

**CITY COUNCIL RESEARCH DIVISION
LEGISLATIVE SUMMARY**



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Bill Type and Number: Ordinance 2023-834

Introducer/Sponsor(s): Council President Salem at the request of the Mayor

Date of Introduction: November 28, 2023

Committee(s) of Reference: TEU

Date of Analysis: November 30, 2023

Type of Action: Closing and disclaiming a portion of right-of-way

Bill Summary: This bill closes and abandons and/or disclaims an unopened and unimproved portion of right-of-way on Eden Street in the Plat of Biltmore in District 10.

Background Information: The Applicant owns property adjacent to the closure area at 2848 N. Edgewood Avenue and is requesting the closure of the property, with plans for the potential development of storage units, apartments, or single-family homes. The Applicant paid the right-of-way closure application fee of \$2,091.00, and the closure request was reviewed and approved by the various city, state, and utility agencies that might have an interest in the right-of-way with no objections. The closure and disclaiming of the property is contingent upon a Hold Harmless Covenant, which protects the City from legal liability of any potential injury resulting from use of the disclaimed property, between the Applicant and the City.

Policy Impact Area: Right-of-way closure

Fiscal Impact: No direct cost to City

Analyst: Webb