



TOWN OF CHAPEL HILL

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

Legislation Details (With Text)

File #: [21-0525] **Version:** 1 **Name:**
Type: Consent **Status:** Passed
File created: 5/5/2021 **In control:** Town Council
On agenda: 6/9/2021 **Final action:** 6/9/2021
Title: Close 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 TO APPROVE A REQUEST TO CLOSE A PORTION OF PUBLIC RIGHT-OF-WAY OF MAXWELL ROAD WITHIN THE GLEN LENNOX DEVELOPMENT (2021-06-09/R-7)

Date	Ver.	Action By	Action	Result
6/9/2021	1	Town Council	adopted	Pass

Close 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>

This process followed the two requirements of North Carolina General Statute Sec. 160A-299:

- Council adopted a resolution declaring its intent to close the public right-of-way and to call a public hearing. The public hearing was held [May 5, 2021](https://chapelhill.legistar.com/LegislationDetail.aspx?ID=4930479&GUID=BEDBAE3D-3489-466D-)
<https://chapelhill.legistar.com/LegislationDetail.aspx?ID=4930479&GUID=BEDBAE3D-3489-466D->
- All publication and posting requirements of this statute have been met



Recommendation(s):

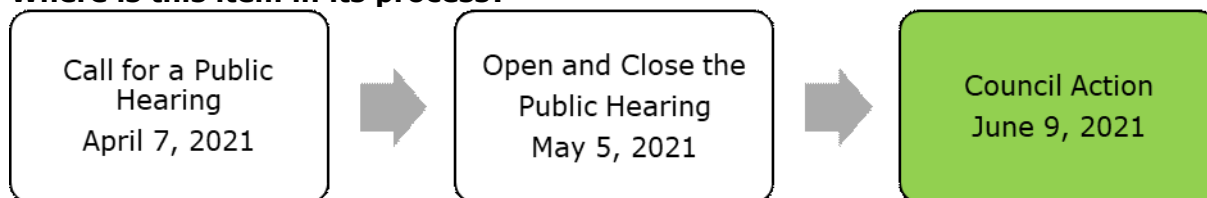
That the Council adopt a resolution closing a portion of the public right-of-way to support the realignment of Maxwell Road within the Glen Lennox Development.

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

Key Issues:

- Closing portions of the public right-of-way is to realign Maxwell Street.
- 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 50' wide right-of-way.
- 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.
- No public comments have been received.

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 TO APPROVE A REQUEST TO CLOSE A PORTION OF PUBLIC RIGHT-OF-WAY OF MAXWELL ROAD WITHIN THE GLEN LENNOX DEVELOPMENT (2021-06-09/R-7)

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; and

WHEREAS, the Council finds, upon review of the facts and of information received at the Public Hearing on May 5, 2021 <<https://chapelhill.legistar.com/LegislationDetail.aspx?ID=4930479&GUID=BEDBAE3D-3489-466D-9F5A-019B2796F23A&Options=&Search=>>> that closing this portion of the Maxwell Road public right-of-way to support a realignment of Maxwell Road would not be contrary to the public interest and that no individual owning property in the vicinity of the proposed closures would be deprived of reasonable means of ingress and egress to his or her property by the closing of said right-of-way.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council hereby approves the closure of a portion of public right-of-way for a realignment of Maxwell Road within the Glen Lennox Development as described in the Closure Request Letter from Ballentine Associates with Exhibit of Requested Maxwell Road Right-of-Way Closure.

This the 9th day of June, 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 closes a portion of public right-of-way for a realignment of Maxwell Road within the Glen Lennox Development.