

RESOLUTION CLOSING A PORTION OF OAK STREET IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

WHEREAS, pursuant to the provisions of Chapter 160A-299 of the General Statutes of North Carolina, the City Council has caused to be published a Resolution of Intent to close a portion of Oak Street, which calls for a public hearing on the question; and

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to close a portion of Oak Street to be sent by registered or certified mail to all owners of property adjoining the said street and prominently posted a notice of the closing and public hearing in at least 2 places along said street or alley, all as required by G.S. 160A-299; and

WHEREAS, the city may reserve its right, title, and interest in any utility improvement or easement within a street closed pursuant to G.S. 160A-299; and

WHEREAS, a 15-foot wide general utility easement shall be granted in favor of Charlotte Water, and Mecklenburg-County, both referred to herein after as the “grantees”. The general utility easement shall be granted over, upon, and under the area to be abandoned, and extend as a 15-foot wide easement from Fred D. Alexander Boulevard to the property currently or formerly owned by Mecklenburg-County (Deed Book 28807, Page 49). The said easement shall be maintained in perpetuity for ingress, egress, and regress, whereupon the grantees may install new utility facilities, and access existing facilities for the purposes of, but not limited to, the installation, maintenance, replacement, and repair of natural gas, water lines, sewer lines, cables, conduit, and related equipment.; and

WHEREAS, the public hearing was held on the 23rd day of November, 2015, and City Council determined that the closing of a portion of Oak Street is not contrary to the public interest, and that no individual, firm or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to his or its property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of November 23, 2015, that the Council hereby orders the closing of a portion of Oak Street in the City of Charlotte Mecklenburg County, North Carolina as shown in the map marked “Exhibit A”, and is more particularly described by metes and bounds in the document marked “Exhibit B”, all of which are attached hereto and made a part hereof.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina.