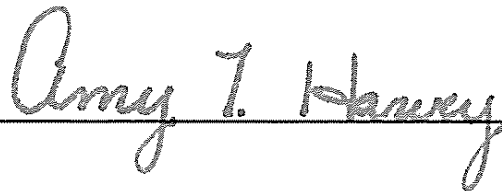


**I, Amy T. Harvey, Deputy Town Clerk of the Town of Chapel Hill, North Carolina, hereby certify that the attached is a true and correct copy of (2019-11-20/R-4) adopted as amended by the Chapel Hill Town Council on November 20, 2019.**

**This the 22nd day of November, 2019.**

A handwritten signature in cursive script that reads "Amy T. Harvey". The signature is written in black ink and is positioned above a solid horizontal line.

**Amy T. Harvey  
Deputy Town Clerk**



**A RESOLUTION SUPPORTING A REQUEST BY UNC HEALTH CARE TO THE STATE OF NORTH CAROLINA TO: DRAIN THE EXISTING POND, PERMIT STREAM ENHANCEMENT AND WATER QUALITY IMPROVEMENTS TO THE EXISTING STREAM CHANNEL, EVALUATE NO MORE THAN TWO STREAM CROSSINGS ON THE NORTHERN PARCEL AND NO MORE THAN TWO STREAM CROSSINGS ON THE PARCEL WITHIN EASTOWNE DRIVE LOOP, AND PERMIT NO ADDITIONAL LAND DISTURBANCE WITHIN THE JORDAN BUFFER STREAM CORRIDORS ON THE UNC HEALTH CARE EASTOWNE PROPERTY UNLESS OTHERWISE AUTHORIZED (2019-11-20/R-4)**

WHEREAS, a Development Agreement has been identified as a regulatory tool between the Town and developers to guide future development; and

WHEREAS, in February 2019, the Council agreed to enter into a Development Agreement negotiation with UNC Health Care; and

WHEREAS, UNC Health Care has requested the Council consider supporting UNC Health Care's request to the State for the drainage of the existing farm pond on the UNC Health Care Eastowne property; and

WHEREAS, the Council has reviewed analysis demonstrating that the existing pond does not provide any stormwater control function; and

WHEREAS, there is a significant lead time in asking for the State's review of these proposed changes; and

WHEREAS, the minimum time required by the State to evaluate the re-establishment of a new channel after draining the pond is at least six (6) months but could take up to two (2) years; and

WHEREAS, UNC Health Care has requested the Council consider supporting UNC Health Care's request to the state to include two stream crossings on the parcel to the north of Eastowne Drive and two streams crossing on the parcel within the Eastowne Drive loop; and

WHEREAS, the Council requires that no additional land disturbance should occur within the Jordan Buffer associated with the streams; and

WHEREAS, all necessary permits will have to be obtained from the Town and State; and

WHEREAS, this resolution does not constitute an approval by the Town Council of stream crossings or the Development Agreement and is only to provide support in UNC Health Care's request to the State of North Carolina; and

WHEREAS, the negotiation of a Development Agreement will continue and final approval by the Town Council of a Development Agreement is not assumed by this action.

NOW, THEREFORE BE IT RESOLVED, by the Council of the Town of Chapel Hill that the Council hereby supports the following request by UNC Health Care to the State of North Carolina to:

1. Permit the draining of the existing farm pond, as permitted by the Town of Chapel Hill and any required agencies;
2. Permit stream enhancement and water quality improvements to the existing stream channel within the Eastowne Drive road to be completed in an appropriate sequence with the development of the adjacent lands (any enhancement plan would be subject to Town approval under the Town's Ordinance and the Development Agreement, as applicable);
3. Permit no more than two stream crossings on the parcel north of Eastowne Drive and no more than two stream crossings on the parcel within the Eastowne Drive loop;
4. Permit no additional land disturbance within the designated Jordan Buffer stream corridors unless otherwise authorized as part of the Development Agreement.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Council of the Town of Chapel Hill that the Council requests that UNC Health Care:

1. Quantify the amount of gained developable land after the pond draining and re-establishment of the stream corridor and provide an amount of developable land to be preserved into perpetuity and/or other community benefits.

This the 20<sup>th</sup> day of November, 2019.