



Durham City-County Planning Department



STREET CLOSING APPLICATION

(Submit complete application with fee to City Clerk's Office if City jurisdiction, or County Clerk's Office if County jurisdiction)

Submittal Information (Completed by City or County Clerk's Office)

Date/Time rec'd: 11-14-2012 3:00 p.m.	Rec'd by: Amos	Amt Paid: 1,545 ⁰⁰
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Tracking Information (Completed by Planning Department)

Case #: SC1200004	Case Planner: Jeff Burck
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Street Closing Process

ONLY COMPLETE APPLICATIONS CAN BE ACCEPTED

Street Closing requests require a public hearing conducted by the Governing Body, either the **City Council** (if the request is within the City jurisdiction) or the **Board of Commissioners** (if in unincorporated Durham County). Attendance at the hearing is strongly recommended. Applicants may represent themselves or have someone as their spokesperson. The public hearing will allow all interested parties to speak and ask questions.

The governing body may approve or deny a request. An approved request can be **appealed by an opposing party to the Superior Court within 30 days**. Requests that have been approved cannot be recorded until the end of the **30-day waiting period**.

Review Process:

- A complete application with the fee paid in full is submitted to the **City Clerk's Office** or **County Clerk's Office**, depending on jurisdiction.
- The Planning Department is forwarded the application for processing and review.
- The Planning Department distributes the request to various City and County departments and utilities, such as Duke Energy, PSNC, etc., and awaits comments from these departments and agencies.
- The Planning Department forwards comments, along with corrections (if any) needed for the *Street Closing and Recombination Plat*, to the applicant.
- Once comments are addressed and the draft plat is deemed to be correct and recordable, the request is scheduled for the Governing Body to "Set a public hearing."
- The governing body will generally conduct the public hearing a month from the date it sets the public hearing.
- The governing body conducts the public hearing and can approve, deny or continue the case if it deems more information is needed before a decision can be made.
- If approved, a 30-day waiting period begins to allow for an appeal to the Superior Court.
- If no appeal is filed within the 30-day period, the order to close the street, along with the *street closing recombination plat*, is recorded. Planning staff will contact the applicant to acquire the appropriate number of copies and the fee to record all documents.

Contact Information: If you have any questions, please contact the City-County Planning Department at (919)560-4137 between 8:00 a.m. and 5:00 p.m. on weekdays.

Street Information

Name of street/alley/road to be closed: Erwin Road (SR 1320)	
Jurisdiction: City <input checked="" type="checkbox"/> County <input type="checkbox"/> Both	Length to be closed (linear feet): 108.93'
Plat or deed book reference dedicating public right-of-way: PB 188 PG 289	Area to be closed (square feet): 159sf
Reason for street closure: NCDOT request to have the existing wall's foundation outside the right-of-way	
Existing condition of street/alley/road: <input checked="" type="checkbox"/> Paved <input type="checkbox"/> Gravel surface <input type="checkbox"/> Dirt <input type="checkbox"/> Unopened (unconstructed paper street)	
To the best of the petitioner's knowledge (check where applicable):	
<input checked="" type="checkbox"/> That portion of (street name) sought to be closed has <u>not</u> been accepted by the North Carolina State Department of Transportation for maintenance or by the City of Durham for maintenance.	
<input type="checkbox"/> That portion of (street name) sought to be closed <u>has</u> been accepted by the City of Durham for maintenance <u>and</u> by the North Carolina State Department of Transportation for maintenance.	
<input type="checkbox"/> That portion of (street name) sought to be closed has been accepted by the City of Durham for maintenance <u>but not</u> by the State of North Carolina Department of Transportation for maintenance.	

