



Legislation Details (With Text)

File #:	15-21563	Version:	1	Name:	
Type:	Public Hearing Item	Status:		Agenda Ready	
File created:	11/7/2023	In control:		City Council Business Meeting	
On agenda:	12/11/2023	Final action:			
Title:	Public Hearing and Decision on a Resolution to Close A Portion of Public Right-of-Way Adjacent to Hive Drive				
Attachments:	1. 2023-003078A - Abandonment Map, 2. 2023-003078A Resolution to Close 12.11.2023				

Date	Ver.	Action By	Action	Result
12/11/2023	1	City Council Business Meeting	Close the Public Hearing	Pass
12/11/2023	1	City Council Business Meeting	Approve	Pass

Public Hearing and Decision on a Resolution to Close A Portion of Public Right-of-Way Adjacent to Hive Drive

Action:

- A. Conduct a public hearing to close a portion of public right-of-way adjacent to Hive Drive, and**
- B. Adopt a resolution and close a portion of public right-of-way adjacent to Hive Drive.**

Staff Resource(s):

Debbie Smith, Transportation
Casey Mashburn, Transportation

Explanation

- NC General Statute Section 160A-299 outlines the procedures for permanently closing streets and alleys.
- The Charlotte Department of Transportation (CDOT) 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 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 right-of-way to be closed is located in Council District 3.

Petitioner

TM BTR of Carolinas, LLC

Right-of-Way to be Abandoned

Portion of public right-of-way adjacent to Hive Drive

Reason

Per the petition submitted by TM BTR of Carolinas, LLC, the abandonment of the right-of-way will facilitate the future redevelopment of abutting parcels of land, part of an approved rezoning to construct a mix-use development. The city has no objections.

Notification

As part of the city's notification process, and in compliance with NC General Statute 160A-299, the CDOT submitted this abandonment petition for review by the public and city departments.

Adjoining property owner(s)

None

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 their 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