



REQUEST FOR BOARD ACTION

ITEM NO. 25.

DATE OF MEETING: July 11, 2011

REQUESTED BY: Glenda Pridgen, Administrative Assistant to the County Manager

SHORT TITLE: Public Hearing and Resolution Regarding Abandonment Petitions to NCDOT to Abandon Portions of the State Maintained Secondary Road System as Follows: 1) A Portion of Test Farm Road (SR 1308) in Willard; and 2) A Portion of Battleground Road (SR 1671) in Currie.

BACKGROUND: Angus and Michael Phillips, adjoining property owners on Test Farm Road, have submitted an abandonment petition to NCDOT requesting that a portion of Test Farm Road (S.R. 1308) in Willard be abandoned from the State Maintained System. A copy of the petition and map is attached.

H.D. Hales and others along Battleground Road have submitted an abandonment petition to NCDOT requesting that a portion of Battleground Rd. (S.R. 1671) in Currie be abandoned from the State Maintained System and returned to the current property owners. A copy of the petition and map is attached.

It is Board policy to hold a public hearing prior to asking NCDOT to abandon a road or portion of a road on the State Maintained System. The public hearing has been properly advertised. A representative of NCDOT, and the petitioners have been requested to attend the meeting. Notices of the hearing have been sent to all adjoining property owners.

SPECIFIC ACTION REQUESTED: The Board of Commissioners is requested to 1) hold a public hearing to receive public comment on a) Abandoning a portion of Test Farm Road in Willard from the State Maintained System; and b) Abandoning a portion of Battleground Road in Currie from the State Maintained System; and 2) consider a resolution requesting NCDOT approve (or disapprove) the abandonment petitions.

COUNTY MANAGER'S RECOMMENDATION

Public comment received during the public hearing will be forwarded to NCDOT for abandonment consideration, along with the resolution adopted by the BOCC.

RB
Initial

RESOLUTION

NOW, THEREFORE BE IT RESOLVED by the Pender County Board of Commissioners that:

after holding a public hearing and receiving public comment on the petitions, the Board hereby requests NCDOT 1) approve (or disapprove) the petition to abandon a portion of Test Farm Road in Willard from the State Maintained System; and 2) approve (or disapprove) the petition to abandon a portion of Battleground Road in Currie from the State Maintained System. The Chairman/County Manager is authorized to execute any/all documents necessary to implement this resolution.

AMENDMENTS:

