BILL NO. 74-1111

BOOK 5588 PAGE 374

AMENDING THE OFFICIAL STREET AND ALLEY ACCEPTANCE AND MAINTENANCE MAP FOR THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY, TENNESSEE, BY CLOSING, VACATING AND ABANDONING A CERTAIN PORTION OF 25TH AVENUE SOUTH, IMMEDIATELY NORTH OF WESTWOOD AVENUE, ALL OF WHICH IS MORE PARTICULARLY DESCRIBED HEREIN.

Whereas: It is the desire of all the owners abutting both margins of said portion of said street that said closure be accomplished.

Whereas: Said portion of said street has never been improved and there is no future need for said street for street purposes.

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

SECTION 1. That the Official Street and Alley Acceptance and Maintenance Map for the Metropolitan Government of Nashville and Davidson County, as enacted by Council Bill No. 65-539, be and is hereby amended, as follows:

1. That that portion of 25th Avenue North, extending northwardly from the north margin of Westwood Avenue to the south margin of Alley No. 810, projected, all of which is more particularly described by lines, words and figures on the attached sketch, which is attached to and made a part of this ordinance as though copied herein, be an is hereby closed, vacated and abandoned.

2. Said portion of said street being abutted by property parcels nos. 316 and 338 as designated on map 104-15 of the Official Property Identification Maps of the Metropolitan Government of Nashville and Davidson County, Tennessee.

SECTION 2. BE IT FURTHER ENACTED, That there is hereby retained a 16' in width walkway and bikeway easement in the center of the existing dedication, all of which is more particularly described by lines, words and figures on the attached sketch, which is attached to and made a part of this ordinance as though copied herein.

SECTION 3. BE IT FURTHER ENACTED, 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 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 the doing of any and all things necessary and incidental thereto.

SECTION 4. BE IT FURTHER ENACTED, That 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 Public Works and/or the Director of Water and Sewerage Services, together with the approval of the Nashville Electric Service, Nashville Gas Company, and South Central Bell Telephone Company.

SECTION 5. BE IT FURTHER ENACTED, That the Director of the Department of Public Works be and is hereby authorized and directed, upon the enactment and approval of this ordinance, to cause said change to be made on said Map as set out in Sections 1 and 2 of this ordinance, and to make notation thereon of reference to the date of passage and approval of this amendatory ordinance.

SECTION 6. BE IT FURTHER ENACTED, That this ordinance take effect from and after its passage, the welfare of the Metropolitan Government of Nashville and Davidson County requiring it.

APPROVED:

Wm E. Lamb

William D. Lamb, Director
DEPARTMENT OF PUBLIC WORKS

K. R. Harrington

K. R. Harrington, Director
WATER AND SEWERAGE SERVICES

Introduced by:

MEMBER OF THE METROPOLITAN COUNCIL

APPROVED AS TO LEGALITY OF FORM AND COMPOSITION:

Metropolitan Attorney

Assistant Metropolitan Attorney

Approved and Recommended Unanimously by the Planning Committee at its meeting

9/12/74

Metropolitan Council Planning Committee

By: Chairman

APPROVED BY THE METROPOLITAN PLANNING COMMISSION.

DATE:

EXECUTIVE DIRECTOR & SECRETARY

I, being under oath, do certify this is a true and authentic copy of the Original Ordinance No. 74-1111 of the Metropolitan Government of Nashville and Davidson County, Tennessee which passed third and final reading on 10-1-74, at the regular meeting of the Metropolitan Council held on that date, and is now recorded in Book No. M-43, page 383.

Witness my hand and the Seal of the Metropolitan Government of Nashville and Davidson County, Tennessee, this 8th day of April 1980.

