

Resolution #24-0121
2024 Resolution Book, Page 94

**NORTH CAROLINA
FORSYTH COUNTY**

**RESOLUTION ORDERING THE CLOSING AND
ABANDONMENT OF A PORTION OF JAY AVENUE**

WHEREAS, on the 26th day of January 2024, a petition was filed with the City Council of the City of Winston-Salem, North Carolina, to close a portion of Jay Avenue, as described on the next page; and

WHEREAS, on the 1st day of April 2024, at a regular meeting of the City Council of the City of Winston-Salem, North Carolina, a resolution fixing the date and hour for the hearing on said petition was adopted by unanimous vote of said City Council; and the date and hour were fixed on the 6th day of May 2024, at 6:00 p.m. in the Council Chamber, Second Floor of City Hall in the City of Winston-Salem, North Carolina; and

WHEREAS, notice of said meeting was published once a week for four successive weeks in the Winston-Salem Journal, a newspaper published in the City of Winston-Salem, North Carolina, pursuant to order of the City Council in the resolution fixing the date for hearing on the above-described petition and notice of the closing and public hearing was posted in at least two prominent places along said portions of said street proposed to be closed; and

WHEREAS, ownership of abutting or adjoining property is as follows:

Owner:
William Luther Dixon
Lillian Evans
Parr Properties, LLC

Address:
225 Homegate Cir, Apex, NC 27502
4041 Dresden Dr, Winston-Salem, NC 27104
1813 Pembroke Rd, Greensboro, NC 27408

Winston-Salem City Council
APPROVED
May 6, 2024

James & Ann Wheeler

2491 Jay Avenue, Winston-Salem, NC 27127

WHEREAS, at a meeting of the City Council of the City of Winston-Salem, North Carolina, held on the 6th day of May 2024, a public hearing was held on the petition to close and abandon said portion of Jay Avenue; and

WHEREAS, notice, if required under GS 160A-299, was given to the State Department of Transportation; and

WHEREAS, it appears to the satisfaction of the City Council of Winston-Salem, North Carolina, that the closing of the indicated portion of said portion of Jay Avenue is not contrary to the public interest and that no other individual owning property adjoining, abutting or in the vicinity of said right-of-way will thereby be deprived of reasonable means of ingress and egress to his property.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Winston-Salem, North Carolina, that portion of Jay Avenue as herein referred to, and being more particularly described as follows:

Commencing at a 1" iron pipe having NC/NAD83 2011 State Plane Coordinates of Northing: 831635.93, Easting: 1623190.16, said corner being the northwestern point of William Luther Dixon, either now or formerly known as in instrument recorded as Plat Book 14, Page 65, Tract 7, said corner also being located on the southern right of way of Jay Avenue, thence **North 89° 58' 27" East for a distance of 140.03 feet** to a rebar set, being the place and POINT of BEGINNING, thence along the new eastern terminus of Jay Avenue, either now or formerly known as in instrument recorded in Plat Book 14, Page 65, thence along said terminus for the following two bearings and distances: **(I) North 00° 01' 33" West a distance of 25.00 feet** to a rebar set, **(II) North 00° 01' 33" West a distance of 25.00 feet** to a 1" iron pipe, said corner being the north eastern point of the new terminus of Jay Avenue, said corner also being located on the southern line of James and Ann Wheeler, either now or formerly known as in instrument recorded in Deed Book 1131, Page 1731, thence along said line, **North 89° 37' 34" East a distance of 312.81 feet** to a 3/8" rebar, said corner being the western point of Parr Properties, LLC, either now or formerly known as in instrument recorded in Deed Book 3416, Page 3098, thence along the southwestern line of Parr Properties, LLC, for the following two bearings and distances: **(I) South 88° 08' 44" East a distance of 57.13 feet** to a 1" iron pipe, **(II) South 36° 06' 04" East a distance of 231.74 feet** to a 3/4" iron pipe, said corner being located on the northern line of Lillian J Evans, either now or formerly known as in instrument recorded in Deed Book 628, Page 113, thence along said line for the following five bearings and distances: **(I) South 27° 28' 55" East a**

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distance of 286.72 feet to a 3/8" rebar, **(II) South 62° 30' 00" West a distance of 50.02 feet** to a 3/8" rebar, **(III) North 27° 28' 26" West a distance of 280.26 feet** to a 3/8" rebar, **(IV) North 36° 06' 31" West a distance of 205.49 feet** to a 3/4" iron pipe, **(V) South 89° 57' 14" West a distance of 33.86 feet** to a 1" iron pipe, said corner being the northeastern point of William Luther Dixon, either now or formerly known as in instrument recorded in Plat Book 14, Page 65, Tract 7, thence along said northern line of William Luther Dixon, **South 89° 58' 27" West a distance of 310.12 feet** to a rebar set being the PLACE AND POINT OF BEGINNING.

is hereby ordered closed, subject to the City of Winston-Salem's reservation of all of its rights, titles, and interests in any public utility, drainage, landscaping, and the City of Winston-Salem's reservation of an easement in the entire area hereinabove described for the construction, inspection, operation, maintenance, repair, rehabilitation, reconstruction, replacement, and expansion of landscaping, and all public utilities located therein, or to be located therein, including water, sewer and storm drainage lines and facilities.

This the 6th day of May 2024.

**BY ORDER OF THE CITY COUNCIL
WINSTON-SALEM, NORTH CAROLINA**

By: Jayme Waldeck, City Clerk