

**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) June Washam Road located near (Description of general location) Sound Road in Davidson, NC 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)

June Washam Road was realigned to create 3-way stop at intersection with Sound Road when the June Washam Single Family Residential Community was built.

---

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.

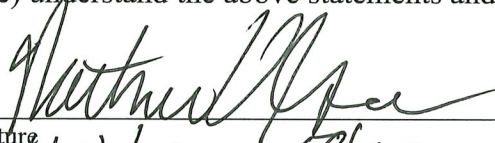
4. The Petitioner believes that no individual owning property in the vicinity of the road or in the subdivision in which it is located would be deprived of reasonable means of ingress and egress to his or her property.


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 10/9/24  
Name (Print) Nathan Olson Title Owner

  
Signature \_\_\_\_\_ Date 10/3/24  
Name (Print) Jennifer Olson Title Owner

  
Signature \_\_\_\_\_ Date 10/15/24  
Name (Print) Seth Foster Title Kennecott LLC VP

\_\_\_\_\_  
Signature \_\_\_\_\_ Date \_\_\_\_\_  
Name (Print) \_\_\_\_\_ Title \_\_\_\_\_

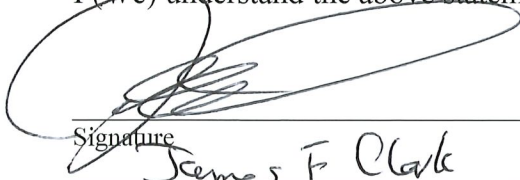
4. The Petitioner believes that no individual owning property in the vicinity of the road or in the subdivision in which it is located would be deprived of reasonable means of ingress and egress to his or her property.

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.



10/11/2024

Signature

Date

James F Clark

Name (Print)

Title



10/11/2024

Signature

Date

Patricia Clark

Name (Print)

Title

Signature

Date

Name (Print)

