

BK: R 8001

PG: 2727-2736

RECORDED:  
12-04-2017

03:52:26 PM

BY: SHERRY W FARMER  
DEPUTY-HP



2017068335

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. 1735 / 17-82

## RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HIGH POINT, IN A REGULAR MEETING ASSEMBLED ON THE 2<sup>nd</sup> DAY OF OCTOBER, 2017, AT 5:30 P.M. IN THE COUNCIL CHAMBERS OF THE MUNICIPAL BUILDING, HIGH POINT, NORTH CAROLINA:

104  
**Street Abandonment (Closure) Case 17-04**

(abandonment of five separate public street right-of-way's within a four-block area bounded by Gatewood Avenue, N. Elm Street, N. Lindsay Street and W. English Road)

WHEREAS, The City Manager's Office has petitioned the City Council of the City of High Point to permanently abandon (close) the following right-of-way's:

- a) Abandonment #1 (portion of Pine Street): That portion of the Pine Street right-of-way lying between Gatewood Avenue and the northern property line of Guilford County Tax Parcel 0186826 (209 Pine Street). More specifically described as that portion of the Pine Street right-of-way, running in a general north-south direction for a length of approximately 633 feet (more or less), from the southern right-of-way line of Gatewood Street to the northeastern corner of Guilford County Tax parcel 0186826 and the northwestern corner of Guilford County Tax parcel 0186839; and contains approximately 0.69 acres.
- b) Abandonment #2 (portion of Church Avenue): That portion of the Church Avenue right-of-way lying between N. Elm Street and N. Lindsay Street. More specifically described as that portion of the

Church Avenue right-of-way, running in a general east-west direction for a length of approximately 906 feet (more or less), from the western right-of-way of N. Elm Street to the eastern right-of-way of N. Lindsay Street; and containing approximately 1.09 acres.

- c) Abandonment #3 (alley): An unnamed alley lying south of Church Avenue, between Pine Street and N. Lindsay Street (lying approximately 165 feet west of Pine Street). More specifically described as an alley, running in a general north-south direction for a length of approximately 342 feet (more or less), from the southern right-of-way line of Church Avenue to the northern property line of Guilford County Tax Parcel 0186833. This alley is lying along the eastern property lines of Guilford County Tax Parcels 0186817, 0186818, 186829, 0186830, 0186831 & 0186832 and lying along the western property lines of Guilford County Tax Parcels 0186825, 0186826, 0186827 & 0186828; and contains approximately 0.12 acres.
- d) Abandonment #4 (alley): An unnamed alley lying approximately 150 feet north of W. English Road, between Pine Street and N. Lindsay Street. More specifically described as an alley, running in a general east-west direction for a length of approximately 334 feet (more or less), from the western right-of-way of Pine Street to the eastern right-of-way line of N. Lindsay Street. This alley is lying along the northern property lines of Guilford County Tax Parcels 0186819, 0186820, 186821, 0186822 & 0186823 and lying along the southern property line of Guilford County Tax Parcel 0186833; and contains approximately 0.08 acres.
- e) Abandonment #5 (alley): An unnamed alley lying west of N. Elm Street, between Gatewood Avenue and Church Avenue (lying approximately 140 feet west of N. Elm Street). More specifically described as a portion of an alley, running in a general east-west direction for a length of approximately 70 feet (more or less), and lying west of Guilford County Tax Parcel 0186810 and contains approximately 0.02 acres.

WHEREAS, the petition has been duly filed with this Council in a Regular meeting assembled on the 2<sup>nd</sup> day of October, 2017, at 5:30 p.m. setting the 20<sup>th</sup> day of November, 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 the City Council was made by publication in the High Point Enterprise for four (4) consecutive weeks, beginning October 20, 2017 and October 27, 2017, November 3, 2017 and November 10, 2017; and,

