MINUTES

BOARD OF ALDERMEN TOWN OF CHAPEL HILL

The Board of Aldermen met at a Special Meeting at 7:30 p.m. June 5, 1969 with the following members present: Mayor Lee; Aldermen Prothro, Scroggs, Smith, Coxhead, Ethridge and Nassif. Also present were Town Manager Peck, Town Clerk Roberts and Town Attorney Denny.

PETITIONS

Roland Giduz read a petition to the Board and requested that it be included in the minutes. Alderman Ethridge moved, seconded by Alderman Scroggs, that the petition be accepted. This was unanimously carried.

PETITION

"I appeal to you in the best interests of good local government for this municipality not to make some very fundamental changes in the Town Charter as proposed at your recent meeting".

These proposed changes, as I understand them, would grant the Mayor full voting authority as a member of the Board of Aldermen and vest additional or all appointive authority of the Aldermen in the Mayor.
in the Mayor.
I firmly believe the structure of our local government should be dynamic and up-dated to suit the changing needs of the times in Chapel Hill, and believe that Chapel Hill has and is doing this, but firmly believe that these two proposed changes are (1) contrary to the interests of making local government more responsive to the citizens it represents and (2) are too basic and overwhelmingly significant for action by even the Board of Aldermen, much less the General Assembly, before a public hearing on them is held and the full merits and demerits of the issues explored and expressed by the public.

For those two basis reasons, I appeal to you most sincerely not to entertain these proposals now, and at the very least not consider them until after you have called for and held a full-dress public hearing on them.

I would like to speak to what I believe to be the merits of these proposals, and believe others here may care to do the same:

As to granting the Mayor a full vote on the Board of Aldermen:

(1) The structure of our town is set out in the charter with certain checks and balances between Mayor and Aldermen; these have worked well and for that reason, and unless fault can be found with the system that cannot be otherwise remedied, should not be changed.

(2) Basic intent of the Mayor's office, within charter language, and as it operates, is that he should be a real leader through molding public opinion---through personal leadership---not just legal power, I firmly believe this is the kind of government Chapel Hill wants and should have.

(3) The people should know where the Mayor stands on any issue. They can know at any time though his personal and public statements inside or outside meetings of the Board. He is going to be held responsible and he should be held responsible for his actions and any actions by the Town of Chapel Hill as its elected leader, whether granted any additional power or not. To increase the personal power of the Mayor at this time will be a step away from democratic representative government.

NOTICE OF SPECIAL MEETING OF THE BOARD
OF ALDERMEN OF THE TOWN OF CHAPEL HILL

TO: Mrs. Mary Prothro 306 Elliott Rd.
Mr. Ross E. Scroggs 719 E. Rosemary St
Mr. David Ethridge
Mr. George L. Coxhead 203½ E. Franklin St (Res.) 321 Country Club.
Mr. Joe Nassif 227 Flemington RD.
Mr. Reginald Smith Caldwell St.

You, and each of you, are hereby notified that the Board of Aldermen have called a Special Meeting, to be held in the Town Hall, at 4:30 P.M., on Thursday the 30th of October to discuss the application for re-certification of the Workable Program.

This the 28th day of October, 1969.

David Ethridge
Mayor Pro Tem

ACCEPTANCE OF NOTICE

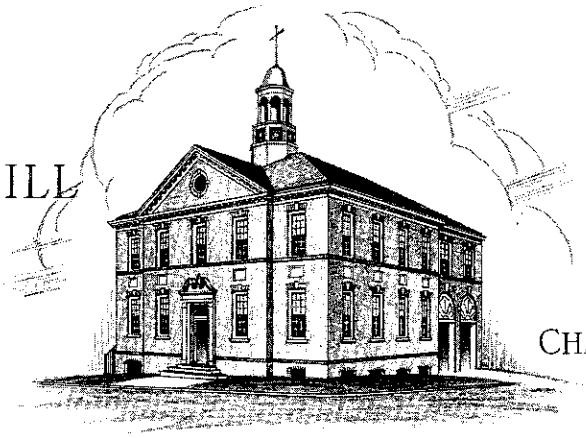
We, the undersigned, members of the Board of Aldermen of the Town of Chapel Hill, hereby accept notice of a Special Meeting of the Board of Aldermen, called by Honorable David Ethridge, Mayor Pro Tem, to be held in the Town Hall, at 4:30 on the 30th day of October, and hereby waive notice of said meeting.

