



**RESOLUTION TITLE: TO CLOSE A PORTION OF AN UNIMPROVED RIGHT-OF-WAY LOCATED BETWEEN STOWE LANE AND LAKE STREET, SOUTH POINT TOWNSHIP, GASTON COUNTY**

WHEREAS, the Gaston County Board of Commissioners has received a request to close a portion of an unimproved right-of-way approximately two hundred and sixty seven feet in length bounded by Stowe Lane on the North, Parcel Number 182731 (924 Stowe Lane) on the Northwest, Parcel Number 300083 (no physical address) on the West, Lake Street on the South, Parcel 300082 (no physical address) on the Southeast and Parcel 207077 (919 Stowe Lane) on the Northeast; and,

WHEREAS, the Petitioner is Charles Dean Morgan; and,

WHEREAS, the right-of-way closed is approximately two hundred and sixty seven feet in length and thirty feet in width; and,

WHEREAS, the Petitioner of the unimproved right-of-way closure owns all the land surrounding the subject area subject to closure; and,

WHEREAS, the subject area to be closed is currently not open to vehicular traffic. Additionally the topography of the subject area makes it not practical to improve the right-of-way; and,

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,

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**DO NOT TYPE BELOW THIS LINE**

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

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**To Close a Portion of an Unimproved Right-of-Way Located Between Stowe Lane and Lake Street, South Point Township, Gaston County**

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WHEREAS, on January 22, 2019, 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 described as being bounded on the North by Stowe Lane, bounded on the Northwest by Parcel Number 182731, bounded on the West by Parcel Number 300083, bounded on the South by Lake Street, bounded on the Southeast by Parcel Number 300082 and bounded on the Northeast by Parcel Number 207077 be closed, as reflected on a map and description attached as Exhibit "A". The subject area is described as BEGINNING at an Iron Pin Set at the northeastern most corner of Parcel 182731 then continuing North  $84^{\circ}23'51''$  East 38.29 feet to an Iron Pin Set, thence South  $32^{\circ}26'43''$  West 179.57 feet to an Existing Iron Pin, thence South  $32^{\circ}24'22''$  West 87.68 feet to an Iron Pin Set, thence North  $58^{\circ}29'00''$  West 30.41 feet to an Existing Iron Pin, thence North  $32^{\circ}27'59''$  East 62.45 feet to a Utility Pole thence North  $32^{\circ}26'43''$  East 180.99 feet to the BEGINNING.

BE IT FURTHER RESOLVED that any interest Gaston County may have had in the subject area be extinguished. The subject right-of-way shall revert to the Charles Dean Morgan, the owner of the parcels surrounding the subject area.

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Tracy L. Philbeck, Chairman  
Gaston County Board of Commissioners