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2016001035

GUILFORD COUNTY, NC

JEFF L. THIGPEN
REGISTER OF DEEDS

NC FEE \$26.00

Return to: Joanne Carlyle, City Attorney
City of High Point
P.O. Box 230
High Point, NC 27261
Resolution No. 1592 / 15-63

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HIGH POINT, IN A REGULAR MEETING ASSEMBLED ON THE 2nd DAY OF NOVEMBER, 2015 AT 5:30 P.M. IN THE COUNCIL CHAMBERS OF THE MUNICIPAL BUILDING, HIGH POINT, NORTH CAROLINA:

Street Abandonment (Closure) Case 15-09

(Whitney Court - excess right-of-way from a former cul-de-sac)

A request by the Technical Review Committee to abandon excess right-of-way, from a former cul-de-sac, along the north and south side of Whitney Court.

WHEREAS, The City of High Point Technical Review Committee has petitioned the City Council of the City of High Point to permanently abandon (close) excess right-of-way from, a former cul-de-sac along, the north and south side of Whitney Court. Excess right-of-way from this former cul-de-sac is lying approximately 250 feet east of Brandon Court and is more specifically described as follows:

Excess right-of-way north of Whitney Court

Beginning at the existing southwestern property corner of lot "A" as recorded in (PB 136 PG 43) in the Office of the Register of Deeds of Guilford County, North Carolina; thence southwesterly through the lands of the City of High Point along the new proposed northern right-of-way line for Whitney Court along a curve with a radius of +/- 600' to an existing point located on the southern property line of lot #6; thence from said point northeasterly along the existing northern right-of-way with a radius of 159.59' to a point; thence continuing along the same line with a

60' radius to the southeastern property corner lot #6; thence continuing along said line in a southeastern direction with a radius of 60' to a point; thence 4.98' in a southern direction to the point and place of beginning. The acreage for this abandonment is +/- 0.09 acres.

Excess right-of-way south of Whitney Court

Beginning at the existing northeastern property corner of lot "E" as recorded in (PB 106 PG 90) in the Office of the Register of Deeds of Guilford County, North Carolina; thence traveling along the existing southern right-of-way line of Whitney Court in southwestern direction along a curve with a radius of 60' to a point; thence continuing in the same direction along a curve with a radius of 159.59' to a point located on the existing southern right of way line of Whitney Court; thence traveling in a northeasterly direction along the new proposed southern right of way line of Whitney Court with a 2400' radius curve to the point and place of beginning. The acreage for the abandonment is +/- .03 acres.

The total acreage for both the north and south side of Whitney Court abandonments is +/- 0.12 Acres.

WHEREAS, the petition has been duly filed with this Council in a Regular meeting assembled on the 5th day of October, 2015, at 5:30 p.m. setting the 2nd day of November, 2015 at 5:30 p.m., in the Council Chambers of the Municipal Building, as the time and place for a public hearing before said Council on said petition, and public notice of said time and place was ordered given, all pursuant to North Carolina G.S. 160A-299; and

WHEREAS, due and proper notice of said hearing to be heard on the petition at this meeting of City Council was made by publication in the High Point Enterprise for four (4) consecutive weeks, beginning October 9, 16, 23, & 30, 2015; and,

