

REQUEST FOR BOARD ACTION / CONTRACT CONTROL FORM

Tracking Number: 21

Date of Request: August 8, 2007

Date Request Received: 8/8/07

Board Meeting Date Requested: August 20, 2007

Board Meeting Date Assigned: August 20, 2007

Short Title: Public Hearing To Determine If The County Should Request That The North Carolina Department Of Transportation Abandon Magnolia Road, North Carolina 1626, From The State Maintained System

Request Status:
 Request is proceeding to Board of Commissioners
 More information is needed – see attached
 Request on hold – no further information needed
 Other:

Background: Magnolia Road, NC 1626, is a short accessway from the New Road to a parcel that is owned by the NC Department of Transportation. The roadway is easily accessible from New Road. Over the years, on many occasions, the NC DOT has had to send clean up crews in to remove debris illegally dumped. This is an eyesore for the community and nuisance to the NC DOT and Pender County.

(Administrative Use Only)

The County's Code Enforcement Officer has been working with NC DOT, who also wishes to rectify this matter and find a permanent solution. Mr. Kays requested that the State put guard rails up along the entranceway of Magnolia Road, along the New Road, however, because it is still a state-maintained road, they cannot block access.

CONTRACT TYPE

Renewal
 For Service(s)
 Intergovernmental – County as Grantee
 County as Grantor
 County Funds
 Other Funds:
 Revision
 For Equipment
 Federal Grantor
 State Grantor
 Grant or

We have been advised by Mr. Glenn Crews of NC DOT that the County's request for them to abandon this road may be the first step in a resolution to this long term problem.

PURCHASING Budgeted Item: Yes No
Date Rec'd: Reviewed and Approved
 Comments on Reverse

It is a Board policy to hold a public hearing before making any request to the DOT to abandon a road. The public hearing has been properly advertised and a separate notice mailed to the three (3) adjacent property owners.

Date Sent: Signed:

ATTORNEY Reviewed and Approved
Date Rec'd: Legal Problem(s)
 Comments on Reverse

Specific Action Requested: The Board is requested to hold a public hearing to determine if the County should request that the NC DOT abandon Magnolia Road, NC 1626 as a first step toward preventing illegal dumping from occurring there, and take appropriate action based on the evidence presented.

Date Sent: Signed:

FINANCE Sufficient Funds Available
Date Rec'd: Not Available
 Budget Amendment Necessary
 Budgeted Amendment is Attached
 Comments on Reverse

Requested by: Melinda Knoerzer
Department: County Manager's Office
Title: Administrative Assistant
Contact Phone: 910.259.1521
Contact Fax: 910.259.1579

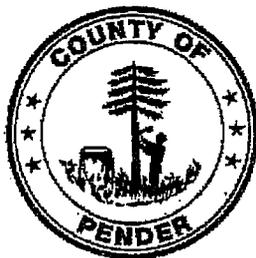
Date Sent: Signed:

CLERK Signature(s) Required:
 Board Chairman/County Manager
 Other:

Date Rec'd Approved by Board: Yes No
At meeting on

County of Pender
www.pender-county.com

Board of Commissioners
F.D. Rivenbark, Chairman
Norwood Blanchard, Vice-Chairman
George Brown
Jimmy Tate
J. David Williams



County Manager's Office
Post Office Box 5
805 South Walker Street
Burgaw, NC 28425

Telephone: (910) 259-1200
Facsimile: (910) 259-1402

Lori A. Brill, County Manager
Paul B. Parker, Assistant County Manager

August 8, 2007

Dear Landowner:

This letter is to notify you that the Pender County Commissioners will hold a Public Hearing on Monday, August 20th, 2007 at 7:00 p.m. at 805 S. Walker Street, Burgaw, NC 28425 to determine if the County should request that the NC Department of Transportation (DOT) abandon Magnolia Road, NC 1626, from the State Maintained System. This road has become an illegal dump site and the NC DOT cannot close the road unless it is removed from the State Maintained System and abandoned. This road is located off of the New Road, due east of the I-40 overpass in Burgaw Township, and adjacent to your property.

As you may know, Magnolia Road, NC 1626, is a short access way from the New Road to a parcel that is owned by the NC Department of Transportation. Over the years, on many occasions, the NC DOT has had to send clean up crews in to remove debris illegally dumped. This is an eyesore for the community and nuisance to the NC DOT and Pender County.

