

1ST READING 10/23/07
2ND READING 10-30-07
INDEX NO. _____

MR-2007-076
Kenneth Hicks

ORDINANCE NO. 12044

AN ORDINANCE CLOSING AND ABANDONING A PORTION OF A SANITARY SEWER EASEMENT LOCATED AT 4815 ELDRIDGE ROAD, MORE PARTICULARLY DESCRIBED HEREIN AND AS SHOWN ON THE MAP ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE, SUBJECT TO CERTAIN CONDITIONS.

SECTION 1. BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That there be and is hereby closed and abandoned a portion of a sanitary sewer easement, more particularly described below and as shown on the map attached hereto and made a part hereof by reference:

Abandonment of a portion of Sanitary Sewer Easement MF #51428 extending some 87 feet northwest to a manhole being located on Lots 4 and 5 of Eagle's Landing Subdivision not yet recorded, being part of the property described in Deed 8031, Page 721, ROHC. Tax Map 109D-A-008 and 009.

SECTION 2. BE IT FURTHER ORDAINED, That this closure and abandonment shall be subject to:

1. The conditions on the attached Memorandum; and
2. AT&T Southeast and Comcast shall retain their respective easements for the full width.

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

October 30, 2007.

Linda Bennett
Vice CHAIRPERSON

APPROVED: DISAPPROVED:

DATE: *11/1*, 2007

[Signature]
MAYOR

/add

Memorandum

To: Bill Payne

From: Bill Cannon

Date: August 20, 2007

Re: Kenneth Hicks - Case No. 2007-076
4815 Eldridge Road
Recommendations for ROW/ Sanitary Sewer Abandonment

I have completed the review of Mr. Hick's request for a Sanitary Sewer Abandonment (M.F. # 051428), extending some 87' northwest to a manhole being located on lots 4 & 5 of Eagle's Landing Subdivision not yet recorded, being part of property described in Deed 8031, Page 721, Tax Map 109D A 008 & 009 as indicated on the attachment. My comments are as follows:

1. Existing 8" P.V.C. sanitary sewer is to be replaced by the property owner with the proposed replacement as submitted to and approved by Eric Douglas, Construction Inspector Supervisor in the City's Land Development Office.
2. Objections to the abandonment were provided in written form from AT&T Southeast and Comcast with a request to reserve existing utility easements.
3. At this time, construction on the replacement sewer line is not underway. The existing 8" P.V.C. sewer line is still live. All new ROW/ Sanitary Sewer Easement paperwork must be completed for the new sewer line.

After review abandoning the above mentioned ROW / Sanitary Sewer does not conflict with the Public's interest provided all conditions are met.

Therefore, I recommend that the request for abandonment be approved with the following conditions:

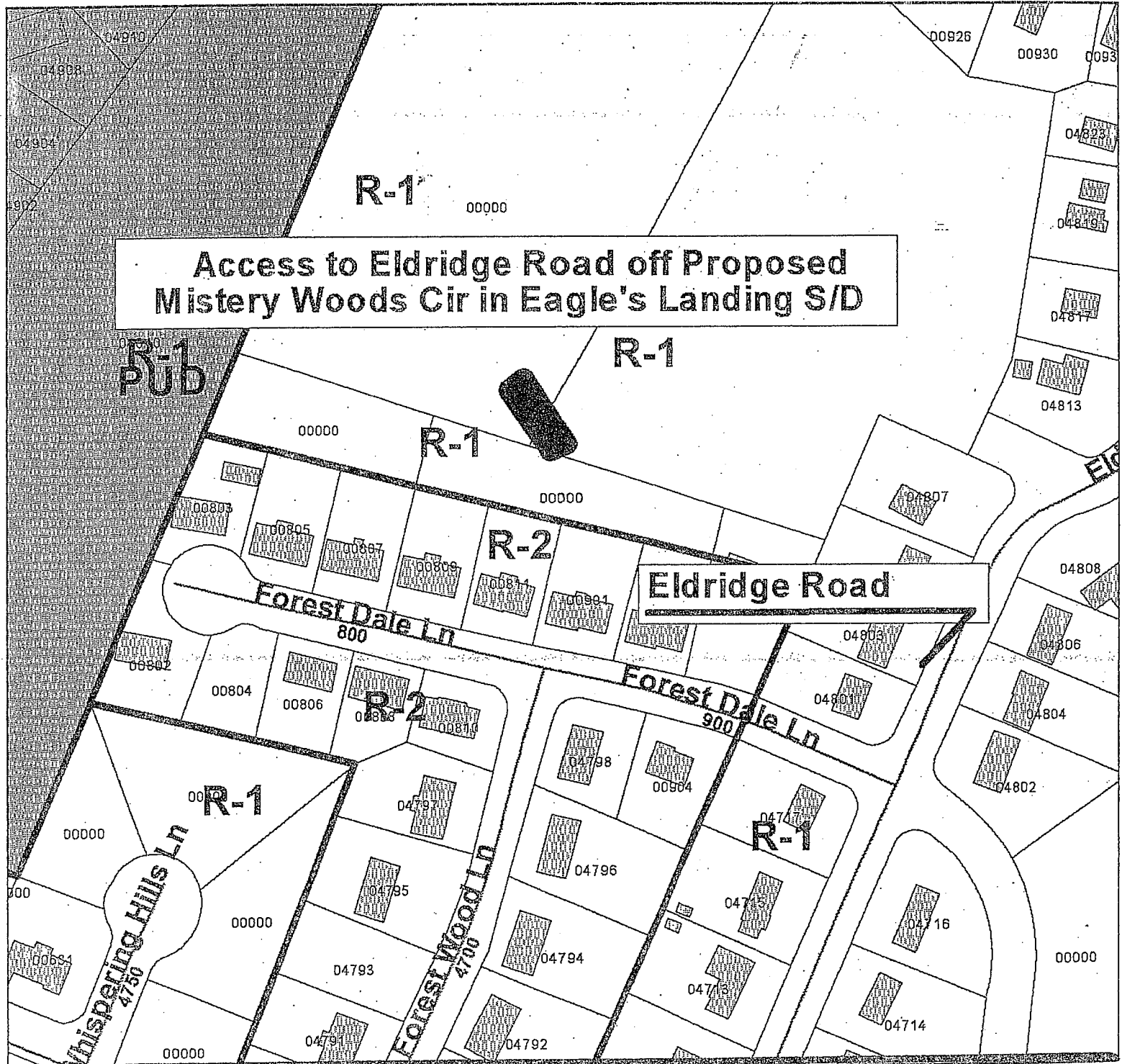
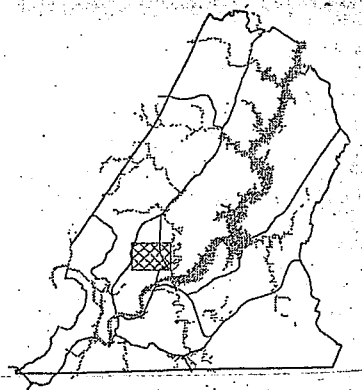
- 1. The construction on the replacement sewer line be completed according to the plans as submitted to and approved by the City, with the new sewer line accepted and inspected by the City.***
- 2. The abandoned sewer line must be properly capped and/or removed according to the regulations as set forth by the Tennessee Department of Environment and Conservation.***
- 3. All new sanitary sewer easement information must be properly recorded and platted with the courthouse.***

