

**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) Lahaina Drive, Ogden Lane and Chalet Lane located near

(Description of general location) In Ridgewater subdivision, located off of Bessbrook

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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)

As part of the development of the phase 4 of Ridgewater subdivision, the gravel driveways/roads will be abandoned and the residents currently utilizing these will have ingress/egress made available to them through the new paved roads as part of the approved subdivision

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](http://www.mecklenburgcountync.gov)

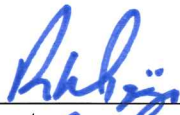


4. The Petitioner believes that no individual owning property in the vicinity of the road or in the subdivision in which it is located would be deprived of reasonable means of ingress and egress to his or her property.

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
	
Name (Print)	Title

Signature	Date
Name (Print)	Title

Signature	Date
Name (Print)	Title

Signature	Date
Name (Print)	Title

## Joe Walker

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**From:** Taylor, Wendy A <wataylor1@ncdot.gov>  
**Sent:** Friday, March 22, 2019 4:56 PM  
**To:** Bob Wiggins; Wagner, Leah P  
**Cc:** BA Johnson; Joe Walker  
**Subject:** RE: [External] Non State Right of Way Abandonment at Ridgewater

Hi Bob,

I checked our road list and Lahaina Dr, Ogden Ln and Chalet Ln are not state maintained roads. You will need to work with Brian Sikes at Mecklenburg County to abandon the R/W.

Thanks,

**Wendy Taylor, PE**  
District Engineer  
North Carolina Department of Transportation  
Division 10 District 2

980 523 0000 office  
[wataylor1@ncdot.gov](mailto:wataylor1@ncdot.gov)

7605 District Drive  
Charlotte, NC 28213



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**From:** Bob Wiggins <Bob.Wiggins@mattamycorp.com>  
**Sent:** Thursday, March 21, 2019 9:28 AM  
**To:** Taylor, Wendy A <wataylor1@ncdot.gov>; Wagner, Leah P <lwagner@ncdot.gov>  
**Cc:** BA Johnson <BA.Johnson@mattamycorp.com>; Joe Walker <Joe.Walker@mattamycorp.com>  
**Subject:** [External] Non State Right of Way Abandonment at Ridgewater

**CAUTION:** External email. Do not click links or open attachments unless you verify. Send all suspicious email as an attachment to [report.spam@nc.gov](mailto:report.spam@nc.gov)

Wendy and Leah,

We have to formally abandon some old Cresecent "paper" right of way at Ridgewater as a part of completing the new roads and rights of way. Please see the attached and confirm back by email that the following named "paper" rights of way are not claimed by NCDOT.

1. Lahaina Drive
2. Ogden Lane
3. Chalet Lane

Thanks,



**Bob Wiggins**  
**Vice President, Land**

C (704) 604-8424

[Bob.Wiggins@mattamycorp.com](mailto:Bob.Wiggins@mattamycorp.com)

Division Office:

2127 Ayrley Town Blvd., Suite 201, Charlotte, NC 28273

Land Office:

2025 Ayrley Town Blvd., Suite 1104, Charlotte, NC 28273

**From:** [donotreplyscan@mattamycorp.com](mailto:donotreplyscan@mattamycorp.com) <[donotreplyscan@mattamycorp.com](mailto:donotreplyscan@mattamycorp.com)>

**Sent:** Thursday, March 21, 2019 10:24 AM

**To:** Bob Wiggins <[Bob.Wiggins@mattamycorp.com](mailto:Bob.Wiggins@mattamycorp.com)>

**Subject:** Message from KM\_C368

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