This the 10-28-69

Ross E Scroggs
David Ethridge
Joe Nassif
George L. Coxhead
Mary F. Prothro
R. D. Smith

1-2

TOWN OF CHAPEL HILL



CHAPEL HILL, N.C.

June 2, 1969

NOTICE OF SPECIAL MEETING OF THE BOARD
OF ALDERMEN OF THE TOWN OF CHAPEL HILL

TO: Mrs. Mary Prothro
Mr. Ross E. Scroggs — 719 E. ~~Rosemary~~ St.
Mr. David Ethridge — 11 OAKWOOD DR.
Mr. George L. Coxhead — 321 COUNTRY CLUB.
Mr. Joe Nassif
Mr. Reginald Smith

You, and each of you, are hereby notified that the Board of Aldermen have called a Special Meeting, to be held in the Town Hall, at 7:30 P.M., on Thursday the 5 of June, 1969 to discuss Annexation.

This the 2 day of June, 1969.

Mayor

ACCEPTANCE OF NOTICE

We, the undersigned, members of the Board of Aldermen of the Town of Chapel Hill, hereby accept notice of a Special Meeting of the Board of Aldermen, called by Honorable Howard N. Lee, Mayor, to be held in the Town Hall, at 7:30 P.M. on the 5 day of June, 1969, and hereby waive notice of said meeting.

This the Second day of June, 1969.

R. D. Smith
Joe L. Nassif
Ross E. Scroggs
David Ethridge
Mary Prothro
Joyce Phillips for George L. Coxhead
George L. Coxhead

AMENDMENT TO ANNEXATION REPORT

WHEREAS, Annexation Report concerning the three areas being considered for annexation and advertised for the Public Hearing on April 28, 1969, was duly filed in the Office of the Town Clerk on April 14, 1969, and

WHEREAS, upon consideration of said report, and the matters and things brought forth in the Public Hearing held on said date, that the same should be amended in the following respects:

Area 1.

The description of the area defined as the south areas in said Annexation Report should be amended to read as follows:

BEGINNING at a point in Pritchard Branch in the existing corporate limit line, which said point is located one (1) foot North of the right of way line of N. C. 54 By-pass, West, then following the existing corporate limit line, northward along Pritchard Branch approximately 800 feet; thence eastward with the existing corporate limit line about 2160 feet to Columbia Street; thence northward along Columbia Street and the existing corporate limit line about 2640 feet; thence eastward with the existing corporate limit line through the property of the University of North Carolina at Chapel Hill about 4000 feet to Ridge Road; thence continuing southward along Ridge Road and along the meeting of the Waters Branch, the existing corporate limit line about 5000 feet to the center line of U. S. 15-501 - N. C. 54 By-pass; thence continuing southward along the meeting of the Waters Branch about 1000 feet to a point on said branch, which said point is due north of the northeastern corner of Lot No. 24, Block G as shown on OrangeCounty Tax Map No. 68; running thence due South about 125 feet to the northeastern corner of said Lot 24; thence with the rear of eastern line of Lots 24, 23, and 22 in Block G on said Map, a distance of 667 feet to the north property line of Lot No. 20 as shown on said Map; running thence with the northern lot lines of Lot Nos. 20 and 21 as shown on said Map a distance of approximately 310 feet to the northeastern corner of Lot No. 21; running thence with the northeastern corner of Lot No. 21, running thence with the eastern line of said Lot No. 21 and an extension thereof in a southernly direction approximately 400 feet to the centerline of Morgan Creek; then following Morgan Creek upstream in a generally westward direction approximately 6900 feet to a point at the southwestern corner of Lot No. 8, Block A as shown on Orange County Tax Map No. 70; running thence along and with the rear or western lines of the lots on the west side of Morgan Creek Road as shown on said Tax Map in a northernly direction about 1545 feet to the south side U.S. 15-501 - N.C. 54 By-pass; thence continuing along said line and across U. S. 15-501 By-pass about 263 feet toaa point one foot north thereof; thence continuing along a line located one foot north and west thereof along U. S. 15-501 By-pass, and Business, and the ramp leading thereto, to a point one foot north of the northern right of way line of N. C. 54 By-pass west about 5000 feet to a point in Pritchard Branch, the existing corporate limit line, the point and place of BEGINNING