The County's Code Enforcement Officer, Mr. Ralph Kays, has been working with NC DOT, who also wishes to rectify this matter and find a permanent solution. Mr. Kays requested that the State put guard rails up along the entranceway of Magnolia Road, along the New Road; however, because it is still a state-maintained road, they cannot block access.

We have been advised by Mr. Glenn Crews of NC DOT that the County's request for them to abandon this road *may* be the first step in a resolution to this long term problem.

It is a policy of the Board of Commissioners to hold a public hearing before making any request to the DOT to abandon a road. The public hearing has been properly advertised and we are providing written notice to you at the address you have on file with the Tax Office.

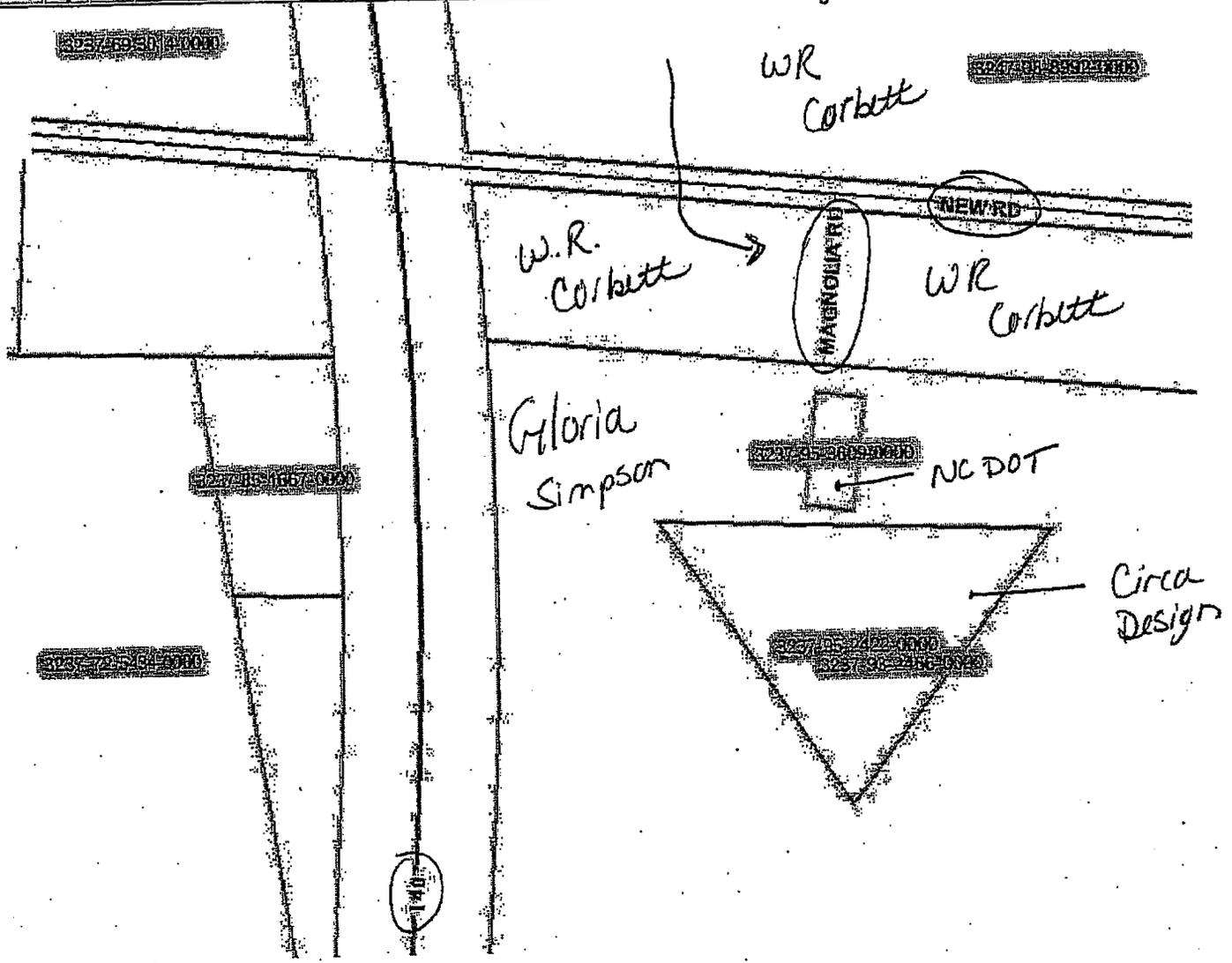
Please feel free to contact Mr. Ralph Kays, Code Enforcement Officer at 910.259.1519 if you have any questions or concerns regarding this matter.

