



TOWN OF CHAPEL HILL

Town Hall
405 Martin Luther King Jr.
Boulevard
Chapel Hill, NC 27514

Legislation Details (With Text)

File #: [21-0294] **Version:** 1 **Name:**

Type: Consent **Status:** Passed

File created: 3/25/2021 **In control:** Town Council

On agenda: 4/7/2021 **Final action:** 4/7/2021

Title: Call a Public Hearing on May 5, 2021 to Consider Closing a Portion of Public Right-of-Way of Maxwell Road within the Glen Lennox Development.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Closure Request Letter from Ballentine Associates with Exhibit of Requested Maxwell Road Right-of-Way Closure, 2. GS_160A-299, 3. A RESOLUTION CALLING A PUBLIC HEARING TO CONSIDER A REQUEST TO CLOSE A PORTION OF PUBLIC RIGHT-OF-WAY OF MAXWELL ROAD WITHIN THE GLEN LENNOX DEVELOPMENT ON MAY 5, 2021 (2021-04-07/R-8)

Date	Ver.	Action By	Action	Result
4/7/2021	1	Town Council	adopted	Pass

Call a Public Hearing on May 5, 2021 to Consider Closing a Portion of Public Right-of-Way of Maxwell Road within the Glen Lennox Development.

Staff:

Lance Norris, Director
Chris Roberts, Manager of Engineering and Infrastructure

Department:

Public Works

Overview: The Glen Lennox Development includes a proposed realignment of Maxwell Road. The realignment involves closing a portion of the existing public right-of-way and dedicating new right-of-way. The realignment of Maxwell Road is in accordance with Section 5.4 (a)(2) of the Glen Lennox Development Agreement.

More information about the Glen Lennox Development Agreement may be found at:

<https://www.townofchapelhill.org/government/departments-services/planning/development-activity-report/glen-lennox>

North Carolina General Statute Sec. 160A-299 sets the process for closing public rights-of-way, requiring the Council to adopt a resolution declaring its intent to close the public right-of-way and to call a public hearing. The resolution will be published once a week for four successive weeks before the hearing. A notice of the closing and public hearing will be posted in a least two places along the right-of-way.

 **Recommendation(s):**

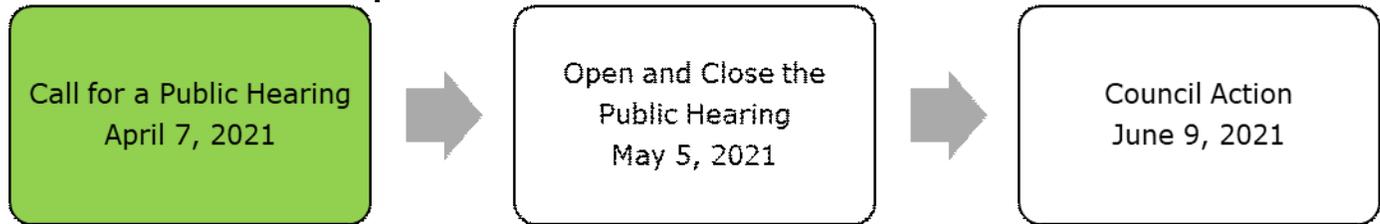
That the Council adopt the resolution to call a Public Hearing for May 5, 2021 to consider closing a portion of the public right-of-way to support the realignment of Maxwell Road within the Glen Lennox Development.

Fiscal Impact/Resources: Impacts to future investments are unknown.

Key Issues:

- The sole adjacent property owner is Glen Lennox Apartments, LLC, who is requesting the closure.

Where is this item in its process?



Attachments:

- Resolution
- Closure Request Letter from Ballentine Associates with Exhibit of Requested Maxwell Road Right-of-Way Closure
- NC Statute 160A-299

A RESOLUTION CALLING A PUBLIC HEARING TO CONSIDER A REQUEST TO CLOSE A PORTION OF PUBLIC RIGHT-OF-WAY OF MAXWELL ROAD WITHIN THE GLEN LENNOX DEVELOPMENT ON MAY 5, 2021 (2021-04-07/R-8)

WHEREAS, the Town of Chapel Hill has received a request, from Ballentine Associates to close a portion of public right-of-way for a realignment of Maxwell Road within the Glen Lennox Development; and

WHEREAS, the sole abutting property of this public right-of-way is owned by the requesting party, Glen Lennox Apartments, LLC; and

WHEREAS, the redesign of Maxwell Road is in accordance with Section 5.4 (a)(2) of the Glen Lennox Development Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby declares its intent to consider closing the subject portion of the Maxwell Road public right-of-way.

BE IT FURTHER RESOLVED that the Council calls a Public Hearing at 7:00 pm on Wednesday, May 5, 2021 in a virtual meeting to receive public comment on the proposed closure of said right-of-way and hereby authorizes the Town Manager to arrange publication, posting, and mailing of notices of the Public Hearing as required by law. The Public Hearing will be closed and on June 9, 2021, the Council may take final action.

This the 7th day of April, 2021.

The Agenda will reflect the text below and/or the motion text will be used during the meeting.

By adopting the resolution, the Council calls a Public Hearing for May 5, 2021 to consider closing a portion of the public right-of-way of Maxwell Road in accordance with Section 5.4(a)(2) of the Glen Lennox Development Agreement.