That the character and nature of the area to be annexed and to the extent that it satisfies the requirements of the area to be annexed under the provisions of G. S. 160-453.16 amended to read as follows inasmuch as the description of the area has been modified:

The aggregate exterior boundary of the area is approximately 31,000 feet (30,800+). Of this, approximately 14,600 feet adjoins and is contifuous with the present municipal boundary. The percentage of this external boundary which adjoins or is contiguous with the present municipal boundary, is therefore, approximately 45% +, which is considerably in excess of one-eighth.

The area is not a part of any other municipality. The area complies fully with the provisions of G. S. 160-453.16(b).

The area is primarily residential and institutional in character and use. It contains 635 acres with 365 privately owned houses or dwelling units situated therein. In addition, the area contains houses and apartment units for married student housing at the University of North Carolina. Married students and their families, married graduate students, residents, and interns at North Carolina Memorial Hospital, and instructors and others associated with the complex is known as Victory Village and Odum Village and has a total of 436 such units.

The estimated population of the area computed at 3 persons for each of the 365 aforesaid houses and dwelling houses, and 2 persons for each of the 436 married student apartment or housing units is 1967 persons. This results in a population density of 3 persons per acre for the total area, which is in excess of 2 persons per acre prescribed ty the provisions of G. S. 160-453.16 (c) (1).

In addition to the resident population described above, the area contains dormitories of the University of North Carolina, which by actual count, contained 4,406 persons as of the date of the Public Hearing. The total estimated population of the area is 6,373 persons resulting in a density of 10 persons per acre.

The entire area of 635 acres, both as to character and use, is susceptible to division into a component parts. Of the total area, 330 of such acres are owned by the State of North Carolina, and constitute a portion of the campus of the University of North Carolina at Chapel Hill. A tract not developed for residential purposes, and containing 54.63 acres as shown as Lot No. 6 on Orange County Tax Map 73 is contiguous with said University tract, and is bounded thereby on three sides.

Aside from the University tract, the remainder of 305 acres is developed for urban purposes, inasmuch as it contains 365 privately owned houses or dwelling units, and computed at 3 persons per unit, gives a population density of 1,095 or 3.5 G. S. 160-453.16 (c) (1) and is therefore developed for urban purposes.

The area of the University tract above referred to containing approximately 330 acres has as an externalboundary of approximately 22,000 feet. The length of the present municipal boundary which is adjacent and contiguous with this area is approximately 11,400 feet. The University tract also adjoins and is contiguous with the tract developed for urban purposes as defined in Subsection (C) (1) of G. S. 160-453.16 for a distance of at least 3270 feet, more particularly adjoining Lots 1, 2, and 3, Block B., Map 71 of Orange County Tax Office, Lots, 2, 3, 4, 5, and 6 of Block D, Orange County Tax Map 89, Lots 1 and 2, Block A, Orange County Tax Map 72, Lot 24 in Block G. Lot 10 in Block C, Lots 1, 2, 4, and 5 in Block B, Orange County Tax Map 68. The University tract is adjacent on at least 66% of its external boundaries to a combination of the municipal boundary, and the boundary of an area developed for urban purposes, and except for a distance of several thousand feet as shown on the maps hereinafter referred to, said University tract is adjacent on all of its 22,000 feet with the present municipal boundary, and the remainder of the area developed for urban purposes.

