

BlueRidgeNow

Govt Public Notices

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Resolution #23-17

RESOLUTION OF INTENT TO CLOSE A PORTION OF N. WALL STREET

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

WHEREAS, TJF Enterprises, LLC has petitioned the City of Hendersonville City Council to close a portion of the street known as N. Wall Street, located between PIN 9568-78-7052 and PINs 956878-8039, 9568-78-8036, 9568-78-8044, 9568-78-8042, 9568-78-8041, and 9568-77-8957; 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 12th day of April 2023, in the Assembly Room of the City Operations Center to consider closing a portion of the street known as N. Wall Street located between PIN

9568-78-7052 and PINs 9568-78-8039, 9568-78-8036, 9568-78-8044, 9568-78-8042, 9568-788041, and 9568-77-8957. 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, Jill Murray jmurray@hvlnc.gov, 160 6th Avenue East, Hendersonville, NC 28792.

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

Beginning at a drill hole in concrete, and being the most NE corner of the

TJF LLC property described in D.B. 948, PG. 520;

thence N 82°06'29 E a distance of 4.98' to a point

thence S 07°52'22 E a distance of 95.02' to a point;
thence S 08°15'00 E a distance of 41.95' to a point;
thence S 81°41'57 W a distance of 4.68' to a point;
thence S 81°41'57 W a distance of 4.81' to a point;
thence N 08°10'52 W a distance of 137.04' to a point; which is the point of beginning.
Having an area of 1,320 square feet.

3. The City shall reserve all right, title, and interest in and to any utility infrastructure including water, sewer, and stormwater infrastructure within N. Wall Street, as well as an easement over, upon, across, under and through N. Wall Street for the placement, construction, and maintenance of public utilities including waterlines, sewer lines, stormwater management, and underground telecommunications facilities including cables, wires, and/or conduit
4. The City Clerk is hereby directed to publish this Resolution of Intent once a week for four successive weeks.
5. 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.
6. 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 N, Wall Street proposed for closure as required by G.S. 160A-299.
7. 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 March, 2023.

/s/ Barbara G. Volk
Barbara G. Volk, Mayor,
City of Hendersonville

Attest:

/s/ Jill Murray
Jill Murray, City Clerk

Approved as to form:

/s/ Angela S. Beeker
Angela S. Beeker,
City Attorney

3/12, 3/19, 3/26, 4/2/2023 8554693