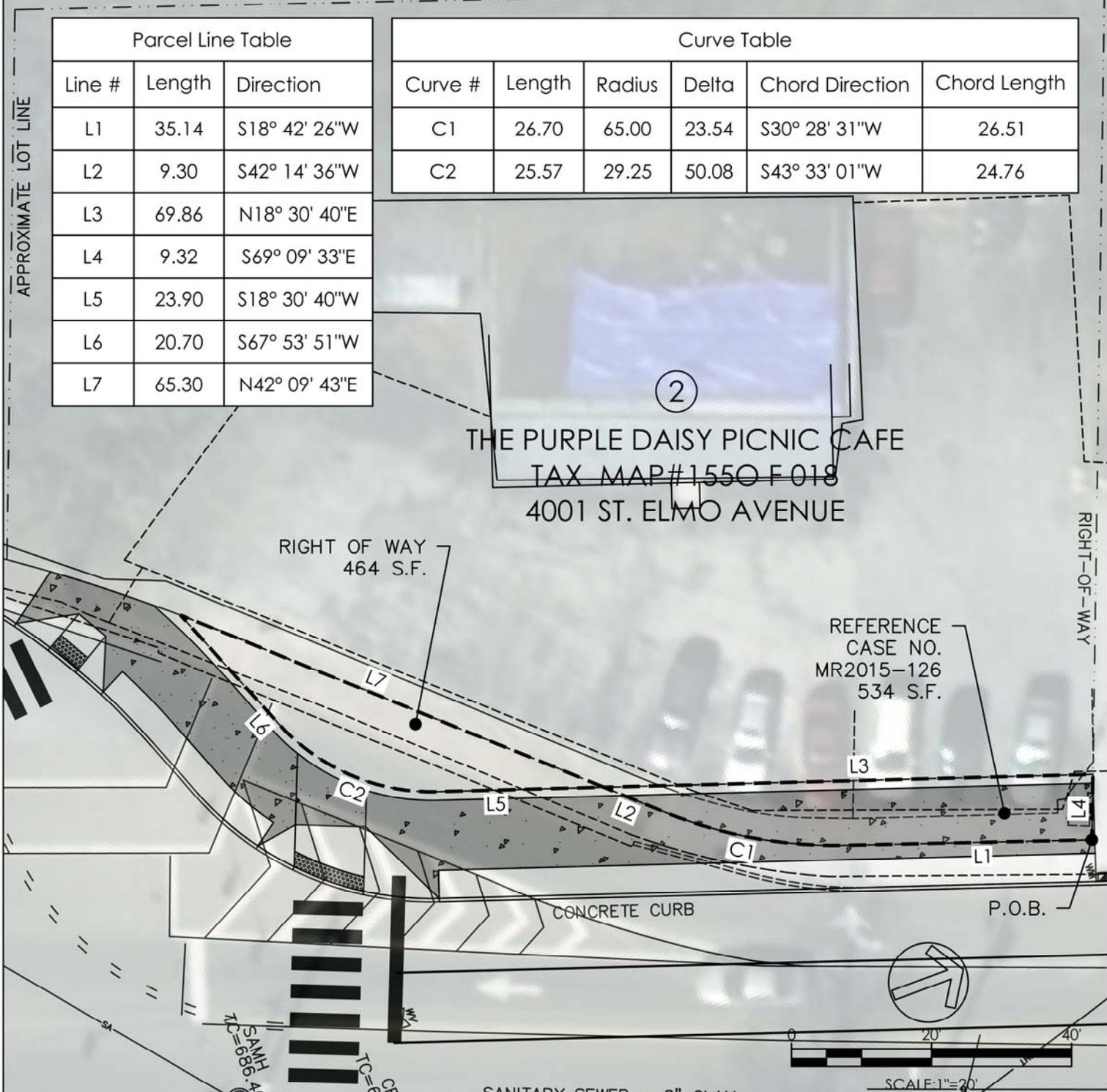
NOTARY PUBLIC

My Commission Expires: _____

APPROXIMATE LOT LINE

Parcel Line Table		
Line #	Length	Direction
L1	35.14	S18° 42' 26"W
L2	9.30	S42° 14' 36"W
L3	69.86	N18° 30' 40"E
L4	9.32	S69° 09' 33"E
L5	23.90	S18° 30' 40"W
L6	20.70	S67° 53' 51"W
L7	65.30	N42° 09' 43"E

Curve Table					
Curve #	Length	Radius	Delta	Chord Direction	Chord Length
C1	26.70	65.00	23.54	S30° 28' 31"W	26.51
C2	25.57	29.25	50.08	S43° 33' 01"W	24.76



REFERENCE CASE NO. MR2015-126 534 S.F.

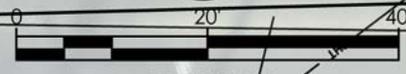
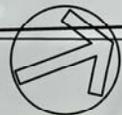
②
THE PURPLE DAISY PICNIC CAFE
TAX MAP #1550 F 018
4001 ST. ELMO AVENUE

RIGHT OF WAY
464 S.F.

CONCRETE CURB

P.O.B.

SANITARY SEWER - 8" CLAY



TRACT NO. 2	OWNERSHIP	DEED BOOK 8259	PAGE 765	R/W REQUIRED SQ. FEET 534
	LEBRON ANTHONY & LISA H. DAVIS 60 NEAL DRIVE ROSSVILLE, GA 30741			
PREPARED BY AND FOR CITY OF CHATTANOOGA		SCALE: 1"=20'		DATE: 12/8/2015
				DWG. NO. T-14-041

MR-2015-126 City of Chattanooga
October 12, 2015

RESOLUTION

WHEREAS, City of Chattanooga Real Property Office/Gail Hart & Anthony Lebron & Lisa H. Davis petitioned the Chattanooga-Hamilton County Regional Planning Commission to recommend to the Members of the City Council of the City of Chattanooga granting approval of a Mandatory Referral pursuant to T.C.A. 13-4-104 for Acquisition of property at 4001 Saint Elmo Avenue.

Acquisition of part of a property located at 4001 Saint Elmo Avenue as shown in the drawing prepared by and for the City of Chattanooga on July 31, 2015, being Tract No. 2, Drawing Number T-14-041 and being part of the property described in Deed Book 8259, Page 765, ROHC. Tax Map 155O-F-018 (part) as shown on the attached map.

AND WHEREAS, the Planning Commission held a public hearing on this petition on October 12, 2015,

AND WHEREAS, the Planning Commission heard and considered all statements regarding the petition,

AND WHEREAS, no one was present in opposition to the petition,

AND WHEREAS, the Planning Commission has studied the petition in relation to existing zoning and land use and potential patterns of development.

NOW THEREFORE, BE IT RESOLVED that the Planning Commission, on October 12, 2015, recommended to the Members of the City Council of the City of Chattanooga that this petition for a Mandatory Referral to improve pedestrian enhancements be approved.

Respectfully submitted,



John Bridger
Secretary



MR 2015-126 Acquisition

PLANNING COMMISSION RECOMMENDATION FOR CASE NO.
MR-2015-126: Approve



75 ft



Chattanooga Hamilton County Regional Planning Agency

