



Legislation Text

File #: 19-5697, **Version:** 1

Title:

Set Public Hearing for Closing a Portion of Right-of-Way for Laine Road

Summary

ACTION:

1. Set a public hearing for November 6, 2019 at 6:30 p.m. to hear all interested citizens who appear with respect to the closing of a portion of right-of-way for Laine Road
2. Adopt a resolution declaring the Board's intent to close a portion of Laine Road right-of-way

Staff Contact: Dave Canaan, LUESA - Storm Water Services

Presentation: No

BACKGROUND/JUSTIFICATION:

The current property owner, Hope Community Church of Metrolina (formerly Westmoreland Baptist Church) has petitioned to close a 0.828-acre portion of the public right-of-way for Laine Road through the church campus. The portion of said right-of-way currently provides access to Sam Wilson Road. This access will be replaced by Bedford Road from Laine Road (SR 1627) to Sam Wilson Road (SR 1625).

At the May 21, 2019 Mecklenburg Board of County Commissioners' (BOCC) meeting, the Board authorized the County Manager to request North Carolina Department of Transportation (NCDOT) to abandon maintenance of their portion of Laine Road from Bedford Road to Sam Wilson Road. On August 8, 2019, NCDOT released the right-of-way on Laine Road and abandoned state maintenance. NCDOT released all claims to said right-of-way on Laine Road. At the same meeting, NCDOT accepted maintenance on Bedford Road from Laine Road to provide access to Sam Wilson Road.

To close a right-of-way in the unincorporated part of the County, General Statute 153A-241 requires the BOCC to adopt a resolution declaring its intent to close the public road and call a public hearing. The attached Exhibit A ("Map") shows the current right-of-way for Laine Road and the portion petitioned to be closed. Once closed, the 0.828-acre portion of the former public right-of-way will become vested to Hope Community Church (formerly Westmoreland Baptist Church).

Mecklenburg County Land Use and Environmental Services Agency has determined that in its

opinion the closing of the portion of said right-of-way of a portion of Laine 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. Charlotte-Mecklenburg Planning 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.

PROCUREMENT BACKGROUND:

N/A

POLICY IMPACT:

N/A

FISCAL IMPACT:

N/A