



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: 11/12/13 10:01	Rec'd by: <i>[Signature]</i>	Amt Paid: 1545 <sup>00</sup>
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### Tracking Information (Completed by Planning Department)

Case #:	Case Planner:
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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.

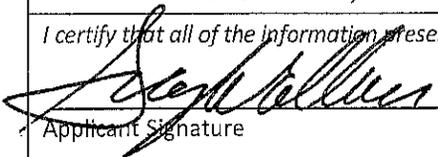
The governing body may approve or deny a request. An approved request can be **appealed by an opposing party to the Superior Court within 30 days**. Requests that have been approved cannot be recorded until the end of the **30-day waiting period**.

#### 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: <b>Vesson Avenue</b>	
Jurisdiction: <input checked="" type="radio"/> City <input type="radio"/> County <input type="radio"/> Both	Length to be closed (linear feet): <b>127.23'</b>
Plat or deed book reference dedicating public right-of-way: <b>PB 3A PG 29</b>	Area to be closed (square feet): <b>6,362 sq ft</b>
Reason for street closure: <b>Recombine with future lot</b>	
Existing condition of street/alley/road:                      Paved                      Gravel surface                      Dirt <input checked="" type="radio"/> Unopened (unconstructed paper street)	
To the best of the petitioner's knowledge (check where applicable):	
<p>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.</p> <p>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.</p> <p>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.</p>	

Applicant(s) Information (attach more sheets if necessary)	
Name(s): <b>B. Wallace Design &amp; Construction LLC</b>	
Address: <b>117 Paladin Ct</b>	PIN pertaining to street closure: <b>0811-20-91-0885</b>
City/State/Zip:	Phone: <b>919-606-2435</b>
<b>Durham, NC 27713</b>	Email: <b>garywallace@nc.rr.com</b>
<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	<b>Nov 4, 2013</b> 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
<b>Street Closing Application (this form):</b> Signatures must be original.		
<b>Fee:</b> 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.		
<b>Legal metes and bounds description of the proposed street/alley/road to be closed:</b> One (1) hardcopy and one (1) digital version (either on disc or emailed to <a href="mailto:Jacob.Wiggins@durhamnc.gov">Jacob.Wiggins@durhamnc.gov</a> )		
<b>GIS map highlighting the area within two (2) blocks in all directions of the street/alley/road to be closed:</b> A map may be obtained from the GIS department on the 4 <sup>th</sup> floor of City Hall, the Land Records Division on the ground floor of the Old County Courthouse, or Spatial Data Explorer available online at: <a href="http://gisweb.durhamnc.gov/gomaps/map/index.cfm">http://gisweb.durhamnc.gov/gomaps/map/index.cfm</a>		
<b>Street Closing and Recombination Plat:</b> Four (4) full-size copies and one (1) 11 X 17 reduction, prepared by a licensed surveyor.		
<b>Statement of purpose for the request:</b> 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.		
<b>List of contiguous and adjacent properties, indicating property owner, address and PIN.</b>		

Beginning at a point on the southerly terminus of Vesson Avenue, Thence with the westerly right of way Vesson Avenue N 17° 45' 41" E for a distance of 134.08 feet to a point; Thence across the right of way of Vesson Avenue S 72° 14' 19" E for a distance of 50.00 feet to a point; Thence with the easterly right of way of Vesson Avenue S 17° 45' 41" W for a distance of 120.39 feet to a point; thence with the southerly terminus of Vesson Avenue N 87° 33' 08" W a distance of 51.84 feet to a point, said point being the point and place of BEGINNING, containing 6,362 square feet, as shown on survey entitled "Street Closing & Recombination Plat for Vesson Avenue" prepared by W. Robert Murphy, PLS.



*W. Robert Murphy*  
10/29/13

0811-20-91-0885 B Wallace Design & Construction LLC 117 Paladin Ct Durham NC 27713

0811-16-92-0915 Durham Public Schools 2011 Hamlin Rd. Durham NC 27704

# Vesson Ave. closing



**LEGEND**

- Durham\_County
- Streams\_and\_Ditches
  - DITCH
  - RIVER
  - STREAM
  - UNKNOWN
- Highways
- Parcels
- Street\_Centerlines
- Municipal\_Boundaries
  - Chapel Hill
  - Durham
  - Morrisville
  - Raleigh

Monday, November 11 2013