Title

Signature

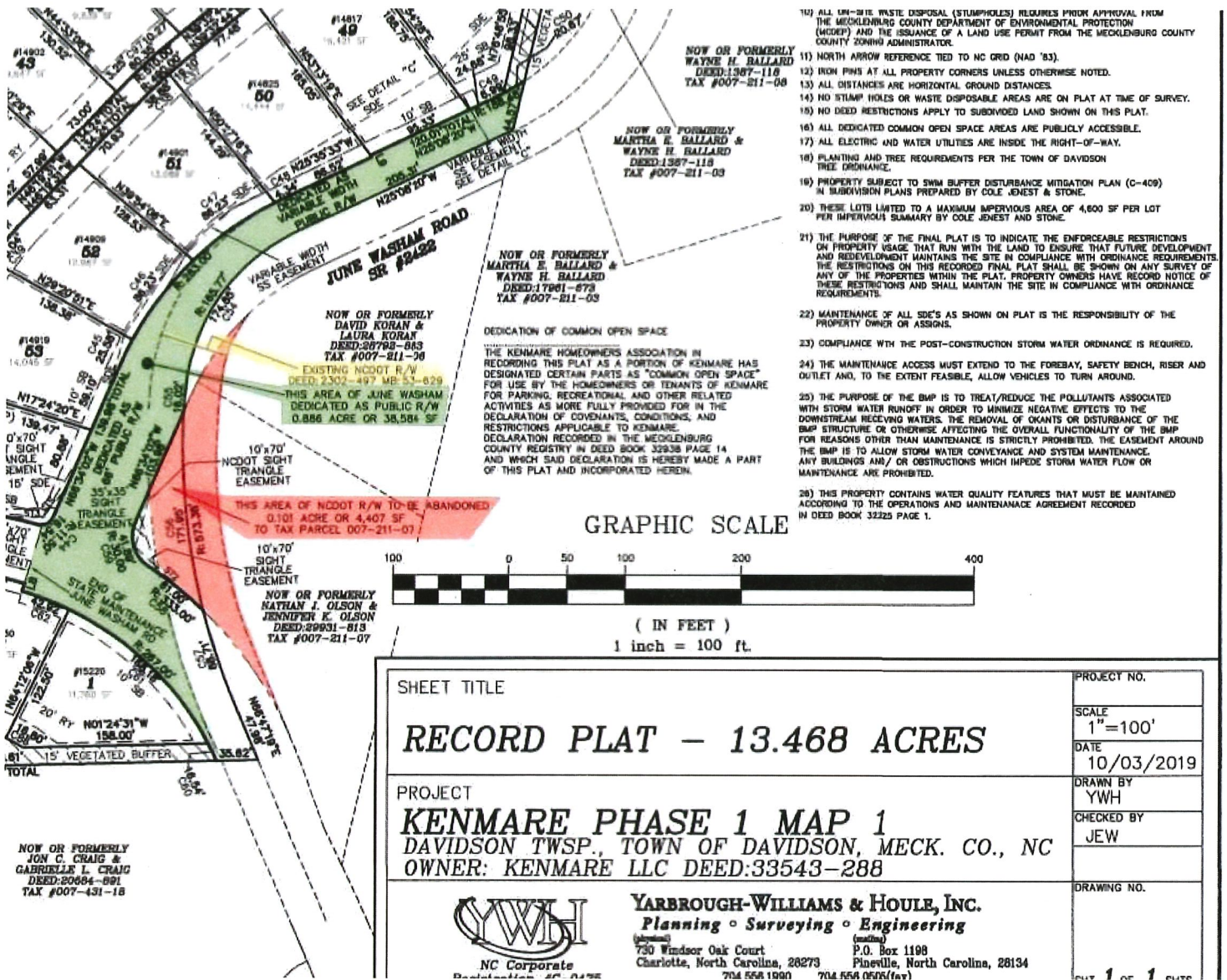
Date

Name (Print)

Title

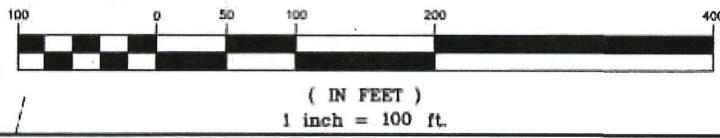



# EXHIBIT A - 1



- 10) ALL ON-SITE WASTE DISPOSAL (STUMPHOLES) REQUIRES PRIOR APPROVAL FROM THE MECKLENBURG COUNTY DEPARTMENT OF ENVIRONMENTAL PROTECTION (MDEP) AND THE ISSUANCE OF A LAND USE PERMIT FROM THE MECKLENBURG COUNTY COUNTY ZONING ADMINISTRATOR.
- 11) NORTH ARROW REFERENCE TIED TO NC GRID (NAD '83).
- 12) IRON PINS AT ALL PROPERTY CORNERS UNLESS OTHERWISE NOTED.
- 13) ALL DISTANCES ARE HORIZONTAL GROUND DISTANCES.
- 14) NO STUMP HOLDS OR WASTE DISPOSABLE AREAS ARE ON PLAT AT TIME OF SURVEY.
- 15) NO DEED RESTRICTIONS APPLY TO SUBDIVIDED LAND SHOWN ON THIS PLAT.
- 16) ALL DEDICATED COMMON OPEN SPACE AREAS ARE PUBLICLY ACCESSIBLE.
- 17) ALL ELECTRIC AND WATER UTILITIES ARE INSIDE THE RIGHT-OF-WAY.
- 18) PLANTING AND TREE REQUIREMENTS PER THE TOWN OF DAVIDSON TREE ORDINANCE.
- 19) PROPERTY SUBJECT TO SWM BUFFER DISTURBANCE MITIGATION PLAN (C-409) IN SUBDIVISION PLANS PREPARED BY COLE JENEST & STONE.
- 20) THESE LOTS LIMITED TO A MAXIMUM IMPERVIOUS AREA OF 4,600 SF PER LOT PER IMPERVIOUS SUMMARY BY COLE JENEST AND STONE.
