

MR 2017-020
McCallie Commons, LLC
District 8

ORDINANCE NO. 13163

AN ORDINANCE CLOSING AND ABANDONING A PORTION OF THE UNOPENED ALLEY OFF OF THE 600 BLOCK OF O'NEAL STREET TO ALLOW FOR CONSTRUCTION OF A STUDENT HOUSING DEVELOPMENT, AS DETAILED ON THE ATTACHED MAP, AND SUBJECT TO CERTAIN CONDITIONS.

SECTION 1. BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That an unopened alley off of the 600 block of O'Neal Street to allow for construction of a student housing development, as detailed on the attached map, be and is hereby closed and abandoned:

Abandonment of an unopened alley beginning at the southeast corner of Lot 18, thence northwest some 146 feet to the southwest corner of Lot 16, Subdivision of N. Trigg Trustee, Plat Book 4, Page 29, ROHC. Said alley separates said Lots from Lot 6 of said plat and Lot 1, Corrective Plat of Lots 1 thru 5 and Lots 13 thru 15, J. N. Trigg Trustee Property, Plat Book 44, Page 206, ROHC. Tax Map Nos. 146H-G-007 and 010 thru 013.

SECTION 2. BE IT FURTHER ORDAINED, That this abandonment shall be subject to the following conditions:

- 1) This abandonment is contingent upon development plans for the proposed McCallie Commons Apartments. Construction of this project shall begin within eighteen (18) months of the issuance of its land disturbance permit. Otherwise, the subject right-of-way shall revert back to a public alleyway;
- 2) Applicant shall obtain necessary permits and approvals from the City of Chattanooga Land Development Office as required for any subsequent construction work. Please note Council action for this item does not constitute a permit for construction work; and
- 3) Subject to the retention of a full-width utility easement(s) as required by said

utilities, including, but not limited to, EPB and Comcast, as attached and in the location specified on the utility cards attached to this Ordinance.

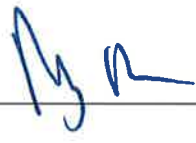
SECTION 3. BE IT FURTHER ORDAINED, That this Ordinance shall take effect two (2) weeks from and after its passage.

Passed on second and final reading: March 14, 2017



CHAIRPERSON

APPROVED: DISAPPROVED:



MAYOR

/mem



MR 2017-020 Abandonment



Chattanooga Hamilton County Regional Planning Agency



119 ft

