

**RESOLUTION ORDERING THE CLOSING AND ABANDONMENT
OF EIGHT AVENUE AND PORTIONS OF STEEL STREET
IN THE TOWN OF HUNTERSVILLE, NORTH CAROLINA**

WHEREAS, North Carolina General Statute §160A-299 authorizes municipalities to permanently close any street or public alley, and reserve any improvements or easement for utilities considered to be in the public interest; and

WHEREAS, a Resolution of Intent to Close and Abandon Eight Avenue and Portions of Steel Street was adopted on May 1, 2017 (the “Resolution”), and pursuant to NCGS §160-A-299, the Resolution was advertised in a newspaper of general circulation once a week for four successive weeks; a copy was sent by certified mail to owners of property adjoining the streets, and a notice of closing and public hearing was prominently posted in two places along the streets as required; and

WHEREAS, a public hearing was held on June 5, 2017, and there were no individuals owning property in the vicinity of the streets that would thereby be deprived of reasonable means of ingress and egress to his property; and

WHEREAS, there are no present easements for utilities or other purpose within the streets hereby closed and abandoned, and the Town therefore does not reserve any easements for such purposes, nor reserve the right to grant any easements that affect the property within the closed roads now or in the future.

NOW, THEREFORE, be it **RESOLVED** that the Board of Commissioners **ORDERS** that Eight Avenue in its entirety and portions of Steel Street as depicted on Exhibit A1 and A2, a copy of which are attached hereto and incorporated herein by referenced, be and hereby are closed and abandoned pursuant to the provisions of North Carolina General Statute §160A-299.

Adopted this 5th day of June 2017.

TOWN OF HUNTERSVILLE

ATTEST:

Janet Pierson, Town Clerk

John Aneralla, Mayor

(SEAL)

APPROVED AS TO FORM:

Robert B. Blythe, Town Attorney

EXHIBIT A1

The property is described in further detail below, and depicted by the attached drawing on Exhibit A2:

- a. Eastern side of Eight Avenue, as follows: Beginning at an old iron pin in the northeastern corner of Lot 3, Block H, Map 4, thence S 85-46 W 135.47 feet to an old iron pin at the northwestern corner of Lot 3, Block H, Map 4 at the easterly margin of Steel Street; thence N 4-19 W 12.54 feet to a new iron pin; thence S 84-07 W 105.56 feet crossing an iron pin and continuing 30.0 feet to a new iron pin; thence south 16.4 feet back to the beginning.
- b. Western portion of Eight Avenue from the eastern margin of Church Street to the western margin of Steel Street.
- c. Northern portion of Steel Street beginning at an iron rod in the northwestern corner of the revised Lot 3, Block H, Map 4 running S 89-57 W 24.92 feet to an iron pin in the corner in the northwestern corner of Eight Avenue at the Steel Street intersection, approximately 25 feet wide, and continuing north into Anchor Mill for an approximate distance of 488.3 feet.
- d. Portion of Steel Street beginning at the Anchor Mill property line, approximately 24.92 feet wide, and heading south for approximately 60.39 feet to the northwestern corner of Lot 2, Block H, Map 4, currently owned by Alberk Empire, LLC, and Duke Power Company to the west of Steel Street.

EXHIBIT A2

This map is not a certified survey and has not been reviewed by a local government agency for compliance with any applicable land development regulations (NCGS §47-30(n)).