- 21) THE PURPOSE OF THE FINAL PLAT IS TO INDICATE THE ENFORCEABLE RESTRICTIONS ON PROPERTY USAGE THAT RUN WITH THE LAND TO ENSURE THAT FUTURE DEVELOPMENT AND REDEVELOPMENT MAINTAINS THE SITE IN COMPLIANCE WITH ORDINANCE REQUIREMENTS. THE RESTRICTIONS ON THIS RECORDED FINAL PLAT SHALL BE SHOWN ON ANY SURVEY OF ANY OF THE PROPERTIES WITHIN THE PLAT. PROPERTY OWNERS HAVE RECORD NOTICE OF THESE RESTRICTIONS AND SHALL MAINTAIN THE SITE IN COMPLIANCE WITH ORDINANCE REQUIREMENTS.
- 22) MAINTENANCE OF ALL SDE'S AS SHOWN ON PLAT IS THE RESPONSIBILITY OF THE PROPERTY OWNER OR ASSIGNS.
- 23) COMPLIANCE WITH THE POST-CONSTRUCTION STORM WATER ORDINANCE IS REQUIRED.
- 24) THE MAINTENANCE ACCESS MUST EXTEND TO THE FOREBAY, SAFETY BENCH, RISER AND OUTLET AND, TO THE EXTENT FEASIBLE, ALLOW VEHICLES TO TURN AROUND.
- 25) THE PURPOSE OF THE BMP IS TO TREAT/REDUCE THE POLLUTANTS ASSOCIATED WITH STORM WATER RUNOFF IN ORDER TO MINIMIZE NEGATIVE EFFECTS TO THE DOWNSTREAM RECEIVING WATERS. THE REMOVAL OF OKANTS OR DISTURBANCE OF THE BMP STRUCTURE OR OTHERWISE AFFECTING THE OVERALL FUNCTIONALITY OF THE BMP FOR REASONS OTHER THAN MAINTENANCE IS STRICTLY PROHIBITED. THE EASEMENT AROUND THE BMP IS TO ALLOW STORM WATER CONVEYANCE AND SYSTEM MAINTENANCE. ANY BUILDINGS AND/OR OBSTRUCTIONS WHICH IMPEDE STORM WATER FLOW OR MAINTENANCE ARE PROHIBITED.
- 26) THIS PROPERTY CONTAINS WATER QUALITY FEATURES THAT MUST BE MAINTAINED ACCORDING TO THE OPERATIONS AND MAINTENANCE AGREEMENT RECORDED IN DEED BOOK 33225 PAGE 1.

