

Legislation Details (With Text)

File #:	15-5537	Version:	1	Name:	
Type:	Public Hearing Item	Status:		Agenda Ready	
File created:	4/27/2017	In control:		City Council Business Meeting	
On agenda:	5/22/2017	Final action:		5/22/2017	
Title:	Public Hearing on a Resolution to Close a Portion of Booker Avenue				
Attachments:	1. CityCouncilROWAbandonmentMap_2017-01, 2. Resolution to Close a portion of Booker Avenue				

Date	Ver.	Action By	Action	Result
5/22/2017	1	City Council Business Meeting	Close the Public Hearing	Pass
5/22/2017	1	City Council Business Meeting	Approve	Pass

Public Hearing on a Resolution to Close a Portion of Booker Avenue

Action:

- A. Conduct a public hearing to close a portion of Booker Avenue, and**
- B. Adopt a resolution to close a portion of Booker Avenue.**

Staff Resource(s):

Danny Pleasant, Transportation
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.
- This portion of Booker Avenue is located in Council District 2.

Petitioners

CGE Venture Group - Mr. Curtis Bodison

Right-of-Way to be Abandoned

The portion of Booker Avenue is located within the northwestern most corner of the intersection of Beatties Ford Road, Oaklawn Avenue, and Booker Avenue.

Reason

Booker Avenue was previously realigned to meet up with the intersection of Oaklawn Avenue where it intersects with Beatties Ford Road. The abandonment of a portion of Booker Avenue will eliminate excess right-of-way left over from this realignment project, and allow it to be attached to the adjacent property for future use/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) - All abutting property is owned by the petitioner.

Neighborhood/Business Association(s) - Historic Washington Heights - Supports

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