



# TOWN OF CHAPEL HILL

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

## Legislation Details (With Text)

**File #:** [22-0202] **Version:** 1 **Name:**  
**Type:** Discussion Item **Status:** Passed  
**File created:** 2/24/2022 **In control:** Town Council  
**On agenda:** 3/9/2022 **Final action:** 3/9/2022  
**Title:** Open and Close a Public Hearing to Consider Closing a Portion of Public Right-of-Way on Maxwell Road and Hamilton Road within the Glen Lennox Development.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Draft Staff Presentation, 2. Closure Request Letter from Ballentine Associates with Exhibit of Requested Maxwell Road and Hamilton Road Right-of-Way Closure, 3. NC Statute 160A-299, 4. Staff Presentation, 5. A Resolution To Approve A Request To Close A Portion Of Public Right-Of-Way On Maxwell Road and Hamilton Road Within The Glen Lennox Development (2022-03-09/R-6)

Date	Ver.	Action By	Action	Result
3/9/2022	1	Town Council	closed the public hearing	Pass
3/9/2022	1	Town Council	adopted	Pass

### Open and Close a Public Hearing to Consider Closing a Portion of Public Right-of-Way on Maxwell Road and Hamilton 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 and Hamilton Road. The realignment involves closing a portion of the existing public right-of-way and dedicating a new right-of-way. These realignments are 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:

- On February 9, 2022, Council adopted a resolution declaring its intent to close the public right-of-way and to call a public hearing.
- All publication and posting requirements of this statute have been met.



### Recommendation(s):

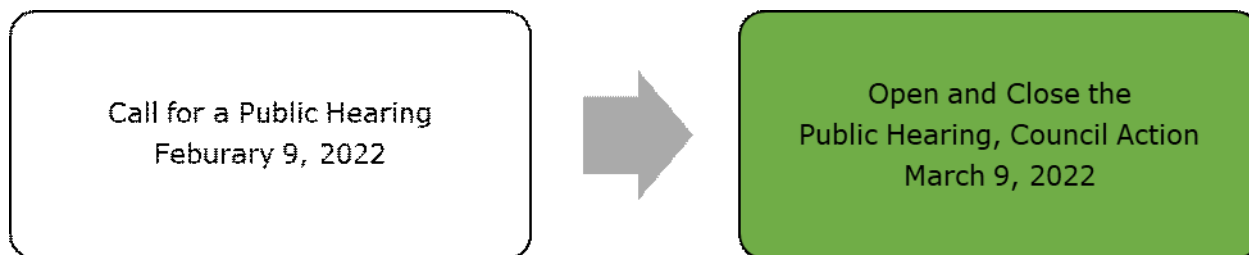
That the Council hold the public hearing and adopt a resolution closing a portion of the public right-of-way to support the realignment of Maxwell Road and Hamilton Road within the Glen Lennox Development

**Key Issues:**

- Closing portions of the public right-of-way would allow re-alignment of Maxwell and Hamilton Roads.
- 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.

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

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



**Attachments:**

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

**A Resolution To Approve A Request To Close A Portion Of Public Right-Of-Way On Maxwell Road and Hamilton Road Within The Glen Lennox Development (2022-03-09/R-6)**

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 and Hamilton 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 realignments of Maxwell Road and Hamilton 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 March 9, 2022 that closing this portion of the Maxwell Road and Hamilton Road public rights-of-way to support a realignment of Maxwell Road and Hamilton 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 and Hamilton Road within the Glen Lennox Development as described in the Closure Request Letter.

This the 9th day of March, 2022.

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

PRESENTER: Chris Roberts, Manager of Engineering and Infrastructure, Public Works

RECOMMENDATION: That the Council hold a public hearing and close a portion of public rights-of-way for a realignment of Maxwell Road and Hamilton Road within the Glen Lennox Development.