ORDINANCE	NO.	

An ordinance to amend the Geographic Information Systems Street and Alley Centerline Layer for the Metropolitan Government of Nashville and Davidson County by abandoning a portion of Lincoln Street right-of-way from McKinley Street to Alley Number 1024. (Proposal Number 2021M-006AB-001).

WHEREAS, it is the desire of all the abutting property owners that said abandonment of right-ofway be accomplished; and,

WHEREAS, the abandonment has been requested by XE Development Company, LLC, applicant; and,

WHEREAS, there is no future need for said right-of-way for Metropolitan Government of Nashville and Davidson County purposes.

NOW, THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY:

Section 1. That the Geographic Information Systems (GIS) Street and Alley Centerline Layer for The Metropolitan Government of Nashville and Davidson County, as enacted by Ordinance No. 2020-555 be and hereby is amended as follows:

Lincoln Street – an approximate 25 foot wide strip of unimproved right-of-way between McKinley Street and Alley #1024, all of which is more particularly described by lines, words and figures on the Exhibit A Survey and Legal Description which is attached to and made a part of this ordinance as though copied herein, are hereby abandoned.

- Section 2. That easements are herein retained by The Metropolitan Government of Nashville and Davidson County, its agents, servants, and/or contractors and utility companies operating under franchise(s) from the Metropolitan Government for the right to enter, construct, operate, maintain, repair, rebuild, enlarge, and patrol its now existing or future utilities, including drainage facilities, together with their appurtenances, and to do any and all things necessary and incidental thereto.
- Section 3. In the event there is proposed any construction over, above, or under said existing utilities, that said construction shall have the approval of the Director of the Department of Transportation and Multi-modal Infrastructure (formerly the Department of Public Works, as redesignated in the Memorandum of Understanding approved by RS2021-794) and/or the Director of Water and Sewerage Services, together with the approval of any other pertinent departments of the Metropolitan Government or other governmental agency, including the Nashville Electric Service.
- Section 4. That the Director of the Department of Transportation and Multi-modal Infrastructure be and hereby is authorized and directed, upon the enactment and approval of this ordinance, to cause said change to be made on said GIS Centerline Record as set out in Section 1 of this ordinance, and to make notation thereon of reference to the date of passage and approval of this amendatory ordinance.

Section 5. Amendments to this legislation may be approved by resolution.

{N0425235.1} D-21-10179

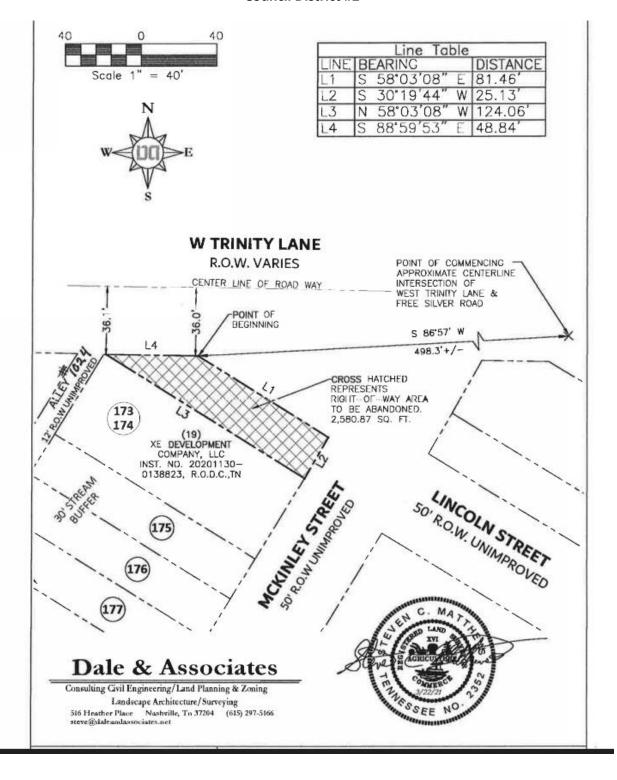
Section 6. This ordinance shall take effect from and after its passage, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

RECOMMENDED BY:	INTRODUCED BY:
Faye DiMassimo, Interim Director Department of Transportation and Multi-modal Infrastructure	
APPROVED AS TO FORM AND LEGALITY:	Members of Council
Potesta	

{N0425235.1} D-21-10179

Assistant Metropolitan Attorney

Proposal Number 2021M-006AB-001 Map: 70-8 Council District #2



Legal Description (a survey by a Tennessee Registered Land Surveyor is attached):

Being a portion of land situated in the 2nd Council District of Davidson County, Tennessee, being a portion Unimproved Lincoln Street, on the plan of Haynie's, Republican Plan, A subdivision of Lots 1 & 2 of the Free Silver Plan, of record in Plat Book 161, Page 92, in the Register's Office for Davidson County, Tennessee, (R.O.D.C., TN), and is more particularly described as follows;

