Legislation Details (With Text)

File #:	[20-0578]	**Version:**	1	**Name:**	
Type:	Consent			**Status:**	Passed
File created:	8/21/2020			**In control:**	Town Council
On agenda:	9/9/2020			**Final action:**	9/9/2020
Title:	Call a Public Hearing for October 7, 2020 to Consider a Request to Close a Portion of an Unmaintained and Unimproved Public Right-of-Way of Monroe Street.				
Sponsors:					
Indexes:					
Code sections:					
Attachments:	1. Closure Request Letter from Wendi Ramsden, Coulter Jewell Thames, PA (representing CH Hotel Associates Limited Partnership, Owner), 2. Monroe Street Requested Closure Plan, 3. NC Statute 160A-299, 4. A RESOLUTION CALLING A PUBLIC HEARING TO CONSIDER A REQUEST TO CLOSE A PORTION OF AN UNMAINTAINED AND UNIMPROVED PUBLIC RIGHT-OF-WAY OF MONROE STREET (2020-09-09/R-12)				

Date	Ver.	Action By	Action	Result
9/9/2020	1	Town Council	adopted	Pass

Call a Public Hearing for October 7, 2020 to Consider a Request to Close a Portion of an Unmaintained and Unimproved Public Right-of-Way of Monroe Street.

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

Department:
Public Works

Overview: The developer of the Columbia Street Annex development, CH Hotel Associates Limited Partnership, proposes to close approximately 150' of an unmaintained and unimproved portion of Monroe Street. The 30' wide public right-of-way starts at its connection to the South Columbia Street right-of-way and extends west. This closure will disconnect the current Monroe Street right-of-way from South Columbia Street. The developer will dedicate a new easement providing reasonable access to the right-of-way at Columbia Street. The dedication will be required before the right-of-way closure is final.

The Columbia Street Annex SUP is currently under review (SUP #18-039).

More information about this project may be found at:

<https://www.townofchapelhill.org/town-hall/departments-services/planning/development-activity-report/columbia-street-annex-2017>

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 October 7, 2020 to consider a request to close a portion of an unmaintained and unimproved public right-of-way of Monroe Street. The Public Hearing will be closed and on October 28th, 2020 the Council may take final action.

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

Key Issues:

- CH Hotel Associates Limited Partnership, the Columbia Street Annex developer, requested this right-of-way closure.
- The closure will isolate one property, which is currently accessed via a private driveway to the paved portion of Monroe Street. The developer proposed an access easement, which staff determined will provide reasonable access to this parcel. This right-of-way closure will be contingent on dedication of the new access easement.
- Dedication of the access easement will be required before the completion of the right-of-way closure process.

Where is this item in its process?



Attachments:

- Resolution
- Closure Request Letter from Wendi Ramsden, Coulter Jewell Thames, PA (representing CH Hotel Associates Limited Partnership, Owner)
- Monroe Street Public Right-of-Way Closure Plan
- 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 MONROE STREET (2020-09-09/R-12)

WHEREAS, the Town of Chapel Hill has received a request, from Wendi Ramsden, Coulter Jewell Thames, PA (representing CH Hotel Associates Limited Partnership, Owner) to close a portion of the unmaintained and unimproved Monroe Street public right-of-way; and

WHEREAS, there is one parcel that will become isolated with this right-of-way closure and the developer will provide a reasonable means of access to this isolated property with an access easement; and

WHEREAS, dedication of the access easement will be required before the completion of the right-of-way closure process.

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 Monroe 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 p.m. on Wednesday, October 7, 2020 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 October 28th, 2020 the Council may take final action.

This the 9th day of September, 2020.

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 October 7, 2020 to consider closing a portion of the unmaintained and unimproved Monroe Street public right-of-way.

powered by Legistar™