

Resolution #21-0076  
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**NORTH CAROLINA ) RESOLUTION ORDERING THE CLOSING AND  
FORSYTH COUNTY ) ABANDONMENT OF A PORTION OF RIGHT-OF-WAY AT  
THE INTERSECTION OF N. MAIN STREET AND N.  
MARTIN LUTHER KING, JR. DRIVE**

**WHEREAS**, on the 21<sup>st</sup> day of April 2020, a petition was filed with the City Council of the City of Winston-Salem, North Carolina, to close a portion of Right-of-Way at the intersection of N. Main Street and N. Martin Luther King, Jr. Drive as described on the next page; and

**WHEREAS**, on the 15<sup>th</sup> day of February 2021, 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 22<sup>nd</sup> day of March 2021, at 7:00 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:

<u>Owner:</u>	<u>Address:</u>
City of Winston-Salem	101 N. Main Street, Winston-Salem, NC 27101
Norfolk Southern Railway Co.	110 Franklin Road, Roanoke, VA 24042

**WHEREAS**, at a meeting of the City Council of the City of Winston-Salem, North Carolina, held on the 22<sup>nd</sup> day of March 2021, a public hearing was held on the petition to close and abandon said portion of Right-of-Way at the intersection of N. Main Street and N. Martin Luther King, Jr. Drive; 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 said portion of Right of Way at the intersection of N. Main Street and N. Martin Luther King, Jr. Drive 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 the said portion of Right of Way at the intersection of N. Main Street and N. Martin Luther King, Jr. Drive as herein referred to, and being more particularly described as follows:

A Portion of N. Main Street and City Acquired R/W Closure:

Commencing at the northeast corner of Tax PIN 6835-29-2080; thence with the northern property line of property line of Tax PINs 6835-29-2080 & 6835-28-2977, S 42° 48' 04" W, 85.55' to a point, said point being the northwest corner of Tax PIN 6835-28-2977; thence N 03° 00' 45" W, 41.64' to a point; thence N 03° 00' 45" W, 41.64' to a point being the point of BEGINNING thence N 04° 37' 02" W, 73.25' to a point; thence with an arc to the right having a radius of 34.50', and an arc length of 52.61', with a chord bearing and distance of N 39° 03' 53" E, 47.65' to a point; thence with an arc to the right having a radius of 34.50', and an arc length of 7.49', with a chord bearing and distance of N 88° 58' 07" E, 7.48' to a point; thence S 87° 28' 33" E, 4.58' to a point, said point being the on the western right-of-way of Norfolk Southern Railway; thence with Norfolk and Southern Railway, S 09° 52' 49" E, 61.21' to a point; thence leaving the western right-of-way of Norfolk Southern Railway, S 43° 14' 40" W, 14.98' to a point; thence S 43° 14' 40" E, 53.18' to a point being the POINT AND PLACE OF BEGINNING.

**Winston-Salem City Council  
APPROVED  
March 22, 2021**

is hereby ordered closed, subject to the City of Winston-Salem's reservation of all of its rights, titles, and interests in any utility, drainage, pedestrian/sidewalk, landscaping, and conservation improvements, 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 pedestrian sidewalk, landscaping, and all public utilities located therein, or to be located therein, including water, sewer and storm drainage lines and facilities.

This the 22<sup>nd</sup> day of March 2021.

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

By: Sandra Keeney, City Clerk