

## Legislation Text

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File #: 15-16471, Version: 1

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### Public Hearing on a Resolution to Close the Alleyway off Morningside Drive

#### **Action:**

- A. Conduct a public hearing to close the alleyway off Morningside Drive, and**
- B. Adopt a resolution and close the alleyway off Morningside Drive.**

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

Liz Babson, Transportation  
Krystal Bright, Transportation

#### **Explanation**

- NC General Statute 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 proposed action removes land from public right-of-way and attaches it to the adjacent property.
- The alley to be closed is located in Council District 1.

#### **Petitioner**

AABC Morningside, LLC

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

The alleyway off Morningside Drive.

#### **Reason**

Per the petition submitted by AABC Morningside, LLC, the petitioner owns both parcels, and by closing the alleyway, they will be able to combine these two parcels. The City has no objections.

#### **Notification**

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

#### **Adjoining property owner(s)**

AABC Morningside, LLC - 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