The entire University tract therefore qualifies under the provisions of G. S. 160-453.16 (d) (2).

In addition thereto, said tract lies between the municipal boundary and the remainder of the area developed for urban purposes so that the remainder of the area so developed except for only 10% of its external boundary is not adjacent to the municipal boundary, and more than 80% of the area can not be reached for garbage collection, fire and police protection, and street maintenance, without going through the University tract. There is no direct public roadway to reach said area developed for urban purposes without passing through the University tract above referred to from the present corporate limits.
Said University tract is additionally qualified under the provisions of G. S. 160-453.16 (d) (1).

The area to be annexed exclusive of that owned by the State of North Carolina is all subdivided into lots or tracts of less than 5 acres in size except the following:

Lot 1, Block B, Orange County Tax Map #69 containing 23.78 acres;

Lot 5, Block D, Orange County Tax Map #70 containing 12.6 acres;

Lot 1, Block A, Orange County Tax Map #71 containing 23.7 acres;

Lot 6, Orange County Tax Map #73 containing 54.63 acres;

Lot 8, Block D, Orange County Tax Map #89 containing 7.87 acres;

Lot 14, Block A, Orange County Tax Map #90 containing approximately 11.4 acres;

Lot 15, Block A, Orange County Tax Map #90 containing 7.7 acres;

Lot 1, Orange County Tax Map #131 containing 7.1 acres;

Lot 1, Block A, Orange County Tax Map #79 containing 23.7 acres is owned by the Community Church, and is at present used for institional purposes, and adjoins the University tract.

Lot 6, Orange County Tax Map #73 containing 54.63 acres lies between the municipal boundary and the remainder of the area developed for urban purposes being bounded on three (3) sides by the University property, and on its remaining boundary by the area developed for urban purposes as herein setforth, and said tract is additionally qualified under the provisions of Subparagraph D when considered along with the University tract, although in different ownership.

Lot 14, Block A, Orange County Tax Map #90 containing approximately 11.4 acres has an external boundary of approximately 3049 feet of which 1600 feet is adjacent to the existing municipal boundary, and 1249 feet adjacent to the area herein described as developed for urban purposes, 97% of the external boundary of this tract adjoins either the municipal boundary or the area described herein and developed for urban purposes.

Each of the foregoing specific lots or tracts additionally qualifies under the provisions of Subsection D of G. S. 160-453.16.

The remaining 215 acres, being the area included less the University tract, and the 3 specific Lots Nos. 1, 6, and 14 above referred to, is developed for urban purposes and additionally qualifies under the provisions of G. S. 160-453.16 (c) (3). Of said total acreage, 59 acres consists of tracts of more than 5 acres in size representing approximately 28% of the total acreage. Of the remaining lots, all of less than 5 acres in size, there are a total of 392. Of these lots, one has a commercial building thereon, and 365 have dwelling units, with 26 vacant. 72% of the acreage and 93% of the lots qualify for residential purposes, and the remaining area is additionally qualified under the provisions of the section aforesaid.

The map showing the location of all houses and dwelling units in the area proposed for annexation, the property of the University of North Carolina, the location and size of the tracts above specifically referred to, the use of the area, and Orange County Tax Numbers 68, 69, 70, 71, 72, 73, 66, 90, 122, 126, and 131 are incorporated herein by reference and made a part hereof.

Lot 14, Block 4, Orange County Tax Map 8A1 consisting approximately 11.4 acres has an internal boundary of approximately 1065 feet at which 1070 feet is adjacent to the existing municipal boundary, and 1740 feet adjacent to the area herein described as developed for urban purposes. 9.7% of the external boundary of this tract adjoins either the municipal boundary or the area described herein and developed for urban purposes.

Each of the foregoing particular lots or tracts is additionally qualified under the provisions of Section 3 of G.L. 150-4334.16.

