



RESOLUTION TITLE: TO AUTHORIZE THE CLOSING OF UNNAMED RIGHT-OF-WAYS (UNIMPROVED) OFF WOODCREST DRIVE IN THE LARKHAVEN DEVELOPMENT - GASTONIA TOWNSHIP

WHEREAS, the Gaston County Board of Commissioners received a request from Nicholas and Danyetta Miller to close unnamed right-of-ways in the Larkhaven Development, which is as shown on the plat recorded in Plat Book 22 at Page 24 in the Gaston County Registry, off Woodcrest Drive in Gaston County, North Carolina; and,

WHEREAS, the Petitioners are Nicholas and Danyetta Miller, property owners of said parcels 146207, 146139, 146220, 146224, 145225, 146227, 146233, 146238, 146236, 146214, 146241, 146242, and 146253, having an address of 000 Woodcrest Drive in Gastonia, North Carolina, as described in Deed Book 4052, Page 1387 in the Gaston County Registry in Gaston County, North Carolina; and,

WHEREAS, there are several unimproved right-of-ways bisecting parcels 146207, 146220, 146214, 146236, 146242, 146241, 146238, 146233, 146224, and 146225. All such right-of-ways appear to have been unimproved, are wooded, and are not passable for vehicular traffic; and,

WHEREAS, Petitioners wish to close that portion of said unnamed right-of-ways as depicted in Exhibit "A" in what will formally be called the Larkhaven Development on Woodcrest Drive in Gastonia, North Carolina. The closures of the unnamed right-of-ways are needed to combine parcels; and,

WHEREAS, Petitioners in good faith believe that closing the above-described right-of-ways will not cause hardship or inconvenience to any property owner in that no person or entity owning property adjoining the above-described portion of the unnamed right-of-ways will be deprived of reasonable means of ingress or egress to its property by said right-of-ways closing; and,

WHEREAS, said right-of-ways are not controlled or maintained by the North Carolina Department of Transportation; and,

WHEREAS, on April 27, 2021, the Gaston County Board of Commissioners held a public hearing on this matter after properly notifying the public per N.C. Gen. Stat. § 153A-241, and approved to close the unimproved right-of-ways on that date.

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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:

To Authorize the Closing of Unnamed Right-Of-Ways (Unimproved) Off Woodcrest Drive in the Larkhaven Development - Gastonia Township
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NOW, THEREFORE, BE IT RESOLVED that the unimproved, unnamed right-of-ways, on Woodcrest Drive in the Larkhaven Development, described in Deed Book 4052, Page 1387, as depicted in Exhibit "A," and as further described below, shall be closed:

That right-of-way designated to the northeast of Larkhaven Development bounded on the north by parcel 146207, and bounded to the south by parcels 146207 and 146214; and,

That right-of-way designated in the middle of Larkhaven Development bounded on the south by parcels 146236, 146207, and 147241, and bounded on the north by parcels 146214, 146207, and 146242; and,

That right-of-way designated to the left of Larkhaven Development bounded to the west by parcels 146207, 146220, 146224, and 146225, and bounded on the east by parcels 146207, 146214, 146236, 146238, and 146233, and bounded to the south by parcel 146227.

BE IT FURTHER RESOLVED that any interest Gaston County may have had in the subject area be extinguished, and ownership of the right-of-ways to revert to Petitioners, Nicholas and Danyetta Miller.

Tom Keigher, Chairman
Gaston County Board of Commissioners