



Legislation Details (With Text)

**File #:** 15-22775    **Version:** 1    **Name:**  
**Type:** Public Hearing Item    **Status:** Agenda Ready  
**File created:** 5/14/2024    **In control:** City Council Business Meeting  
**On agenda:** 6/10/2024    **Final action:**  
**Title:** Public Hearing on a Resolution to Close a Portion of Right-of-Way off Johoy Drive  
**Attachments:** 1. 2022-002496A - Abandonment Map, 2. 2022-002496A Resolution to Close 06.10.pdf

Date	Ver.	Action By	Action	Result
6/10/2024	1	City Council Business Meeting	Close the Public Hearing	Pass
6/10/2024	1	City Council Business Meeting	Approve	Pass

**Public Hearing on a Resolution to Close a Portion of Right-of-Way off Johoy Drive**

**Action:**

- A. Conduct a public hearing to close a portion of right-of-way off Johoy Drive, and**
- B. Adopt a resolution and close a portion of right-of-way off Johoy 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 2.

**Petitioner**

BV Belk Jr.

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

Portion of Johoy Drive

**Reason**

Per the petition submitted by BV Belk Jr., the abandonment of the unopened right-of-way will facilitate future redevelopment of abutting parcels. 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