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Matthew C. Phillips
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April 16, 2025

City of Fayetteville
Attn: Kecia Parker
433 Hay Street
Fayetteville, NC 28301

RE: Request to Declare Hill Street to Not Be Part of a Street Plan or to Close Hill Street

To whom it may concern:

We represent Sandpiper Buffet, LLC with regard to a request to close Hill Street, a road located on our client's land. We respectfully request that the City of Fayetteville issue a resolution declaring Hill Street to not be part of a street plan under N.C. Gen. Stat. § 136-66.2 as outlined in N.C. Gen. Stat. § 136-96(e)(2), and, therefore, not under the control of the City of Fayetteville. If the City of Fayetteville has accepted the road, then we respectfully request that Hill Road be permanently closed under N.C. Gen. Stat. § 160A-299.

As demonstrated by the attached map, Hill Road was dedicated to the public by a plat recorded in November 1922. Since that time, the street and the neighborhood have undergone significant changes. The attached map shows the streets depicted on the plat. I have highlighted the portion that our client wishes to close.

As you know from our previous conversations, the city does not maintain Hill Road. A review of the pictures of the section of Hill Street that we wish to close shows that for all practical purpose there is no road on the western side of US-301. The section that we wish to close appears to have been a gravel lot for over twenty years. Google Street View pictures show that it has been in that state since at least August 2007. Overhead photography on the GIS maps website shows that it was used as a gravel lot since at least 2001. The oldest available overhead photographs from the GIS website from 1968 show no evidence of Hill Street ever being maintained by the city. All available evidence shows that Hill Street was never accepted and maintained by the City of Fayetteville. We would request that the city provide us with a resolution that the section of Hill Street that we wish to close is not city property so that we may

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attach it to the back of the enclosed Withdrawal of Dedication when we record it with the Cumberland County Register of Deeds.

If the city does determine that it accepted the dedication of Hill Street, then we request that the city permanently close it pursuant to N.C. Gen. Stat. § 160A-299. As mentioned above, the city has neither maintained nor used the road in decades. It has been used as a gravel lot since at least 2001, so the city closing the street would simply be recognizing the de facto closure.

I have enclosed a check for \$500 payable to the City of Fayetteville along with the various maps and plats referred to in this letter. Please contact our office if there is anything further that we can provide.

Sincerely,

NARRON WENZEL, P.A.

A handwritten signature in blue ink, appearing to read "Matthew C. Phillips", is written over the typed name.

Matthew C. Phillips