### GRAPHIC SCALE



SHEET TITLE		PROJECT NO.
<b>RECORD PLAT - 13.468 ACRES</b>		SCALE 1"=100'
PROJECT		DATE 10/03/2019
<b>KENMARE PHASE 1 MAP 1</b> DAVIDSON TWSP., TOWN OF DAVIDSON, MECK. CO., NC OWNER: KENMARE LLC DEED:33543-288		DRAWN BY YWH
 <b>YARBROUGH-WILLIAMS &amp; HOULE, INC.</b> Planning • Surveying • Engineering 730 Windsor Oak Court (Charlotte) Charlotte, North Carolina, 28273 P.O. Box 1199 704.556.1990 704.556.0576/(fax)		CHECKED BY JEW
		DRAWING NO.

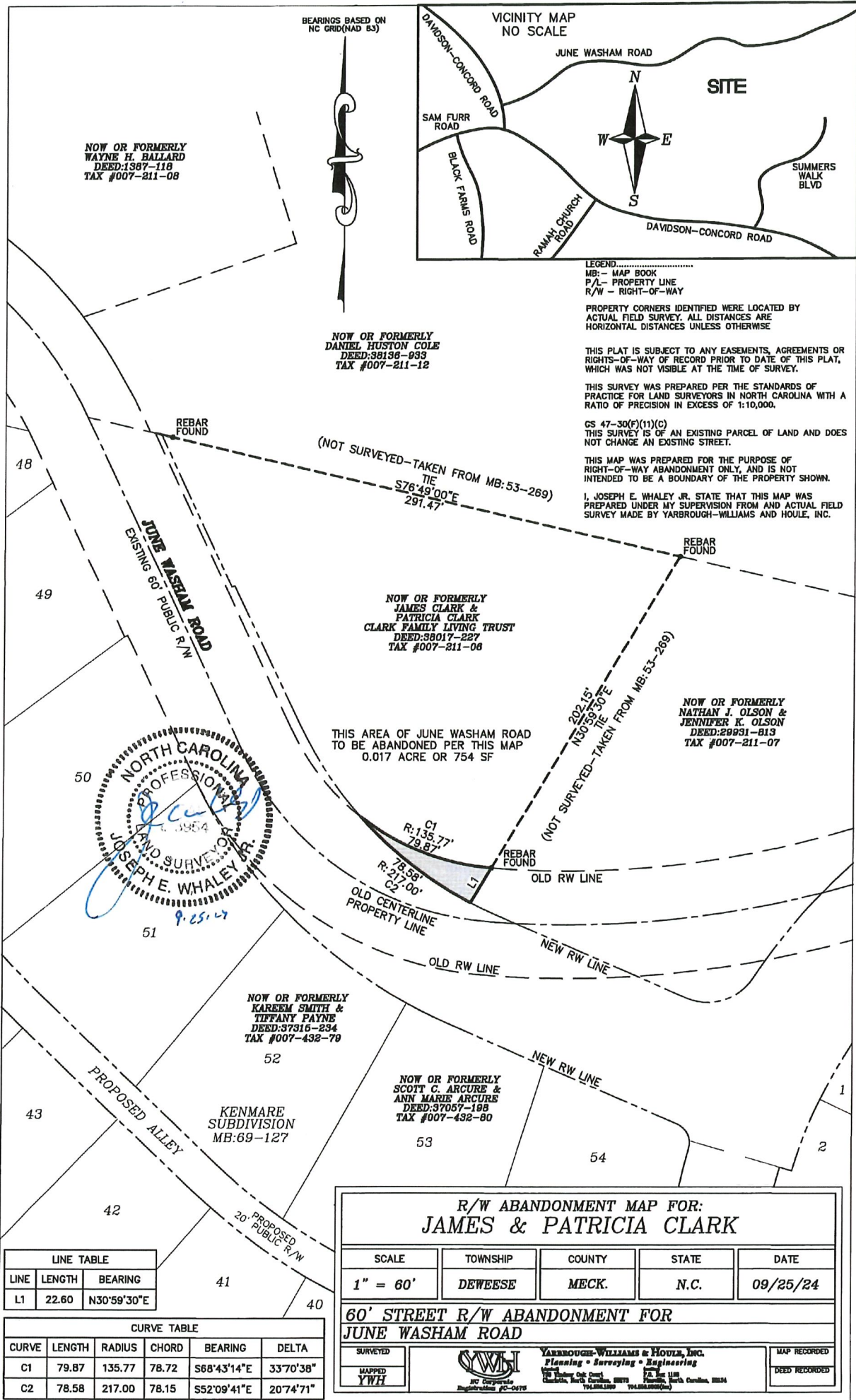


# EXHIBIT A - 2





# EXHIBIT B - 1



NOW OR FORMERLY  
WAYNE H. BALLARD  
DEED:1987-118  
TAX #007-211-08

NOW OR FORMERLY  
DANIEL HUSTON COLE  
DEED:58136-033  
TAX #007-211-12

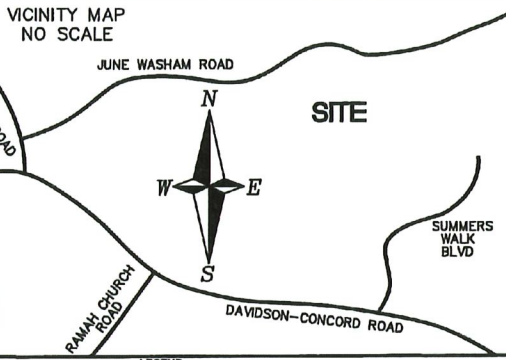
NOW OR FORMERLY  
JAMES CLARK &  
PATRICIA CLARK  
CLARK FAMILY LIVING TRUST  
DEED:58017-227  
TAX #007-211-08

NOW OR FORMERLY  
NATHAN J. OLSON &  
JENNIFER K. OLSON  
DEED:29931-813  
TAX #007-211-07

NOW OR FORMERLY  
KAREEM SMITH &  
TIFFANY PAYNE  
DEED:37315-234  
TAX #007-432-79

NOW OR FORMERLY  
SCOTT C. ARCURE &  
ANN MARIE ARCURE  
DEED:37057-188  
TAX #007-432-80

KENMARE  
SUBDIVISION  
MB:69-127



LEGEND.....  
MB - MAP BOOK  
P/L - PROPERTY LINE  
R/W - RIGHT-OF-WAY

PROPERTY CORNERS IDENTIFIED WERE LOCATED BY ACTUAL FIELD SURVEY. ALL DISTANCES ARE HORIZONTAL DISTANCES UNLESS OTHERWISE

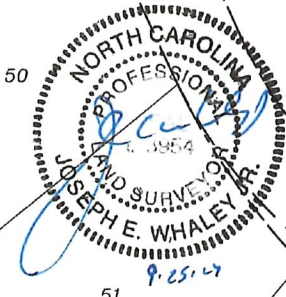
THIS PLAT IS SUBJECT TO ANY EASEMENTS, AGREEMENTS OR RIGHTS-OF-WAY OF RECORD PRIOR TO DATE OF THIS PLAT, WHICH WAS NOT VISIBLE AT THE TIME OF SURVEY.

THIS SURVEY WAS PREPARED PER THE STANDARDS OF PRACTICE FOR LAND SURVEYORS IN NORTH CAROLINA WITH A RATIO OF PRECISION IN EXCESS OF 1:10,000.

CS 47-30(F)(11)(C)  
THIS SURVEY IS OF AN EXISTING PARCEL OF LAND AND DOES NOT CHANGE AN EXISTING STREET.

THIS MAP WAS PREPARED FOR THE PURPOSE OF RIGHT-OF-WAY ABANDONMENT ONLY, AND IS NOT INTENDED TO BE A BOUNDARY OF THE PROPERTY SHOWN.

I, JOSEPH E. WHALEY JR. STATE THAT THIS MAP WAS PREPARED UNDER MY SUPERVISION FROM AN ACTUAL FIELD SURVEY MADE BY YARBROUGH-WILLIAMS AND HOULE, INC.