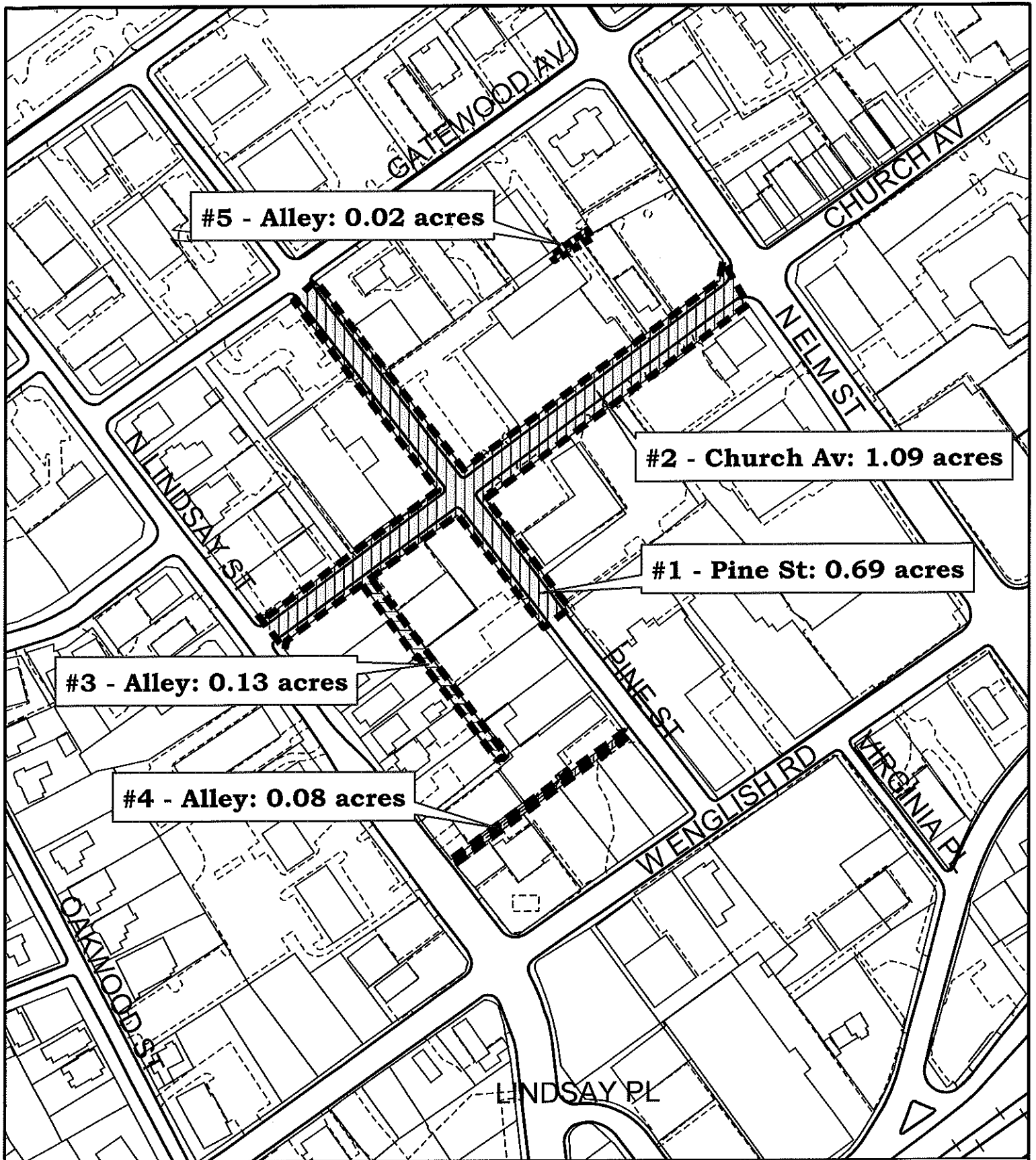
WHEREAS, the above entitled matter, pursuant to said resolution and notice was called for hearing before said Council at which time there was no objection or opposition offered on the part of any firm or corporation to abandon (closure) of the above described right-of-ways; and

