

**A RESOLUTION AUTHORIZING PROPERTY ACQUISITION FOR THE PURPOSES OF CONSTRUCTING THE NORTH-SOUTH BUS RAPID TRANSIT (NSBRT) (2025-09-24/R-2)**

WHEREAS, when complete, the North-South Bus Rapid Transit ("NSBRT") will provide premium, high-capacity transit service along an 8.2-mile corridor in Chapel Hill; and

WHEREAS, NSBRT will help mitigate dependence on single occupancy automobiles, expand opportunities for connected, transit-oriented development, and enhance housing and economic development in Chapel Hill; and

WHEREAS, NSBRT has been in development for nearly 10 years; and

WHEREAS, NSBRT is eligible to receive up to \$150,000,000 in capital funding through the Federal Transit Administration's (FTA) Small Starts Grant program; and

WHEREAS, NSBRT's 60 percent design plans, including identifying preliminary right-of-way limits and the project's construction footprint, were completed in June of 2025; and

WHEREAS, the Town Council of the Town of Chapel Hill has determined that construction of NSBRT, as set forth on the 60 percent project design plans, as the same may be amended from time to time, promotes the public safety and welfare and improves the public street right-of-way; and

WHEREAS, it is necessary and in the public interest to acquire property interests in and to those parcels forming the NSBRT project corridor and listed and more particularly identified in Exhibit A attached to this Resolution; and

WHEREAS, the Project Sponsor's ability to acquire property needed to construct NSBRT is evaluated by the Federal Transit Administration (FTA); and

WHEREAS, if Chapel Hill Transit is unable, or not authorized, to acquire the property needed to construct NSBRT, the Federal Transit Administration (FTA) will not consider executing a funding agreement with the Town; and

WHEREAS, NSBRT cannot advance without funding from the Federal Transit Administration (FTA).

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council authorizes the acquisition, by donation or negotiated conveyance, of all property interests in and to those parcels listed in Exhibit A as such property interests are necessary to construct the Project as set forth on the 60 percent project design plans, as the same may be amended from time to time.

BE IT FURTHER RESOLVED if the proper officials or representatives of the Town are unable to acquire by negotiated conveyance the needed interests in and to those parcels listed in Exhibit A to allow for the timely construction, operation, and maintenance of the improvements contemplated for NSBRT, the attorneys representing the Town are directed to institute the necessary proceedings under applicable provisions of the Town Ordinances and

the North Carolina General Statutes to acquire all such necessary property interests through exercise of eminent domain.

This the 24th day of September, 2025.