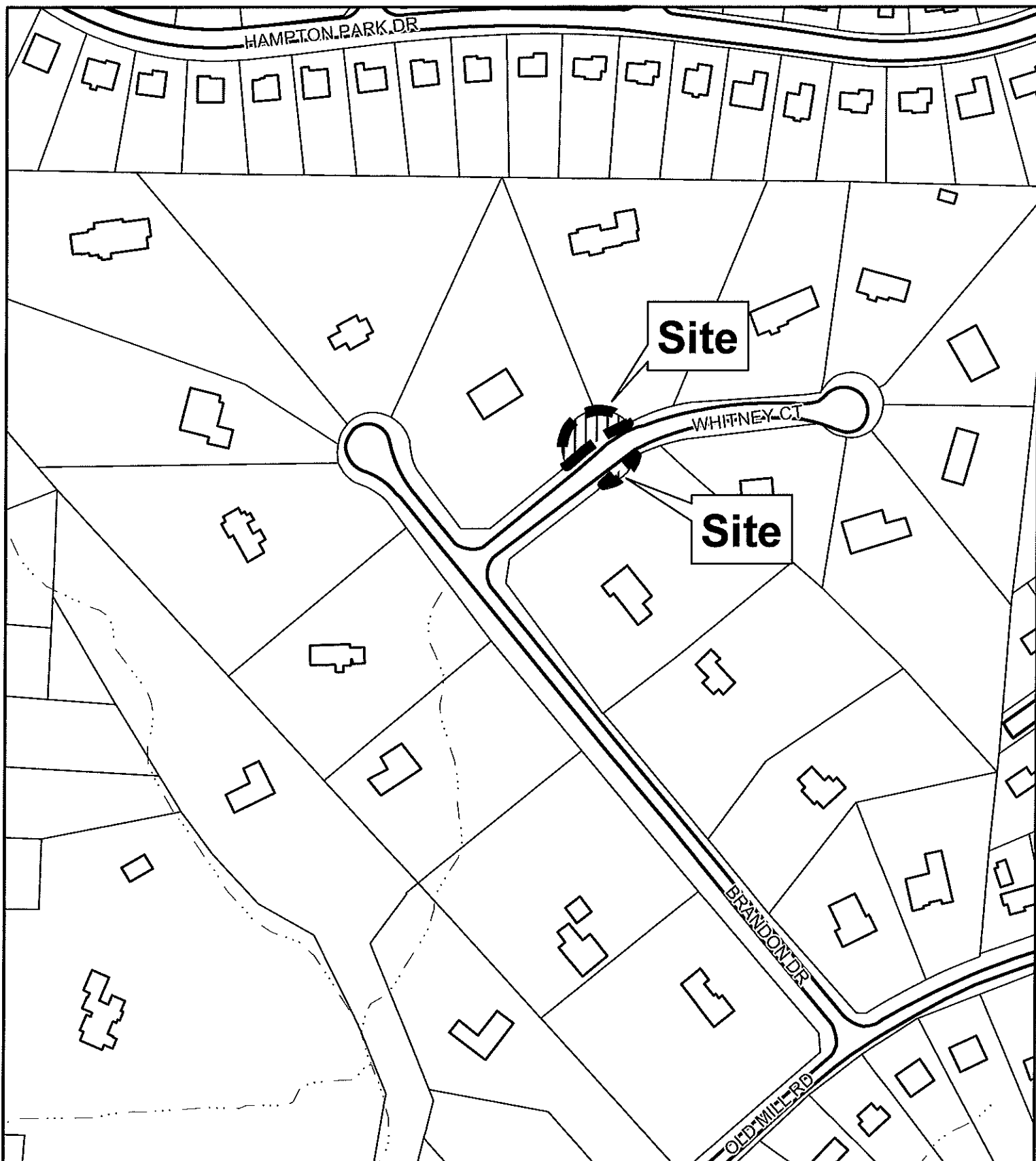
WHEREAS, the above entitled matter, pursuant to said resolution and notice was called for hearing before said Council at which time there was no objection or opposition offered on the part of any firm or corporation to abandon (closure) of excess right-of-way, from a former cul-de-sac, along the north and south side of Whitney Court; and

WHEREAS, it appearing to the satisfaction of this Council and the Council finds as a fact that the said right-of-way as herein described is not necessary for ingress and egress to any land adjoining said street; that the closing of said street is not contrary to the public interest and that no other individual, firm or corporation owning property in the vicinity of said street, or in the subdivision in which said street is located, will be deprived of reasonable means of ingress or egress to this property.

NOW THEREFORE BE IT RESOLVED:

1. That portions of the former cul-de-sac along the Whitney Court right-of-way, as described above, be closed pursuant to North Carolina G.S. 160A-299; and
2. That the City of High Point shall retain a 30-foot wide stormwater easement centered over existing stormwater drainage pipe within and crossing the right-of-way; and
3. That a copy of this resolution be filed in the Office of the Register of Deeds for Guilford County, North Carolina.

By order of the City Council,
this the 2nd day of November, 2015
Lisa B. Vierling, City Clerk



STREET ABANDONMENT REQUEST SA15-09

Applicant: City of High Point
Area: 0.11 acres



Location of requested street abandonment

Planning & Development
Department

City of High Point

Date: January 4, 2016



Scale: 1"=200'

G:/Planning/Secure/ba-pz/
2015/pz/sa15-09.mxd



City of High Point
Municipal Office Building
211 South Hamilton Street
High Point, NC 27261

Certification

I, Maria A. Smith, Deputy City Clerk of the City of High Point, North Carolina, do hereby certify that the foregoing is a true and accurate Resolution adopted by the City Council in official Session on November 2, 2015 and upon approval by City Council will be recorded in Book 90 of the Official Minute Books and Resolution Book XIX of this City, under my care, custody and control. As of this date, action to adopt said Resolution has not been amended, rescinded or repealed and is in full force and effect.

WITNESS my hand and the Corporate Seal of the City of High Point, this 30th day of December, 2015.



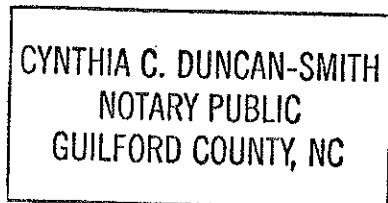
Maria A. Smith

Maria A. Smith, Deputy City Clerk

ACKNOWLEDGEMENT

I, Cynthia C. Duncan-Smith, a Notary Public of said County and State, do hereby certify that Maria A. Smith is known to me as Deputy City Clerk of the City of High Point; that this person personally appeared before me this date; and, upon authority duly given and as an act of said City, issued and executed the foregoing Certification.

WITNESS my hand and official Notarial Seal, this 30th day of December, 2015.



Cynthia C. Duncan-Smith

Cynthia C. Duncan-Smith, Notary Public

Commission Expires: 1/18/2020