



Legislation Text

File #: [22-0344], Version: 1

**Call a Public Hearing to Consider a Request to Close a Portion of an Unmaintained and Unimproved Public Right-of-Way of Stinson Street on June 8, 2022.**

**Staff:**

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

**Department:**

Public Works

**Overview:** At the north-east corner of Stinson Street, there is a driveway in-between two parcels owned by Lawler Development Group, LLC. That driveway is within a public right-of-way that the owner is requesting to be closed. The subject right-of-way is approximately 70 feet long by 26 feet wide.

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):**

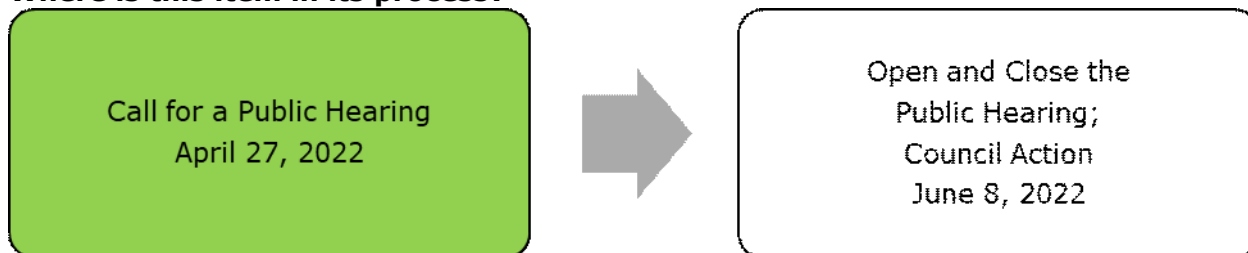
That the Council adopt the resolution to call a Public Hearing to consider a request to close a portion of an unmaintained and unimproved public right-of-way of Stinson Street on June 8, 2022.

**Fiscal Impact/Resources:** Closing of this right-of-way does not create costs to the Town since it was not being maintained.

**Key Issues:**

- Lawler Development Group, LLC, requested this right-of-way closure.
- Lawler Development Group, LLC own both of the properties next to the subject public right-of-way and they are the only fronting property owners.

**Where is this item in its process?**





**Attachments:**

- Resolution
- Closure Request Letter from Bagwell Holt Smith P.A., legal representative of the Lawlers
- Maps of Stinson Street Requested Closure
  - NC Statute 160A-299

**A RESOLUTION CALLING A PUBLIC HEARING TO CONSIDER A REQUEST TO CLOSE A PORTION OF AN UNMAINTAINED AND UNIMPROVED PUBLIC RIGHT-OF-WAY OF STINSON STREET (2022-04-27/R-3)**

WHEREAS, the Town of Chapel Hill has received a request, from Bagwell Holt Smith P.A., (representing Lawler Development Group, LLC) to close a portion of the unmaintained and unimproved Stinson Street public right-of-way; and

WHEREAS, the requested public right-of-way is at the north-east corner of Stinson Street and is approximately 70 feet long by 26 feet wide; and

WHEREAS, Lawler Development Group, LLC owns the only 2 fronting properties surrounding the subject public right-of-way.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby declares its intent to consider closing a portion of the unmaintained and unimproved Stinson Street public right-of-way, contingent upon dedication of an access easement.

BE IT FURTHER RESOLVED that the Council calls a Public Hearing at 7:00 pm on Wednesday, June 8, 2022 in the Council Chamber at Town Hall, 405 Martin Luther King Junior Boulevard, Chapel Hill, North Carolina 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.

This the 27th day of April 2022.

---

**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 to consider closing a portion of the unmaintained and unimproved Stinson Street public right-of-way on June 8<sup>th</sup>, 2022.