

ORDINANCE 2019-19

AN ORDINANCE TO CLOSE ASTORIA AVENUE FROM NAVY ROAD TO ATTU STREET AND TO ABANDON RIGHT-OF-WAY FOR FORMER ASTORIA AVENUE FROM NAVY ROAD TO NEW ASTORIA AVENUE IN MILLINGTON, TENNESSEE, AND QUIT CLAIM THE CITY'S ABANDONED RIGHT-OF-WAY TO THE MILLINGTON INDUSTRIAL DEVELOPMENT BOARD

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 Millington Municipal Planning Commission has reviewed a plan for the closure of Astoria from Navy Road to Attu Street and abandonment of former Astoria Avenue from Navy Road to new Astoria Avenue, 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 close this section of roadway and abandon this right-of-way as reviewed and approved by the Planning Commission and to transfer the underlying right-of-way described below to the owner of the adjoining property, the Millington Industrial Development Board.

NOW, THEREFORE, BE IT ORDAINED by the Board of Mayor and Aldermen of the City of Millington, Tennessee, that the Closure of Astoria from Navy Road to Attu Street is hereby approved.

BE IF FURTHER ORDAINED, That the Right-of-Way of Astoria Avenue in Millington, Tennessee, from the northern most R.O.W. of Navy Road to the new alignment of Astoria Avenue 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 adjoining property owners. 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:

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Terry Jones, Mayor

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Karen Findley, City Clerk

The Undersigned certify that the Action approved in Ordinance 2019-19 was approved by the Planning Commission.

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Planning Commission Chairman

Attest:

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Planning Commission Secretary