Of the remaining 217 acres, within the area included herein, Undeveloped tracts, and the 3 aforesaid tracts from, 13, 14 and 19 above referred to, be developed for urban purposes and additionally qualified under the provisions of G.L. 150-4334.16 (a) (3). Of said total acreage, 31 acres consisting of tracts of less than 5 acres in size respectively approximately 24% of the total acreage. Of the remaining 166 acres, all of less than 5 acres in size, 8 acres are a total of 78. Of these 166, are used commercial building sites, and 125 have qualifying water, 148 to sewer. 75% of the acreage and 93% of the area qualify for residential purposes, and the remaining area is additionally qualified under the provisions of the section aforesaid.

The map showing the location of all houses and dwelling units in the area proposed for annexation, the proximity of the University of South Carolina, the location and size of the streets above additionally referred to, the use of the area, and acreage Tax Numbers 88, 90, 91, 92, 93, 94, 95, 96, 98, 100, and 101, etc. representing tracts by subdivision and make a part hereof.

That the plans for serving the area proposed to be annexed be amended by adding the following:

a. Street Lighting. An Order for street lighting will be placed with the University of North Carolina, which supplies electricity and street lighting, under contract for the Town of Chapel Hill immediately following the adoption of the annexation ordinance, with the request that the lights be installed as soon as possible. These lights will be the same as in most other areas of the Town of Chapel Hill, and will be in accordance with the existing Town policy for street lighting which is one (1) street light at each intersection, and in the middle of long blocks, or curving roadways, and at points in curving streets where necessary. This will in all respects be in accordance with existing Town practice and policy.

b. Garbage Collection. Garbage collection will be on a twice a week schedule, the same as the remainder of the Town, and will commence the date the annexation ordinance becomes effective. Existing collection routes will be extended, and although additional pickup equipment will be required, bids have already been requested therefor and contracts will be let either before the effective date of annexation or shortly thereafter. Collection will be on the same basis as other areas of the Town. As in other parts of Town, trash, limbs, and leaves will be picked up at the curb on a non scheduled basis.

c. Sewer Service. A portion of this area owned by the State of North Carolina on which a portion of the campus of the University of North Carolina at Chapel Hill is situated, is at present served by sewer connected with the Town system. The remainder of the area is not. A contract for a sewer outfall line sufficient to serve the entire area and located along and through a portion of it, has already been let, and construction begun. Completion thereof is scheduled for within six (6) months. Collector lines to provide service can and will be installed when required, under the same policy as sewer is extended in all areas of the Town, upon petition of the residents or when specific area has need therefor. Collectors sewers are assessed against the property owners as provided to the Town Charter. No other outfall line other than that which is under construction will be required to serve this area. The property owners in the area will be able to secure sewer service in accordance with the policies in effect within the Town. Any such needed improvements will be commenced within twelve (12) months.

d. Public Water. Public Water is available in the entire area, and is provided by the University of North Carolina and as is all public water within the Town of Chapel Hill The Town of Chapel Hill does not own or maintain a water system. All improvements in the existing system will be made within one (1) year.

e. Fire Protection. Fire protection will be provided immediately in the area upon the effective date of annexation. Some fire hydrants are already installed in the area. In other portions, it will be necessary to replace two inch water lines in order to install fire hydrants. A request to the University for the installation of fire hydrants in accordance with the policies in effect in the rest of the Town will be made immediately with the request that this be done as soon as possible, and where required that two inch lines be replaced. Service is possible from existing fire station facilities Nos. 1 and 2. The University, under its agreement with the Town is required to install such facilities. The policy for fire hydrants is that there be one within 1000 feet of all dwellings or other improvements, and existing equipment adequately manned is sufficient for much longer distances. This area currently within the greater Chapel Hill Fire District has been served under contract with the Town by receiving fire protection from one (1) truck, but with annexation all of the fire fighting facilities of the Town will be available as in the rest of the Town. Most of the area is within one to two miles of the existing fire stations.

