

RESOLUTION # \_\_\_\_\_

RESOLUTION SETTING PUBLIC HEARING FOR ROAD CLOSING

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WHEREAS, this Board has received a petition from a majority of the property owners adjoining an unopened road in Candler, called "Oak Street," wishing to close said unopened road; and

WHEREAS, a county may permanently close any public road or any easement within the county and not within a city if, after a public hearing, its board of commissioners determines that closing the public road or easement is not contrary to the public interest and that no individual owning property in the vicinity of the road would be deprived of reasonable means of ingress and egress to his property; and

WHEREAS, this Board feels it is in the best interest of the citizens and petitioners to declare its intent, pursuant to NCGS §153A-241, to close this road and hereby calls a public hearing on the matter.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners for the County of Buncombe as follows:

1. That a public hearing shall be conducted on Tuesday, September 2, 2014, to consider closing a portion of Oak Street, an unopened road in western Buncombe County, further described as follows:

Oak Street is located in the Upper Hominy Township in Buncombe County and is part of a subdivision recorded in Plat Book 21, Page 2. Oak Street crosses over Maple Ridge Road. Maple Ridge Road turns off of Highway 19/23 and has three cross streets prior to Oak which is the fourth and final cross street of Maple Ridge Road. Petitions are seeking to close the portion of Oak Street that runs west of Maple Ridge Road to its terminus at property with PIN 9607-54-4972 belonging to Petitioner Kenneth Sams.

2. That the Clerk to the Board shall cause notice of said Public Hearing to be posted in two places along said roadway and to be published pursuant to General Statute §153A-241 for three consecutive weeks in the Asheville Citizen-Times on August 13, 20 and 27, 2014.

3. That this resolution shall be effective upon its adoption.

This the 5th of August, 2014.

ATTEST

BOARD OF COMMISSIONERS FOR THE  
COUNTY OF BUNCOMBE

\_\_\_\_\_  
Kathy Hughes, Clerk

By: \_\_\_\_\_  
David Gantt, Chairman

APPROVED AS TO FORM

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County Attorney