THIS AREA OF JUNE WASHAM ROAD  
TO BE ABANDONED PER THIS MAP  
0.017 ACRE OR 754 SF

LINE TABLE		
LINE	LENGTH	BEARING
L1	22.60	N30°59'30"E

CURVE TABLE					
CURVE	LENGTH	RADIUS	CHORD	BEARING	DELTA
C1	79.87	135.77	78.72	S68°43'14"E	33°70'38"
C2	78.58	217.00	78.15	S52°09'41"E	20°74'71"

**R/W ABANDONMENT MAP FOR:  
JAMES & PATRICIA CLARK**

SCALE	TOWNSHIP	COUNTY	STATE	DATE
1" = 60'	DEWEESE	MECK.	N.C.	09/25/24

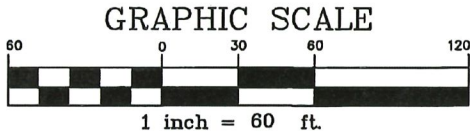
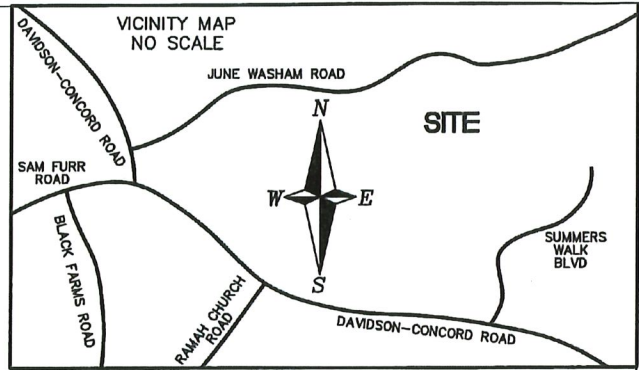
**60' STREET R/W ABANDONMENT FOR  
JUNE WASHAM ROAD**

SURVEYED		YARBROUGH-WILLIAMS & HOULE, INC. Planning • Surveying • Engineering 1000 S. Coak Court Charlotte, North Carolina, 28203 TEL: 704.366.1200 FAX: 704.366.2000	MAP RECORDED
MAPPED YWH			DEED RECORDED

# EXHIBIT B - 2

LINE TABLE		
LINE	LENGTH	BEARING
L1	22.60	N30°59'30"E
L2	12.56	S68°34'02"E

CURVE TABLE					
CURVE	LENGTH	RADIUS	CHORD	BEARING	DELTA
C3	15.27	217.00	15.27	S64°33'04"E	04°03'23"
C4	171.95	573.38	171.30	N84°14'03"E	17°18'20"
C5	88.32	333.00	88.06	N51°31'19"E	15°19'70"
C6	258.81	543.38	256.37	N80°46'47"E	27°28'95"



LEGEND  
 MB - MAP BOOK  
 P/L - PROPERTY LINE  
 R/W - RIGHT-OF-WAY

PROPERTY CORNERS IDENTIFIED WERE LOCATED BY ACTUAL FIELD SURVEY. ALL DISTANCES ARE HORIZONTAL DISTANCES UNLESS OTHERWISE

THIS PLAT IS SUBJECT TO ANY EASEMENTS, AGREEMENTS OR RIGHTS-OF-WAY OF RECORD PRIOR TO DATE OF THIS PLAT, WHICH WAS NOT VISIBLE AT THE TIME OF SURVEY.

THIS SURVEY WAS PREPARED PER THE STANDARDS OF PRACTICE FOR LAND SURVEYORS IN NORTH CAROLINA WITH A RATIO OF PRECISION IN EXCESS OF 1:10,000.

