

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE TO ABANDON A SECTION OF A SANITARY SEWER EASEMENT LOCATED OFF OF RIVERBEND DRIVE SITUATED IN THE CITY OF KINGSPORT, ELEVENTH CIVIL DISTRICT OF SULLIVAN COUNTY; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

WHEREAS, City acquired an easement dedicated by plat for the installation, operation, and maintenance of a sanitary sewer located in the 11<sup>th</sup> Civil District of Sullivan County as more particularly described in a plat of record dated September 1, 2015, recorded at Plat Book 55 at Page 154 in the Office of the Sullivan County Register of Deeds; and

WHEREAS, after due investigation and careful consideration at a public meeting held on February 15<sup>th</sup>, 2024, the Kingsport Regional Planning Commission has determined that the public interest of the city is best served and warrants abandoning that portion of sanitary sewer easement described herein, nor can any future use of the same sanitary sewer easement purposes be reasonably anticipated; and

WHEREAS, as a result of its action at the meeting held on February 15<sup>th</sup>, 2024, the Kingsport Regional Planning Commission recommends to the Board of Mayor and Aldermen to abandon the sanitary sewer easement described herein; and

WHEREAS, a public hearing before the Board of Mayor and Aldermen of the City of Kingsport, Tennessee, was held on the 19<sup>th</sup> day of March, 2024, and notice thereof published in the Kingsport Times-News on the 4<sup>th</sup> day of March, 2024.

BE IT ORDAINED BY THE CITY OF KINGSPORT, as follows:

SECTION I. The city hereby abandons that portion of the sanitary sewer easement located in the 11<sup>th</sup> Civil District of Sullivan County, Tennessee, dedicated to City by plat of record in Plat Book 55 at Page 154, and described as follows:

Sewer Line 1

Located in the 11<sup>th</sup> Civil District of Sullivan County, Tennessee and being more particularly described as follows:

To find the point of beginning, Commence on an iron rod found in the southeastern right of way line of Riverbend Drive, common corner of Lot 1 and Lot 7, "Property of First Southeast Development, LLC." (Plat Book P58, Page 271); thence with said right of way line S 43°40'06" W 130.73' to a point, the Point of Beginning; thence five calls through said Lot 7, (1) S 57°41'08" E 22.47' to a point on a now or formerly existing manhole, (2) S 21°26'26" W 145.16' to a point on a manhole, (3) S 59°50'48" W 66.65' to a point on a manhole, (4) S 44°10'59" W 112.08' to a point on a now or formerly existing manhole, (5) S 39°55'54" W, crossing a manhole at 88.67', a total distance of 96.17' to the Ending Point, said ending point bears S 43°40'06" W 585.19' and then S 85°50'02" E 82.47' from the point of commencement. The bearings herein are referenced to Tennessee State Plane Grid North (NAD83(2011)).

Sewer Line 2

Located in the 11<sup>th</sup> Civil District of Sullivan County, Tennessee and being more particularly described as follows:

To find the point of beginning, Commence on an iron rod found in the southeastern right of way line of Riverbend Drive, common corner of Lot 1 and Lot 7, "Property of First Southeast Development, LLC." (Plat Book P58, Page 271); thence with said right of way line S 43°40'06" W 130.73' to a point; thence through said Lot 7, S 57°41'08" E 22.47' to a point on a now or formerly existing manhole, the Point of Beginning; thence through said Lot 7, S 79°23'06" E 172.13' to a point in the common line of said Lots 1 and 7, the Ending Point, said ending point bears S 35°17'49" E 169.43' along said common line from the point of commencement. The bearings herein are referenced to Tennessee State Plane Grid North (NAD83(2011)).

SECTION II. That this ordinance shall take effect from and after its date of passage as the law directs, the welfare of the City of Kingsport, Tennessee, requiring it.

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PATRICK W. SHULL, Mayor

ATTEST:

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ANGELA MARSHALL, Deputy City Recorder

APPROVED AS TO FORM:

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RODNEY B. ROWLETT, III, City Attorney

PASSED ON 1ST READING: \_\_\_\_\_  
PASSED ON 2ND READING: \_\_\_\_\_