

AN ORDINANCE CLOSING SOUTH STREET IN THE TOWN OF PITTSBORO

WHEREAS the Board of Commissioners of the Town of Pittsboro adopted a resolution on September 9, 2013 declaring its intent to close South Street pursuant to NCGS §160A-299 and called for a public hearing thereon for Monday, October 28, 2013; and

WHEREAS, the resolution was duly published and a copy forwarded to all owners adjoining the portion of said street proposed to be closed and a notice of the closing and public hearing were duly posted along said street; and

WHEREAS, after the public hearing on Monday, October 28, 2013 it appears to the satisfaction of the Board of Commissioners of the Town of Pittsboro that closing the street requested is not contrary to the public interest and that no individual owning property in the vicinity of said street would thereby be deprived of reasonable means of ingress and egress to his property;

NOW THEREFORE BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF PITTSBORO as follows:

1) That pursuant to NCGS §160A-299 the following street described herewith be, and it hereby is, permanently closed:

ALL of South Street from its northern terminus in the line of the County of Chatham and running thence southwardly to its intersection with Chatham Street.

2) That the Town does hereby reserve its right, title, and interest in any utility improvement or easement within the street closed pursuant to this ordinance. Such reservation also extends, in accordance with the provisions of G.S. 160A-299(f), to utility improvements or easements owned by private utilities which at the time of the street closing have a utility agreement or franchise with the Town.

3) That, upon the effective date of this Ordinance, the Mayor and Town Clerk are authorized to execute quit-claim deeds or other legal documents to prove vesting of any right, title or interest to those persons owning lots or parcels adjacent to the street in accordance with G.S. 160A-299(c), provided all costs shall be paid by any adjoining landowner requesting such action, all documents must be approved by the Town Attorney and all documents, when appropriate, must reserve to the Town any easements retained by the Town. The intent of this paragraph is to authorize the execution of quit-claim deeds when requested by adjacent property owners; however, none are required and this paragraph is not intended to alter the vesting of title by operation of law as established by G.S. 160A-299(c).

3) That a certified copy of this ordinance be recorded in the Chatham County Registry.

Adopted the _____ day of _____, 2014.

TOWN OF PITTSBORO

By: _____
Mayor

ATTEST:

Clerk