



PLANNING & COMMUNITY DEVELOPMENT



P.O. Box 905
1048 Carriage Oaks Drive
Carthage, NC 28327
Planning: 910.947.5010
Central Permitting: 910.947.2221
Fax: 910.947.1303
www.moorecountync.gov

PETITION FOR A ROAD TO BE CLOSED AND REMOVED FROM DEDICATION

The undersigned, being the owner(s) of property abutting said road, or portion of the road, described below request(s) that said road be closed and removed from dedication.

The road is known as _____ located in _____ Township, and is described as follows (**metes & bounds description, Plat Book & Page, or written description**):

Please check one of the following:

- The road has been dedicated but is unopened.
- The road is open and is a part of the State Secondary Road System. * **See below.**
- The road is open and is not part of the State Secondary Road System.

Once filed the Planning Board will set a date of the public hearing to consider the petition. At the public hearing all interested persons will be given an opportunity to speak to the Planning Board concerning the closure of the road/easement. It is strongly recommended that the applicant or applicants be present. The Planning Boards will forward the petition to the Board of Commissioners with their recommendations.

The Board of Commissioners will set a date for a public hearing to consider the petition. At the public hearing all interested persons will be given an opportunity to speak concerning the closure of the road/easement. It is strongly recommended that the applicant or applicants be present.

According to North Carolina General Statute §153-A-241 the Board of Commissioners may close the road if;

1. The closing of said road/easement is not contrary to the public interest and
2. In the case of a road, no individual or other party owning property adjoining the road or in the subdivision in which the road is located, will be deprived of reasonable means of ingress and egress to their property.

If, after the hearing, the Board of Commissioners is satisfied that the closing of the road/easement is not contrary to the public interest or to any individual property rights, the Board of Commissioners may adopt an order closing the road/easement.

Any person aggrieved by the closing of the road/easement may appeal the Board of Commissioners order to the appropriate division of the General Court of Justice within (30) thirty days after the order is adopted. If there is no appeals within the (30) thirty day appeal period the Board of Commissioners decision is final.

If the road is a part of the State Secondary Road System state maintenance must be abandoned before the public hearing can be held. Contact the North Carolina Department of Transportation for the appropriate abandonment procedures.

***State Maintenance must be abandoned before the public hearing can be held. Contact the North Carolina Department of Transportation for abandonment procedures.**



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Petition submitted by:

	<u>Name</u>	<u>Address</u>
1	_____	_____
2	_____	_____
3	_____	_____
4	_____	_____
5	_____	_____

Attach additional sheets if necessary.

Date filed _____

Received by _____

Instructions:

1. Complete the application.
2. Provide a legal description of the road or portion of road to be closed and attach a map prepared by a licensed professional. (engineer, land surveyor, architect, planner, and/or landscape architect, as applicable)
3. All property owners adjoining or receiving access from the road should sign the application.
4. Submit the application and filing fee to the Moore County Planning and Community Development Department.