

## Legislation Details (With Text)

<b>File #:</b>	15-20246	<b>Version:</b>	1	<b>Name:</b>	
<b>Type:</b>	Public Hearing Item	<b>Status:</b>		Agenda Ready	
<b>File created:</b>	4/25/2023	<b>In control:</b>		City Council Business Meeting	
<b>On agenda:</b>	5/22/2023	<b>Final action:</b>		5/22/2023	
<b>Title:</b>	Public Hearing on a Resolution to Close a Portion of Cleveland Avenue				
<b>Attachments:</b>	1. 2023-000115A - Portion of Cleveland Ave Abandonment Map, 2. 2023-000115A Resolution to Close 05.22.pdf				

Date	Ver.	Action By	Action	Result
5/22/2023	1	City Council Business Meeting	Close the Public Hearing	Pass
5/22/2023	1	City Council Business Meeting	Approve	Pass

## Public Hearing on a Resolution to Close a Portion of Cleveland Avenue

### Action:

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

### **Staff Resource(s):**

Debbie Smith, Transportation  
Anthony Mendez, Transportation

### **Explanation**

- NC General Statute Section 160A-299 outlines the procedures for permanently closing streets and alleys.
- The Charlotte Department of Transportation (CDOT) 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 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 Cleveland Avenue to be closed is located in Council District 1.

### **Petitioner**

Mason Ellerbe

### **Right-of-Way to be Abandoned**

A Portion of Cleveland Avenue

### **Reason**

Per the petition submitted by Mason Ellerbe, the abandonment of the right-of-way will facilitate the future redevelopment of abutting parcels of land. The city has no objections.

### **Notification**

As part of the city's notification process, and in compliance with NC General Statute 160A-299, the CDOT submitted this abandonment petition for review by the public and City departments.

### Adjoining property owner(s)

SBLVD Sparta, LLC- No objections  
TDK SBLVD, LLC- No objections  
Jesse P. Campbell - 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  
Resolution