

**PETITION
FOR
CLOSING OF PUBLIC ROAD AND RIGHT-OF-WAY**

**STATE OF NORTH CAROLINA
MECKLENBURG COUNTY**

TO THE BOARD OF COUNTY COMMISSIONERS

I (We), the undersigned property owner(s) ("Petitioner"), respectfully petition and request a portion or all of

(Name of road) Neck Road located

near (Description of general location) Cowan's Ford Wildlife Refuge

as shown on the map attached hereto and made a part of hereof, marked "**Exhibit A**," be closed in accordance with the provisions of Chapter 153A, Section 241 of the General Statutes of North Carolina.

In support of this Petition, your Petitioner respectfully declares that:

1. (Give reason for requested closing)

NCDOT has abandoned maintenance on a portion of Neck Road so that the Mecklenburg County can gate the road into the Nature Preserve to restrict access during the hours the Nature Preserve is not in operation. Closure of a portion of the road is the final step in that process.

2. The road (or portion thereof), requested to be closed has not been previously accepted by the North Carolina Department of Transportation (NCDOT) for maintenance, or the NCDOT has relinquished control and supervision of the road (or portion thereof), requested to be closed. If the NCDOT has relinquished control and supervision of the road (or portion thereof) at the request of the Petitioner, or if Petitioner has otherwise come into possession of correspondence from the NCDOT about this matter, please provide evidence of that by attaching correspondence from the NCDOT as an Exhibit B.

3. The Petitioner believes that closing of said road or portion of road or easement is not contrary to the public interest.

PEOPLE ● PRIDE ● PROGRESS ● PARTNERSHIP
2145 Suttle Avenue ● Charlotte, North Carolina 28208 ● Fax 704.335.2253
www.mecklenburgcountync.gov

4. The Petitioner believes that no individual owning property in the vicinity of the road or in the subdivision in which it is located would be deprived of reasonable means of ingress and egress to his or her property.

5. The Petitioner understands that if the road is closed by the Board of County Commissioners, that all right, title and interest in the right-of-way will become vested in those persons owning lots or parcels of land adjacent to the road, and that the title of each adjoining landowner will, for the width of his abutting land, extend to the former center line of the public road that is closed.

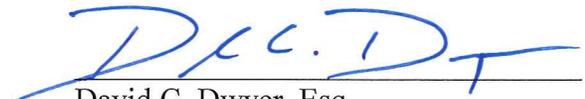
6. The Petitioner understands that the right, title or interest vested in an adjoining landowner after the road closing will remain subject to any public utility use or facility (such as, for example, a Duke Power or Duke Energy easement) located on, over, or under the road or easement immediately before its closing, until the landowner or any successor thereto pays to the utility involved the reasonable cost of removing and relocating the facility.

7. The petitioner understands that the adjoining landowners will become responsible for any additional property taxes that may result from the increase in the size of their original parcels.

I (We) understand the above statements and agree with the proposed road closure.

	
Signature	Date
<u>Dena R. Diorio</u>	<u>County Manager</u>
Name (Print)	Title

Approved as to Form:


David C. Dwyer, Esq.
Ruff, Bond, Cobb, Wade & Bethune LLP
Counsel for Mecklenburg County



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

ROY COOPER
GOVERNOR

JAMES H. TROGDON, III
SECRETARY

DATE: November 19, 2018
TO: Mr. Barry Moose, PE
Division Engineer
Division 10
FROM: John C. Farley
Manager
Geographic Information Systems Unit
SUBJECT: 2018 District 2 Road System Changes

The GIS Unit's Data Conversion Group has been authorized to make the changes indicated below to the state road system. We request that you update the related maps and files in your offices and install appropriate road number signs, if necessary. If our system changes do not conform to the actual conditions in the field, please return this memorandum with recommendations.

Document Number	County	Approval Date
Mecklenburg 2018 11 51739	MECKLENBURG	11/08/2018

Questions or comments about changes should be referred to the GIS Help Desk at GISHelp@ncdot.gov.

Thank you for your assistance.

JCF

cc: BSIP
Bridge Maintenance
Division Right of Way
IMG
Pavement Management
Permit Unit
State Road Maintenance
Traffic Engineering
Traffic Surveys

MAILING ADDRESS:
NC DEPARTMENT OF TRANSPORTATION
GEOGRAPHIC INFORMATION SYSTEMS UNIT
1521 MAIL SERVICE CENTER
RALEIGH, NC 27699-1521

Telephone: (919) 707-2165
FAX: 919-707-2210
Customer Service: 1-877-368-4968
Website: www.ncdot.gov

LOCATION:
4101 CAPITAL BLVD.
RALEIGH, NC 27604

2018 Road System Changes

Petition Name: Mecklenburg_2018_11_51739
Date: 11/08/2018
County: MECKLENBURG

Additions

Route	Street Name	Mileage	Map
None			

Deletions

Route	Street Name	Mileage	Map
SR 2074	NECK RD	1.51	

Reassignments

Existing Route	New Route	Street Name	Mileage	Map
None				

Document Number: Mecklenburg_2018_11_51739

Route Number(s): 2074

Map Date: 11/16/18

County: Mecklenburg

Approval Date: 11/08/18