f. Police Protection. Police protection in the Town of Chapel Hill in residential areas is on a regular patrol basis. In this area, it will be on the same basis as in the other areas of Town with existing patrol routes extended, enlarged, and rearranged to cover the area. All parts of the area are closer to the muncipal police station than many areas of the Town prior to annexation. Although to cover this area, an additional one-half patrol car and two patrolmen will be required, this would not constitute a unit itself, but incorporated within the extension or rearrangement of patrol routes as foresaid. Such personnel and equipment will be acquired immediately.

g. Street Maintenance. Continuous street maintenance in the area, except streets which are a permanent part of the Highway System, and maintained by them,will be undertaken by the Town immediately, and will be performed on the same basis as that in the rest of the Town. Paving and improving of the streets of the araa will be in accordance with existing Town policies with paving, curbing and guttering installed by the Town upon petition and portion of the costs thereof assessed against the property owner. There are between 6½ and 7 miles of streets in this area. Street name signs will be erected in the area of the same style and type as exist elsewhere within the Town of Chapel Hill.

h. Recreation. Recreational facilities and service of the Town of Chapel Hill will be immediately available in this area upon annexation, and upon the same basis as for other residents.

i. Other Municipal Services. All other municipal services including library, inspection, and administrative, etc. will be immediately available upon annexation. It is proposed that the municipal administrative facilities be enlarged and this is in progress.

Area 2

The description of the area defined as the Colony Woods area in said Annexation Report should be amended to read as follows:

BEGINNING at a point on the centerline of Burlington Boulevard at the northern boundary of Colony Woods Subdivision also on the present corporate limit line then extending eastward along the northern boundary line of Colony Woods Subdivision about 1,150 feet to the northeastern corner of Lot no. 13 to Fountain Ridge Road, a distance of 150 feet; then diagonally across Fountain Ridge Road in a southeastwardly direction to the northeast corner of Lot No. 95 of said Subdivision, then in a southernly direction along the rear lot line of the lots facing Sharron Road approximately 1,650 feet to Ephesus Church Road, and across Ephesus Church Road to a point; thence continuing with said line across Ephesus Church Road to a point one foot south of Ephesus Church Road; thence in a westerly direction parallel to and one foot south of Ephesus Church Road about 700 feet to the center line of Burlington Boulevard on the present corporate limits of the Town of Chapel Hill; then in a northerly direction along the center line of Burlington Boulevard with the present corporate limits of the Town of Chapel Hill about 1,650 feet to the point of BEGINNING.

That the character and nature of the area to be annexed and the extent that it satisfies the requirements of the area to be annexed under the provisions of G. S. 160-453.16 amended to read as follows:

This area contains 35 acres with 42 houses completed and occupied, and 17 under construction as of March 1969. There are fourteen (14) vacant lots. Computed at three (3) persons per completed dwelling unit, the estimated population would be 126 persons giving a population density of 3.7 persons per acre. With 1,650 feet of the exterior boundary of the area adjoining the present municipal boundary of the Town of Chapel Hill, 28% of the exterior boundary of the area does so adjoin. The total boundary is approximately 5900.
The area is not a part of any other municipality.

Said area also consists of subdivided lots and the entire area consists of lots and tracts, all of which are one (1) acre or less in size. There are 73 such lots.

That the plans for serving the area proposed to be annexed be amended by adding the following:

It is in purpose and intent of the Town of Chapel Hill to provide services to the area being annexed under this Ordinance as setforth in the report for plans for services adopted by the Board of Aldermen of the 14th day of March, 1969, as amended, which services are comparable to those presently furnished to the areas already within the Town limits including the following services:

a. Street Lighting. This area is developed with power lines at the rear of property lines of the lots therein. An Order for street lighting will be placed with the University of North Carolina which supplies electricity and street lighting for the Town of Chapel Hill immediately following the adoption of the annexation ordinance, with a request that lights be installed as soon as possible. These will be similar to those provided in that part of Colony Woods west of Burlington Boulevard including metal poles and underground wiring. These lights will be installed as soon as possible and will comply in all respects with the Town's policy for street lighting. The Town's policy for street lighting will be carried out and is generally a light at each street intersection and at the middle of long blocks.

