



## Legislation Text

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File #: 15-7712, Version: 1

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### Public Hearing on a Resolution to Close an Unopened Right-of-Way off of Mingus Cabin Lane

#### Action:

- A. Conduct a public hearing to close an unopened right-of-way off of Mingus Cabin Lane, and
- B. Adopt a resolution to close an unopened right-of-way off of Mingus Cabin Lane.

#### 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 off of Mingus Cabin Lane is located in Council District 2.

#### Petitioners

Southern Land Investments, LLC - c/o Andy Zoutewelle

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

The unopened right-of-way off of Mingus Cabin Lane is located close to the Mt. Holly Road and I-485 interchange.

#### Reason

The petitioner is vested in all of the abutting property and intends to reassemble this land to include the unopened right-of-way in order to create a more viable parcel for future development.

#### 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) - No known associations are within direct vicinity of this site.

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