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Order Confirmation

Not an Invoice

Account Number:	488558
Customer Name:	City Of Hendersonville
Customer Address:	City Of Hendersonville 160 6Th AVE E City Clerk Hendersonville NC 28792-3775
Contact Name:	Angela Reece
Contact Phone:	828-697-3005
Contact Email:	areece@hvlnc.gov
PO Number:	

Date:	06/07/2022
Order Number:	7396319
Prepayment Amount:	\$ 0.00

Column Count:	1.0000
Line Count:	175.0000
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Product	#Insertions	Start - End	Category
HEN Times-News	4	06/12/2022 - 07/03/2022	Public Notices
HEN blueridgenow.com	4	06/12/2022 - 07/03/2022	Public Notices

Total Order Confirmation

\$89.00

Ad Preview

Resolution 22-66
RESOLUTION OF INTENT
TO CLOSE AN UNOPENED,
UNIMPROVED PORTION
OF FITZSIMMONS STREET
WHEREAS, NC General
Statute 16A-299
authorizes the City Council to
close public streets and alleys;
and

WHEREAS, Lawrence
Douglas Marshall has
petitioned the City of
Hendersonville City Council to
close an unopened road
unimproved portion of
street known as Fitzsimmons
Street located between PIN
9578-30-4667 and PIN 9578-31-
3222 and

WHEREAS, NC General
Statute 16A-299 requires that
City Council conduct a public
hearing for the purpose of
giving consideration to the
petition and
WHEREAS, At the public
hearing, any person may be
heard on the question of
whether or not the closing
would be detrimental to the
public interest, or the property
rights of any individual and

NOW THEREFORE, BE IT
RESOLVED BY the City
Council of the City of
Hendersonville, North Carolina
that:

1. City Council herewith calls a
public hearing to be held at
5:45 p.m. (or as soon
thereafter as it may be heard)
on the 7th day of July 2022, in
the Assembly Room of the City
Operations Center to consider
closing an unopened and
unimproved portion of the
street known as Fitzsimmons
Street located between PIN
9578-30-4667 and PIN 9578-31-
3222. Persons shall be allowed
to attend and comment in
person or via Zoom of the
hearing (dial-in: 646) 558-8656
https://zoom.us/join
Dial-in by phone: (646) 558-8656
Meeting ID: 822 0104 2528
Passcode: 1847
Digital public hearing
comments may be submitted
prior to the public hearing on
the City's website at
www.hendersonville.org and
e-mail comment or directly to the
City Clerk, Angela Reeca,
areeca@hvinc.gov, 146 4th
Avenue East, Hendersonville,
NC 28792.

2. The legal description for the
portion of Fitzsimmons Street
proposed for closing is as
follows:

Being a Portion of the 40'
Right of Way for Fitzsimmons
Street for closure adjoining
Deed Book 872, Page 341, Deed
Book 897, Page 899 and Norfolk
Southern Railroad.

Beginning at a 85 Rebar set at
the Southwest corner of Deed
Book 897, Page 899 and Lot 26,
Block "A", W.R. E.B. Sherman
Subdivision (Revised, Shown on
Plat Cabinet "C", Slide 028).

Also being at the intersection
of the Northern margin of said
right of way and the Eastern
Margin of the unopened 1st
Avenue, Shown on Plat Cabinet
"C", Slide 028.

Thence with the Northern
margin of Fitzsimmons Street
N 88°17'09" E a distance of
195.26' to a 45 Rebar set at the
Southeast corner of Deed Book
897, Page 899 and Lot 17, Block
"A", W.R. E.B. Sherman
Subdivision (Revised, Shown on
Plat Cabinet "C", Slide 028).

Also being 50' west of the
centerline of Norfolk Southern
Railroad.

Thence on a line 90' west of the
centerline of Norfolk Southern
Railroad and parallel with said
railroad S 25°40'00" E a
distance of 40.27' to a point
being in the Southern margin
of Fitzsimmons Street and 50'
west of the centerline of
Norfolk Southern Railroad.

Thence with the Southern
margin of Fitzsimmons Street
S 88°17'09" W a distance of
192.36' to a point in the Western
line of Deed Book 872, Page 341
and Eastern line of Book of
Record 3474, Page 097.

Thence with the Western line
Deed Book 872, Page 341 and
the Eastern line of Book of
Record 3474, Page 097 N
27°12'18" W a distance of
192.36' to a point in the
Northwest corner of Deed
Book 872, Page 341 and the
Northwest corner of Book of
Record 3474, Page 097.

Thence N 27°42'51" W a
distance of 134.16' to a 85 Rebar
set in the centerline of
Fitzsimmons Street.

Thence with the centerline of
Fitzsimmons Street S 38°17'09"
W a distance of 5.01' to a 45
Rebar set.

Thence N 31°42'31" W a
distance of 30.00' to a 45 Rebar
set which is the point of
beginning.

Having an area of 7803 square
feet, 0.18 acres.

3. The City Clerk is hereby
directed to publish this
Resolution of Intent once a
week for four successive
weeks.

4. The City Clerk is further
directed to transmit by
registered or certified mail to
owner of property
abutting upon that portion of
said street a copy of the
Resolution of Intent.

