



Legislation Details (With Text)

**File #:** 17-3793      **Version:** 1      **Name:** Abandonment of right-of-way for Wilbanks Drive  
**Type:** Consent      **Status:** Consent  
**File created:** 2/3/2017      **In control:** LUESA  
**On agenda:** 2/21/2017      **Final action:**  
**Title:** Abandonment of Right-of-Way for Wilbanks Drive  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:** 1. BA 17-3793 Resolution of Intent to Abandon portion Wilbanks Dr (2-21-17), 2. BA 17-3793 Notice of Intent Wilbanks Drive Hearing for 4-4-17, 3. BA 17-3793 Petition\_Wilbanks ROW abandonment, 4. Wilbanks Rd. - ROW Exhibit.pdf, 5. BA 17-3793 Exhibit A\_Map of Wilbanks Drive

| Date | Ver. | Action By | Action | Result |
|------|------|-----------|--------|--------|
|------|------|-----------|--------|--------|

**Title:**  
**Abandonment of Right-of-Way for Wilbanks Drive**

**Summary**  
**ACTION:**

- 1. Set a public hearing for April 4, 2017 to hear all interested citizens who appear with respect to the abandonment of a portion of right-of-way for Wilbanks Drive**
- 2. Adopt resolution declaring intent to abandon**

**Staff Contact:** Brian G. Sikes, LUESA - Storm Water Services

**Presentation:** No

**BACKGROUND/JUSTIFICATION:**

Property owners have petitioned to abandon a 1.077 acre portion of the right-of-way for Wilbanks Drive. Per the petition, the portion of the right-of-way petitioned for abandonment and adjacent parcels are to be developed as a residential neighborhood with alternate ingress and egress to be provided prior to the abandonment of said ROW. NCDOT informed the petitioners on July 14, 2016 that the portion of right-of-way to be abandoned was not State maintained. General Statute 153A-241 requires a public hearing and approval of the order for closing by the Board of County Commissioners in order to abandon a right-of-way in the unincorporated part of the County. The attached map shows the current ROW for Wilbanks

Drive, the portion petitioned for abandonment, and the proposed replacement ROW for the portion petitioned for abandonment. The proposed replacement ROW is to be built pursuant to the Charlotte Subdivision Ordinance requirements.

**PROCUREMENT BACKGROUND:**

N/A

**POLICY IMPACT:**

N/A

**FISCAL IMPACT:**

N/A