



August 17, 2016
Date (Month, Day, Year)

Hamilton County Board of Commissioners RESOLUTION

No. 816-33

(P.C. NO. 2016-096)

A RESOLUTION GRANTING ABANDONMENT OF A PORTION OF THE UNNUMBERED BLOCK OF SCOGGINS CIRCLE

WHEREAS, John R. Robinson petitioned the Chattanooga-Hamilton County Regional Planning Commission to grant abandonment of a portion of the unnumbered block of Scoggins Circle, and said Planning Commission after hearing recommended that this petition be denied; and

WHEREAS, John R. Robinson requested that the County Commission consider said petition and notice has been published in a newspaper in general circulation in Hamilton County that the County Commission will hold a public hearing on August 17, 2016, concerning the passage of this Resolution as required by law, and such hearing having been held.

NOW, THEREFORE, BE IT RESOLVED, BY THIS COUNTY LEGISLATIVE BODY IN SESSION ASSEMBLED: That the zoning regulations of Hamilton County be amended granting abandonment of a portion of the unnumbered block of Scoggins Circle. Abandonment of a portion of the unnumbered block of Scoggins Circle beginning at the northeast corner of Tax Map 132-013 thence extending 10 feet. Said block separates 132A-B-001 from 132-010 as shown on the attached map.

BE IT FURTHER RESOLVED, THAT THIS RESOLUTION TAKE EFFECT FROM AND AFTER ITS PASSAGE, THE PUBLIC WELFARE REQUIRING IT.

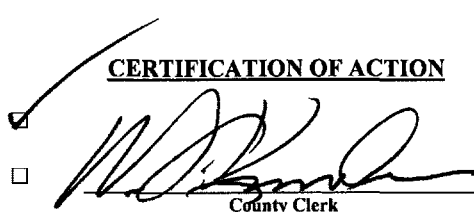
CERTIFICATION OF ACTION

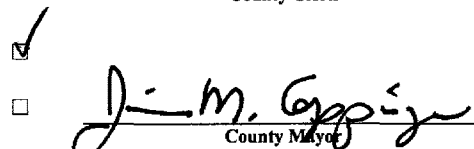
Approved: ☒

Rejected: ☐

Approved: ☒

Vetoed: ☐


County Clerk


County Mayor

August 17, 2016

Date

MR-2016-096 Hamilton County
July 11, 2016

RESOLUTION

WHEREAS, John R. Robinson petitioned the Chattanooga-Hamilton County Regional Planning Commission to recommend to the County Mayor and Members of the County Commission granting abandonment of a portion of the unnumbered block of Scoggins Circle.

Abandonment of a portion of the unnumbered block of Scoggins Circle beginning at the northeast corner of Tax Map 132-013 thence extending 10 feet. Said block separates 132A-B-001 from 132-010 as shown on the attached map.

AND WHEREAS, the Planning Commission held a public hearing on this petition on July 11, 2016,

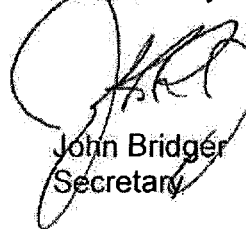
AND WHEREAS, the Planning Commission heard and considered all statements regarding the petition,

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 July 11, 2016, recommended to the County Mayor and Members of the County Commission that this petition be denied.

Respectfully submitted,



John Bridger
Secretary

PLANNING COMMISSION CASE REPORT

Case Number: MR 2016-096

PC Meeting Date: 07-11-16

Applicant Request

Mandatory Referral to Abandon and Close a Street Right-Of-Way

Property Location:	Unnumbered block of Scoggins Circle (Tax Map: 132-010 & 132A-B-001)
Property Owner:	John H Robinson
Applicant:	John H Robinson

Project Description

- Proposal: Applicant is asking to abandon and close 10' of street right-of-way on Scoggins Circle due to quality of life issues being caused by through traffic from the adjacent apartment development.

Site Analysis

Site Description

- Location: The request is for abandonment to start at the northwest end of Scoggins Circle and continue south towards Ooltewah-Georgetown Road for 10'.

Plans/Policies/Regulations

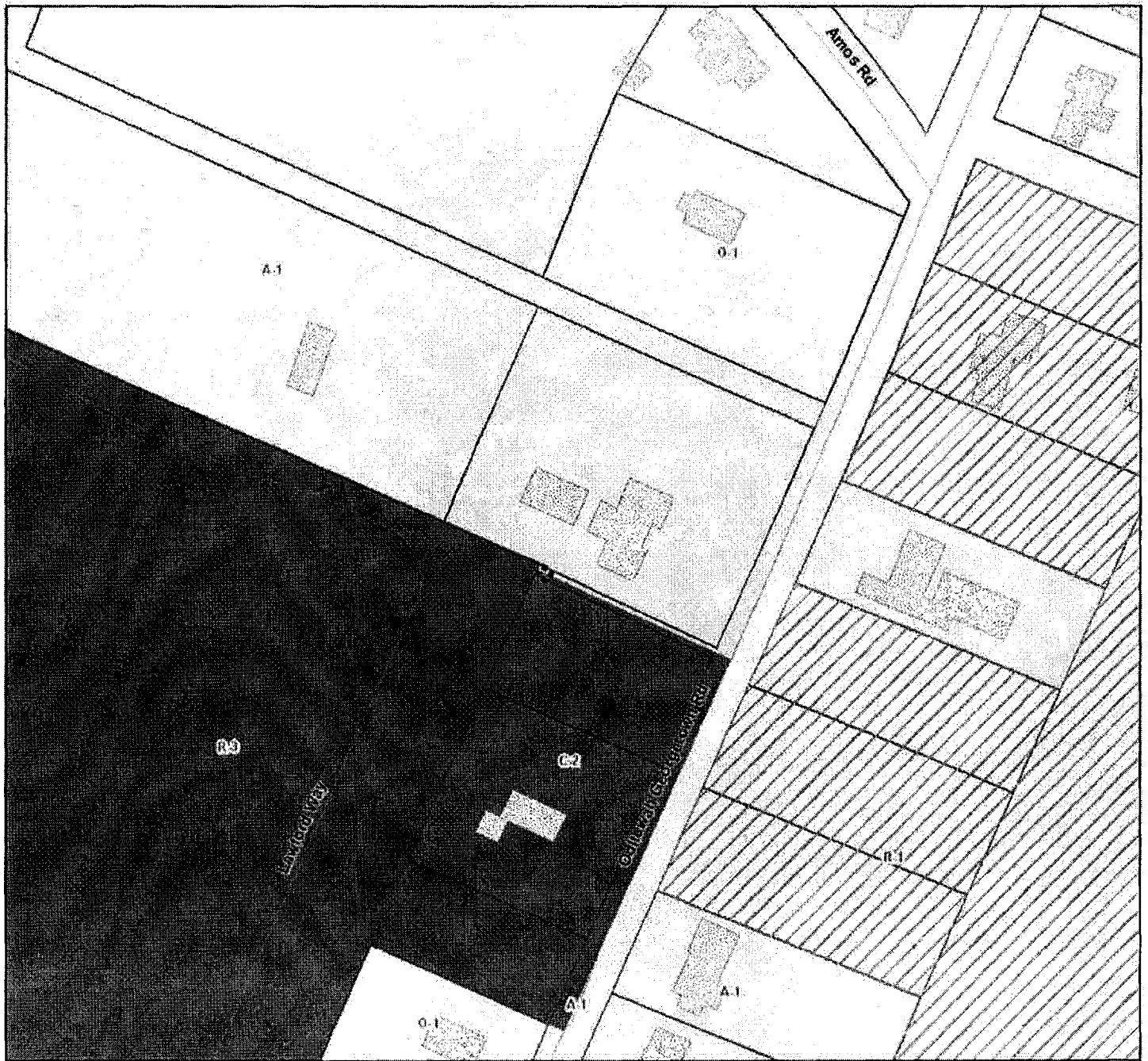
- Tennessee Code Annotated (13-4-104) requires the Planning Commission to review the widening, narrowing, relocation, vacation, change in use, acceptance, acquisition, sale or lease of any street or public way, ground, place, property or structure. Failure of the Planning Commission to act within 30 days shall be deemed an approval.
- This policy, adopted by the Planning Commission on January 13, 1997, gives guidance regarding alley and street right-of-way closure and abandonment requests. It is the policy of the Regional Planning Agency and other public agencies to retain rights-of-way for public use and only to recommend the permanent closure and abandonment of rights-of-way when it is concluded that the public has no further need to retain the right-of-way and that its abandonment is necessary to achieve a significant private or public interest.

Key Findings

- Hamilton County Engineering Comment: Until another ingress/egress location can be set or an easement agreed upon the closure of this portion of right-of-way would block an existing emergency secondary exist for adjoining apartment development on lot 132-013.

Staff Recommendation

Deny



MR 2016-096 Abandonment



Chattanooga Hamilton County Regional Planning Agency



125 ft