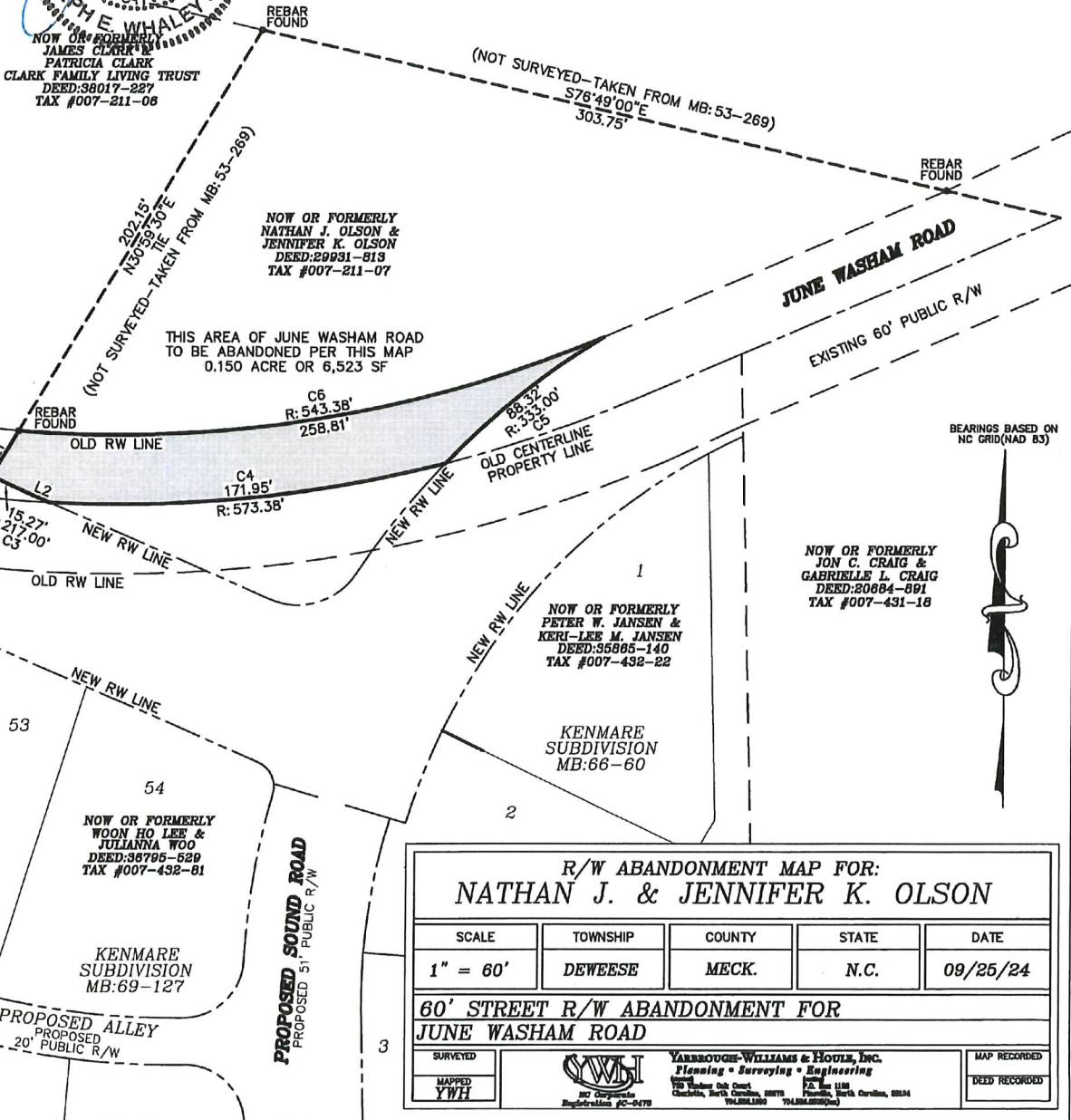
GS 47-30(F)(11)(C)  
 THIS SURVEY IS OF AN EXISTING PARCEL OF LAND AND DOES NOT CHANGE AN EXISTING STREET.

THIS MAP WAS PREPARED FOR THE PURPOSE OF RIGHT-OF-WAY ABANDONMENT ONLY, AND IS NOT INTENDED TO BE A BOUNDARY OF THE PROPERTY SHOWN.

I, JOSEPH E. WHALEY JR. STATE THAT THIS MAP WAS PREPARED UNDER MY SUPERVISION FROM AN ACTUAL FIELD SURVEY MADE BY YARBROUGH-WILLIAMS AND HOULE, INC.

**NORTH CAROLINA PROFESSIONAL LAND SURVEYOR**  
 JOSEPH E. WHALEY JR.  
 1984  
 NOW OR FORMERLY JAMES CLARK & PATRICIA CLARK CLARK FAMILY LIVING TRUST  
 DEED:38017-227  
 TAX #007-211-06

NOW OR FORMERLY DANIEL HUSTON COLE  
 DEED:38138-833  
 TAX #007-211-12



BEARINGS BASED ON NC GRID (NAD 83)

