



Legislation Details (With Text)

File #: 18-4801 **Version:** 1 **Name:** Public Hearing on Closing of a portion of right-of-way for Sample Road

Type: Public Hearing **Status:** Public Hearing

File created: 6/22/2018 **In control:** LUESA

On agenda: 7/10/2018 **Final action:**

Title: Public Hearing on Closing of a portion of right-of-way for Sample Road

Sponsors:

Indexes:

Code sections:

Attachments: 1. BA 18-4801 Order of Closing Sample Road (7-10-2018), 2. BA 18-4801 Sample Rd RFBA__ Exhibit A (Map), 3. 18-4801 Affidavit Phg Sample Road.pdf

Date	Ver.	Action By	Action	Result
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Title:
Public Hearing on Closing of a portion of right-of-way for Sample Road

Summary

ACTION:

1. Open public hearing to receive comments on the proposed closing of a portion of right-of-way for Sample Road
2. Close public hearing
3. Adopt the Order of Closing for a Portion of Sample Road Right-of-Way

Staff Contact: Ebenezer Gujjarlapudi, LUESA

Presentation: No

BACKGROUND/JUSTIFICATION:

As the current property owner, Mecklenburg County now petitions to close an 11.47-acre portion of the public right-of-way for Sample Road. The portion of said right-of-way currently provides access to the Latta Plantation Nature Preserve. The County is planning to construct a new visitors center closer to Beatties Ford Road. Because this would place the facility outside the existing gate, a new location for the gate is planned along Sample Road to make the new visitors center more secure. Before the gate can be relocated, rights-of-ways must be abandoned and/or closed including the currently petitioned 11.47-acre public right-of-way.

Mecklenburg County Land Use and Environmental Services Agency (LUESA) has determined that in its opinion the closing of the portion of said right-of-way of Sample Road would not deprive any individual owning land in the vicinity of said right-of-way of reasonable ingress and egress to their property and would not be contrary to the public interest. LUESA consulted Charlotte-Mecklenburg Planning Department and the Mecklenburg County Fire Marshal's office prior to formulating that opinion. The Charlotte-Mecklenburg Planning Department and the Mecklenburg County Fire Marshal's office reviewed the petition and have no objection to the closing of the portion of said right-of-way of Sample Road.

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 and close a right-of-way in an unincorporated part of the County. The attached Exhibit A map shows the current right-of-way for Sample Road and the portion petitioned to be closed. A small portion of Sample Road within the preserve is located within Huntersville's jurisdiction. On June 4, 2018, the Town of Huntersville approved the order to close their portion of said public right-of-way.

PROCUREMENT BACKGROUND:

N/A

POLICY IMPACT:

N/A

FISCAL IMPACT:

N/A