



Nice Matters!

Town of Emerald Isle
7500 Emerald Drive
Emerald Isle, NC 28594

252-354-3424 voice
252-354-5068 fax

www.emeraldisle-nc.org

Mayor
Eddie Barber

Mayor Pro-Tem
Floyd Messer, Jr.

Board of Commissioners
Tom Hoover, Jr.
Jim Normile
John Wootten
Maripat Wright

Town Manager
Frank A. Rush, Jr.
frush@emeraldisle-nc.org



ORDER CLOSING WOODPECKER LANE

Whereas, WB McLean and wife, Paxon McLean, and Louse Spell and Martha Spell conveyed to the Town of Emerald Isle a permanent easement for a street known as "Woodpecker Lane" in 1985 by easement recorded in Book 522, page 470, and re-recorded in Book 529, page 396, which street intersects with the north line of NC 58 and runs westerly and easterly affording access to the private mobile home park located on the lands of Seaside Siblings and Manatee Investments Limited Partnership, and

Whereas, Manatee Investments Limited Partnership has petitioned the Town to close the street as it serves only a private mobile home park, and

Whereas, Seaside Siblings and Manatee Investments Limited Partnership, as the owners of the property served by the street, have requested the closure in order to plan for possible future development of the tracts of land, and

Whereas, the Emerald Isle Board of Commissioners adopted a formal Resolution of Intent to Close Woodpecker Lane at its meeting held on Tuesday, September 8, 2015, and

Whereas, signs have been posted at multiple locations along Woodpecker Lane advising of a public hearing on Tuesday, October 13, 2015 at 6 pm regarding the potential closing, and

Whereas, a copy of the Resolution of Intent to Close Woodpecker Lane was published in the Carteret County News Times for 4 consecutive weeks on September 11, 18, 25, and October 2, 2015, and

Whereas, a copy of the Resolution of Intent to Close Woodpecker Lane was mailed to all owners of property adjoining the street as shown on Carteret County tax records, and

Whereas, the Board of Commissioners conducted a public hearing on Tuesday, October 13, 2015 at 6 pm to receive public comment on the potential closing,

Now, therefore, the Board of Commissioners finds that:

1. The closing of Woodpecker Lane is not contrary to the public interest.
2. No individual owning property in the vicinity of Woodpecker Lane will be deprived of reasonable means of ingress and egress to his or her property.

Now therefore, pursuant to NCGS 160A-299, the Board of Commissioners hereby orders Woodpecker Lane, as described above and indicated on the attached map, to be permanently closed, and no longer a public street. All right, title, and interest in the Woodpecker Lane right-of-way shall be presumed to be vested in the ownership of Seaside Siblings and Manatee Investments Limited Partnership, owners of property adjacent to such street, for the width of the abutting land owned by them, extending to the centerline of the street.

Adopted this the ____ day of _____, 2015.

ATTEST:

Eddie Barber, Mayor

Rhonda Ferebee, Town Clerk. CMC