

## Legislation Details (With Text)

<b>File #:</b>	15-5843	<b>Version:</b>	1	<b>Name:</b>	
<b>Type:</b>	Public Hearing Item	<b>Status:</b>		Agenda Ready	
<b>File created:</b>	6/15/2017	<b>In control:</b>		City Council Business Meeting	
<b>On agenda:</b>	6/26/2017	<b>Final action:</b>		6/26/2017	
<b>Title:</b>	Public Hearing on a Resolution to Close a Portion of Barnette Place				
<b>Attachments:</b>	1. CityCouncilROWAbandonmentMap_2013-05, 2. Resolution to Close a portion of Barnette Place				

Date	Ver.	Action By	Action	Result
6/26/2017	1	City Council Business Meeting	Close the Public Hearing	Pass
6/26/2017	1	City Council Business Meeting	Approve	Pass

## Public Hearing on a Resolution to Close a Portion of Barnette Place

### Action:

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

### 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.
- A portion of Barnette Place is located in Council District 1.

### Petitioners

Novant Health

### Right-of-Way to be Abandoned

The portion of Barnette Place is located off of E. 4<sup>th</sup> Street between Queens Road and S. Caswell Road.

### Reason

The petitioner owns all of the abutting property and intends to reassemble this land in order to accommodate the expansion of Presbyterian Hospital's medical and parking facilities. The abandonment of this right-of-way along with the proposed expansion project is consistent with rezoning petition #2013-043, which was approved by City Council on June 17, 2013.

### **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)

Elizabeth Community Association (ECA) - No objections

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