



## Legislation Text

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File #: 15-7713, Version: 1

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### Public Hearing on a Resolution to Close a Residual Portion of Dearmon Drive

#### **Action:**

- A. Conduct a public hearing to close a residual portion of Dearmon Drive, and**
- B. Adopt a resolution to close a residual portion of Dearmon Drive.**

#### **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 residual portion of Dearmon Drive is located in Council District 1.

#### **Petitioners**

Pods Property Solutions, NC1, LLC - Dan Podrasky

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

The portion Dearmon Drive is located east of Uptown within the Plaza Midwood Neighborhood.

#### **Reason**

This abandonment will allow the property owner to close excess right-of-way in order to accommodate single family home improvements.

#### **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)

Plaza Midwood Neighborhood Association - 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