

Legislation Details (With Text)

File #:	15-6808	Version:	1	Name:	
Type:	Public Hearing Item	Status:		Agenda Ready	
File created:	10/19/2017	In control:		City Council Business Meeting	
On agenda:	12/11/2017	Final action:		12/11/2017	
Title:	Public Hearing on a Resolution to Close a Portion of N. Brevard Street				
Attachments:	1. CityCouncilROWAbandonmentMap_2017-06, 2. Resolution to Close a portion of N. Brevard Street FV				

Date	Ver.	Action By	Action	Result
12/11/2017	1	City Council Business Meeting	Close the Public Hearing	Pass
12/11/2017	1	City Council Business Meeting	Approve	Pass

Public Hearing on a Resolution to Close a Portion of N. Brevard Street

Action:

- A. Conduct a public hearing to close a portion of N. Brevard Street, and**
- B. Adopt a resolution to close a portion of N. Brevard Street.**

Staff Resource(s):

Liz Babson, 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.
- The portion of N. Brevard Street is located in Council District 1.

Petitioners

White Point Paces Partners, LLC - Mr. John Carmichael

Right-of-Way to be Abandoned

The portion of N. Brevard Street is located between Belmont Avenue and Parkwood Avenue.

Reason

This abandonment is consistent with a Council approved rezoning (#2016-029: Highland Park Mill), which was approved on May 16, 2016. Conditions within the rezoning plan require the developer to construct a 12-foot wide multi-use path to provide connectivity between Parkwood Avenue and Brevard Street. Due to the increased pedestrian access, staff is willing to support the abandonment of the portion of N. Brevard Street.

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)

Optimist Park Neighborhood Association - Notified/no comments

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