



RESOLUTION TITLE: TO CLOSE A PORTION OF AN UNIMPROVED RIGHT-OF-WAY NAMED LOVE STREET, RIVERBEND TOWNSHIP, GASTON COUNTY

WHEREAS, the Gaston County Board of Commissioners has received a request to close a portion of an unimproved right-of-way known as Love Street, being approximately one hundred and seventy five feet in length; and,

WHEREAS, the subject area of the unimproved right-of-way is bordered by Gaston County Parcel Number 180991 on the north. Said property is owned by Wade Ausby Shuler. The subject area is bordered on the south by Gaston County Parcel Number 180989. Said property is owned by Linda Sue Worick Miller. Both individuals petitioned to have the right of way closed; and,

WHEREAS, the subject area of the unimproved right of way terminates at the intersection with Abernathy Street on the west and on the east by the eastern boundary of both above-mentioned parcels; and,

WHEREAS, only the part of Love Street described herein is subject to closure; the area of Love Street east of the areas described herein is not subject to this Resolution. The area of Love Street east of the subject area is an improved road; and,

WHEREAS, the Petitioners of the unimproved right-of-way closure own all the parcels of land surrounding the subject area subject to closure; and,

WHEREAS, the subject area to be closed is currently not open to vehicular traffic and is partially wooded; and,

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I, Donna S. Buff, Clerk to the County Commission, do hereby certify that the above is a true and correct copy of action taken by the Board of Commissioners as follows:

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WHEREAS, pursuant to North Carolina General Statute 153A-241, the Board of Commissioners may close whatever interest, if any, Gaston County had at one time on this unimproved right-of-way, subject to the results of a public hearing on the issue; and,

WHEREAS, said unimproved right-of-way is not controlled or maintained by the North Carolina Department of Transportation; and,

WHEREAS, on April 26, 2016, the Gaston County Board of Commissioners held a public hearing on this matter after properly notifying the public per 153A-241 and approved to close the subject right-of-way on that date.

NOW, THEREFORE, BE IT RESOLVED THAT the portion of the unimproved right-of-way bordered by the following Gaston County Parcel Identification Numbers 180991 and 180989, and being approximately one hundred and seventy feet in length, be closed as reflected on a map and description attached as Exhibit "A". It is also resolved that any interest Gaston County may have had in the subject area be extinguished; and for ownership of the unimproved right-of-way to revert to Wade Ausby Shuler, pursuant to a request by both parties.

Tom Keigher, Chairman
Gaston County Board of Commissioners