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. The five right-of-ways, as described above, be closed pursuant to North Carolina G.S. 160A-299;
2. That within the above described five right-of-ways, the City of High Point shall retain a 30-foot wide City of High Point electrical easement centered over the existing City of High Point electrical pole and service lines within and crossing these right-of-ways;
3. That within the above described five right-of-ways, the City of High Point shall retain a 20-foot wide sewer line easement centered over existing sewer lines within or crossing the right-of-way;
4. That within the above described five right-of-ways, the City of High Point shall retain a 20-foot wide stormwater line easement centered over existing stormwater lines within or crossing these right-of-ways;
5. That within the above described five right-of-ways, the City of High Point shall retain a 20-foot wide Piedmont Natural Gas easement centered over existing gas lines within or crossing these right-of-ways;
6. That within the above described five right-of-ways, the City of High Point shall retain a 30-foot wide Duke Energy easement centered over existing Duke Power lines (overhead and underground) within or crossing these right-of-ways; and
7. 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 20<sup>th</sup> day of November, 2017  
Lisa B. Vierling, City Clerk



## STREET ABANDONMENT SA-17-04

Applicant: City of High Point  
Area: 2.01 acres (total)



Location of requested street abandonment

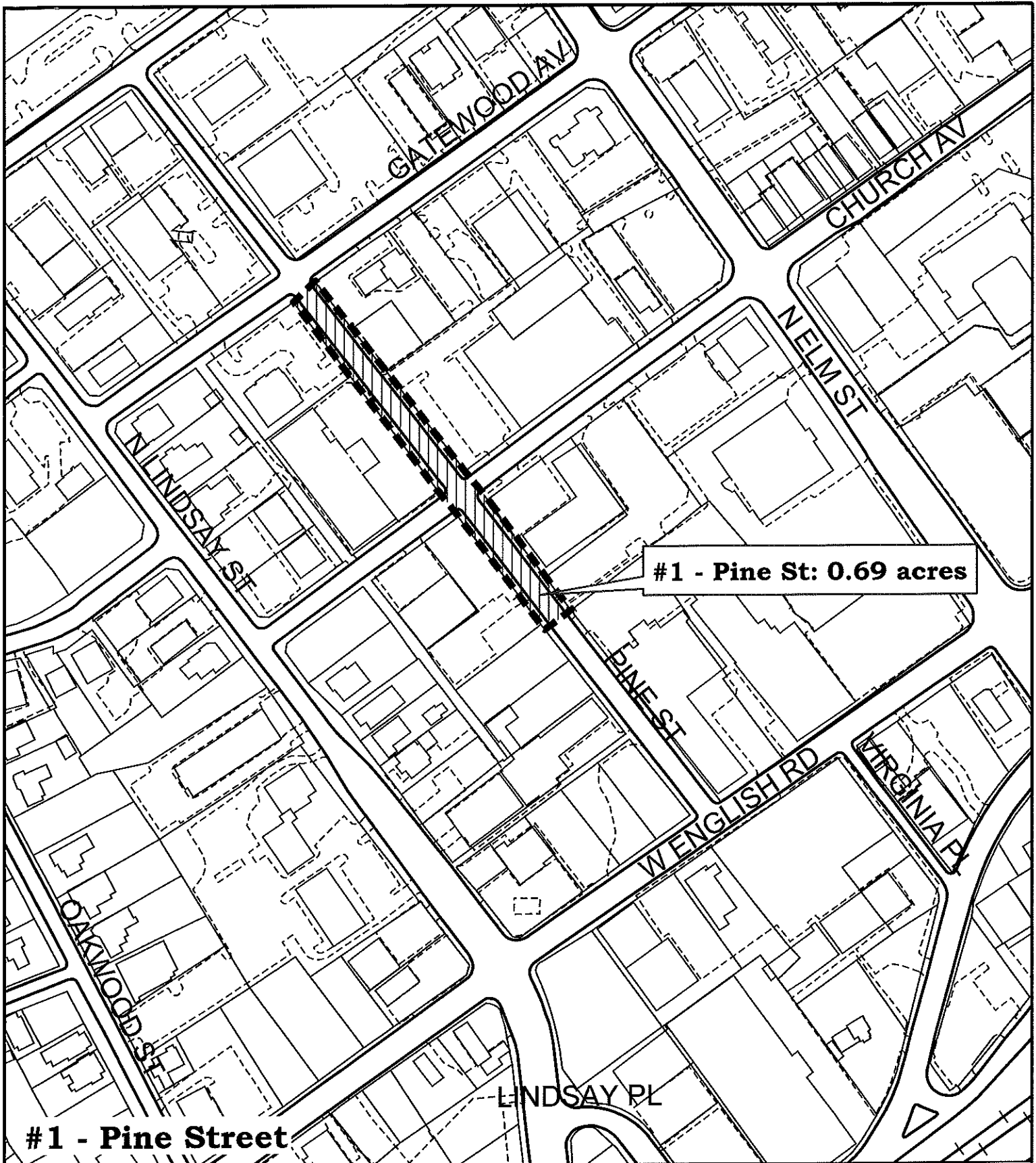
Planning & Development  
Department

City of High Point

Date: November 29, 2017



Scale: 1"=200'  
G:/Planning/Secure/ba-pz/  
2017/pz/sa17-04Record.mxd



#1 - Pine Street

#1 - Pine St: 0.69 acres

**STREET ABANDONMENT SA-17-04**

Applicant: City of High Point  
Area: 2.01 acres (total)



