

Item No: _____

Moved by: _____

Seconded by: _____

Prepared by: Gloria Kelly
Real Estate Services

Reviewed by: J. Carter S. Gray
Assistant County Attorney

A RESOLUTION APPROVING THE CONVEYANCE OF ONE UNIMPROVED, COUNTY OWNED DELINQUENT TAX PARCEL, 0.0960 ACRES IN SIZE, LOCATED ON THE SOUTHWESTERLY SIDE OF LAMAR AVENUE, IMMEDIATELY NORTH OF THE TENNESSEE / MISSISSIPPI STATE LINE, TO THE STATE OF TENNESSEE, FOR NOMINAL CONSIDERATION, FOR USE AS ROADWAY RIGHT-OF-WAY FOR ITS WIDENING AND IMPROVEMENT OF LAMAR AVENUE; AND AUTHORIZING THE SHELBY COUNTY MAYOR TO EXECUTE A QUIT CLAIM DEED. SPONSORED BY COMMISSIONER EDDIE JONES.

WHEREAS, In 2008, Shelby County acquired, for delinquent property taxes, one unimproved parcel of land, totaling 0.0960 acres in size, addressed as 0 Lamar Avenue, in Tax Sale No. 0502, Exhibit # 18320, identified as Tax Parcel No. 0942000002930, as listed on the spreadsheet and as shown on the aerial map, which are attached hereto as Exhibit "A" and Exhibit "B", respectively, and incorporated herein by reference; and

WHEREAS, The State of Tennessee needs to acquire said unimproved County owned, Delinquent Tax Parcel for use as roadway right-of-way for its widening and improvement of Lamar Avenue; and

WHEREAS, The State of Tennessee, through its Department of Transportation, has now requested that Shelby County convey said parcel of land, totaling 0.0960 acres in size, addressed as 0 Lamar Avenue, to the State of Tennessee, for nominal consideration, for use as roadway right-of-way for its widening and improvement of Lamar Avenue; and

WHEREAS, Tennessee Code Annotated, Section 67-5-2509(d)(1), allows Shelby County to convey real property acquired in a tax sale to another governmental entity pursuant to terms deemed appropriate to both, so long as the acquiring governmental entity will use the real property for a public use and purpose; and

WHEREAS, It is deemed to be in the best interest of Shelby County to convey said unimproved parcel of land, totaling 0.0960 acres in size, addressed as 0 Lamar Avenue to the State of Tennessee, for nominal consideration, for use as roadway right-of-way for its widening and improvement of Lamar Avenue.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SHELBY COUNTY, TENNESSEE, That the conveyance of the aforementioned unimproved County owned Delinquent Tax Parcel to the State of Tennessee, for nominal consideration, be and the same is hereby approved; and that the County Mayor be and he is authorized to execute the Quit Claim Deed document affecting the same.

BE IT FURTHER RESOLVED, That this resolution shall become effective in accordance with the Shelby County Charter, Article II, Section 2.06(B).

Mark H. Luttrell, Jr., County Mayor

Date: _____

ATTEST:

ADOPTED _____

Clerk of County Commission