

City Clerk's Office

Mary Brooks

DEPUTY CITY CLERK



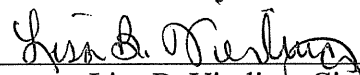
NORTH CAROLINA'S INTERNATIONAL CITY™

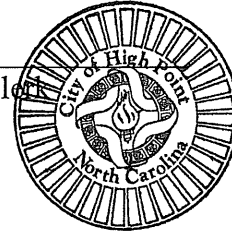
City of High Point
Municipal Office Building
211 South Hamilton Street
High Point, NC 27261

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 18, 2019 and upon approval by City Council will be recorded in Book 94 of the Official Minute Books and Resolution Book XX, Resolution No. 1907/19-63, page 136, Legislative File No. 2019-507 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 As of this date, action to adopt said Resolution has not been amended, rescinded or repealed and is in full force and effect.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, the 19th day of November 2019.

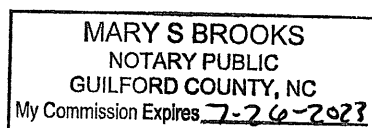

Lisa B. Vierling, City Clerk

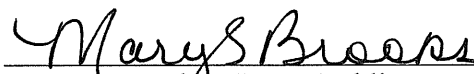


ACKNOWLEDGEMENT

I, Mary S. Brooks, 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 19th day of November 2019.




Mary S. Brooks, Notary Public

Commission Expires: 7/26/2023

Return to: Joanne Carlyle, City Attorney
City of High Point
P.O. Box 230
High Point, NC 27261
Resolution No. 1907 / 19-63

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HIGH POINT, IN A REGULAR MEETING ASSEMBLED ON THE 18th DAY OF NOVEMBER 2019, AT 5:30 P.M. IN THE COUNCIL CHAMBERS OF THE MUNICIPAL BUILDING, HIGH POINT, NORTH CAROLINA:

Street Abandonment (Closure) Case 19-02

Abandon all of the Guilford Avenue, McCain Place, Fifth Street and E. Farriss Avenue (northern portion) rights-of-way, lying east of N. Centennial Street and south of E. Lexington Avenue.

WHEREAS, High Point University has petitioned the City Council of the City of High Point to permanently abandon (close):

- 1) All of the Guilford Avenue rights-of-way, lying east of N. Centennial Street. This right-of-way, formerly known as Rose Avenue, was recorded in Plat Book 11 – Page 66 of the Guilford County Register of Deeds Office;
- 2) All of the McCain Place rights-of-way. This right-of-way was recorded in Plat Book 11 – Page 66 of the Guilford County Register of Deeds Office;
- 3) All of the Fifth Street rights-of-way, lying between E. Lexington Avenue and E. Farriss Avenue. This right-of-way was recorded in Plat Book 11 – Page 66 and in Plat Book 11 – Page 67 of the Guilford County Register of Deeds Office; and
- 4) All of the E. Farriss Avenue rights-of-way, the northern portion, lying between N. Centennial Street and Panther Drive (formerly known as

West College Drive). This right-of-way was recorded in Plat Book 11 – Page 67 and in Plat Book 7 – Page 159 of the Guilford County Register of Deeds Office.

These rights-of-way are more specifically described as follows.

Guilford Avenue Right-of-way Abandonment

Being all of the right-of-way dedicated for Guilford Avenue, indicated as Rose Avenue on Plat No. 1 entitled Sherwood Park Property of Mrs. H. W. McCain as recorded in Plat Book 11 Page 66 of the Guilford County Register of Deeds. Beginning at the eastern limits of the public right-of-way of Centennial Street, west to the western limits of the right-of-way of Fifth Street.

McCain Place Right-of-way Abandonment

Being all of the right-of-way dedicated for McCain Place as indicated on Plat No. 1 entitled Sherwood Park Property of Mrs. H. W. McCain as recorded in Plat Book 11 Page 66 of the Guilford County Register of Deeds, beginning at the western limits of the public right-of-way of Fifth Street, as McCain Place runs to the south to the northern limits of the right-of-way of Rose Avenue, now known as Guilford Avenue.

