

The University of North Carolina at Chapel Hill having applied to the Town of Chapel Hill for a Special Use Permit for the use and development of the property hereinafter described, the same was granted by the Town of Chapel Hill on March 23, 1981, the terms of which are as follows:

NAME OF PROJECT: Mason Farm Electric Power Substation

TYPE OF SPECIAL USE: Public Utility Substation

NAME OF DEVELOPER: University of North Carolina at Chapel Hill

DESCRIPTION OF PREMISES

LOCATION: south side of Old Mason Farm Road

TAX MAP REFERENCE: Chapel Hill Township Tax Map 73, Lot 1

AREA OF PROPERTY: approximately 1.2 acres

DESCRIPTION OF DEVELOPMENT

NUMBER OF BUILDINGS: N/A NUMBER OF DWELLING UNITS: N/A

FLOOR AREA: N/A NUMBER OF PARKING SPACES: N/A

SPECIAL TERMS AND CONDITIONS

Refer to Site Plans dated November 18, 1980; January 13 and 16, 1981; and March 9, 1981 approved by Council on March 23, 1981 subject to the following:

1. That the site shall be fenced by a minimum seven (7) foot high dark green vinyl-covered chain-link fence. Such fence shall have a minimum of three strands of barbed wire at the top of the fence and such wire shall be angled outward.
2. That all distribution lines extending from the substation to the campus shall be underground.
3. That all improvements, as shown on the approved plans or required as part of the granting of the special use permit, shall be completed prior to issuance to Duke Power of the certificate of occupancy.
4. That a detailed screening and landscape plan be approved by the Appearance Commission and Town Council prior to the issuance to Duke Power of a certificate of occupancy. Such screen shall provide a year-round solid appearing screen along each of the four sides of the substation.
5. That any and all planting which dies during the life of the special use permit be replaced with planting of the same species and approximately the same size by the end of the next planting season.
6. That as much significant planting as possible be retained and that such planting be shown on the landscape plan. Existing planting shall be protected during construction by appropriate fencing or barriers. Provisions for such protection shall be shown on the landscape plan.
7. That a detailed grading and drainage plan be submitted to and approved by the Town Manager prior to the issuance to Duke Power of a building permit. Improvements included in such plan shall be completed prior to issuance to Duke Power of a certificate of occupancy.
8. That the applicant prepare and implement an erosion control plan and that such plan be approved by the Orange County Erosion Control Officer prior to the issuance to Duke Power of a building permit or grading permit.
9. That construction shall begin within three years of the date of approval of the special use permit.

STATE OF NORTH CAROLINA-ORANGE COUNTY

THE FOREGOING CERTIFICATE (IN) OF Margaret Anne Tapp
and Iva S. Green (Barnes)

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NOTARIES PUBLIC OF THE DESIGNATED GOVERNMENTAL UNITS ARE CERTIFIED TO BY

APR 9 9 30 AM '81

THIS THE 9th DAY OF April A.D. 19 81

CITY JUNE HAYES, REGISTER OF DEEDS

BY: [Signature]

ASSISTANT/DEPUTY REGISTER OF DEEDS

RETURN

NORTH CAROLINA
ORANGE COUNTY

IN WITNESS WHEREOF, the Town of Chapel Hill has caused this instrument to be executed in its name as evidence of the issuance of said permit, and the undersigned being all of the property owners of the property above described, have executed this instrument in evidence of their acceptance of said Special Use Permit as a covenant running with the land.

ATTEST

The Town of Chapel Hill

David B. Roberts
Town Clerk

BY [Signature]

ACCEPTED

Owner (Seal)

Owner (Seal)

ATTEST

The University of North Carolina at Chapel Hill

[Signature]
Secretary

BY John L. Temple
Title

NORTH CAROLINA
ORANGE COUNTY

Vice Chancellor, Business and Finance
(for authorization see 267-695 Orange County)

I, Margaret A. [Signature], a Notary Public in and for said County and State do hereby certify that Raymond E. Simpson, Town Manager of the Town of Chapel Hill, and David B. Roberts, Town Clerk, duly sworn says each for himself that he knows the corporate seal of the Town of Chapel Hill and that the seal affixed to the foregoing instrument is the corporate seal of the Town of Chapel Hill, that Raymond E. Simpson, Town Manager of said Town of Chapel Hill, and David B. Roberts, Town Clerk for the Town of Chapel Hill, subscribed their names thereto; that the corporate seal of the Town of Chapel Hill was affixed thereto, all by virtue of a resolution of the Board of Aldermen, and that said instrument is the act and deed of the Town of Chapel Hill.

IN WITNESS WHEREOF, I have hereunto set my hand and Notarial Seal this the 22 day of April, 19 81.

[Signature]
Notary Public
My commission expires: August 1983

NORTH CAROLINA
ORANGE COUNTY

I, _____, a Notary Public in and for said State and County do hereby certify that _____ owners, personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

WITNESS my Hand and Notarial Seal, this the _____ day of _____, 19 ____.

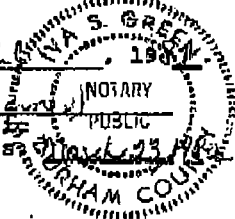
Notary Public
My commission expires: _____

NORTH CAROLINA
ORANGE COUNTY

THIS 22 day of April, 19 81, personally came before me, Jane S. Green, a Notary Public of Orange County, North Carolina, Virginia Dunlap who being by me duly sworn, says that she knows the common seal of the University of N.C. at Chapel Hill and is acquainted with John L. Temple, who is Vice Chancellor of said University and she, Virginia Dunlap, who is Secretary of said University, saw the Vice Chancellor sign the foregoing instrument and she, the said Virginia Dunlap, signed her name in attestation of the execution of said instrument in the presence of said Vice Chancellor of said University.

