

October 24, 2003

The Town of Chapel Hill
The Town Council
C/O Mayor Kevin Foy
306 North Columbia Street
Chapel Hill, NC 27516

Dear Town Council:

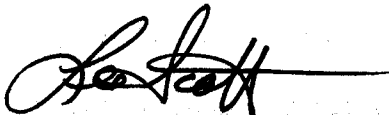
We, the Board of the Oaks II Homeowners Association, would like to make the Town Council aware of a traffic situation that has persisted on Pinehurst Drive and Lancaster Street in spite of neighborhood traffic calming devices.

Many drivers coming from NC54, Ephesus Road and Meadowmont maintain a speed that is much above the posted 25 mph even with the speed humps installed at the end of Pinehurst toward Meadowmont and the medians installed on Pinehurst. Further, there are excessive speeds driven on Lancaster. We have received numerous calls from residents in the neighborhood complaining of the excessive and unsafe speeds by motorists driving on these two streets. We believe that the potential danger to our residents and to children who reside in the Oaks II neighborhood is real.

There was an neighborhood meeting held on October 12, 2003. At that meeting this issue was discussed and there was a majority vote obtained that the Oaks II Association board members request further speed humps (identical to the ones already installed on the street) be installed at appropriate intervals on both Lancaster Street and Pinehurst Drive to promote safe and legal driving speeds on these two streets.

As part of the settlement of the Meadowmont litigation initiated by the Oaks II Homeowners Association, there was private funding supplied to the Town of Chapel Hill in the amount of \$75,000. We request that these funds be used to install further calming devices in the form of speed humps identical to those which current exist on Pinehurst Drive throughout Pinehurst Drive and Lancaster Street. A copy of this document is attached. This, we feel, would conclude the traffic calming process and avoid possible accidents.

We look forward to your reply.



Lee Scott
President, Oaks II Homeowners Association

Cc: Kumar Neppalli

**A RESOLUTION STATING THE POSITION OF THE CHAPEL HILL TOWN
COUNCIL WITH REGARD TO THE PROPOSED SETTLEMENT OF THE
MEADOWMONT LITIGATION**

WHEREAS, the Council has considered the July 1, 1998, letter from the attorney for the Pinehurst neighbors to the Developer's attorney, the June 22 petition to the Town Council, and other appropriate factors;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE TOWN OF CHAPEL HILL that the Council responds as follows:

1. Traffic Calming Devices.

The Council affirms its intent to continue to pursue the development and implementation of reasonable traffic calming measures in all the neighborhoods surrounding Meadowmont.

For purposes of settlement of the pending legal proceedings challenging the Town's approval of Meadowmont special use permits, the Council states that it sees no present reason why the traffic calming devices along Pinehurst Drive, proposed by the petitioners and referred to in the July 1 letter from the Pinehurst neighbors' attorney to the Mayor and Council, could not be implemented, subject to:

- a. Consideration of public input under the Council's policies for receipt and consideration of such input;
- b. Technical review of all such devices; and,
- c. Availability of private funding, including previous pledge of \$75,000.

Absent significant public opposition from the residents of the surrounding neighborhood and assuming funding is available and technical criteria are met, the Council sees no reason at this time why the proposed traffic calming devices referred to in the July 1, 1998, letter would not be approved. Moreover, the Council believes that consideration and implementation of the proposed traffic calming devices can proceed in a timely manner, following the settlement of the pending proceedings. Assuming that settlement, along with financial and technical feasibility and public support as described above, the Council believes the devices can be installed prior to the opening of the Pinehurst connector and prior to any substantial development of Meadowmont.

2. General observations.

The Council expresses its hope that the litigation arising out of the approval of the Meadowmont special use permits can be resolved by settlement. The Council urges all parties to the proceedings to work in good faith in an attempt to resolve their differences if at all possible. The Council asks its attorneys to meet with other attorneys.

This the 2 day of July, 1998.

EXHIBIT A