b. Garbage Collection. Garbage collection will be on twice a week schedule and will commence on the date the annexation ordinance becomes effective. Existing collection routes will be rearranged or extended. As in other parts of the Town, trash, limbs, and leaves will be picked up at the curb on a non scheduled basis. This will provide garbage and trash collection on the same basis as esist in the rest of the Town, and in accordance with Town practice and policy.

c. Sewer Service. This area is completely served with sewer at the present time and is connected to and is a part of the sewer system of the Town of Chapel Hill. Charges for services therefor and maintenance thereof will be the same as for other residents of the Town of Chapel Hill.

d. Public Water. Public water is available in the entire area, and is provided by the University of North Carolina as is all public water within the Town of Chapel Hill. The Town does not own or maintain a water system.

[illegible]

e. Fire Protection. Fire prttection will be provided immediately in the area upon the effective date of annexation. With water available, installation of fire hydrants will be ordered immediately after the adoption of the annexation ordinance. They will be installed in the required locations so as to place each residentaal structure within 1000 feet thereof as is the policy throughout the rest of the Town. Immediate service is possible from existing municipal fire stations, particularly No. 1 and 3.

f. Police Protection. Police protection in the area will be the same as in other areas of the Town effective immediately upon annexation. Police protection in the Town in the residential areas is on a regular patrol basis. Patrol of the area will be provided through rearrangement or extension of existing police patrol routes with no additional personnel or equipment required.

g. Street Maintenance. Street maintenance in this area except streets which are a permanent part of the State Highway System, will be undertaken by the Town immediately, and street maintenance and cleaning in this area will be performed on the same basis as that in the rest of the Town with existing personnel. All streets are paved with curb and gutter.

h. Recreation. Recreational facilities and service of the Town of Chapel Hill will be immediately available to this area upon annexation, and upon the same basis as other residents.

i. Other Municipal Services. All other municipal services including library, inspection, and administrative, etc. will be immediately available upon annexation.

Area 3

The description of the area defined as the Lake Forest area in said Annexation Report should be amended to read as follows:

BEGINNING at a point in the centerline of North Lake Shore Drive about 100 feet South of its intersection with Lake Shore Court, the present corporate limit line; then following the side line of Lot G-1 as shown on Orange County Tax Map No. 41A, revised January 1, 1968, in a westwardly direction about 190 feet to the southwestern corner of said lot; then following the rear lot lines of Lots 1, 2, 3, and 4 as shown on said map in a northwestwardly direction about 365 feet to the western corner of Lot No. 4; thence in a northeastwardly direction along the side line of said Lot No. 4 about 260 feet to Brookview Road; then diagonally across Brookview Road to the western corner of Lot A-1 on said map, then a northeastwardly direction along the side line said Lot A-1 about 205 feet to the southern corner of Lot A-3, on said map; then in a northerly direction along the rear lot line of Lots A-3 and A-4 about 420 feet to the northern line of Lake Forest Estates Subdivision; thence eastwardly along the northern line of Lake Forest Subdivision about 1,600 feet crossing Lake Shore Drive and Red Bud Drive to the northeast corner of Lot C-1 as shown on said map above referred to; then in a southerly direction along the rear lot lines of the lots on the eastern side of Red Bud Drive about 1,600 feet to Lake Shore Drive at the southwest corner of Lot D-7 as shown on said map; then diagonally across Lake Shore Drive in a southernly direction to the southeastern corner of Lot F-8A as shown on said map; then in a southerly direction alogg the side line line of Lot 8A about 455 feet to its southwestern corner, approximately the shore of Eastwood Lake, the present corporate limit line; then northwardly and westwardly following the property lines of the lots surrounding the lake and the existing corporate limit line about 1,050 feet to the southern corner of Lot F-9 on said map; then in a westwardly direction along the side line of Lot F-9 about 273 feet to the center line of Lake Shore Drive, the point of BEGINNING.

