

## Legislation Details (With Text)

<b>File #:</b>	15-7711	<b>Version:</b>	1	<b>Name:</b>	
<b>Type:</b>	Public Hearing Item	<b>Status:</b>		Agenda Ready	
<b>File created:</b>	3/1/2018	<b>In control:</b>		City Council Business Meeting	
<b>On agenda:</b>	4/23/2018	<b>Final action:</b>		4/23/2018	
<b>Title:</b>	Public Hearing on a Resolution to Close an Unopened Right-of-Way between Bullard Street and Joy Street				
<b>Attachments:</b>	1. City Council Map_Unopened Street between Bullard and Joy Street, 2. Resolution to Close an unopened right-of-way between Bullard Street and Joy Street				

Date	Ver.	Action By	Action	Result
4/23/2018	1	City Council Business Meeting	Close the Public Hearing	Pass
4/23/2018	1	City Council Business Meeting	Approve	Pass

## Public Hearing on a Resolution to Close an Unopened Right-of-Way between Bullard Street and Joy Street

### Action:

- A. Conduct a public hearing to close an unopened right-of-way between Bullard Street and Joy Street, and**
- B. Adopt a resolution to close an unopened right-of-way between Bullard Street and Joy 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.
- An unopened right-of-way between Bullard Street and Joy Street is located in Council District 3.

### Petitioners

CapRock, LLC - Mr. Ryan Lambert

### Right-of-Way to be Abandoned

An unopened right-of-way between Bullard Street and Joy Street is located in west Charlotte near Harding University High School.

### Reason

This abandonment request is consistent with rezoning petition #2016-134, which was approved by Council on April 24, 2017. As part of this rezoning plan, a new street connection from Joy Street to Bullard Street will be constructed; therefore, allowing the unopened right-of-way to be abandoned and

serve as a buffer to the existing neighbors.

**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)

Mr. Charles Slaybaugh - No objections  
Mrs. Rhonda Kee - No objections  
Mr. Israel Parada - No objections  
Mr. Nathan Witherspoon - No objections

Neighborhood/Business Association(s)

Westerly Hills 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