Rev. 07/2013

DURHAM 1869 CITY OF MEDICINE

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)

DURHAM COUNTY

Submittal Information (Completed by City or County Clerk's Office)		
Date/Time rec'd: 1-31-14 1:21 p.m.	Rec'd by: [illegible]	Amt Paid: 1545.00

Tracking Information (Completed by Planning Department)	
Case #:	Case Planner:

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.

Case #_____

Street Information

Name of street/alley/ road to be closed: UNOPENED "PAPER ALLEY" RUNNING NORTH-SOUTH BETWEEN URBAN AND DACIAN AVE. (N. 02° 04' 31" E 49.92')

Jurisdiction: City County Both DURHAM NC	Length to be closed (linear feet): 50'
Plat or deed book reference dedicating public right-of-way:	Area to be closed (square feet):

Reason for street closure: TO PROVIDE SET BACK REQUIREMENTS FOR NEW GARAGE CONSTRUCTION

Existing condition of street/alley/road: Paved Gravel surface Dirt (Unopened (unconstructed paper street))

To the best of the petitioner's knowledge (check where applicable):

(✓) That portion of (street name) sought to be closed has not been accepted by the North Carolina State Department of Transportation for maintenance or by the City of Durham for maintenance.

That portion of (street name) sought to be closed has been accepted by the City of Durham for maintenance and by the North Carolina State Department of Transportation for maintenance.

That portion of (street name) sought to be closed has been accepted by the City of Durham for maintenance but not by the State of North Carolina Department of Transportation for maintenance.

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

Name(s): BERINI PROPERTIES, LTD (P.O. BOX 2956, DURHAM, NC 27715)

Address: 608 N. BUCHANAN BLVD	PIN pertaining to street closure: 0822-19-61-0856
City/State/Zip: DURHAM NC 27701	Phone:
	Email:

I certify that all of the information presented by me in this application is accurate to the best of my knowledge, information, and belief.

Mary W. Berini for Berini Properties Ltd 12-10-13

Applicant Signature Date

Name(s): FRANCIS COOLIN / JOANNA DARBY

Address: 705 WATTS ST	PIN pertaining to street closure: 0822-19-61-1886
City/State/Zip: DURHAM NC 27701	Phone: 919-632-3954
	Email: jdarby002@nc.rr.com

I certify that all of the information presented by me in this application is accurate to the best of my knowledge, information, and belief.

J. Darby 2/4/14

Applicant Signature Date

Case #_____

Street Information

Name of street/alley/ road to be closed: UNNAMED ALLEY	
Jurisdiction: (City) County Both	Length to be closed (linear feet): 50'
Plat or deed book reference dedicating public right-of-way:	Area to be closed (square feet): 400-
Reason for street closure: GARAGE RENOVATION	
Existing condition of street/alley/road: Paved Gravel surface Dirt (Unopened (unconstructed paper street))	

To the best of the petitioner's knowledge (check where applicable):

That portion of (street name) sought to be closed has not been accepted by the North Carolina State Department of Transportation for maintenance or by the City of Durham for maintenance.

That portion of (street name) sought to be closed has been accepted by the City of Durham for maintenance and by the North Carolina State Department of Transportation for maintenance.

That portion of (street name) sought to be closed has been accepted by the City of Durham for maintenance but not by the State of North Carolina Department of Transportation for maintenance.

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

Name(s): JOAN AUSTIN	
Address: 701 WATTS ST.	PIN pertaining to street closure: 0822-19-61-1786
City/State/Zip: DURHAM NC 27701	Phone:
	Email:

I certify that all of the information presented by me in this application is accurate to the best of my knowledge, information, and belief.

Joan M. Austin — Applicant Signature

12/4/13 — Date

Name(s): DANIEL L. MORGAN	
Address: 701 Watts St	PIN pertaining to street closure:
City/State/Zip: DURHAM, NC 27701	Phone:
	Email:

I certify that all of the information presented by me in this application is accurate to the best of my knowledge, information, and belief.

Daniel Morgan — Applicant Signature

12/4/13 — Date

Case #_____

Street Information

Name of street/alley/ road to be closed: UNNAMED ALLEY	
Jurisdiction: (City) County Both	Length to be closed (linear feet): 50'
Plat or deed book reference dedicating public right-of-way:	Area to be closed (square feet): 400
Reason for street closure: GARAGE RENOVATION	
Existing condition of street/alley/road: Paved Gravel surface Dirt (Unopened (unconstructed paper street))	

To the best of the petitioner's knowledge (check where applicable):

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That portion of (street name) sought to be closed has been accepted by the City of Durham for maintenance but not by the State of North Carolina Department of Transportation for maintenance.

