

**RESOLUTION 2010-41**

**A RESOLUTION ABANDONING A PORTION OF THE RIGHT-OF-WAY (ROW) OF JORDAN ROAD BETWEEN MCEWEN DRIVE AND ASPEN GROVE DRIVE**

**WHEREAS**, the Concept Plan for McEwen Place Town Center was approved by the Franklin Municipal Planning Commission (FMPC) on October 21, 2004; and

**WHEREAS**, the Concept Plan for McEwen Place Town Center was approved by the Board of Mayor and Aldermen (BOMA) on January 9, 2005; and

**WHEREAS**, the Concept Plan for McEwen Place Town Center was revised and approved by the FMPC on January 22, 2009 and by BOMA on March 10, 2009; and

**WHEREAS**, Jordan Road was approved to be terminated as a cul-de-sac as part of the approved revised Concept Plan for McEwen Place Town Center; and

**WHEREAS**, a final plat for McEwen Place Subdivision was approved by the FMPC and recorded with the Williamson County Register of Deeds on July 3, 2008; and

**WHEREAS**, the recorded plat for McEwen Place Subdivision showed a portion of the ROW for Jordan Road abandoned between McEwen Drive and Aspen Grove Drive; and

**WHEREAS**, the City of Franklin Capital Investments Committee unanimously approved abandoning a portion of the ROW for Jordan Road between McEwen Drive and Aspen Grove Drive on May 13, 2010

**NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF FRANKLIN, TENNESSEE** that the City of Franklin abandons its interests to the right-of-way for the portion of Jordan Road between McEwen Drive and Aspen Grove Drive as displayed in Exhibit A, attached.

A bicycle trail will be constructed as part of the McEwen Place Development Project in place of Jordan Road where the ROW is abandoned and be contained within a public access easement.

**IT IS SO RESOLVED AND DONE** on this the 8<sup>th</sup> day of June 2010.

**ATTEST:**

**CITY OF FRANKLIN, TENNESSEE**

By: \_\_\_\_\_  
**ERIC S. STUCKEY**  
City Administrator/Recorder

By: \_\_\_\_\_  
**JOHN C. SCHROER**  
Mayor

**APPROVED AS TO FORM:**

By: \_\_\_\_\_  
Kristen L. Corn, Staff Attorney



# MEMORANDUM

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May 11, 2010

TO: Board of Mayor and Aldermen

FROM: Eric J. Gardner, P.E., Director of Engineering  
Eric S. Stuckey, City Administrator  
David Parker, P.E., CIP Project Executive

SUBJECT: Jordan Road right-of-way (ROW) abandonment request

## **Purpose**

The purpose of this memorandum is to present to the Board of Mayor and Aldermen (BOMA) information pertaining to the request from Southern Land Company for the City to abandon a portion of the ROW for Jordan Road between McEwen Drive and Aspen Grove Drive.

## **Background**

In 2008, a plat was recorded for the McEwen Place Subdivision. On the plat, the ROW for Jordan Road was shown to terminate approximately half way between McEwen Drive and Aspen Grove Drive. This is consistent with the approved concept plan for McEwen Place. However, there has never been any Board of Mayor and Aldermen action to abandon this portion of ROW. The intent of this portion of Jordan Road was to install a cul-de-sac, remove half of the asphalt, and use the remaining asphalt as a bike path. In order for this to be accomplished Board action is necessary for this abandonment.

## **Financial Impact**

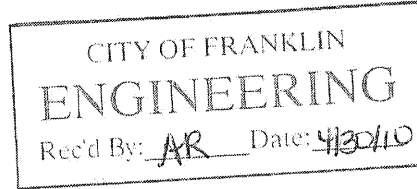
None

## **Recommendation**

During the concept plan approval process, staff determined that there was adequate access for the subdivision with the conversion of the portion of Jordan Road to a bike path. Therefore, staff recommends that this abandonment request be approved.

# SOUTHERN LAND COMPANY

1550 W. MCEWEN DRIVE, SUITE 200  
FRANKLIN, TENNESSEE 37067  
615.778.3150  
FAX 615.778.2875  
WWW.SOUTHERNLAND.COM



April 30, 2010

Mr. Eric Gardner  
Director of Engineering  
City of Franklin Engineering Department  
109 Third Avenue South  
Franklin, Tennessee 37064

RE: McEwen Lot 102, C.O.F. #1196  
Right-of-Way Abandonment

Dear Mr. Gardner,

On behalf of our client, AGL/SLC McEwen No. 1, LLC, we are requesting abandonment of approximately 5,850 square feet or 0.13 acres of City of Franklin Right-of-Way and transfer to adjacent property owned by our client. The property in question is Parcel 22.05 on Map 62 also known as Lot 102 of the McEwen Subdivision. This area is located in the previously built roadway cul-de-sac of Jordan Road. The area was called out for abandonment in the city approved site plans of the Lot 102 Apartments. It is also noted on the recorded plat as a Right-of-Way Intention to Rescind. A recent Title search determined that the property had not been abandoned. The roadway in Right-of-Way area has been demolished and the area has been constructed as a part of the finished Dwell Apartment site.