Location of requested street abandonment

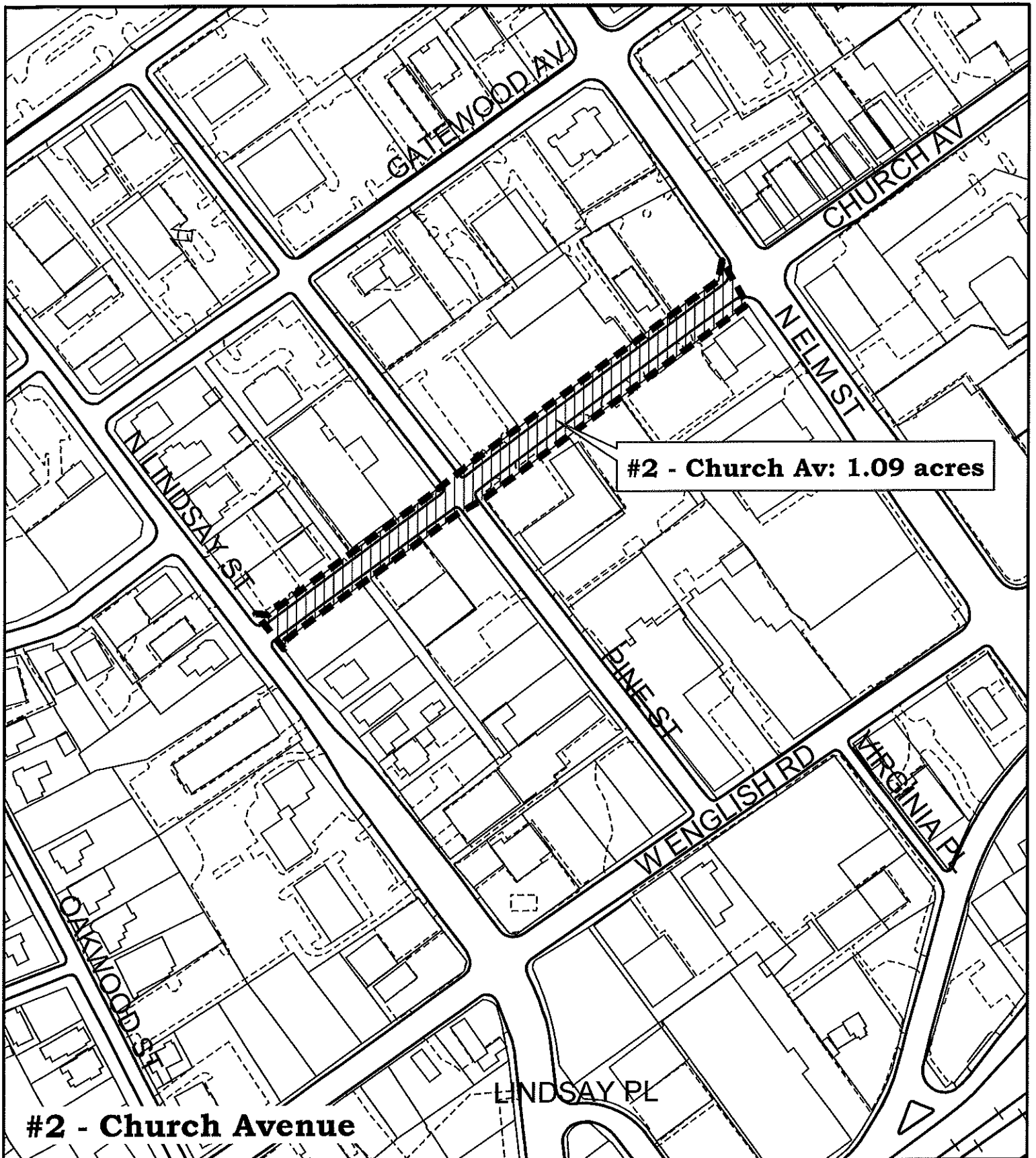
Planning & Development  
Department

City of High Point

Date: November 29, 2017



Scale: 1"=200'  
G:\Planning\Secure\ba-pz\2017\pz\sa17-04Record-1.mxd



## STREET ABANDONMENT SA-17-04

Applicant: City of High Point  
Area: 2.01 acres (total)