Applicant(s) Information (attach more sheets if necessary)

Name(s): Riley Surveying, PA	
Address: 3326 Durham Chapel Hill Blvd., Ste B10C	PIN pertaining to street closure: 0811-05-69-9254
City/State/Zip: Durham, NC 27707	Phone: 919-667-0742
	Email: jtorres@rileysurveyingpa.com
<i>I certify that all of the information presented by me in this application is accurate to the best of my knowledge, information, and belief.</i>	
 Applicant Signature	November 14, 2012 Date

Name(s):	
Address:	PIN pertaining to street closure:
City/State/Zip:	Phone:
	Email:
<i>I certify that all of the information presented by me in this application is accurate to the best of my knowledge, information, and belief.</i>	
Applicant Signature	Date

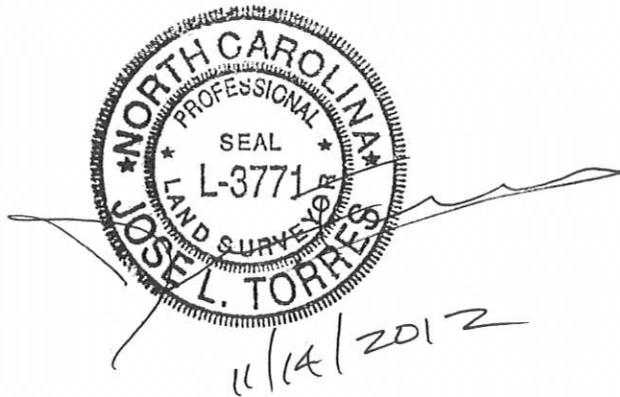
Application Requirements	Applicant Initial	Staff Initial
Street Closing Application (this form): Signatures must be original.		JB
Fee: Payment by check is preferred, made payable to "City of Durham." A receipt will be provided. <u>Note</u> : An additional fee to record the closing will be required if the request is approved.		JB
Legal metes and bounds description of the proposed street/alley/road to be closed: One (1) hardcopy and one (1) digital version (either on disc or emailed to Jeffrey.Burdick@durhamnc.gov and Brenda.Crews@durhamnc.gov).		JB
GIS map highlighting the area within two (2) blocks in all directions of the street/alley/road to be closed: A map may be obtained from the GIS department on the 4 th floor of City Hall, the Land Records Division on the ground floor of the Old County Courthouse, or Spatial Data Explorer available online at: http://gisweb.durhamnc.gov/gomaps/map/index.cfm		JB
Street Closing and Recombination Plat: Four (4) full-size copies and one (1) 11 X 17 reduction, prepared by a licensed surveyor.		JB
Statement of purpose for the request: Include a list of additional applications associated with the request (plats, site plans, zoning map change, etc.) and provide a brief description with an 11 X 17 reduction of those plans.		
List of contiguous and adjacent properties, indicating property owner, address and PIN.		JB

Riley Surveying, P.A.
3326 Durham Chapel Hill Blvd., Ste. B-100
Durham, North Carolina 27707

Partial Street Closing and Recombination
Property of
Duke University

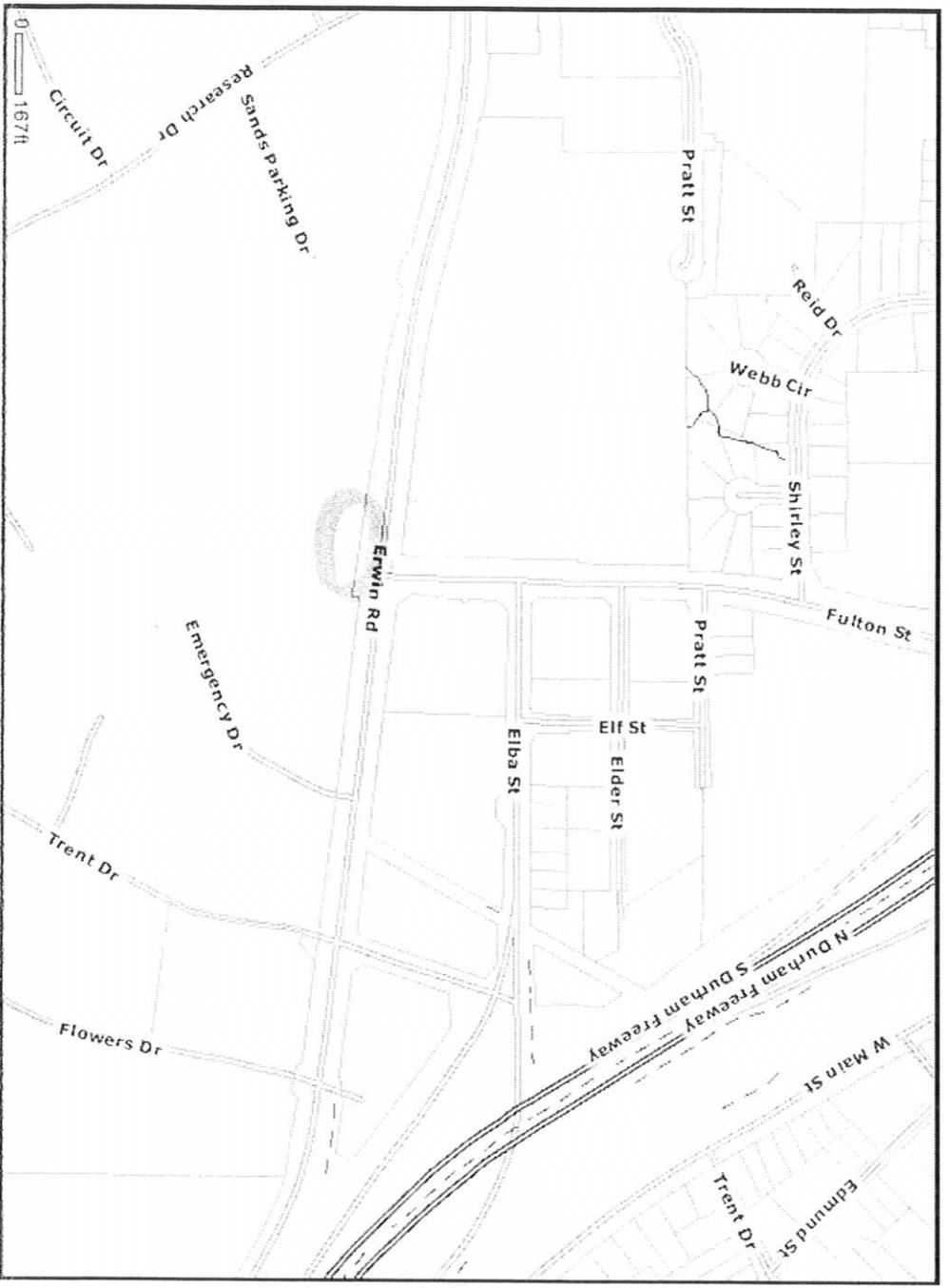
Being all of a certain strip of land situated on the southern side of Erwin Road, Durham Township, Durham County, North Carolina which is a portion of property owned by Duke University (PIN 0811-05-69-9254), and being more particularly described as:

Beginning at a set "Mag" nail on the southern R/W of Erwin Road having NC Grid values: N=821,852.486 and E=2,018,264.766; thence, along with said southern R/W S 81°57'19" E 38.58' to a set iron pipe, the true point of beginning; thence, leaving said existing southern right-of-way and with the new right-of-way the following three calls: N 10°11'21" E 1.62' to a set "Mag" nail, S 81°47'00" E 108.93' to a set "Mag" nail and S 03°11'54" W 1.30' to a set "Mag" nail on the aforementioned southern right-of-way of Erwin Road; thence, with said southern right-of-way N 81°57'19" W 109.10' to the point or place of beginning containing 159 s.f. more or less.



Phone – (919)667-0742 Fax – (919)402-0234
Firm License – C-1281

DUKE ERWIN



Durham County LEGEND

- Durham County
- Streams_and_Ditches
- DITCH
- RIVER
- STREAM
- UNKNOWN
- Highways
- Parcels
- Street_Centerlines
- Surface_Water_Polygons
- Municipal_Boundaries
- Chapel Hill
- Durham
- Morrisville
- Raleigh

Wednesday, November 14 2012



List of contiguous and adjacent properties:

**Duke University 2301 Erwin Road, Durham, NC 27708
PIN # 0811-05-69-9254**