We would like for the Right-of-Way Abandonment and Property Transfer Request be placed on the May 13, 2010 City of Franklin CIP Meeting Agenda with anticipation of being heard on the May 25, 2010 BOMA Meeting Agenda. I have included a copy of the recorded plat and approved site plan showing the proposed abandonment.

If you have any questions regarding the matter, please give me a call at (615) 778-2519.

Sincerely,

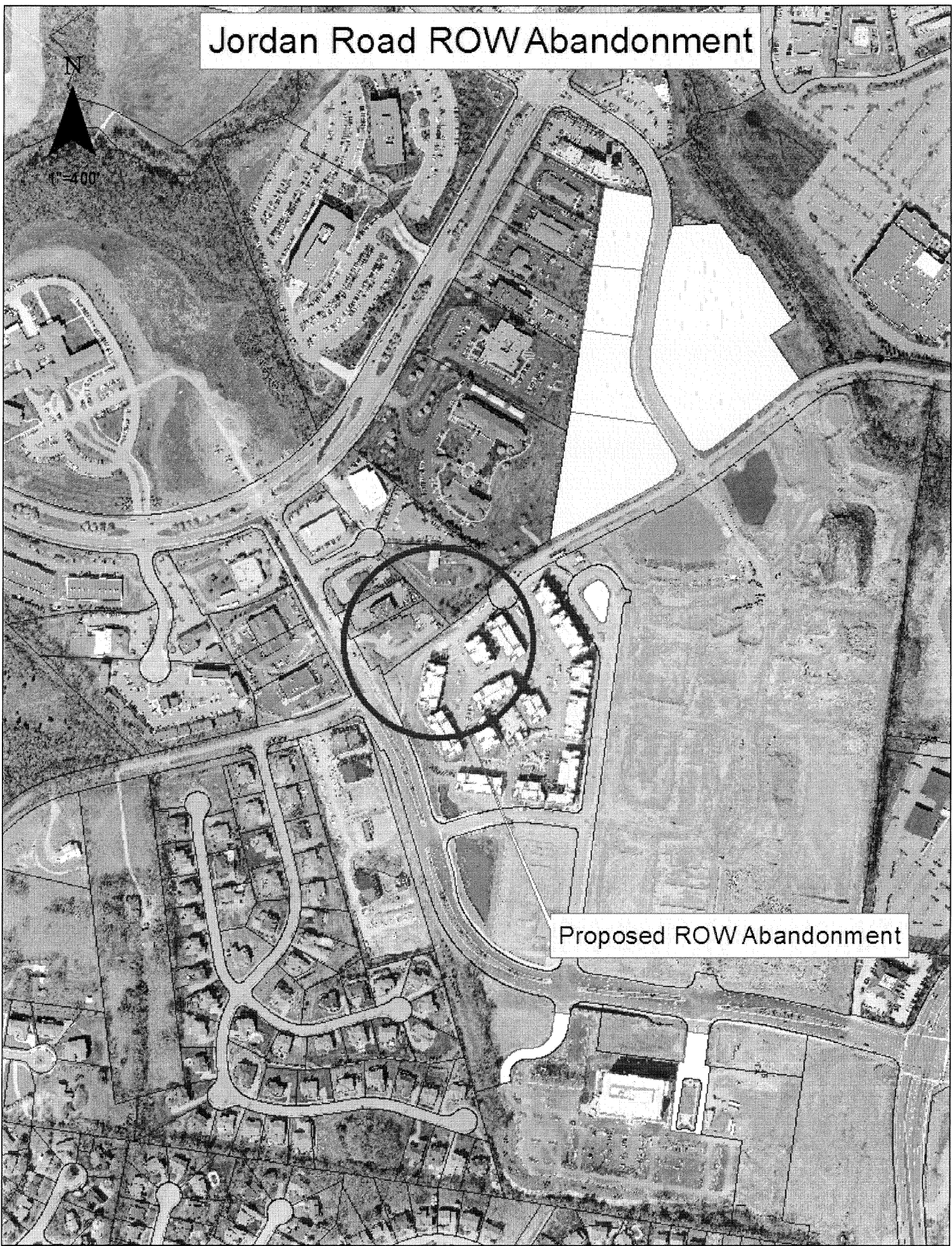


Matthew Dowdle, PE

Enclosures

Cc: Chris Bove, SLC

# Jordan Road ROW Abandonment



Proposed ROW Abandonment