

ORDINANCE NO. 74-6

AN ORDINANCE TO CLOSE, VACATE AND ABANDON PORTIONS OF TWO CERTAIN STREETS OR RIGHTS-OF-WAY IN THE CITY OF BELLE MEADE KNOWN AS GLENSIDE AVENUE AND PENDLETON AVENUE, BUT RETAINING EASEMENTS IN SAME FOR FUTURE USE BY PUBLIC UTILITIES.

SECTION 1. WHEREAS, there is shown on the major street plan of the City of Belle Meade, heretofore filed in the Register's Office of Davidson County, Tennessee, of record in Book _____, page _____, of said Register's Office, two certain dedicated but unimproved rights of way, designated thereon as Pendleton Avenue and Glenside Avenue, same also being shown on the plat of R. J. Lyles property as of record in Book 547, page 77, said Register's Office, and also on the plan of Royal Oaks Subdivision of the Baker tract, of record in Book 421, page 102, said Register's Office; and

WHEREAS, neither of the portions of rights of ways herein-after described have been improved by construction thereon of streets or roads, and the owners of all property abutting thereon have, in a petition addressed to the Municipal Planning Commission of the City of Belle Meade and filed on October 15, 1974, requested that the said Planning Commission adopt a resolution recommending the vacation, closing and abandonment of said portions of said rights of ways; and

WHEREAS, by a resolution of the said Municipal Planning Commission Numbered 74-6, said Commission has recommended the closing of said portions of said rights of way,

NOW, THEREFORE, BE ORDAINED BY THE CITY OF BELLE MEADE AS FOLLOWS:

SECTION 1. Those certain portions of dedicated but unopened rights-of-way designated as Pendleton Avenue and Glenside Avenue, which are shown on the major street plan of the City of Belle Meade hereinabove referred to, and which are hereinafter particularly described, shall be and are hereby declared closed, vacated, and abandoned:

Being land in the City of Belle Meade, Davidson County, Tenn., and being parts of Pendleton & Glenside Avenues, as shown on the Plat of R. J. Lyles Property as of record in Book 547, page 77, R.O.D.C., and also on the Plan of Royal Oaks Subdivision of the Baker Tract, as of record in Book 421, page 102, R.O.D.C., and described as follows:

Beginning at a point in the easterly margin of Glenside Avenue, being the northeasterly corner of that portion of Glenside Avenue which was closed by City of Belle Meade Ordinance No. 36, as recorded in Book 1852, page 225, R.O.D.C.; thence with the northerly margin of said heretofore closed portion of said Avenue, N.84°46'W. 30.00 feet to a point; thence with the Southerly margin of Pendleton Avenue S.56°30'W. 183.40 feet to a point; thence N.21°03'W. 61.44 feet to an iron pin on the northerly margin of said Pendleton Avenue, being the corner of Lots 18 and 19 on the Plat of R. J. Lyles Property; thence with the northerly margin of said Pendleton Avenue N.56°30'E. 88.7 feet to a point; thence with a curve to the left of radius 270 feet a distance of 241.6 feet to a point in the westerly margin of Glenside Avenue; thence N.5°14'E. 121 feet to an iron pin at the southeasterly corner of a 20 feet wide alley; thence S.86°41'E. 30.00 feet to a point in the easterly margin of Glenside Avenue and in the westerly margin of Walnut Grove Subdivision as recorded in Book 974, page 2, R.O.D.C.; thence with said margin of said subdivision S.5°14'W. 328.48 feet to the beginning, containing 0.56 acre.

SECTION 2. BE IT FURTHER ORDAINED that easements are herein retained by the City of Belle Meade, its agents, servants, and/or contractors, and utility companies, operating under franchise from the said City, or from the Metropolitan Government of Nashville and Davidson County, Tennessee, 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 for the doing of any and all things necessary and incidental thereto.

Martin B. Howell
Self
James B. Smith
Thomas H. Smith Jr.
C. K. Kew

Passed on First Reading December 18, 1974
 Passed on Second Reading December 26, 1974
 Passed and Adopted January 15, 1975.