Fifth Street Right-of-way Abandonment

Being all of the right-of-way dedicated for Fifth Street as indicated on Plat No. 1 entitled Sherwood Park Property of Mrs. H. W. McCain as recorded in Plat Book 11 Page 66 of the Guilford County Register of Deeds, and Plat No. 2 entitled Sherwood Park Property of O. A. Kirkman as recorded in Plat Book 11 Page 67 of the Guilford County Register of Deeds, beginning at the southern limits of the public right-of-way of Lexington Avenue, as Fifth Street runs to the south through the aforementioned Plat Nos. 1 and 2, to the northern limits of the right-of-way of the northernmost Farriss Avenue of Plat No. 2 entitled Sherwood Park Property of O. A. Kirkman.

E. Farriss Avenue Right-of-way Abandonment

Being all of the right-of-way dedicated for the northernmost E. Farriss Avenue adjoining the northern limits of the City Park as indicated on Plat No. 2, entitled Sherwood Park as recorded in Plat Book 11 Page 67 of the Guilford County Register of Deeds, said right-of-way beginning at the eastern limits of the Centennial Avenue right-of-way, closing the 34 feet of Farriss Avenue as it runs to the east along the southern lines of Lots 1 through 9 of Block Five of said Plat; thence continuing east crossing Fifth Street; thence continuing east along the southern lines of Lots 1 and 2 of Block Six, and the southern limits of a City Park to the western limits of West College Drive, now known as Panther Drive (private).

The right-of-way abandonment will also include any claimed or dedicated right-of-way indicated on a revised Record Map of College Development and Improvement Company as recorded in Plat Book 7 Page 159 of the Guilford County Register of Deeds indicated as a "street" adjoining the southern limits of Lot 29 and the northern limits of Lot 28 to the western limits of West College Drive, now known as Panther Drive (private).

WHEREAS, the petition has been duly filed with this Council in a Regular meeting assembled on the 7th day of October, 2019, at 5:30 p.m. setting the 18th day of November, 2019 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 18 & 25, 2019 and November 1 & 8, 2019; 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 portion of Guilford Avenue, McCain Place, Fifth Street and E. Farriss 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.

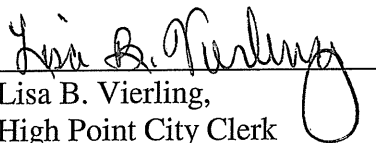
NOW THEREFORE BE IT RESOLVED:

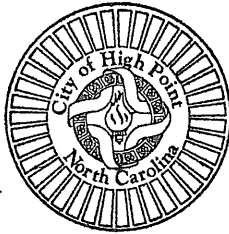
1. That all of the Guilford Avenue, McCain Place, Fifth Street and E. Farriss Avenue (northern portion) rights-of-way, as described above, be closed pursuant to North Carolina G.S. 160A-299;
2. That the City of High Point shall reserve a 20-foot wide stormwater easement centered over all existing stormwater lines within and crossing all the impacted rights-of-way;
3. That the City of High Point shall reserve a 20-foot wide sanitary sewer utility easement centered over all existing sewer lines within and crossing all the impacted rights-of-way.
4. That the City of High Point shall reserve a 20-foot wide water utility easement centered over all existing water lines within and crossing all the impacted rights-of-way; including over existing fire hydrants and hydrant lead lines;

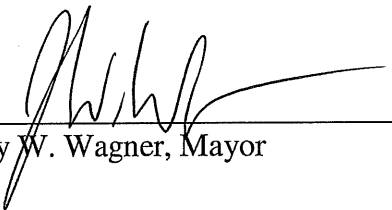
5. That the City of High Point shall reserve a 30-foot wide electrical utility easement, which also includes City fiber optic lines, cable TV lines and NorthState Communication lines, centered over all existing overhead electric lines within and crossing all the impacted rights-of-way;
6. That a 20-foot wide gas line easement centered over all existing Piedmont Natural Gas lines shall be reserve within and crossing all the impacted rights-of-way;
7. That a 15-foot wide NorthState telecommunications easement for NorthState telecommunications utility lines that are separate from City electric lines shall be reserve, centered over these separate NorthState utility lines within and crossing all the impacted rights-of-way; and
8. That a copy of this resolution be filed in the Office of the Register of Deeds for Guilford County, North Carolina.

Adopted by Order of the High Point City Council
this the 18th day of November, 2019.

ATTEST:


Lisa B. Vierling,
High Point City Clerk




Jay W. Wagner, Mayor