MOVED _____ SECONDED _____

APPROVED _____ DENIED _____ UNANIMOUS

YEA VOTES: Brown ___ Tate ___ Rivenbark ___ Ward ___ Williams ___

George R. Brown, Chairman Date

ATTEST Date

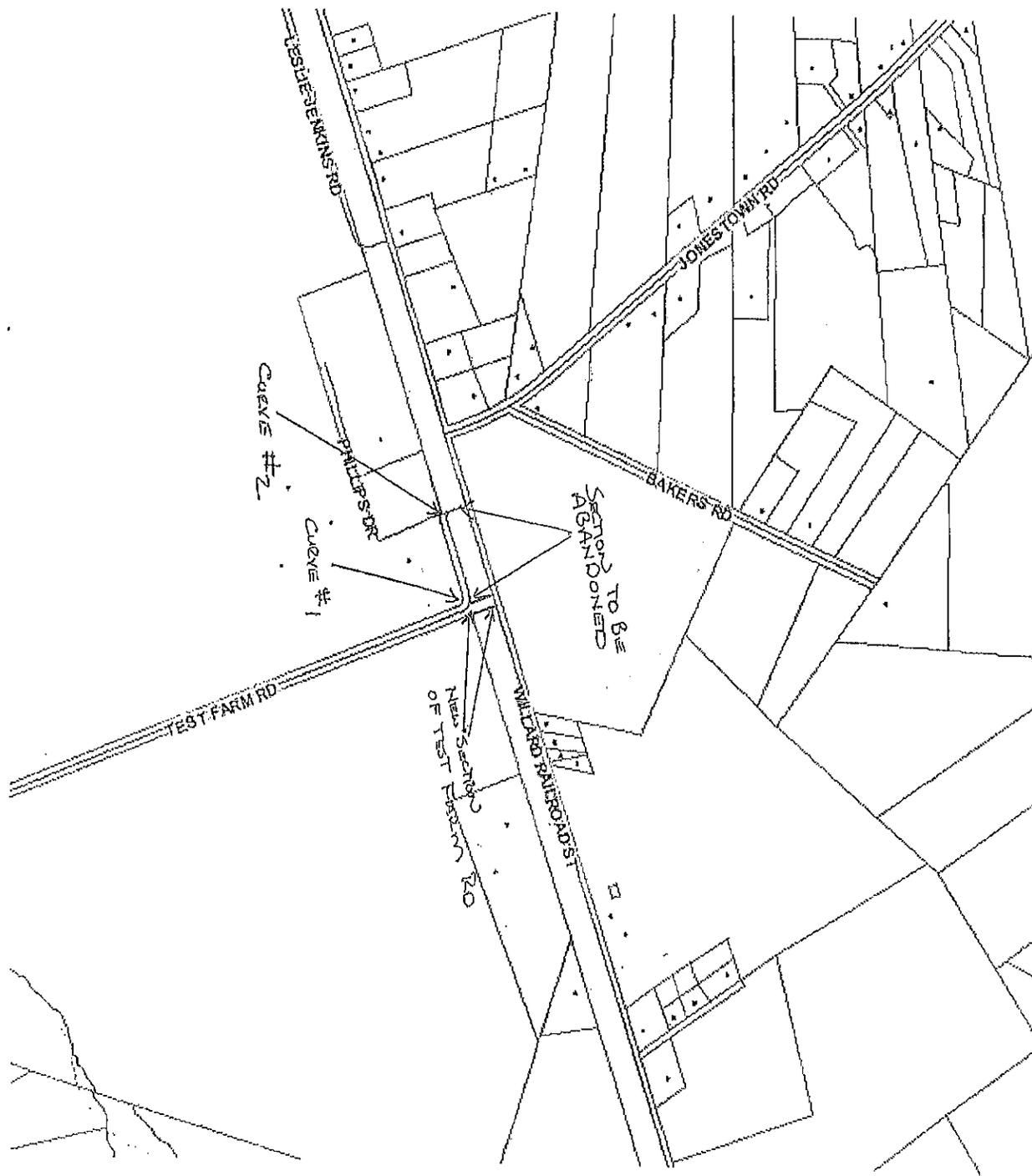
Glenda Pridgen

From: Grady, Don H [dhgrady@ncdot.gov]
Sent: Friday, May 06, 2011 4:02 PM
To: gpridgen@pendercountync.gov
Cc: Rhodes, Pamela E
Subject: Abandonment of part of SR 1308
Attachments: GIS MAP.pdf

Good afternoon Glenda. This was a spot safety project which has eliminated two sharp curves, see attachment. There are no homes on this section of Test Farm Road. The only driveway access is to a farm. All property frontage is owned by the Phillips brothers and they submitted the Abandonment Petition. Please advise if you need additional information.

Thanks, Don

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NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION
 DIVISION OF HIGHWAYS
 ABANDONMENT PETITION

North Carolina
 County of Pender

Petition request for the abandonment of Secondary Road 1671 from the State
 Maintained System.

We the undersigned, being all of the property owners on Secondary Road 1671
 in Pender County do hereby request the Division of Highways of the
 Department of Transportation to abandon the road from the State Maintained System.
 For Property From center line to be returned to
 current property owners.

NAME	PROPERTY OWNERS	ADDRESS
<u>Harvey D Helms</u>	<u>2249 R</u>	<u>W D Helms Lot 1418</u>
<u>Donna Cayton</u>	<u>516 Battleground Rd</u>	<u>Holmes Jr, Albion NC 28421</u>
<u>Judy Easton</u>	<u>516 Battleground Rd</u>	<u>ATKINSON, NC 28421</u>
<u>CdS West Township</u>	<u>Lots 35 & 36 Battleground Estates</u>	<u>ATKINSON NC 28421</u>
<u>H. Sy Bruff</u>	<u>40 Patriots Hall Dr</u>	<u>Currie, N.C 28435</u>
<u>Park manager</u>	<u>at Moore Creek Battleground</u>	

CERTIFICATE OF ACCURACY AND MAPPING

I, JONATHAN L. WAYNE, CERTIFY THAT THIS PLAN WAS DRAWN UNDER MY SUPERVISION FROM AN ORIGINAL SURVEY MADE UNDER MY SUPERVISION (EXCEPT DESCRIPTIONS RECORDED AS NOTED HEREON), THAT ALL DIMENSIONS NOT SURVEYED ARE CLEARLY INDICATED AS DRAWN FROM INFORMATION FOUND AS NOTED HEREON; THAT THE RATIO OF PERIODIC AS CALCULATED IS 1:20,000; THAT THIS PLAN WAS PREPARED IN ACCORDANCE WITH G.S. 47-30 AS AMENDED, WITNESS MY ORIGINAL SIGNATURE, LICENSE NUMBER AND SEAL THIS 10th DAY OF AUGUST 2004 A.D.

