



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: 10-1-14 3:55 p.m.	Rec'd by: <i>Amos</i>	Amt Paid: 1,545 <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: Willow StreetJurisdiction: City County Both

Length to be closed (linear feet): 315'

Plat or deed book reference Plat Book 6A, Page 66  
dedicating public right-of-way:

Area to be closed (square feet): 8,754 Sq. Ft.

Reason for street closure: Willow Street cannot be extended to Stuart Street without significant environmental impacts. Project plans to extend Willow Street from Ward Street with a cul-de-sac to serve 7 residential lots. ROW between cul-de-sac and Stuart Street to be closed due to environmental constraints. Currently no paved street serves these properties.

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

Name(s): Edens Land Corp - Jarrod Edens, PE

0821-17-12-0164, 0821-17-02-8182,

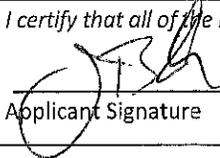
Address: 2314 S. Miami Blvd, Ste 151

PIN pertaining to street closure: -0821-17-12-0098, 0821-17-12-0093,  
0821-17-11-0976, 0821-17-11-0868

City/State/Zip: Durham, NC 27703

Phone: 919-316-1855

Email: jarrod.edens@edensland.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

 9/30/14  
 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

Application Requirements	Applicant Initial	Staff Initial
<p><b>Street Closing Application (this form):</b> Signatures must be original.</p>	JBE	
<p><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.</p>	JBE	
<p><b>Legal metes and bounds description of the proposed street/alley/road to be closed:</b> One (1) hardcopy and one (1) digital version emailed to <a href="mailto:Jacob.Wiggins@durhamnc.gov">Jacob.Wiggins@durhamnc.gov</a></p>	JBE	
<p><b>Street Closing and Recombination Plat:</b> Four (4) full-size copies and one (1) 11 X 17 reduction, prepared by a licensed surveyor. Plat shall meet the requirements of the attached "Street Closing Plat Checklist" (Page 4).</p>	JBE	
<p><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.</p>	JBE	

DURHAM

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CITY OF MEDICINE

DURHAM CITY-COUNTY PLANNING DEPARTMENT

# STREET CLOSING PLAT CHECKLIST

DURHAM  
COUNTY

## STREET CLOSING PLATS MUST CONTAIN THE FOLLOWING ELEMENTS AND INFORMATION, AS NOTED:

### Cover Sheet (or Top Sheet)

- Vicinity map with north arrow
- Stamping area (lower right corner; 3" x 4")
- Overall development map (if part of larger project) with match lines for larger scale, multiple sheets
- Site data table
- "Name of proposed project (shall not duplicate existing project name)
- Name and contact information for owner, applicant, and surveyor responsible for preparing the plat
- Township Name, Durham County, North Carolina
- Date (original and all revisions)
- Page number of total pages

### Existing Conditions and Features – on site and within 100 feet of property:

- Metes and bounds property boundary with north arrow and graphic scale
- Current property owner of each tract
- Property Identification Number for each tract
- Property lines of adjacent properties
- Adjacent property owners
- Adjacent existing streets (name and ROW width)
- Existing building footprint(s) with square footage, type of structure and number of stories
- Existing septic tanks, drain fields and wells if present
- Utility easements (type and size)
- Railroads
- Cemeteries

### Proposed Conditions and Features:

- New property lines
- Proposed lot sizes
- Proposed utility and storm drainage easements (only private easements are exempt, unless created by the City or County)
- Street addresses (optional for exempt plats but will be required prior to building permit)

### If the request is located in a Watershed Protection Overlay district:

- Label maximum allowable impervious surface (MAIS) per lot for each lot

### Certificates Required:

- Surveyor's certificate
- Plat classification certificate required by GS 47-30 as revised
- Review officer certification (to be signed by Register of Deeds Office) as required by GS47-30, as revised

Street Closing Area "A"

BEGINNING at a point, said point having North Carolina NAD 83 State Plane Coordinates N= 811729.95' and E= 2025271.30', thence S 57° 09' 23" E for a distance of 5.08 feet to a point; thence S 12° 32' 17" W for a distance of 79.32 feet to a point; thence S 12° 32' 17" W for a distance of 39.46 feet to a point; thence along a curve turning to the left through an angle of 88° 45' 16", having a radius of 46.00 feet, and whose long chord bears S 31° 50' 20" E for a distance of 64.34 feet to a point; thence S 12° 32' 17" W for a distance of 47.91 feet to a point; thence S 12° 32' 17" W for a distance of 50.31 feet to a point; thence S 12° 32' 17" W for a distance of 23.17 feet to a point; thence S 10° 04' 48" W for a distance of 20.78 feet to a point; thence N 84° 00' 58" W for a distance of 50.06 feet to a point; thence N 09° 58' 47" E for a distance of 25.95 feet to a point; thence N 12° 32' 17" E for a distance of 23.70 feet to a point; thence N 12° 32' 17" E for a distance of 50.40 feet to a point; thence N 12° 32' 17" E for a distance of 50.40 feet to a point; thence N 12° 32' 17" E for a distance of 50.40 feet to a point; thence N 12° 32' 17" E for a distance of 50.40 feet to a point; thence N 12° 32' 17" E for a distance of 56.82 feet to a point; thence N 14° 39' 38" E a distance of 6.38 feet to the point and place of BEGINNING, containing 8,533 square feet, as shown on street closing and recombination plat by W. Robert Murphy, PLS.

Street Closing Area "B"

BEGINNING at a point, said point having North Carolina NAD 83 State Plane Coordinates N= 811701.27' and E= 2025315.79', thence S 11° 23' 55" W for a distance of 5.60 feet to a point; thence S 12° 32' 17" W for a distance of 42.77 feet to a point; thence along a curve turning to the right through an angle of 36° 07' 44", having a radius of 26.00 feet, and whose long chord bears N 05° 31' 35" W for a distance of 16.12 feet to a point; thence N 12° 32' 17" E for a distance of 34.85 feet to a point; thence S 57° 09' 23" E a distance of 5.21 feet to the point and place of BEGINNING, containing 221 square feet, as shown on street closing and recombination plat by W. Robert Murphy, PLS.



October 1<sup>st</sup>, 2014

Durham City-County Planning Department  
101 City Hall Plaza  
Durham, NC 27701

RE: Street Closing Application request for: Willow Street

To Whom It May Concern,

On behalf of our client, B. Wallace Design & Construction, Edens Land Corp is filing a street closing application request with the Durham City Clerk to extend Will Street from Ward Street with a cul-de-sac to serve 7 residential lots.

Edens Land Corp currently has the following additional applications associated with this request:

- Project Under Construction Drawing Review (see attached CD checklist)
- Final Plat Application to be submitted at a further date.

Thank you and please call or email ([anna.bressi@edensland.com](mailto:anna.bressi@edensland.com)) with any questions.

Sincerely,

EDENS LAND CORP

A handwritten signature in black ink, appearing to read "Anna Bressi", is written over the printed name.

Anna Bressi  
Project and Marketing Coordinator