

ORDINANCE NO. 72-9

AN ORDINANCE TO CLOSE, VACATE AND ABANDON THAT CERTAIN PORTION OF A STREET OR RIGHT-OF-WAY IN THE CITY OF BELLE MEADE KNOWN AS REDWING AVENUE, LYING ADJACENT TO THE PROPERTIES OF MRS. MARIE GOODPASTURE DUNCAN, MR. AND MRS. ALTON B. SCOTT, AND MR. AND MRS. SAM DAVIS BELL, SAID REDWING AVENUE BEING SHOWN ON THE MAP OF PENDLETON AND BLAIRS SUBDIVISION OF LYNWOOD LAND COMPANY PROPERTY, OF RECORD IN BOOK 421, PAGE 45, REGISTER'S OFFICE OF DAVIDSON COUNTY, TENNESSEE, AND ALSO AS SHOWN ON THE MAJOR STREET PLAN OF SAID CITY, RECORDED IN THE SAME OFFICE, EXTENDING IN A NORTHERLY DIRECTION FROM THE NORTHERLY TERMINUS OF A PORTION OF SAID STREET HERETOFORE CLOSED PURSUANT TO THE PROVISIONS OF ORDINANCE NO. 68-1, SO AS TO ABANDON SAME FOR USE IN THE FUTURE AS A STREET OR ROAD BY THE GENERAL PUBLIC, AND MAKING CERTAIN ADDITIONAL PROVISIONS IN CONNECTION THEREWITH.

BE IT ORDAINED BY THE CITY OF BELLE MEADE as follows:

SECTION 1. That certain portion of a dedicated, but unopened and unimproved street, or right-of-way, 40 feet in width, marked and designated as Redwing Avenue, which lies adjacent to the westerly side of Lot No. 24 as shown on the map of Pendleton and Blairs Subdivision of Lynwood Land Company property, which is of record in Book 421, page 45, Register's Office of Davidson County, Tennessee, presently being the property of Mrs. Lucille Johnson Nelson, and adjacent on the west to the properties of Mrs. Marie G. Duncan, Mr. and Mrs. Alton B. Scott, and Mr. and Mrs. Sam D. Bell, Sr., which portion begins at the northerly terminus of a portion of said Redwing Avenue heretofore closed pursuant to the provisions of Ordinance No. 68-1, and extends in a general northerly direction feet more or less to a deadline, be and the same is hereby declared closed, vacated and abandoned for use as a street or right-of-way for passage by the general public.

SECTION 2. That same portion of the said street or right-of-way designated and marked as Redwing Avenue heretofore in Section 1 hereof declared closed, vacated and abandoned, is hereby reserved for such future public use in the installation and maintenance of sanitary and storm sewers, gas, water, electric power, and telephone lines, or other public utilities by said utilities, or by the City of Belle Meade, or the Metropolitan Government of Nashville and Davidson County, Tennessee, or by such other public body,

authority, or regulated utility company as may determine that the use of said unopened street or right-of-way for such purpose is in the public interest.

SECTION 3. The enactment of this ordinance is based in part upon the recommendation of the Municipal Planning Commission of the City of Belle Meade, contained in its resolution and bearing Docket No. 72- , duly adopted by said Commission on the _____ day of _____, 1972, and also upon representation by owners of all property adjacent to the same portion of Redwing Avenue as is herein declared closed, vacated and abandoned that neither they nor their property will suffer any material damage as a result of such closing, vacation and abandonment of said street or right-of-way for passage by the general public, and also upon recognition that the width of said right-of-way is less than the minimum of fifty (50) feet which is required for approval as a public street by applicable ordinance of the City of Belle Meade.


SECTION 4. The City Recorder is authorized and directed to prepare and submit a certified copy of this ordinance to the Register of Deeds of Davidson County, Tennessee, for recording in said office, and to furnish certified copies of same to such owners of property adjacent to said portion of Redwing Avenue as is hereby closed and as shall request same.



MAYOR



VICE MAYOR



COMMISSIONER



CITY RECORDER

Passed First Reading November 27, 1972

Passed Second Reading December 28, 1972.

Passed Third Reading and Adopted _____