Location of requested street abandonment

Planning & Development  
Department

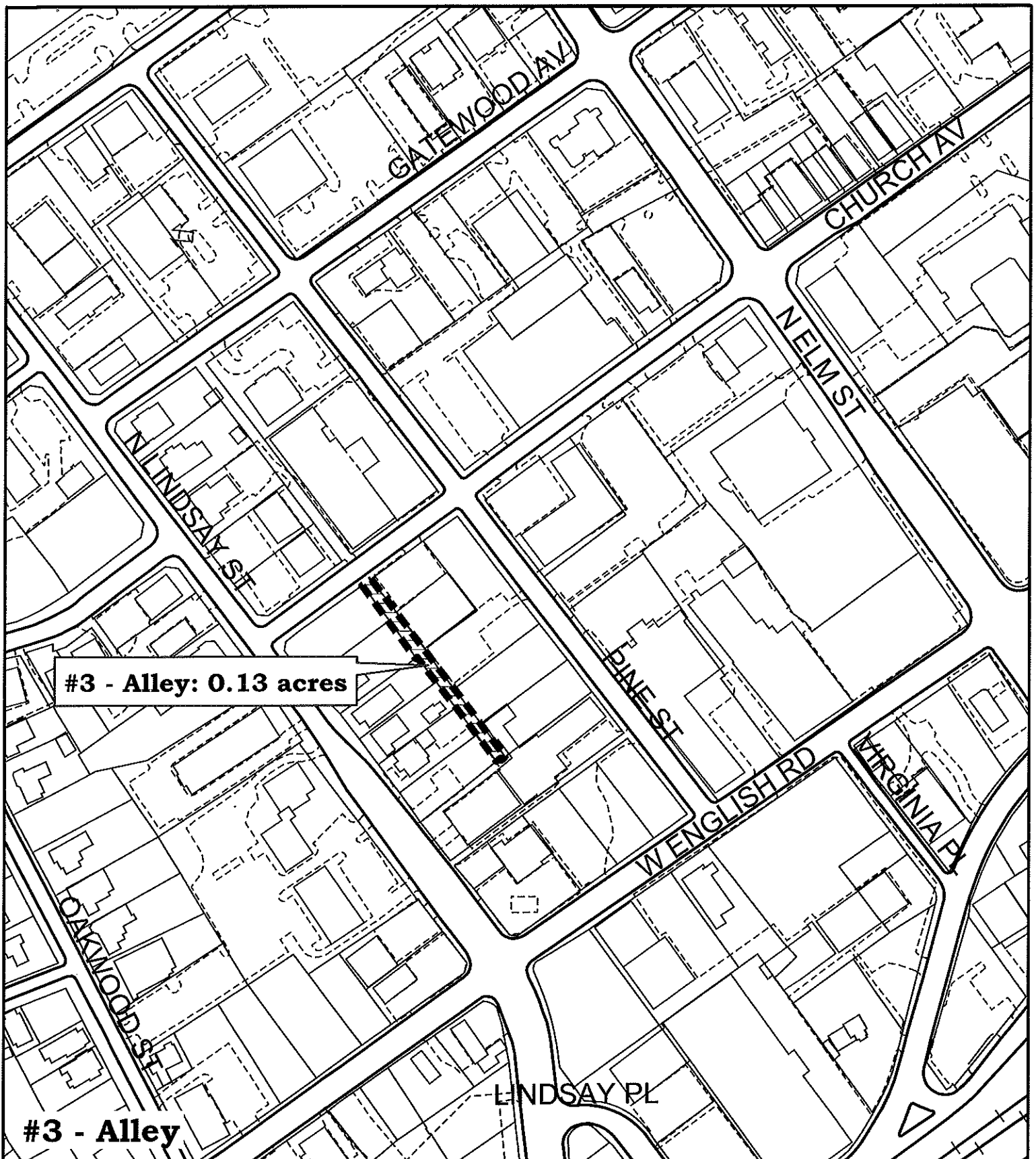
City of High Point

Date: November 29, 2017



Scale: 1"=200'

G:\Planning\Secure\ba-pz/  
2017\pz\sa17-04Record-2.mxd



## STREET ABANDONMENT SA-17-04

Applicant: City of High Point  
Area: 2.01 acres (total)



