



# **Public Hearing for the Partial Right-Of-Way Closure – Hamilton Road Date: May 24, 2023**



# Staff Recommendation

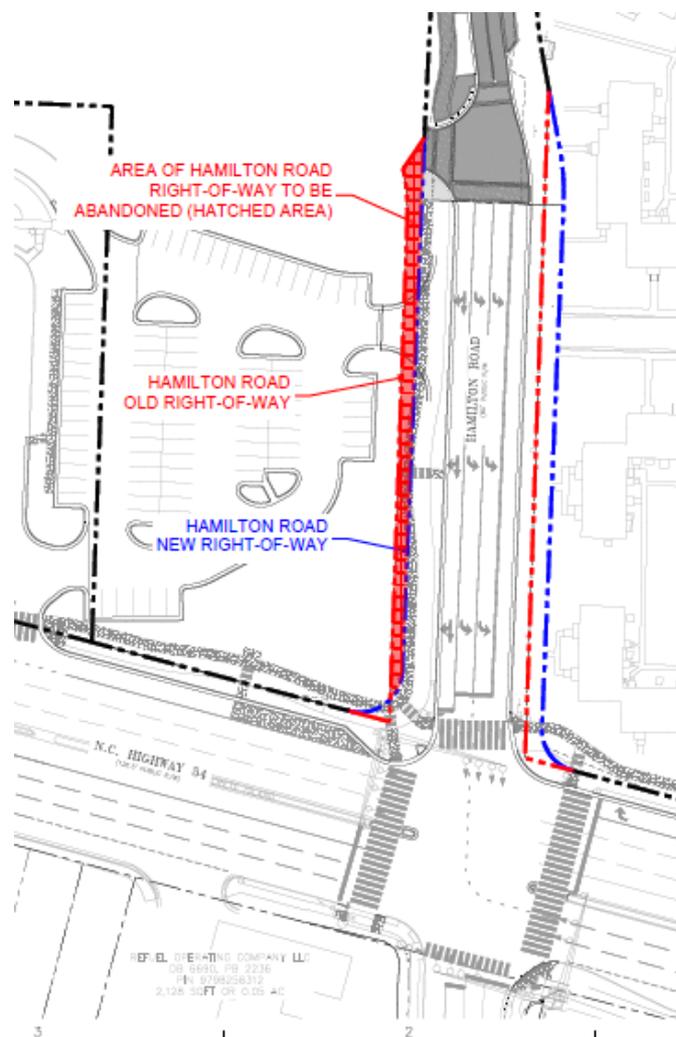
- That the Council open and close a Public Hearing to consider closing a portion of the public right-of-way to support the realignment of Hamilton Road within the Glen Lennox Development.
- Adopt Resolution R-17 to close the requested right-of-way area.

# Where is this in the process?

Call for a Public Hearing  
April 26, 2023



Open and Close the  
Public Hearing and Council  
Action  
May 24, 2023



**HAMILTON ROAD  
 RIGHT-OF-WAY  
 ABANDONMENT EXHIBIT**

(1" = 10' (3.05 M))  
 10' 0" 20' 0"

REVIEW DRAWINGS  
 NOT FOR CONSTRUCTION

# Key Issues

- The closure of portions of the public right-of-way is for the re-alignment of the southern portion of Hamilton Road.
- This re-alignment is in accordance with Section 5.4 (a)(2) of the Glen Lennox Development Agreement and will include right-of-way dedication to maintain the existing right-of-way width.
- The sole adjacent property owner is Glen Lennox Apartments, LLC, who is requesting the closure and will receive the entire requested right-of-way areas.

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# Right-of-Way Closure Process

- Recorded Plat
- General Statute 160A-299
  - Council Adopt a Resolution Declaring Its Intent to Close the Right-of-way
  - Call a Public Hearing
  - Publish a Notice of Resolution Once a Week for Four Successive Weeks Prior to the Hearing
  - Notice of the Closing and Public Hearing Posted in Two Places
  - If Approved, A Certified Copy of the Order filed with the Register of Deeds (by applicant or fronting property owners)
  - Recorded New Plat (by applicant or fronting property owners)

