



## Legislation Text

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File #: 15-13389, Version: 1

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### **Public Hearing on a Resolution to Close a Portion of an Alleyway between Waverly Avenue, Pierce Street, and Kenilworth Avenue**

#### **Action:**

**Conduct a public hearing to close a portion of an alleyway between Waverly Avenue, Pierce Street, and Kenilworth Avenue.**

#### **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 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 June 9, 2020, at 11:59 p.m. Any additional comments received will be provided to Council.

#### **Petitioner**

SunCap Property Group

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

A portion of the Alleyway between Waverly Avenue, Pierce Street, and Kenilworth Avenue

#### **Reason**

The abandonment of a portion of the alley will allow for the Latta Kenilworth Multifamily Development, as approved in rezoning petition number 2018-163. 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)**

Parkview Condominiums - No objections  
Kenilworth Avenue Charlotte, LLC - No objections  
Vivek Shanti Tayal - 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