



CITY OF HENDERSONVILLE AGENDA ITEM SUMMARY

SUBMITTER: Lew Holloway **MEETING DATE:** March 4, 2021
AGENDA SECTION: PUBLIC HEARING **DEPARTMENT:** Comm. Dev. Dept.
TITLE OF ITEM, Presenter Name, Title: Brown Street ROW Abandonment (P21-04-SC) – *Lew Holloway, Community Development Director*

SUGGESTED MOTION(S): I move Council to adopt the Order to Permanently Close a portion of an opened and improved ROW for Brown Street located on PIN 9569-50-9133, 9569-50-8164, 9569-50-7165 and 9568-59-9771 petitioned by Henderson County Hospital Corporation.

SUMMARY: The City has received an application from the Henderson County Hospital Corporation to close a portion of an opened and improved ROW for Brown Street located on PIN 9569-50-9133, 9569-50-8164, 9569-50-7165 and 9568-59-9771. A location map, survey and legal description are included.

General Statue 160A-299 outline procedures and provides the City with authority for permanently closing streets and alleys. Whenever there is a proposal to permanently close any street or public alley, the City Council shall first adopt a resolution declaring its intent to close the street or alley and shall set a date for a public hearing. At the February 4th, 2021 City Council meeting, the Council adopted a Resolution of Intent to close a portion of an opened and improved ROW for Brown Street. The resolution scheduled a public hearing for March 4th, 2021. At this 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.

To permanently close the street, City Council must find that.

- 1) The closing of a portion of an opened and improved ROW for Brown Street located on parcels PINs 9569-50-9133, 9569-50-8164, 9569-50-7165, 9568-59-9771 and described in the attached street closure survey and description are not contrary to the public interest; and
- 2) No individual owning property in the vicinity of the opened ROW would be deprived of reasonable means of ingress and egress to their property by the street closing and ROW abandonment.

BUDGET IMACT: NA

Is this expenditure approved in the current fiscal year budget?

If no, describe how it will be funded.

PROJECT NUMBER: N/A

PETITION NUMBER: N/A

ADDITIONAL PETITION NUMBER: N/A

PETITIONER NAME: N/A

ATTACHMENTS:

Ad Proof, Certificate of Mailing, Order to Close, Resolution of Intent, Survey