5. The City Clerk is further
directed to cause, separate
notices of the Resolution of
Intent and the scheduled public
hearing to be prominently
posted in at least two along the
portion of Fitzsimmons Street
proposed for closure as
required by G.S. 16A-299.

6. The City Council herewith
declares its intent to close the
street as described above and
Authorized by the City Council of
the City of Hendersonville,
North Carolina on this 2nd day
of June 2022.

Affest: Barbara D. Volk,
Mayor, City of Hendersonville
Angela L. Reeca, City Clerk
Approved as to form
Angela S. Beeker
City Attorney

012- 679, 826, 753022 7396319

**RESOLUTION OF INTENT TO CLOSE AN UNOPENED,
UNIMPROVED PORTION OF FITZSIMMONS STREET**

WHEREAS, NC General Statute (G.S.) 160A-299 authorizes the City Council to close public streets and alleys; and

WHEREAS, Lawrence Douglas Marshall has petitioned the City of Hendersonville City Council to close an unopened and unimproved portion of the street known as Fitzsimmons Street, located between PIN 9578-30-6667 and PIN 9578-31-3322; and

WHEREAS, NC General Statute 160A-299 requires that City Council conduct a public hearing for the purpose of giving consideration to the petition; and

WHEREAS, At the public hearing, any person may be heard on the question of whether or not the closing would be detrimental to the public interest, or the property rights of any individual; and

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Hendersonville, North Carolina that:

1. City Council herewith calls a public hearing to be held at 5:45 p.m. (or as soon thereafter as it may be heard) on the 7th day of July 2022, in the Assembly Room of the City Operations Center to consider closing an unopened and unimproved portion of the street known as Fitzsimmons Street located between PIN 9578-30-6667 and PIN 9578-31-3322. Persons shall be allowed to attend and comment in person or via Zoom at the following address:

<https://zoom.us/join>

Dial-in by phone: (646) 558-8656
Meeting ID: 822 0104 2528
Passcode: 1847

Digital public hearing comments may be submitted prior to the public hearing on the City's webpage at www.hendersonvillenc.gov/public-comment or directly to the City Clerk, Angela Reece, areece@hvlnc.gov, 160 6th Avenue East, Hendersonville, NC 28792.

2. The legal description for the portion of Fitzsimmons Street proposed for closing is as follows:

Being a Portion of the 40' Right of Way for Fitzsimmons Street for closure adjoining Deed Book 872, Page 341, Deed Book 597, Page 899 and Norfolk Southern Railroad.

Beginning at a #5 Rebar set at the Southwest corner of Deed Book 597, Page 899 and Lot 20, Block "A", W.R. E.B. Sherman Subdivision Revised, Shown on Plat Cabinet "C", Slide 038.

Also being at the intersection of the Northern margin of said right of way and the Eastern Margin of the unopened 1st Avenue, Shown on Plat Cabinet "C", Slide 038;

Thence with the Northern margin of Fitzsimmons Street N 58°17'09" E a distance of 199.32'to a #5 Rebar set at the Southeast corner of Deed Book 597, Page 899 and Lot 17, Block "A", W.R. E.B. Sherman Subdivision Revised, Shown on Plat Cabinet "C", Slide 038; Also being 50' west of the centerline of Norfolk Southern Railroad.

Thence on a line 50' west of the centerline of Norfolk Southern Railroad and parallel with said railroad S 25°48'00" E a distance of 40.21'to a point being in the Southern margin of Fitzsimmons Street and 50' west of the centerline of Norfolk Southern Railroad;

Thence with the Southern margin of Fitzsimmons Street S 58°17'09" W a distance of 192.36'to a point in the Western line of Deed Book 872, Page 341 and Eastern line of Book of Record 3474, Page 097;

Thence with the Western line Deed Book 872, Page 341 and the Eastern line of Book of Record 3474, Page 097 N 21°13'18" W a distance of 12.06'to a 1 1/2" Iron Pipe, the Northwest corner of Deed Book 872, Page 341 and the Northeast corner of Book of Record 3474, Page 097;

Thence N 31°42'51" W a distance of 8.14'to a #5 Rebar set in the centerline of Fitzsimmons Street;

Thence with the centerline of Fitzsimmons Street S 58°17'09" W a distance of 5.01'to a #5 Rebar set;

Thence N 31°42'51" W a distance of 20.00'to a #5 Rebar set which is the point of beginning;

Having an area of 7803 square feet, 0.18 acres

3. The City Clerk is hereby directed to publish this Resolution of Intent once a week for four successive weeks.
4. The City Clerk is further directed to transmit by registered or certified mail to each owner of property abutting upon that portion of said street a copy of the Resolution of Intent.
5. The City Clerk is further directed to cause adequate notices of the Resolution of Intent and the scheduled public hearing to be prominently posted in at least two along the portion of Fitzsimmons Street proposed for closure as required by G.S. 160A-299.


6. The City Council herewith declares its intent to close the street as described above.

Adopted by the City Council of the City of Hendersonville, North Carolina on this 2nd day of June 2022.

Attest:

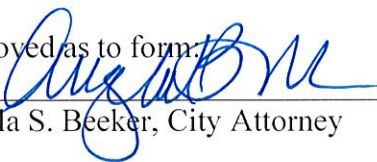


Angela L. Reece, City Clerk



Barbara G. Volk, Mayor, City of Hendersonville

Approved as to form:



Angela S. Becker, City Attorney