NOW OR FORMERLY JON C. CRAIG & GABRIELLE L. CRAIG  
 DEED:20684-891  
 TAX #007-431-18

NOW OR FORMERLY PETER W. JANSEN & KERI-LEE M. JANSEN  
 DEED:35805-140  
 TAX #007-432-22

NOW OR FORMERLY WOON HO LEE & JULIANNA WOO  
 DEED:38785-529  
 TAX #007-432-81

**R/W ABANDONMENT MAP FOR:  
 NATHAN J. & JENNIFER K. OLSON**

SCALE	TOWNSHIP	COUNTY	STATE	DATE
1" = 60'	DEWEESE	MECK.	N.C.	09/25/24

**60' STREET R/W ABANDONMENT FOR  
 JUNE WASHAM ROAD**

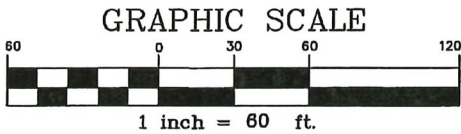
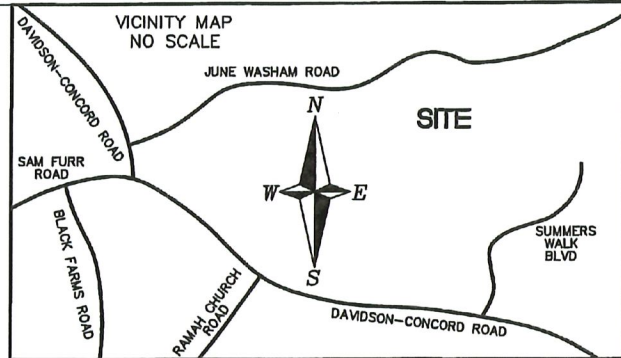
SURVEYED		YARBROUGH-WILLIAMS & HOULE, INC. Planning • Surveying • Engineering 107 Woodson Oaks Court, Charlotte, North Carolina, 28279 TEL: 704.366.1200 FAX: 704.366.0200	MAP RECORDED
MAPPED YWH			DEED RECORDED



# EXHIBIT B - 3

LINE TABLE		
LINE	LENGTH	BEARING
L1	22.60	N30°59'30"E
L2	12.56	S66°34'02"E

CURVE TABLE					
CURVE	LENGTH	RADIUS	CHORD	BEARING	DELTA
C3	15.27	217.00	15.27	S64°33'04"E	04°03'23"
C4	171.95	573.38	171.30	N84°14'03"E	17°18'20"
C5	61.00	333.00	60.92	N38°40'32"E	10°29'46"
C6	41.89	30.00	38.57	N73°25'48"E	80°00'20"



LEGEND.....  
 MB - MAP BOOK  
 P/L - PROPERTY LINE  
 R/W - RIGHT-OF-WAY

PROPERTY CORNERS IDENTIFIED WERE LOCATED BY ACTUAL FIELD SURVEY. ALL DISTANCES ARE HORIZONTAL DISTANCES UNLESS OTHERWISE

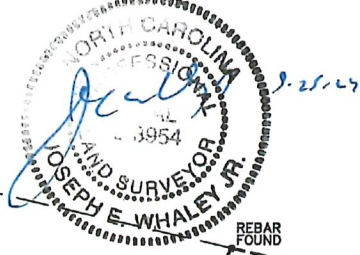
THIS PLAT IS SUBJECT TO ANY EASEMENTS, AGREEMENTS OR RIGHTS-OF-WAY OF RECORD PRIOR TO DATE OF THIS PLAT, WHICH WAS NOT VISIBLE AT THE TIME OF SURVEY.

THIS SURVEY WAS PREPARED PER THE STANDARDS OF PRACTICE FOR LAND SURVEYORS IN NORTH CAROLINA WITH A RATIO OF PRECISION IN EXCESS OF 1:10,000.

GS 47-30(F)(11)(C)  
 THIS SURVEY IS OF AN EXISTING PARCEL OF LAND AND DOES NOT CHANGE AN EXISTING STREET.

THIS MAP WAS PREPARED FOR THE PURPOSE OF RIGHT-OF-WAY ABANDONMENT ONLY, AND IS NOT INTENDED TO BE A BOUNDARY OF THE PROPERTY SHOWN.

I, JOSEPH E. WHALEY JR. STATE THAT THIS MAP WAS PREPARED UNDER MY SUPERVISION FROM AN ACTUAL FIELD SURVEY MADE BY YARBROUGH-WILLIAMS AND HOULE, INC.