Ruth Judd
Metropolitan Clerk

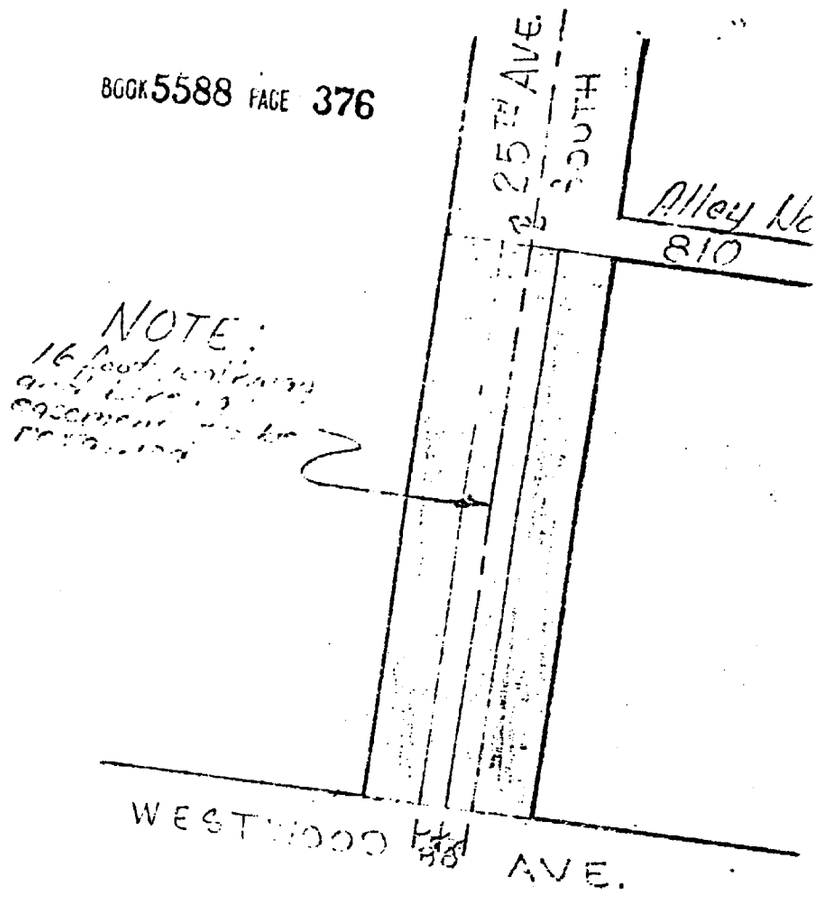
State of Tennessee
County of Davidson

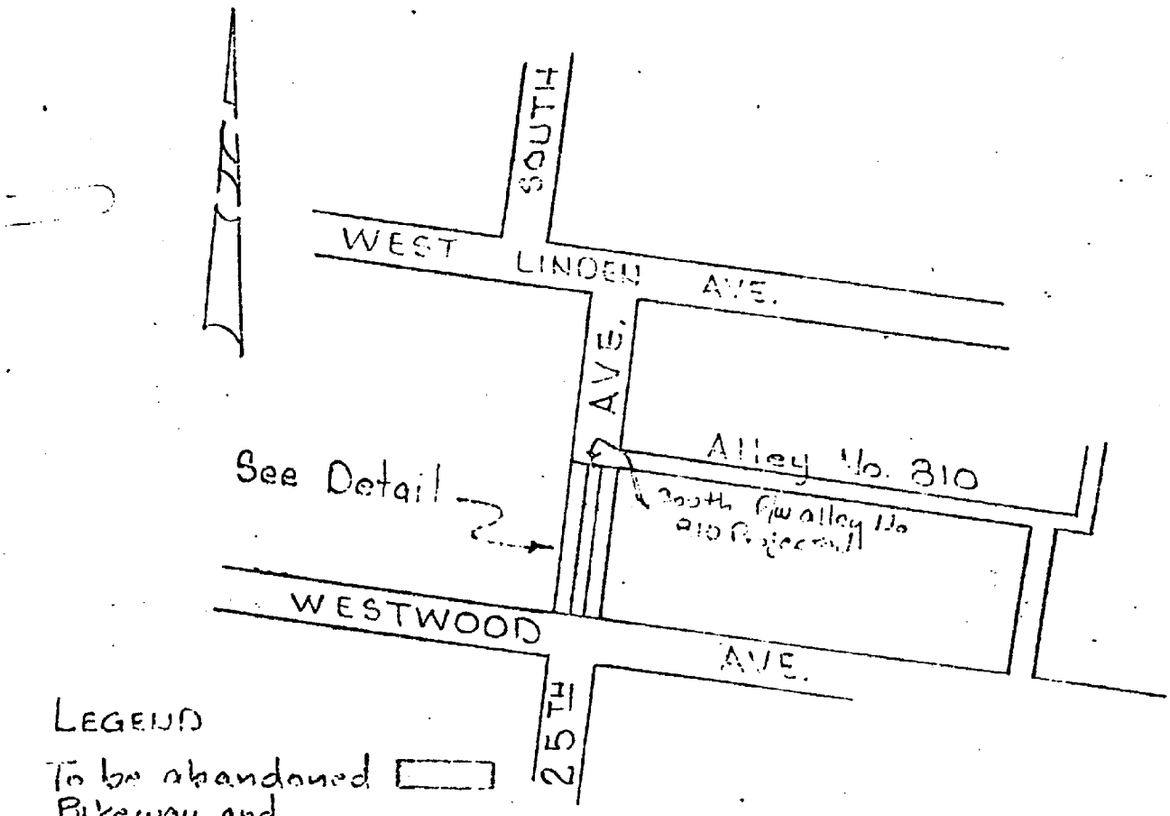
Sworn to and subscribed before me, by Ruth Judd, this 8th day of April 19 80

Gail Adamson
Notary Public

My commission expires: 4/17/83

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LEGEND

To be abandoned

Bikeway and Walkway easement

RECORDER'S MEMO:
Legibility of Writing, Typing or Printing in This Document Unsatisfactory When Received.

THIS SKETCH IS ATTACHED TO AND MADE A PART OF ORDINANCE No. 74-1111

TO: Metro PlanningCommission

FROM: Shirley G. Baker, Charles and Gracie Allen

RE: Acquisition of undeveloped right-of-way, 25th Avenue, South

DATE: June 17, 1974

ATTENTION: Mr. Heihle

We, Charles and Gracie Allen, 2124 Westwood Avenue and Shirley G. Baker, 2500 Westwood Avenue, wish to acquire the right-of-way of the undeveloped 25th Avenue, South from Westwood Avenue, North to Alley No. 810 (see diagram). This would be equally divided between our two properties which adjoin it on either side. No other properties are involved.