Location of requested street abandonment

Planning & Development  
Department

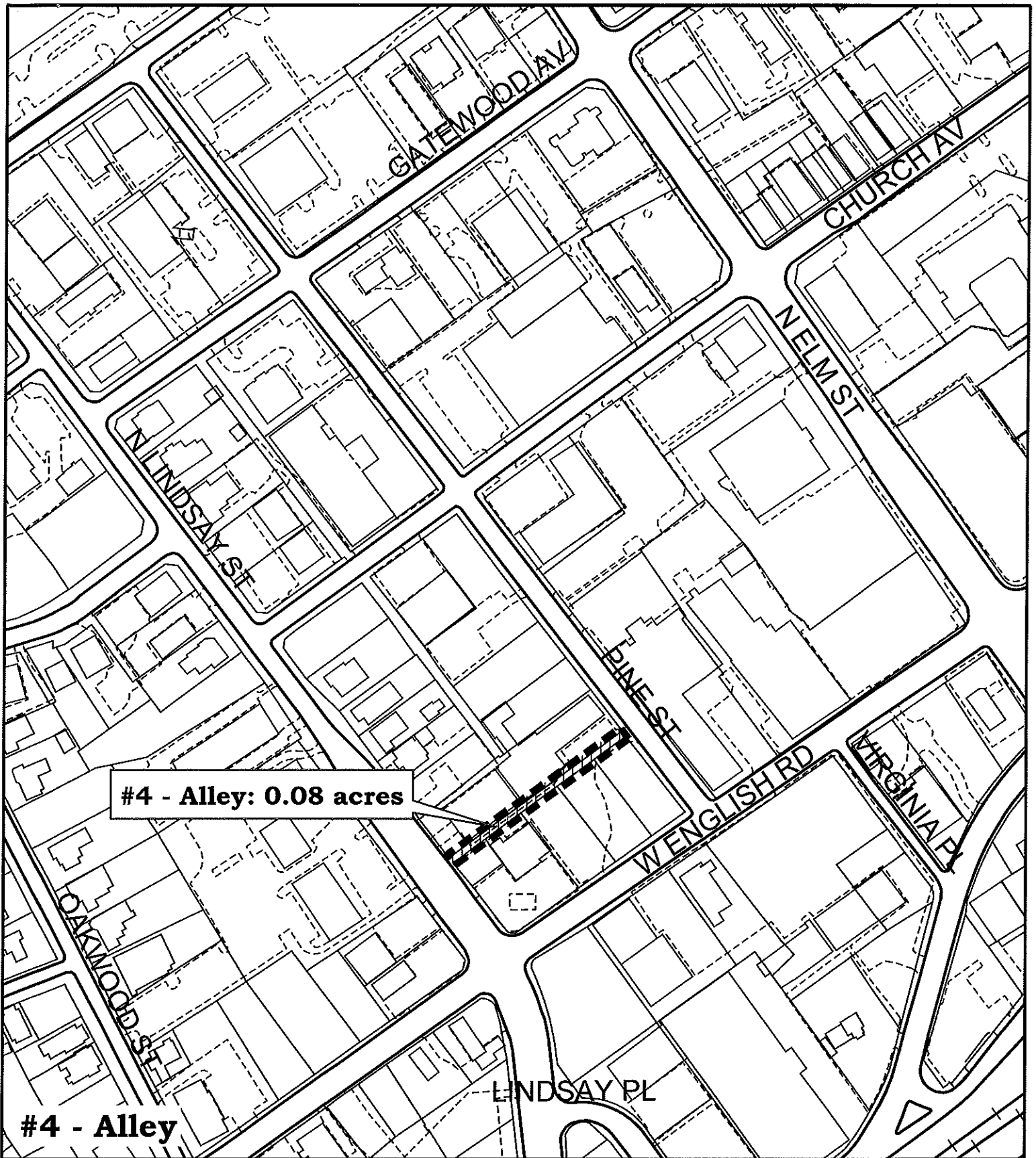
City of High Point

Date: November 29, 2017



Scale: 1"=200'  
G:/Planning/Secure/ba-pz/  
2017/pz/sa17-04Record-3.mxd





**STREET ABANDONMENT SA-17-04**

**Applicant: City of High Point**  
**Area: 2.01 acres (total)**



**Location of requested street abandonment**

**Planning & Development  
Department**

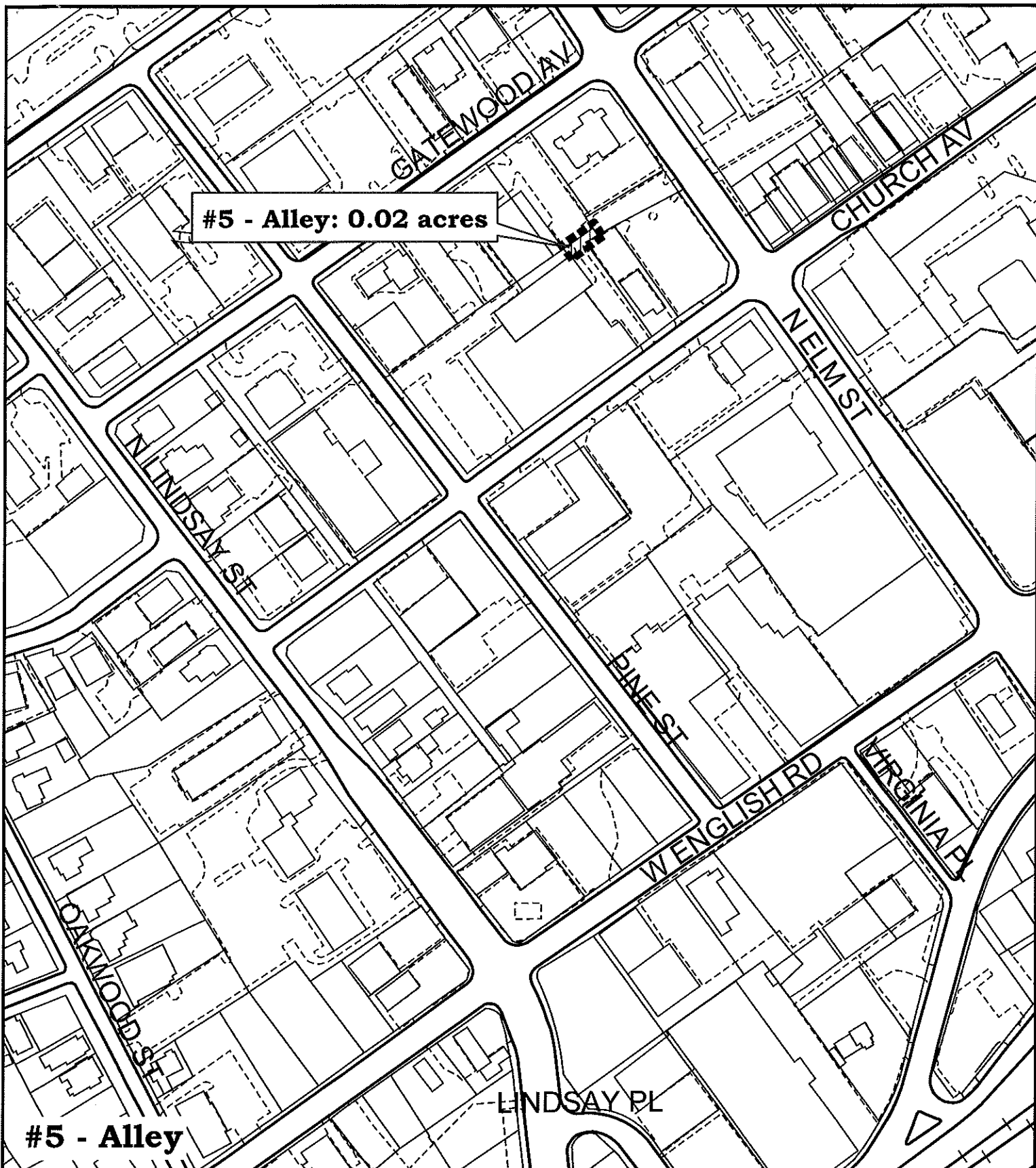
**City of High Point**

**Date: November 29, 2017**



**Scale: 1"=200'**  
G:/Planning/Secure/ba-pz/  
