



## Legislation Text

File #: [23-0013], Version: 1

### Open and Close a Public Hearing to Consider Closing a Portion of Public Right-of-Way of Ginger Road within the Weavers Grove Development.

**Staff:**

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

**Department:**

Public Works

**Overview:** The Weavers Grove Developer (Habitat for Humanity) has requested to close portion of the Ginger Road public right-of-way (ROW) to support a realignment of Ginger Road as part of their approved development. This subject ROW is approximately 60 feet wide and 1,150 feet long. It is located along the south property line of the Weavers Grove property.

The Weavers Grove Developer has agreed to divide the closed ROW down the center line with the northern 30 feet transferring to Weavers Grove and the southern 30 feet transferring to the fronting adjacent Chandlers Ridge property owners.

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.
- All publication and posting requirements of this statute have been met.

**Recommendation(s):**

That the Council open and close the public hearing and adopt a resolution closing the subject portion of the Ginger Road public right-of-way to support the realignment of Ginger Road within the Weavers Grove Development.

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

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

Call for a Public Hearing  
November 16, 2022



Open and Close the  
Public Hearing  
January 11, 2023

**Attachments:**

- Resolution
- Draft Staff Presentation
- Closure Request
- Exhibit of Requested Closure
- Weavers Grove Site Plan Overview
- NC Statute 160A-299

**A RESOLUTION TO APPROVE A REQUEST TO CLOSE A PORTION OF PUBLIC RIGHT-OF-WAY ON GINGER ROAD WITHIN THE WEAVERS GROVE DEVELOPMENT (2023-01-11/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 Ginger Road within the Weavers Grove Development; and

WHEREAS, the realignment of Ginger Road is in accordance with their approved development plan; and

WHEREAS, the Weavers Grove developer desires to follow the guidance of NCGS 160A-299 and divide to the centerline the closed area between the Weavers Grove property and the Chandler's Green Subdivision; and

WHEREAS, the Town Staff are working with the adjacent front property owners on their preference of ownership of their portions of the closed ROW; and

WHEREAS, the Council finds, upon review of the facts and of information received at the Public Hearing on January 11<sup>th</sup>, 2023 that closing the subject portion of the Ginger Road public right-of-way to support a realignment of Ginger Road as part of the Weavers Grove Development would not be contrary to the public interest and that no individual owning property in the vicinity of the proposed closure 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 this portion of the Ginger Road public right-of-way for a realignment of Ginger Road part of the Weavers Grove Development as described in the Closure Request Letter.

This the 11th day of January, 2023.

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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

- a. Introduction and preliminary recommendation
- b. Comments from the public
- c. Comments and questions from the Mayor and Town Council
- d. Motion to close the Public Hearing after discussing this item
- e. Motion to adopt the resolution to approve the right-of-way closure

RECOMMENDATION: That the Council open and close the public hearing and adopt a resolution closing the subject portion of the Ginger Road public right-of-way to support the realignment of Ginger Road within the Weavers Grove Development.