We have been caring for the area since (1947 Baker) and (1966 Allen). The previous owners of the Allen property had also taken good care of their half.

The footpath would continue to be open as it has in the past. The low lying drainage branch north of the property does not permit auto traffic at any time.

We would greatly appreciate serious consideration of our request and we are hopeful that it will be granted.

Thank you.

Dan 254-5-4 2173-7
Home 383 3247

Charles E. Allen

Gracie S. Allen

Shirley G. Baker

METROPOLITAN COUNTY COUNCIL

FILED
METROPOLITAN
COUNCIL
AUG 29 11 47 AM '74

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2350 04/08 15.00- CASH

The within bill approved as to form and legality.

_____
Metropolitan Attorney

Introduced SEP 3 1974

Passed first Reading SEP 3 1974

Referred to PLANNING COMMISSION AND PLANNING & ZONING COMMITTEE

Amended _____

Passed second Reading SEP 19 1974

Referred to _____

Passed third Reading OCT 1 1974

Approved OCT 9 1974

By Beverly Briley
Metropolitan Mayor

Departments Notified _____

Advertised _____

Form-01

FELIX Z. WILSON II REGISTER
DAVIDSON COUNTY, TENN.
APR 8 1 17 PM '80
IDENTIF. REFERENCE
1
RUSH
F: 8 4 1 6 3: