



July 28, 2006

Mayor Kevin Foy and
Members of the Town Council
405 Martin Luther King, Jr. Blvd.
Chapel Hill, North Carolina 27514

Re: Petition for Easement

Dear Mayor Foy and Town Council Members:

I am the owner and manager of LSI Properties, LLC which owns the building at 600 Market Street in Southern Village. I recently completed construction of this building and requested an as-built survey. At that time it was discovered that the building was sited incorrectly prior to construction resulting in a minor encroachment within the right-of-way of Brookgreen Drive.

The encroachment varies from 2.4 inches to 4.92 inches along the length of the building. I believe the encroachment is undetectable due to the wide sidewalk which runs the length of the property and the landscaping beds and trees. In other words, the passage between the building and Brookgreen Drive is both substantial and comfortable for pedestrians, and the use of Brookgreen Drive is not hindered or impaired.

Although I understand that this matter arose at no fault of the Town, I ask the Town of Chapel Hill to consider the attached easement agreement. I have enclosed the as-built survey, photographs and other items to further explain the situation. Thank you for your time and if you have any questions or comments, please do not hesitate to contact me.

Sincerely,

A handwritten signature in blue ink that reads 'Mike Linford'.

Mike Linford, Manager
LSI Properties, LLC
mlinford@lsiproperties.com
919.969.9595

encl: [As-Built Survey dated December 14, 2005](#)
[Proposed Easement Agreement](#)
[Photographs](#)
[Plat Book 86, Page 145, Orange County Registry](#)