

2003-036

ORDINANCE NO. 2003-235

AN ORDINANCE RENOUNCING, PURSUANT TO THE RECOMMENDATIONS OF THE CHATTANOOGA-HAMILTON COUNTY REGIONAL PLANNING COMMISSION, ANY INTEREST THE TOWN OF WALDEN MAY HAVE IN THE RIGHT-OF-WAY DESCRIBED IN THE PETITION SUBMITTED BY SHELLEY C. FOREHAND

WHEREAS, Shelley C. Forehand, petitioned the Chattanooga-Hamilton County Regional Planning Commission (the "Planning Commission") to recommend to the Board of Mayor and Aldermen of the Town of Walden, Tennessee the abandonment of the unopened right-of-way of the 3000 block of First Street in the Town of Walden, Tennessee, more fully described in Exhibit A, attached hereto (the "Right-of-way"); and

WHEREAS, the Planning Commission held a public hearing on the petition submitted by Ms. Forehand (the "Petitioner") on March 10, 2003; and

WHEREAS, the Planning Commission heard and considered all statements favoring the Petition; and

WHEREAS, no one was present in opposition to the Petition; and

WHEREAS, the Planning Commission studied the Petition in relation to existing zoning and land use and potential patterns of development; and

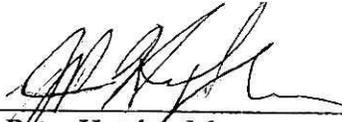
WHEREAS, the Planning Commission, on March 10, 2003, recommended to the Board of Mayor and Aldermen of the Town of Walden that the Petition be approved; and

WHEREAS, on April 8, 2003, the Board of Mayor and Aldermen for the Town of Walden held a public hearing to consider the recommendation of the Planning Commission and the Petition; and

WHEREAS, the Town of Walden does not claim any interest to the Right-of-way and makes no representation as to the ownership of the underlying fee of the Right-of-way; and

WHEREAS, the Town of Walden has studied the Petition in relation to the existing zoning, land use and potential patterns of development and finds that it has no present or future need for the Right-of-way and as such renounces any interest it may have in the Right-of-way; and

NOW, THEREFORE, BE IT ORDAINED, that this ordinance shall take effect upon its publication, the public welfare requiring it.



J. Peter Hetzler, Mayor



Fern Lockhart, Recorder

First Reading

4/8/03

YEA 2

NAY 0

Absent 1

Second Reading

5/13/03

YEA 3 ✓

NAY 0