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BY: MARY MORGAN

DEPUTY-HP



2018006544

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. 1748/18-10

RESOLUTION

5th
BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HIGH POINT,
IN A REGULAR MEETING ASSEMBLED ON THE 5th DAY OF FEBRUARY,
2018, AT 5:30 P.M. IN THE COUNCIL CHAMBERS OF THE MUNICIPAL
BUILDING, HIGH POINT, NORTH CAROLINA:

Street Abandonment (Closure) Case 17-06

(abandon that portion of the Barbee Avenue right-of-way lying east of the Willow Place right-of-way)

WHEREAS, High Point University has petitioned the City Council of the City of High Point to permanently abandon (close) all of that portion of the Barbee Avenue right of way lying east of the Willow Place right-of-way, which is more specifically described as follows.

Beginning at the southeast corner of the intersection of Barbee Avenue and Willow Place, said point also being the northwestern corner of Lot #211 of College Heights as recorded in Plat Book 4 Page 158 of the Guilford County Register of Deeds, thence in an easterly direction with the southern right-of-way line of Barbee Avenue a distance of approximately 55 feet to the northeastern corner of Lot #211 as recorded in Plat Book 4 Page 158 of the Guilford County Register of Deeds; thence in a northerly direction approximately 50 feet, crossing Barbee Avenue to the southeast corner of Lot #16 of Block "N" of Willoubar Terrace as recorded in Plat Book 4 Page 212 and being in the north right-of-way line

of Barbee Avenue, thence in a westerly direction with the northern right-of-way line of Barbee Avenue a distance of approximately 50 feet to the southwestern corner of Lot #16 of Block "N" of Willoubar Terrace as recorded in Plat Book 4 Page 212; thence in a southerly direction approximately 50 feet, crossing Barbee Avenue to the Point and Place of the **Beginning**.

WHEREAS, the petition has been duly filed with this Council in a Regular meeting assembled on the 18th day of December, 2017, at 5:30 p.m. setting the 5th day of February, 2018 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 January 5, 12, 19 & 26, 2018; 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 portions of Barbee Avenue; and

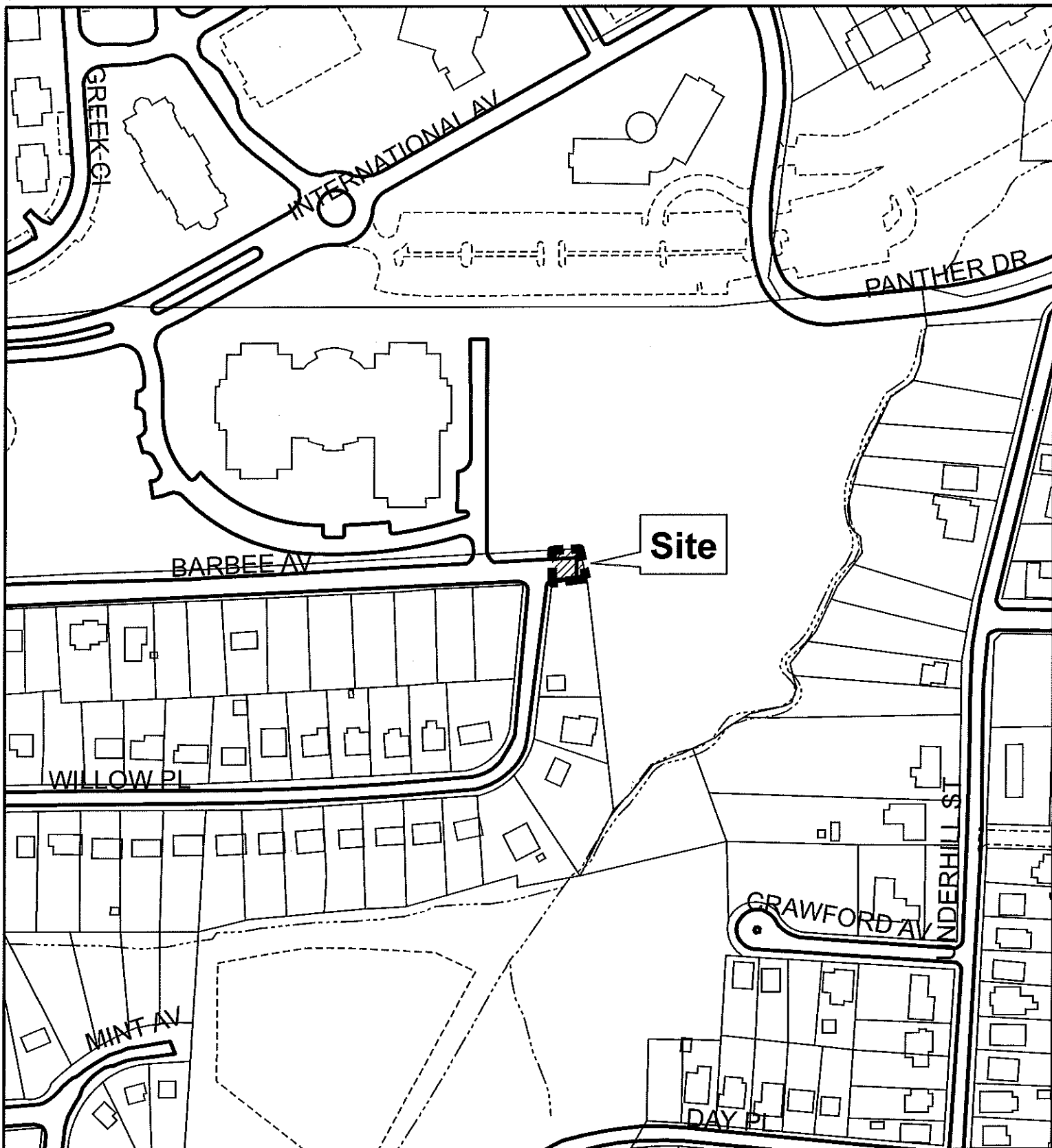
WHEREAS, it appearing to the satisfaction of this Council and the Council finds as a fact that the said right-of-way as herein described is not necessary for ingress and egress to any land adjoining said street; that the closing of said street is not contrary to the public interest and that no other 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 the portion of Barbee the Avenue right-of-way, 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 City of High Point sanitary sewer easement centered over all existing sewer lines within and crossing the right-of-way;
3. That the City of High Point shall retain a 15-foot wide City of High Point water easement centered over all existing water lines within and crossing the right-of-way; including over an existing fire hydrant and the hydrant lead line;

4. That the City of High Point shall retain a 30-foot wide electrical easement, which also includes City fiber optic lines, cable TV lines and some NorthState Communication lines, centered over all existing electric lines within and 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 5th day of February, 2018
Lisa B. Vierling, City Clerk



STREET ABANDONMENT SA-17-06

Applicant: High Point University

Area: 0.05 acres



Location of requested street abandonment



Previously abandoned right-of-ways

Planning & Development
Department

City of High Point



Scale: 1"=200'

G:/Planning/Secure/ba-pz/
2017/pz/sa17-06.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 January 5, 2018 and upon approval by City Council will be recorded in Book 93 of the Official Minute Books and Resolution Book XX 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 9th day of February 2018.



Lisa B. Vierling
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 9th day of February 2018.

Cynthia C. Duncan-Smith
Cynthia C. Duncan-Smith, Notary Public

Commission Expires: 1/18/2020

CYNTHIA C. DUNCAN-SMITH
NOTARY PUBLIC
GUILFORD COUNTY, NC