

ORDINANCE 2019-18

ORDINANCE TO ABANDON RIGHT-OF-WAY FOR PORTIONS OF QUITO ROAD AND HICKORY MEADOWS ROAD LOCATED WITHIN NUMEROUS PARCELS OWNED BY THE CITY OF MILLINGTON WHICH TOGETHER FORM THE USA STADIUM COMPLEX IN MILLINGTON, TENNESSEE

WHEREAS, Article II, Section 2.02 of the City Charter empowers the City of Millington to acquire or receive and hold, maintain, improve, sell, lease, mortgage pledge or otherwise dispose of real property; and,

WHEREAS, The City has acquired a total of eight (8) parcels of land totaling 124 acres, more or less, through land swaps, purchase and gift that collectively is known as the USA Stadium Complex; and

WHEREAS, The City has declared the property as surplus and approved its sale; and

WHEREAS, It has been determined that various portions of these parcels have been recorded as dedication of right-of-way to the City for future development of Quito Road and Hickory Meadows Road within these parcels; and

WHEREAS, The City has no plans to develop those roads and wishes to abandon the right-of-way to allow the purchaser of the property full access to the entire complex; and

WHEREAS, The Millington Municipal Planning Commission has reviewed a plan for abandonment of all road right-of-way for Quito Road and Hickory Meadows Road within the USA Stadium Complex parcels, pursuant to Sections 13-4-104 of the Tennessee Code Annotated, and approved said abandonment as described on the attached Exhibit A; and,

WHEREAS, the Board of Mayor and Aldermen after consideration of recommendations of the City staff are of the opinion that it is proper, necessary and in the best interests of the health, safety, morals and general welfare of the City to abandon those parcels of right-of-way as reviewed and approved by the Planning Commission and to transfer the unrestricted title and use to the City of Millington.

NOW, THEREFORE, BE IT ORDAINED by the Board of Mayor and Aldermen of the City of Millington, Tennessee, that the Right-of-Way of Quito Road and Hickory Meadows Road within the USA Stadium Complex parcels in Millington, Tennessee, as shown in the attached Exhibit A, is abandoned and the City does henceforth close, abandon, relinquish and quitclaim any and all title it may have, either legal or equitable, in the underlying right-of-way to the City of Millington as the current property owners of all surrounding land. Furthermore, Terry Jones in his capacity as Mayor is hereby authorized to execute any and all deeds, documents or agreements to transfer the said underlying right of way, subject to the review and approval of the City attorney.

BE IF FURTHER ORDAINED, that this Ordinance shall take effect upon its second and final passage.

Public Hearing:

First Reading: September 9, 2019

Final Reading:

Terry Jones, Mayor

Karen Findley, City Clerk

The Undersigned certify that the Action approved in Ordinance 2019-18 was approved by the Planning Commission.

Planning Commission Chairman

Attest:

Planning Commission Secretary