



CITY OF SPRINGFIELD

405 N. MAIN STREET
SPRINGFIELD, TENNESSEE 37172
P. 615-382-2200 F. 615-382-1612

APPLICATION FOR RIGHT-OF-WAY ABANDONMENT

Date Received: _____

Project Number: _____

Applicant: _____

Address: _____

Telephone: _____ Email: _____

Location of right-of-way requested to be abandoned: Please include addresses, Tax Map and Parcel Numbers of all adjoining Property and names of property owners. See page 3.

**Review Resolution 19-09 and provide all information required by the resolution and this application.
See attached Resolution 19-09.**

Required Department endorsements per Resolution 19-09

Springfield Electric _____

Springfield Gas _____

Springfield Public Works _____

Springfield Water/Wastewater _____

Supplemental Information:

Minimum check list. The items below may or may not be required for the application to move to the Planning Commission and the Board of Mayor and Aldermen. More information may be required. Please see attached Resolution 19-09.

____ Signatures of all property owners adjoining the right-of-way

____ Submit permit fee of \$100.00 (Resolution 19-09)

____ Provide location map, parcel map, survey, etc. describing the request

____ An appraisal of the value of the property requested for abandonment (if required by BMA)

____ A legal description of the property requested for abandonment

Signature: _____

Resolution 19-09

A RESOLUTION REVISING THE POLICY FOR THE ABANDONMENT AND SUBSEQUENT SALE OR TRANSFER OF RIGHT-OF-WAY BELONGING TO THE CITY OF SPRINGFIELD.

Whereas, the City of Springfield occasionally receives requests from adjoining property owners to acquire portions of city streets, alleys and rights-of-way; and

Whereas, the abandonment and subsequent sale or transfer of real property belonging to the city is sometimes deemed by the Board of Mayor and Aldermen to be in the public interest; and

Whereas, there is a need to revise the policy with procedures that will ensure that the right-of-way belonging to the city is disposed of in an equitable and efficient manner as the Board of Mayor and Aldermen deems appropriate.

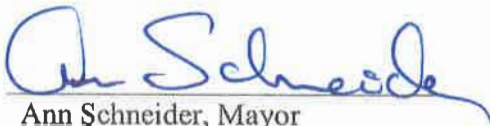
NOW THEREFORE BE IT RESOLVED by the Board of Mayor and Aldermen of the City of Springfield, Tennessee that:

Section 1. The abandonment and subsequent sale or transfer of right-of-way belonging to the City of Springfield shall be in accordance with the policy set forth in "Exhibit A" attached.

Section 2. The Board of Mayor and Aldermen may choose to modify this policy from time to time if the circumstances dictate that the public interest would be better served in doing so.

Section 3. Resolution 96-08 is rescinded in its entirety and all other resolutions in conflict herewith are rescinded to the extent of the conflict only.

Adopted this 19th day of March, 2019.


Ann Schneider, Mayor

Attest:


Lisa H. Crockett, City Recorder

EXHIBIT A

1. The petitioner shall meet with a staff member of the Department of Community Development and Planning to receive an official application form to abandon a public right-of-way and step by step instructions regarding the procedures to follow in carrying out the request. The application form shall include a space for all utility departments and the Department of Public Works to endorse. It shall be the responsibility of the petitioner to meet with each utility department to ensure no utility lines, easements or plans for such easements exist in the proposed public right-of-way. If such easements exist or are deemed to be necessary, the petitioner shall take the appropriate measure to address such issue with the affected department.
2. The petitioner shall obtain the signatures of all adjoining property owners whose property abuts the requested right-of-way to be abandoned. In the event that all signatures are not obtained by the petitioner, the petitioner shall demonstrate an effort to contact such property owners through certified mail. Unless otherwise specified by the Planning Commission, those property owners on the petition shall be consistent with those shown on the most current tax records available in the Robertson County Tax Assessor's office. If the petitioner owns all property adjacent to the requested right-of-way to be abandoned the petitioner will present proof of ownership of those properties.
3. Prior to submission to the Planning Commission, the petitioners shall pay an application fee of \$100.00 to cover the city's expense of official notification and advertising.
4. The Planning Commission may, upon review of the petition and report from the city staff, recommend to the Board of Mayor and Aldermen that the request to abandon such right-of-way be approved.
5. Staff may recommend that the Board of Mayor and Aldermen approve the application for abandonment and transfer without sale by resolution. The Board of Mayor and Aldermen may approve or deny the recommendation. If denied by the board or if that recommendation is not made by staff, the petitioner(s) may amend their application with an offer to purchase for an amount determined by a certified property appraiser licensed to practice in the State of Tennessee. A copy of the appraisal must be submitted with the amended application. The petitioner(s) will not be charged an additional application fee for the amendment. The Board of Mayor and Aldermen may then approve by resolution or deny the amended application.
6. Upon acceptance of an application by the Board of Mayor and Aldermen, the petitioner(s) shall pay any amount due to The City of Springfield within 30 days of acceptance. Such amount must be paid prior to the transfer and recording of the requested right-of-way to be abandoned.
7. The petitioner(s) shall be responsible for obtaining all surveys and legal adjustments to amend deeds of their respective properties.