



Legislation Details (With Text)

<b>File #:</b>	15-2463	<b>Version:</b>	1	<b>Name:</b>	
<b>Type:</b>	Public Hearing Item	<b>Status:</b>		Agenda Ready	
<b>File created:</b>	1/29/2016	<b>In control:</b>		City Council Business Meeting	
<b>On agenda:</b>	2/22/2016	<b>Final action:</b>		2/22/2016	
<b>Title:</b>	Public Hearing on a Resolution to Close a Portion of E. 17th Street and an Alleyway off of E. 17th Street				
<b>Attachments:</b>	1. Map_E. 17th Street_2-22-16, 2. Resolution to Close a portion of E. 17th Street and an alleyway off of E. 17th Street				

Date	Ver.	Action By	Action	Result
2/22/2016	1	City Council Business Meeting	Close the Public Hearing	Pass
2/22/2016	1	City Council Business Meeting	Approve	Pass

**Public Hearing on a Resolution to Close a Portion of E. 17<sup>th</sup> Street and an Alleyway off of E. 17<sup>th</sup> Street**

**Action:**

- A. Conduct a public hearing to close a portion of E. 17th Street and an alleyway off of E. 17th Street, and**
- B. Adopt a resolution to close a portion of E. 17th Street and an alleyway off of E. 17th Street.**

**Staff Resource(s):**

Jeff Boenisch, Transportation

**Explanation**

- North Carolina General Statute 160A-299 outlines the procedures for permanently closing streets and alleys.
- The Charlotte Department of Transportation received a petition to abandon public right-of-way and requests this City Council action in accordance with the statute.
- The action removes land from public right-of-way status and attaches it to the adjacent property. The attached resolution refers to exhibits and metes and bounds descriptions that are available in the City Clerk’s Office.
- A portion of E. 17<sup>th</sup> Street and an alleyway off of E. 17<sup>th</sup> Street is located in Council District 1.

**Petitioners**

300 Parkwood, LLC in conjunction with property owner Jimmy and Geraldine Sherrill.

**Right-of-Way to be Abandoned**

The portion of E. 17th Street and alleyway off of E. 17th is located southeast of where Parkwood Avenue intersects with E. 17th Street.

**Reason**

The petitioner is vested in all of the abutting property and intends to reassemble this land to include a portion of E. 17th Street and an alleyway off of E. 17th Street. The assembly of this land is consistent with rezoning petition #2015-091, which was approved by City Council on October 19, 2015.

**Notification**

As part of the City's notification process, and in compliance with North Carolina General Statute 160A-299, the Charlotte Department of Transportation submitted this abandonment petition for review by the public and City Departments.

Adjoining property owner(s) - All abutting property is owned by the petitioner.

Neighborhood/Business Association(s)

Optimist Park Neighborhood Association - Notified/no comments

Private Utility Companies - No objections

City Departments

Review by City departments identified no apparent reason this closing would:

- Be contrary to the public interest;
- Deprive any individual(s) owning property in the vicinity of reasonable means of ingress and egress to his property as outlined in the statutes; and
- Be contrary to the adopted policy to preserve existing rights-of-way for connectivity.

**Attachment**

Map

Resolution