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

Name(s): ED PALMER	
Address: 604 N. BUCHANAN BLVD.	PIN pertaining to street closure: 0822-19-61-0851
City/State/Zip: DURHAM NC 27701	Phone: 919 220-2457
	Email: GWENdolynGardens@AOL.com

I certify that all of the information presented by me in this application is accurate to the best of my knowledge, information, and belief.

Ed Palmer
Applicant Signature

12/10/13
Date

Name(s):	
Address:	PIN pertaining to street closure:
City/State/Zip:	Phone:
	Email:

I certify that all of the information presented by me in this application is accurate to the best of my knowledge, information, and belief.

Applicant Signature

Date

Case #_____

Street Information

Name of street/alley/ road to be closed: UNNAMED ALLEY	
Jurisdiction: (City) County Both	Length to be closed (linear feet): 50
Plat or deed book reference dedicating public right-of-way:	Area to be closed (square feet): 400
Reason for street closure: GARAGE RENOVATION	
Existing condition of street/alley/road: Paved Gravel surface Dirt (Unopened (unconstructed paper street))	

To the best of the petitioner's knowledge (check where applicable):

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That portion of (street name) sought to be closed has been accepted by the City of Durham for maintenance but not by the State of North Carolina Department of Transportation for maintenance.

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

Name(s): FRANK AND BETHE CRIGLER	
Address: 703 WATTS ST	PIN pertaining to street closure: 0822-19-61-1881
City/State/Zip: DURHAM NC 27701	Phone:
	Email:

I certify that all of the information presented by me in this application is accurate to the best of my knowledge, information, and belief.

Applicant Signature _____ Date 1/28/14

Name(s):	
Address:	PIN pertaining to street closure:
City/State/Zip:	Phone:
	Email:

I certify that all of the information presented by me in this application is accurate to the best of my knowledge, information, and belief.

Applicant Signature _____ Date _____

Case #_____

Street Information

Name of street/alley/ road to be closed: UN NAMED ALLEY	
Jurisdiction: (City) County Both	Length to be closed (linear feet): 50'
Plat or deed book reference dedicating public right-of-way:	Area to be closed (square feet): 400
Reason for street closure: GARAGE RENOVATION	
Existing condition of street/alley/road: Paved Gravel surface Dirt (Unopened (unconstructed paper street))	

To the best of the petitioner's knowledge (check where applicable):

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That portion of (street name) sought to be closed has been accepted by the City of Durham for maintenance but not by the State of North Carolina Department of Transportation for maintenance.

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

Name(s): Duncan McEwen, Carole Pelteson	
Address: 602 N Buchanan Blvd	PIN pertaining to street closure: 0822-19-61-0766
City/State/Zip: Durham NC 27701	Phone: 919 645 7976
	Email: DMCEWEN1@gmail.com

I certify that all of the information presented by me in this application is accurate to the best of my knowledge, information, and belief.

Applicant Signature _____ Date 11/24/13

Name(s): Carole Pelteson	
Address: 602 N. Buchanan Blvd.	PIN pertaining to street closure: 0822-19-61-0766
City/State/Zip: Durham, NC 27701	Phone: 919-593-1323
	Email: cpelteson@earthlink.net

I certify that all of the information presented by me in this application is accurate to the best of my knowledge, information, and belief.

Carole Pelteson
Applicant Signature

24-Nov 2013
Date

Case #_____

Application Requirements	Applicant Initial	Staff Initial
Street Closing Application (this form): Signatures must be original.	JD	
Fee: Payment by check is preferred, made payable to "City of Durham." A receipt will be provided. Note: An additional fee to record the closing will be required if the request is approved. $1545- ck# 4478 1/31/14	JD	
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 Jacob.Wiggins@durhamnc.gov CD	JD	
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 4th 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 NOT NEEDED PER SCOTT WHITEMAN		
Street Closing and Recombination Plat: Four (4) full-size copies and one (1) 11 X 17 reduction, prepared by a licensed surveyor.	JD	
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. NOT APPLICABLE (Scott Whiteman)		
List of contiguous and adjacent properties, indicating property owner, address and PIN.	JD	

Legal Description for Un-opened Alley

Commencing from North Carolina Grid Monument "Lark", having state plane coordinates of North: 818544.76' and East: 2025851.91', North 4°48'03" East, a distance of 3299.79 feet to an iron pipe and the Point of Beginning, said point also being the Southwestern corner of Lot 3, Property of R.I. Baldwin, Plat Book 3A, page 53, Durham County Registry; thence South 89° 53'29" West, a distance of 7.82 feet to an iron; thence North 00° 34'40" West, a distance of 49.89 feet to an iron pipe, said pipe also being the Southern line of a Public Alley-way, having a width of 15 feet; thence with the Alley-way North 89° 53'24" East, a distance of 8.06 feet to and iron pipe; thence South 00° 17'52" East, a distance of 49.89 feet to the Point and Place of Beginning, and having an area of 3786 square feet, more or less.