

Right-of-Way Abandonment Petition: A Portion of (Old) McCoy Road

PART 1: DESCRIPTION

Right-of-Way Abandonment Petition requested by Bank of American and PAAK-EM, LLC to abandon former right-of-way for McCoy Road, located on the east side of McCoy Road (near intersection of Julian Clark Avenue and McCoy Road). The requested abandonment is of one 0.0588-acre tract on the west side of Julian Clark and one 0.1841-acre tract on the east side of Julian Clark.

PART 2: LOCATION



PART 3: BACKGROUND

North Carolina General Statute (NCGS) 160A-299, attachment C, gives the Town Board of Huntersville the authority to abandon street Right-of-Way following a public hearing and a determination that the abandonment:

- Is not detrimental to the public interest, or the property rights of any individual.

- Does not deprive any individual(s) that own property nearby of reasonable means of ingress and egress to their property.
- Is contrary to the adopted policy to preserve existing Right-of-Way for connectivity.

Should the Town Board approve the abandonment request, the land is split evenly to the adjacent property owner(s).

PART 4: PLANNING STAFF RECOMMENDATION

Staff finds the Right-of-Way abandonment:

- Is not a detriment to public interest, or property rights of adjacent parcels.
- Does not deprive any individuals a reasonable means of ingress and egress to their property.
- Does not adversely affect connectivity.

Therefore, staff recommends approval of the Right-of-Way abandonment for this portion of (Old) McCoy Road.

PART 6: PUBLIC HEARING

The Public Hearing will be held on February 6, 2017.

PART 7: ATTACHEMETNS

Attachment A: Right-of-Way Abandonment Petition

Attachment B: Resolution of Intent to Close and Abandon a Portion of (Old) McCoy Road

Attachment C: NCGS 160A-299, Procedure for permanently closing streets and alleys