Metropolitan Nashville and Davidson County, TN

Legislation Text

File #: BL2024-432, **Version:** 1

An ordinance authorizing the abandonment of Alley #1827 right-of-way between Montrose Avenue and West Kirkwood Avenue. (Proposal Number 2024M-003AB-001).

WHEREAS, Lauren Wright ("Applicant") has requested that Alley #1827 between Montrose Avenue and West Kirkwood Avenue be abandoned; and,

WHEREAS, all the abutting property owners have consented to the abandonment; and,

WHEREAS, the alley proposed for abandonment is of no further use 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 abandonment of Alley #1827 right-of-way, from Montrose Avenue to West Kirkwood Avenue, as depicted on the map attached to this ordinance, is hereby approved.

Section 2. That utility 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 Nashville Department of Transportation and Multimodal Infrastructure ("NDOT") 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 NDOT be and hereby is authorized and directed, upon the enactment and approval of this ordinance, to cause said change to be made on the Geographic Information Systems (GIS) Street and Alley Centerline Layer for the Metropolitan Government of Nashville and Davidson County, 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.

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.

Analysis

This ordinance abandons a portion of Alley #1827 right-of-way northeast from Montrose Avenue to West Kirkwood Avenue. The abandonment was requested by Lauren Wright, an abutting property owner. Utility easements would be retained by the Metropolitan Government.

Future amendments to this legislation may be approved by resolution. This ordinance has been approved by the Planning Commission.