NOW OR FORMERLY  
 DANIEL HUSTON COLE  
 DEED:38138-833  
 TAX #007-211-12

NOW OR FORMERLY  
 JAMES CLARK &  
 PATRICIA CLARK  
 CLARK FAMILY LIVING TRUST  
 DEED:38017-227  
 TAX #007-211-06

NOW OR FORMERLY  
 NATHAN J. OLSON &  
 JENNIFER K. OLSON  
 DEED:29931-813  
 TAX #007-211-07

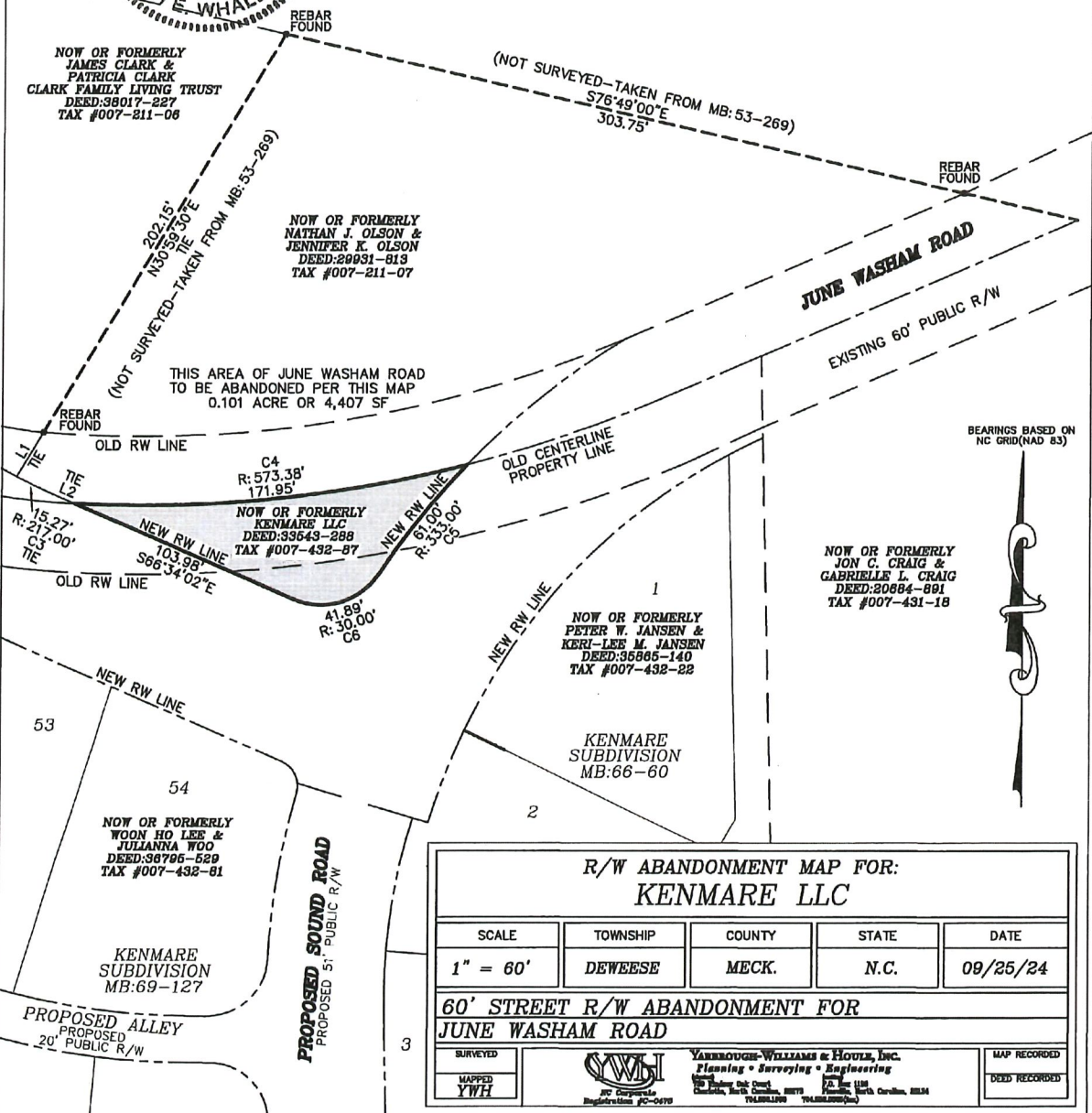
THIS AREA OF JUNE WASHAM ROAD  
 TO BE ABANDONED PER THIS MAP  
 0.101 ACRE OR 4,407 SF

NOW OR FORMERLY  
 KENMARE LLC  
 DEED:33643-288  
 TAX #007-432-87

NOW OR FORMERLY  
 PETER W. JANSEN &  
 KERI-LEE M. JANSEN  
 DEED:35885-140  
 TAX #007-432-22

NOW OR FORMERLY  
 JOY C. CRAIG &  
 GABRIELLE L. CRAIG  
 DEED:30884-891  
 TAX #007-431-18

BEARINGS BASED ON  
 NC GRID (NAD 83)



**R/W ABANDONMENT MAP FOR:  
 KENMARE LLC**

SCALE	TOWNSHIP	COUNTY	STATE	DATE
1" = 60'	DEWEESE	MECK.	N.C.	09/25/24

**60' STREET R/W ABANDONMENT FOR  
 JUNE WASHAM ROAD**

SURVEYED		YARBROUGH-WILLIAMS & HOULE, INC. Planning • Surveying • Engineering <small>100 Parkway Oak Court        Charlotte, North Carolina 28213        704.375.1111</small>	MAP RECORDED
MAPPED YWH			DEED RECORDED