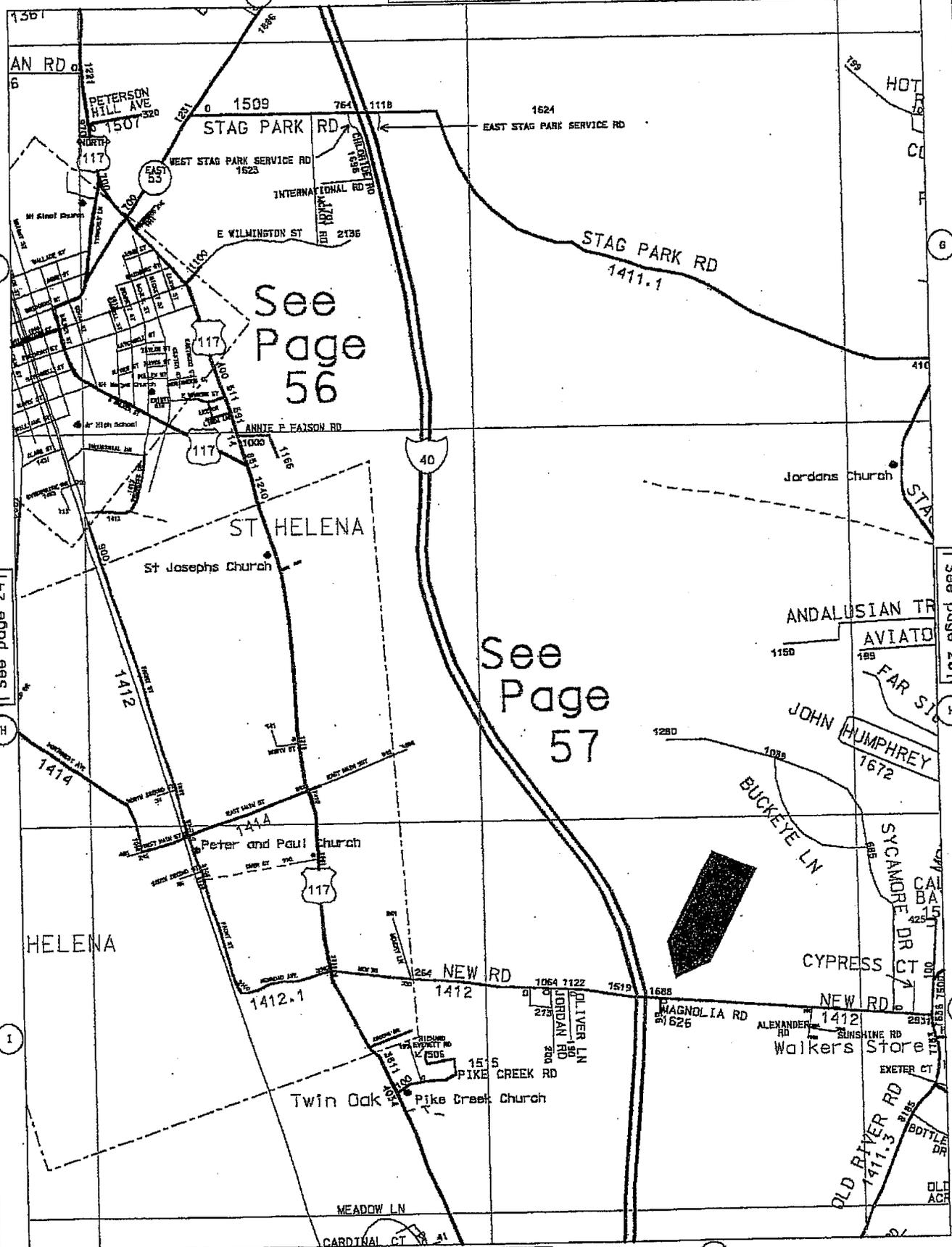
Sincerely,

Melinda Knoerzer
Deputy Clerk to the Board of Commissioners
910.259.1521



Road at issue - Magnolia Rd.





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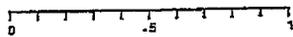
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SCALE IN MILES



Prepared by
 Address Conversion Technologies, Inc.
 Roopville, GA 30170

June, 2000
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