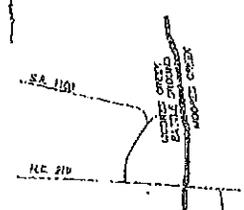
[Signature]
 JONATHAN L. WAYNE PLS E-3391

I CERTIFY THAT THIS SURVEY CREATES A SUBDIVISION OF LAND IN FORSTER COUNTY.

[Signature]
 JONATHAN L. WAYNE PLS E-3391

LOCATION MAP

(NOT TO SCALE)



MAGNETIC ANGLE 50 P.M. 2004

RD. HALES

CERTIFICATE OF DISCLOSURE FOR PRIVATE DEVELOPMENTS

I (WE) ACKNOWLEDGE THAT NEITHER THE STATE NOR THE COUNTY SHALL BE RESPONSIBLE FOR MAINTENANCE OF ANY STREETS, PARKS, DRAINAGE, GOLF COURSE, OR OTHER AREAS WHICH ARE DESIGNATED FOR PRIVATE USE. I (WE) ACKNOWLEDGE THAT PRIOR TO CONTINUING WITH A PROPOSED PRIVATE DEVELOPMENT, I SHALL OBTAIN A WRITTEN STATEMENT WHICH DISCLOSES THE EXISTENCE AND LOCATION OF SUCH PRIVATE AREAS AND SPECIFICS THE MAINTENANCE RESPONSIBILITIES FOR SAME. WHEN APPROPRIATE, THE STATEMENT SHALL DISCLOSE THAT THE STREETS WILL NOT BE CONSTRUCTED TO HIGHER STANDARDS SUFFICIENT TO ALLOW THEM INCLUSION ON THE STATE HIGHWAY SYSTEM FOR MAINTENANCE.