2017/pz/sa17-04Record-4.mxd





**STREET ABANDONMENT SA-17-04**

**Applicant: City of High Point**  
**Area: 2.01 acres (total)**



**Location of requested street abandonment**

**Planning & Development  
Department**

**City of High Point**

**Date: November 29, 2017**



**Scale: 1"=200'**

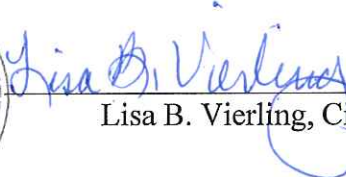
G:\Planning\Secure\ba-pz/  
2017\pz\sa17-04Record-5.mxd

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

Certification

I, Lisa B. Vierling, 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 20, 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 4<sup>th</sup> day of December 2017.

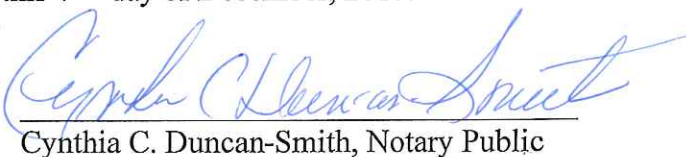
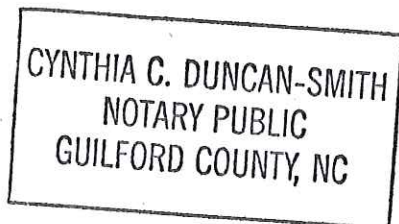


Lisa B. Vierling, City Clerk

ACKNOWLEDGEMENT

I, Cynthia C. Duncan-Smith, a Notary Public of said County and State, do hereby certify that Lisa B. Vierling is known to me as 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 4<sup>th</sup> day of December, 2017.



Cynthia C. Duncan-Smith, Notary Public

Commission Expires: 1/18/2020