Commencing at the approximate centerline intersection of West Trinity Lane and Free Silver Road, in a westerly direction approximately bearing of South 86°57' West, a distance of 498.3+/- feet, to a point at the intersection of the southerly margin of West Trinity Lane and the center line of (unimproved) Lincoln Street, at the northeasterly most corner of the proposed Right of Way Abandonment and being the point of beginning of herein described property;

thence with the new line along the remaining right-of-way of West Trinity Lane & (unimproved) Lincoln Street, South 58°03'08" East, a distance of 81.46 feet to a point on the northwesterly margin of (unimproved) McKinley Street;

thence with said margin, South 30°19'44" West, a distance of 25.13 feet to a point, at the northeast corner of lot 173, owned by XE Development Company, LLC, of record in instrument number 20201130-0138823, R.O.D.C., TN;

thence leaving said margin with XE Development Company, LLC northerly line, North 58°03'08" West, a distance of 124.06 feet to a point on the southerly margin of West Trinity Lane;

thence, South 88°59'53" East, a distance of 48.84 feet to the point of beginning of herein described land, having an area of 2580.87 square feet or 0.06 acres more or less;

This description was taken form a Boundary & Topographic Survey, by Brotherton Land Survey, under project number 120-037, dated June 22, 2020 and the legal description was written by Dale and Associates under the supervision of Steven C. Matthews, Tennessee Registered Land Surveyor Number 2352, on March 22, 2021, under project number 20124;

Being a portion of land held by Metropolitan Government of Davidson County, Tennessee as public right of way;

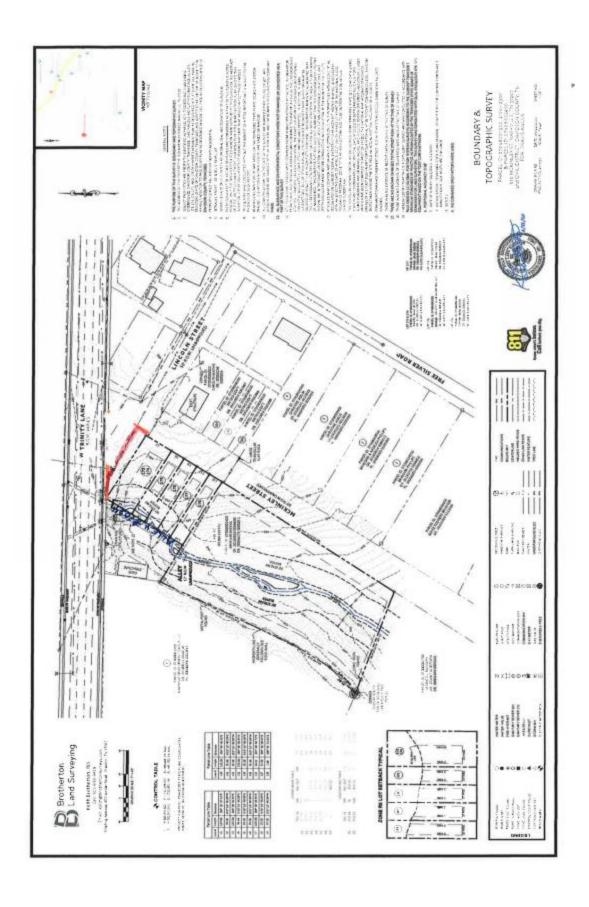
See Exhibit "A" for graphic depiction.

Metropolitan Government Department of Public Works 750 South 5th Street ◆ Nashville, TN 37205 ◆ (615) 862-8750 ◆ www.nashville.gov/pw

Mandatory Referral Application: Street / Alley Closure

*** Before filing this application, please review checklist on the back of this application. ***

Mandatory Referral Project No	Date Submitted: 3 - 26-2
	ts: n utilities don utilities & relocate at applicant's expense
Street/Alley Location:	#3
0 Lincoln St.	
Street / Alley Located Between? Section of Lincoln St. ROW Ln and the unimproved McR	located between intersection of W Trinity Kintey St.
Reason for Closure:	
This is unimproved ROW for a road that was planned before t this road useless. I own property at \$10 McKinley St, which fo bordered by the unimproved Lincoln St. ROW to the North, wi this ROW would allow my property to have frontage and acce- kept.	hich is then bordered to the North by W Trinity Ln. Closure of
Applicant: All correspondence will be mailed to the applicant. Architect	her
Name:	-Filing Fee (All application fees are non-refundable)
Business: XE Development Company, LLC	
Address: 2245 Rosa L Parks	Street / Alley Closure \$300.00
City: Nushville State: TN Zip; 37228	Amount paid: \$30000
Oily Oillo 2.p	Accepted by: 3-30-21
Phone: 615-249-8814 615-627-8100 business home business mobile	
Fax:	
business home business mobile	
E-mail: [mcdonald@eranol.com /	
A 1\1	•
Applicant's Signature:	



{N0425235.1} D-21-10179

SIGNATURE(S) (copy this sheet if needed for additional signatures)

As the owner(s) of property, I/we agree to the submission of this mandatory referral application to the Metropolitan Government Department of Public Works for a street and/or alley closure. We live adjacent to this street/alley and/or we consider ourselves an affected property owner.

	Printed Name & Signature (required)	Address	Phone #	Map	Parcel
> 5	Suchas Michael	St. Noshvilly, TN St. Noshvilly, TN 37637	615-627-8105	07 03 8	00190