

ROAD CLOSING CASE
September 10, 2008

ROAD CLOSING CASE #6-08: BEING all of the right-of-way for Huffman Mill Court as shown on a map for Huffman Mill Estates at Macintosh and recorded in Plat Book 172, Page 115, Guilford County Register of Deeds. Rock Creek Township. The resolution of intent was adopted on August 13, 2008.

STAFF COMMENT: Pursuant to NCGS 153A-241 concerning closing public roads, the Planning Board must hold a public hearing before the road can be closed. Based upon the information presented at the hearing, the Board must find that: (1) the closing of the road is not contrary to public interest; and, (2) that no individual owning property in the vicinity of the road or in the subdivision in which it is located would be deprived of reasonable means of ingress and egress to their property.

Staff submits the following findings for consideration by the Board: The closing of the roadway is not contrary to public interest and will not deny reasonable access to any adjacent property owner. The current subdivision will be rerecorded with the new right-of-way as a private road. It is recommended that the closing be approved conditional upon the rerecording of the new subdivision showing the dedication of the private road.

CASE #6-08

RESOLUTION ADOPTED BY GUILFORD COUNTY PLANNING BOARD
CLOSING AND REMOVING FROM DEDICATION
A PUBLIC ROAD

WHEREAS, a petition was filed, pursuant to G.S. 153A-241, Chapter 282 of the 1979 Session Laws, and Chapter 59 of the 1981 Session Laws, requesting that the Board close and remove from dedication all of the right-of-way for Huffman Mill Court as shown on a map for Huffman Mill Estates at Macintosh and recorded in Plat Book 172, Page 115, Guilford County Register of Deeds. Rock Creek Township.

WHEREAS, pursuant to a resolution of intent to close said road adopted by this Board on August 13, 2008, notice was published in the Greensboro Record once a week for two consecutive weeks that a hearing would be held concerning said petition on September 10, 2008 at 7:00 P.M. in the Old Guilford County Courthouse, Commissioners' Meeting Room, Second Floor, Greensboro, North Carolina; and

WHEREAS, it appears that all owners of property adjoining said road/easement have signed the petition or have been notified of the closing thereof; and

WHEREAS, after inquiry by the Chairman, all interested persons were provided an opportunity to be heard on the request contained in the petition; and

WHEREAS, after all interested persons were heard, it appears to the satisfaction of this Board that the removal of said road from dedication is not contrary to the public interest and that no individual owning property in the vicinity of said road will be deprived of any reasonable means of ingress or egress to his property;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The following described road in Rock Creek Township is hereby closed and removed from dedication to the public use:

BEING all of the right-of-way for Huffman Mill Court as shown on a map for Huffman Mill Estates at Macintosh and recorded in Plat Book 172, Page 115, Guilford County Register of Deeds.

2. A certified copy of this resolution, together with a copy of the published notice of this hearing, is hereby ordered recorded in the Office of the Register of Deeds of Guilford County, North Carolina.

I HEREBY CERTIFY THAT THE FOREGOING IS A TRUE COPY OF A RESOLUTION ADOPTED BY THE GUILFORD COUNTY PLANNING BOARD AT A MEETING HELD ON SEPTEMBER 10, 2008.

Secretary, Guilford County Planning Board