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BY: JANE SCHULTZ
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2017036243
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. 1677 / 17-24

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HIGH POINT, IN A REGULAR MEETING ASSEMBLED ON THE 17th DAY OF JUNE, 2017, AT 5:30 P.M. IN THE COUNCIL CHAMBERS OF THE MUNICIPAL BUILDING, HIGH POINT, NORTH CAROLINA:

Street Abandonment (Closure) Case 17-01

(excess right-of-way lying at the southwest corner of S. Main Street and Kendall Avenue)

A request by Ghulam Khan to abandon excess right-of-way lying at the southwest corner of S. Main Street and Kendall Avenue (approximately 3,649-square-foot triangular segment).

WHEREAS, Ghulam Khan has petitioned the City Council of the City of High Point to permanently abandon (close) excess right-of-way lying at the southwest corner of S. Main Street and Kendall Avenue, which is more specifically escribed as follows:

Beginning at the Southeastern corner of the Right of Ways of South Main Street and Kendal Avenue at Iron pipe, running a bearing of south 11 degrees 52 minutes West ,corner of the two Right Of ways and distance of 30.00 feet; running thence along the southern Right Of Way of Kendal Avenue a bearing of south 62 degrees 07 minutes East ,45.00 distance feet to a corner long the Right Of Way of Kendal Avenue; running a Bearing of north 16 degrees, 35 minutes, 29 seconds East in a Curve with Radius of 24.56 feet, arch 39.00 feet, chord 35.03 feet, to another nail of Mr. Khan Ghulam property; running thence along with the property of Mr. khan Ghulam a Bearing of north 28 degrees, 54 minutes west, distance of 31.74 feet to a nail; running thence a Bearing of north 03 degrees, 20 minutes, 02 seconds west, with a Radius of 41.71 feet with a distance of 37.22 feet ,with a Chord 36.00 feet to a nail with the property of Mr. Khan Ghulam, running thence a Bearing of north, 22 degrees, 15 minutes

east, distance of 8.75 feet to a nail, with the Right Of way of south main Street, running thence along the Right Of Way of south main Street, a Bearing of south 43 degrees, 45 minutes east, distance 77.00 feet to an iron pipe, being the Point Of Beginning, with Area of the track being of 3,649 .00 Square Feet.

WHEREAS, the petition has been duly filed with this Council in a Regular meeting assembled on the 15th day of May, 2017, at 5:30 p.m. setting the 17th day of June, 2017 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 May 26, 2017 and June 2, 9 & 16, 2017; 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) excess right-of-way lying at the southwest corner of S. Main Street and Kendall Avenue; 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 excess right-of-way lying at the southwest corner of S. Main Street and Kendall Avenue (approximately 3,6459 square feet), as described above, be closed pursuant to North Carolina G.S. 160A-299;
2. That the City of High Point shall retain a 15-foot wide stormwater/drainage easement centered over the existing 15-inch stormwater line within and crossing the right-of-way;
3. That the City of High Point shall retain a 20-foot wide electrical easement centered around the existing electrical pole and service lines within and crossing the right-of-way;
4. That the City of High Point shall retain a 20-foot wide sewer line easement centered over any existing sewer line within or crossing the right-of-way; and
5. 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 19th day of June, 2017
Lisa B. Vierling, City Clerk



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 June 19, 2017 and upon approval by City Council will be recorded in Book 92 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 29th day of June, 2017.



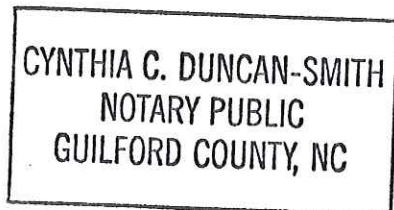
A handwritten signature in blue ink that reads "Maria A. Smith".

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 29th day of June, 2017.



A handwritten signature in blue ink that reads "Cynthia C. Duncan-Smith".

Cynthia C. Duncan-Smith, Notary Public

Commission Expires: 1/18/2020

This map is not a certified survey and has not been reviewed by a local government agency for compliance with any applicable land development regulations.

Site

STREET ABANDONMENT SN-17-01

Applicant: Ghulam Khan
Area: 0.075 acres



Location of requested street abandonment

Planning & Development
Department

City of High Point

Date: May 23, 2017



Scale: 1"=200'

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2017/pz/sa17-01record.mxd