

Resolution
North Carolina Department of Transportation
Request for Abandonment from the State Maintained Secondary Road System

Road Description: Virgil Greer Road (SR1331)

WHEREAS, the attached petition has been filed with the Ashe County Board of Commissioners requesting that the above described section of road, the location of which has been indicated in black on the attached map, be abandoned from the Secondary Road System; and

WHEREAS, the Ashe County Board of Commissioners is of the opinion that the above described road should be abandoned by the Secondary Road System.

NOW, THEREFORE, BE IT RESOLVED by the Ashe County Board of Commissioners that the Division of Highways is hereby requested to review the above described road, and to abandon the specified section of road from future State Maintenance, provided all residents/property owners affected are in concurrence and that this action will not have a negative impact to the general traveling public.

Duly adopted this the 21st day of August, 2017.

William Sands, Chairman
Board of Commissioners

ATTEST:

Ann J. Clark, Clerk, MMC, NCCCC
Board of Commissioners



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

ROY COOPER
GOVERNOR

JAMES H. TROGDON, III
SECRETARY

August 4, 2017

Mr. Sam Yearick, County Manager
County of Ashe
Ashe County Govt. Complex
Jefferson, NC 28640

SUBJECT: County Approval for Roadway Abandonment / Virgil Greer Rd. (SR1331)

Dear Mr. Yearick:

This office has received a petition (Form SR-13) requesting the consideration of the abandonment of the last +/- 0.1 mile of Virgil Greer Rd. in the State Maintenance System. It is required that County Commissioners demonstrate approval of this process. After the approval is sent back to our District Office, property information research, along with road investigation will follow.

Your handling of this matter with the County Commissioners will be appreciated. Please contact the North Wilkesboro District Engineer's office at (336) 903-9170 if there should be any questions regarding this request.

Sincerely,

A handwritten signature in black ink, appearing to read "DP", followed by a long horizontal line extending to the right.

David Poindexter
District Engineer



§ 136-63. Change or abandonment of roads.

(a) The board of county commissioners of any county may, on its own motion or on petition of a group of citizens, request the Board of Transportation to change or abandon any road in the secondary system when the best interest of the people of the county will be served thereby. The Board of Transportation shall thereupon make inquiry into the proposed change or abandonment, and if in its opinion the public interest demands it, shall make such change or abandonment. If the change or abandonment shall affect a road connecting with any street of a city or town, the change or abandonment shall not be made until the street-governing body of the city or town shall have been duly notified and given opportunity to be heard on the question. Any request by a board of county commissioners or street-governing body of a city refused by the Board of Transportation may be presented again upon the expiration of 12 months.

(b) In keeping with its overall zoning scheme and long-range plans regarding the extraterritorial jurisdiction area, a municipality may keep open and assume responsibility for maintenance of a road within one mile of its corporate limits once it is abandoned from the State highway system. (1931, c. 145, s. 15; 1957, c. 65, s. 8; 1965, c. 55, s. 13; 1973, c. 507, s. 22 1/2; 1975, c. 19, s. 45; 1977, c. 464, s. 25; 1993, c. 533, s. 14.)