Final Sanitary Sewer Abandonment will not be approved until all above stated conditions have been met.

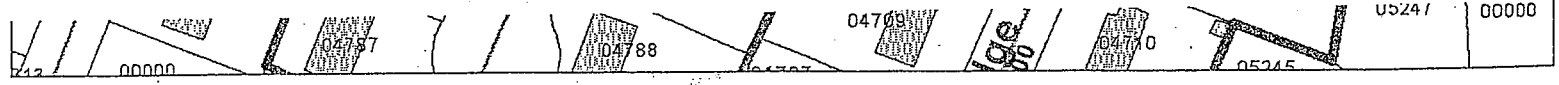
CHATTANOOGA
CASE NO: 2007-0076
PC MEETING DATE: 5/14/2007
MR: ABANDON SEWER EASEMENT



1 in. = 150.0 feet



PLANNING COMMISSION RECOMMENDATION FOR CASE NO. 2007-076: Approve, subject to approval of City Engineer and all public utilities.



2007-076

LASKOSKI
DB 7347 PG 651

EXISTING 8" SAN. SEWER LINE (M.F. # 51428)
TO BE ABANDONED BY MANDATORY REFERRAL
(HATCHED)

EXISTING 8" SAN. SEWER LINE
M.F. # 51428

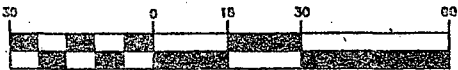
LOT 5
EAGLE'S LANDING S/D
(NOT RECORDED AT THIS TIME)

LOT 4
EAGLE'S LANDING S/D
(NOT RECORDED AT THIS TIME)

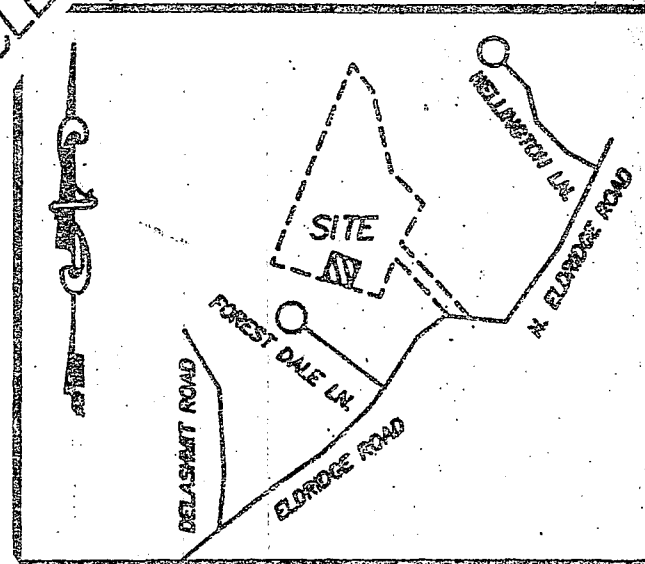
PROPOSED 8" SAN. SEWER LINE
PROPOSED 20' SAN. SEWER
EASEMENT

MISTERY WOODS CIRCLE
(50' R.O.W.)

GRAPHIC SCALE



(IN FEET)
1 inch = 30 ft.



LOCATION MAP

Faith Holding LLC
109D A 009

Faith Holding LLC
109D A 008

109C

109D

Forest Dale Ln

Forest Wood Ln

109E

109F

Whispering Hills Ln

Edridge Rd

