

A RESOLUTION APPROVING AN AMENDMENT TO APPENDIX A OF THE WATER AND SEWER MANAGEMENT, PLANNING AND BOUNDARY AGREEMENT (WASMPBA) TO DESIGNATE 31.88 ACRES IN THE SOUTHEAST CHAPEL HILL AREA AS "OWASA PRIMARY SERVICE AREA" (2020-10-28/R-24)

WHEREAS, in 2001, Carrboro, Chapel Hill, Hillsborough, Orange County, and the Orange County Water and Sewer Authority ("OWASA") adopted a Water and Sewer Management, Planning and Boundary Agreement ("Agreement"); and

WHEREAS, the Agreement was last amended on June 26, 2017; and

WHEREAS, Chapel Hill residents Frank Baumgartner and Rachel Sumney submitted a petition to the Town of Chapel Hill on February 26, 2020, requesting that the Town allow OWASA to provide water and sewer services to 1204 and 1205 Bayberry Drive in Chapel Hill; and

WHEREAS, the two lots in question are immediately adjacent to other residential lots that receive OWASA services, and are located on the eastern side of the Hunt's Reserve neighborhood which is predominately located in the "OWASA Primary Service Area" as defined in the Agreement; and

WHEREAS, OWASA staff have advised that from an engineering perspective, it is feasible to provide water and sewer service to all lots in the Hunt's Reserve neighborhood; and

WHEREAS, the Town of Chapel Hill staff has determined that it is reasonable to include all lots and portions of lots accessed via Bayberry Drive within the boundary of the OWASA Primary Service Area, in order to provide consistent water and sewer policy for all lots in the Hunt's Reserve neighborhood; and

WHEREAS, eleven lots or portions of lots accessed via the eastern end of Bayberry Drive, constituting a total area of approximately 31.88 acres, are currently designated as "OWASA Long-Term Interest Area" in the Agreement; and

WHEREAS, amendments to the Agreement require the approval of all signatories to the Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Chapel Hill that the Council approves the amendment to Appendix A of the Agreement to designate approximately 31.88 acres in the southeast Chapel Hill area as an addition to the "OWASA Primary Service Area", as shown on the maps attached hereto.

BE IT FURTHER RESOLVED that the Council hereby requests that the governing boards of the Town of Carrboro, the Town of Hillsborough, Orange County, and OWASA consider approval of the amendment.

This the 28th day of October, 2020.