01-06-04
 DATE

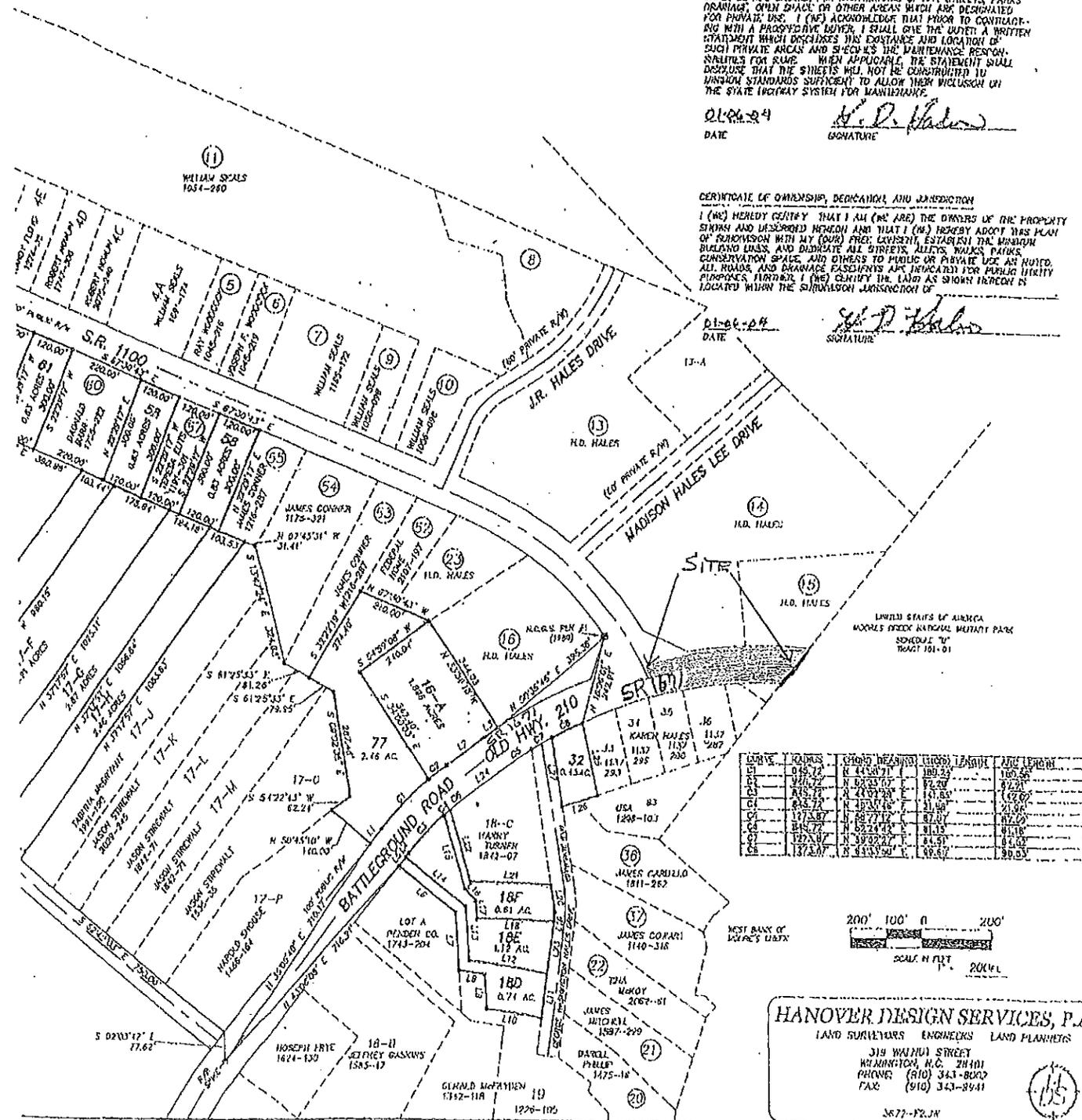
[Signature]
 SIGNATURE

CERTIFICATE OF OWNERSHIP, DEDICATION AND JURISDICTION

I (WE) HEREBY CERTIFY THAT I AM (WE ARE) THE OWNER(S) OF THE PROPERTY SHOWN AND DESCRIBED HEREON AND THAT I (WE) HEREBY ADOPT THIS PLAN OF SUBDIVISION WITH MY (OUR) FREE CONSENT, ESTABLISH THE MANDATORY BOUNDARY LINES, AND DEDICATE ALL STREETS, ALLEYS, WALKS, PARKS, CONSERVATION SPACES, AND OTHERS TO PUBLIC OR PRIVATE USE AS NOTED. ALL RIGHTS AND DEDICATIONS ARE RESERVED FOR PUBLIC UTILITY PURPOSES. FURTHER, I (WE) CERTIFY THE LAND AS SHOWN HEREON IS LOCATED WITHIN THE SUBDIVISION JURISDICTION OF

01-06-04
 DATE

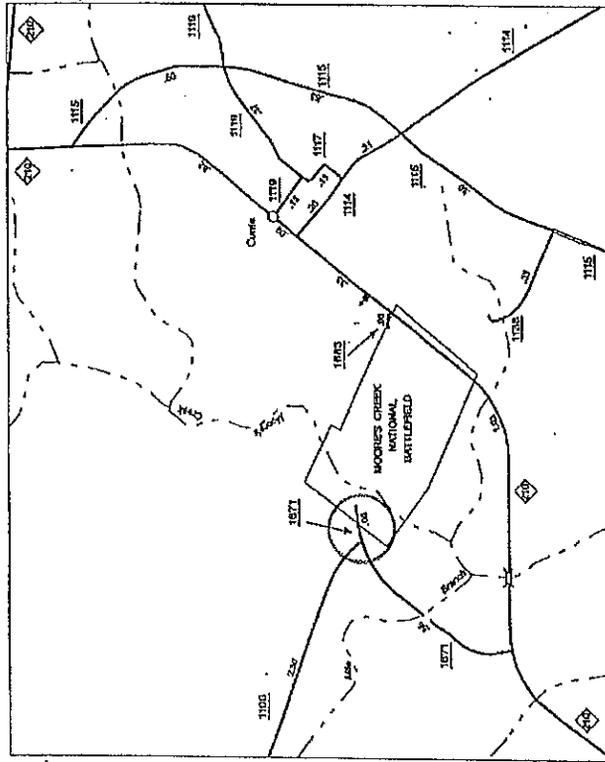
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 SIGNATURE



LOT	ACRES	OWNER	DEED	DATE	REMARKS
1	0.15	WILLIAM SCALS	1054-280	1984	
2	0.15	WILLIAM SCALS	1054-280	1984	
3	0.15	WILLIAM SCALS	1054-280	1984	
4	0.15	WILLIAM SCALS	1054-280	1984	
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34	0.15	WILLIAM SCALS	1054-280	1984	
35	0.15	WILLIAM SCALS	1054-280	1984	

HANOVER DESIGN SERVICES, P.A.
 LAND SURVEYORS ENGINEERS LAND PLANNERS
 319 WALNUT STREET
 WASHINGTON, N.C. 27401
 PHONE: (910) 343-8002
 FAX: (910) 343-8941
 3677-P2.JN

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