WITNESS my Hand and Notarial Seal, this the 22 day of April, 19 81.

Jane S. Green
NOTARY PUBLIC
My commission expires: March 23 1982



TOWN OF CHAPEL HILL

ORANGE COUNTY

NORTH CAROLINA

SPECIAL USE PERMIT

KNOW ALL MEN BY THESE PRESENTS, that the undersigned property owner(s) The University of North Carolina at Chapel Hill having applied to the Town of Chapel Hill for a Special Use Permit for the use and development of the property hereinafter described, the same was granted by the Town of Chapel Hill on March 23, 1981, the terms of which are as follows:

NAME OF PROJECT: Mason Farm High-Voltage Electric Power Transmission Line

TYPE OF SPECIAL USE: High Voltage Electric Transmission Line

NAME OF DEVELOPER: University of North Carolina at Chapel Hill

DESCRIPTION OF PREMISES

LOCATION: south side of Old Mason Farm Road

TAX MAP REFERENCE: Chapel Hill Township Tax Map 66, Lots 10 & 12, and Chapel Hill Township Tax Map 73, Lot 1

AREA OF PROPERTY: approximately 10.5 acres

DESCRIPTION OF DEVELOPMENT

NUMBER OF BUILDINGS: N/A NUMBER OF DWELLING UNITS: N/A

FLOOR AREA: N/A NUMBER OF PARKING SPACES: N/A

SPECIAL TERMS AND CONDITIONS

Refer to Site Plans dated November 18, 1980; January 13 and 16, 1981; and March 9, 1981 approved by Council on March 23, 1981 subject to the following:

1. All transmission towers shall be of the single tubular pole design.
2. The required building permit shall be obtained by Duke Power Company prior to the start of construction of the transmission line.
3. Construction of the transmission line shall begin within three years of the date of issuance of the special use permit.

STATE OF NORTH CAROLINA—ORANGE COUNTY

THE FOREGOING CERTIFICATE IS OF Margaret Anne Kapp and Iva S. Green (Barnes)

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A COPY OF THIS INSTRUMENT PUBLIC OF THE DESIGNATED GOVERNMENTAL UNIT IS HEREBY CERTIFIED TO BE CORRECT

APR 9 9 33 AM '91

THIS THE 9th DAY OF April A.D. 1981

HETTY JUNE HAYES, REGISTER OF DEEDS

BY: [Signature] ASSISTANT/DEPUTY REGISTER OF DEEDS

RETURN

NORTH CAROLINA
ORANGE COUNTY

IN WITNESS WHEREOF, the Town of Chapel Hill has caused this instrument to be executed in its name as evidence of the issuance of said permit, and the undersigned being all of the property owners of the property above described, have executed this instrument in evidence of their acceptance of said Special Use Permit as a covenant running with the land.

ATTEST
David B. Roberts
Town Clerk

The Town of Chapel Hill
BY Raymond E. Shigmon

ACCEPTED

Owner (Seal)

Owner (Seal)

ATTEST
John L. Temple
Secretary

The University of North Carolina at Chapel Hill
Corporate Name
BY John L. Temple
Title
John L. Temple
Vice Chancellor, Business and Finance
[for authorization see 267-695 Orange County]

NORTH CAROLINA
ORANGE COUNTY

I, Margaret Ross, a Notary Public in and for said County and State do hereby certify that Raymond E. Shigmon, Town Manager of the Town of Chapel Hill, and David B. Roberts, Town Clerk, duly sworn says each for himself that he knows the corporate seal of the Town of Chapel Hill and that the seal affixed to the foregoing instrument is the corporate seal of the Town of Chapel Hill that Raymond E. Shigmon Town Manager of said Town of Chapel Hill, and David B. Roberts, Town Clerk for the Town of Chapel Hill, subscribed their names thereto; that the corporate seal of the Town of Chapel Hill was affixed thereto, all by virtue of a resolution of the Board of Aldermen, and that said instrument is the act and deed of the Town of Chapel Hill.

IN WITNESS WHEREOF, I have hereunto set my hand and Notarial Seal this the 27 day of April, 1981.

Margaret Ross
Notary Public
My commission expires: August 1983

NORTH CAROLINA
ORANGE COUNTY

I, _____, a Notary Public in and for said State and County do hereby certify that _____ owners, personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

WITNESS my Hand and Notarial Seal, this the _____ day of _____, 19 ____.

Notary Public
My commission expires: _____

NORTH CAROLINA
ORANGE COUNTY

THIS 27th day of April, 1981, personally came before me, W. S. Hagen, a Notary Public of Orange County, North Carolina, Virginia Dunlap, who being by me duly sworn, says that she knows the common seal of the University of N.C. at Chapel Hill, and is acquainted with John L. Temple, who is Vice Chancellor of said University and she, Virginia Dunlap, who is Secretary of said University, saw the Vice Chancellor sign the foregoing instrument and she, the said Virginia Dunlap, signed her name in attestation of the execution of said instrument in the presence of said Vice Chancellor of said University.

WITNESS my Hand and Notarial Seal, this the 27th day of April, 1981.

W. S. Hagen
Notary Public
My commission expires: March 23 1982

