



Legislation Details (With Text)

**File #:** 15-9833      **Version:** 1      **Name:**  
**Type:** Public Hearing Item      **Status:** Agenda Ready  
**File created:** 12/5/2018      **In control:** City Council Business Meeting  
**On agenda:** 1/14/2019      **Final action:** 1/14/2019  
**Title:** Public Hearing on a Resolution to Close a Portion of Sam Neely Road  
**Attachments:** 1. Council Map Sam Neely Road, 2. Resolution to Close a portion of Sam Neely Road

Date	Ver.	Action By	Action	Result
1/14/2019	1	City Council Business Meeting	Close the Public Hearing	Pass
1/14/2019	1	City Council Business Meeting	Approve	Pass

**Public Hearing on a Resolution to Close a Portion of Sam Neely Road**

**Action:**

- A. Conduct a public hearing to close a portion of Sam Neely Road, and**
- B. Adopt a resolution to close a portion of Sam Neely Road.**

**Staff Resource(s):**

Liz Babson, Transportation  
Esteban Valverde, 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.
- The portion of Sam Neely Road is located in Council District 3.

**Petitioners**

Westinghouse Real Estate Development, LLC - Marshall B. Gilchrist

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

The portion of Sam Neely Road is located east of Steele Creek Road.

**Reason**

The abandonment of a portion of Sam Neely Road will enable the petitioner to reassemble the property in order to create a more viable tract of land for future development.

**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): None

Neighborhood/Business Association(s): None

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(s)**

Map

Resolution