



Legislation Details (With Text)

File #: 15-13271 **Version:** 1 **Name:**
Type: Public Hearing Item **Status:** Agenda Ready
File created: 4/30/2020 **In control:** City Council Business Meeting
On agenda: 5/26/2020 **Final action:**
Title: Public Hearing on a Resolution to Close an Unopened Portion of the Alleyway between Bertonley Avenue and Millbrook Road
Attachments: 1. Bertonley Ave Map

Date	Ver.	Action By	Action	Result
5/26/2020	1	City Council Business Meeting	Approve	Pass

Public Hearing on a Resolution to Close an Unopened Portion of the Alleyway between Bertonley Avenue and Millbrook Road

Action:

Conduct a public hearing to close an unopened portion of the alleyway between Bertonley Avenue and Millbrook Road.

Staff Resource(s):

Liz Babson, Transportation
Casey Mashburn, 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 proposed 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 alleyway to be closed is located in Council District 1.
- In compliance with NC G.S. § 166A-19.24 *Remote meetings during certain declarations of emergency*, written comments on the public hearing topic will be accepted by the Clerk's Office through May 27, 2020, at 11:59 p.m. Any additional comments received will be provided to Council.

Petitioner

Equity Trust Co. Custodian FBO Robert S. Bunzey Jr. IRA

Right-of-Way to be Abandoned

An unopened portion of the alleyway between Bertonley Avenue and Millbrook

Reason

Per the petition submitted by Equity Trust Co. Custodian FBO Robert S. Bunzey Jr. IRA, this alley has not been used for decades and does not provide access to any adjacent properties. The city has no objections.

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)

Joanna Parrish - No objections

Robert S. Bunzey Jr. - 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 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