That the character and nature of the area to be annexed and the extent that it satisfies the requirements of the area to be annexed under the provisions of G. S. 160-453.16 amended to read as follows:

This area contains 50 acres all of which is divided into lots. There are 37 completed houses and four (4) under construction as of March 1969. There are eight (8) vacant lots. Computed at three (3) persons per completed dwelling unit, the estimated population would be 111 persons, giving a population density of 2.3 persons per acre. As shown from the description in Section 1 and the Map referred to therein, approximately 29% of the exterior boundary of this area adjoins and is contiguous with the present municipal boundary, approximately 1900 feet out of 6500 feet.

It is not a part of any other municipality.

In addition thereto, this area is 100% developed into lots of 5 acres or less in size. Seventy nine per cent (79%) of the total number of lots in the area at the time of annexation contain habitable dwelling houses and are used for residential purposes. Eighty seven (87%) of the lots are one (1) acre or less in size.

That the plans for serving the area proposed to be annexed be amended by adding the following:

It is the purpose and intent of the Town of Chapel Hill to provide services to the area being annexed under the Ordinance as setforth in the report for plans for services adopted by the Board of Aldermen on the 14th day of March, 1969, as amended, which services are comparable to those presently furnished to the areas already within the Town Limits including the following services:

a. Street Lighting. An Order for street lighting will be placed with the University of North Carolina which supplies electricity and street lighting for the Town of Chapel Hill under agreement, immediately following the adoption of the annexation ordinance, with the request that the lights be installed as soon as possible. Ten (10) lights on existing poles will provide lighting at the standard used for the rest of the Town, which is generally a light at each intersection, and at the middle of long blocks, and such lights will be installed. This will be in all respects in accordance with existing Town practice and policy.

b. Garbage Collection. Garbage collection will be on a twice a week schedule and will commence on the date the annexation ordinance becomes effective. Existing collection routes will be rearranged or extended. As in other parts of the Town, trash, limbs, and leaves will be picked up at the curb on a non scheduled basis This will provide garbage and trash collection on the same basis as exist in the rest of the Town, and in accordance with Town practice and policy.

c. Sewer Service. This area is completely served with sewer at the present time and is connected to and is a part of the sewer system of the Town of Chapel Hill. Charges for services therefor and maintenance thereof will be the same as for other residents of the Town of Chapel Hill. No additional outfalls will be required.

d. Public Water. Public water is available in the entire area, and is provided by the University of North Carolina as is all public water within the Town of Chapel Hill. The Town does not own or maintain a water system.

e. Fire Protection. Fire protection will be provided immediately in the area upon the effective date of annexation. With water available installation of fire hydrants will be ordered immediately after the adoption of the annexation ordinance. They will be installed in the required locations so as to place each residential structure within 1000 feet thereof as is the policy throughout the rest of the Town. Immediate service is possible from existing municipal fire stations, particularly No. 1 and 3.

f. Police Protection. Police protection in the area will be the same as in other areas of the Town effective immediately upon annexation. Police protection in the Town in the residential areas is on a regular patrol basis. Patrol of the area will be provided through rearrangement or extension of existing police patrol routes with no additional personnel or equipment required.

g. Street Maintenance. Street maintenance in this area will be undertaken by the Town immediately upon the effective date of the annexation on the same basis as in the rest of the Town. Although all streets are paved, some are in need of patching, and other maintenance which can be done with existing town personnel and equipment. Some of the streets have standard curb and gutter, and cleaning and maintenance of these will be the same as for other areas of the Town similarly situated. In instances where substandard curb or guttering exist, this will be maintained and in the event standard curb and guttering is requested by the property owners in accordance with the existing policy of the Town, and can be provided by the Town on the same assessment basis as for other areas within the Town.

h. Recreation. Recreational facilities and services of the Town of Chapel Hill will be immediately available to this area upon annexation, and upon the same basis as other residents. This area adjoins the recently acquired municipal Rock Quarry Park.

i. Other Municipal Services. All other municipal services including library, inspection, and administrative, etc. will be immediately available upon annexation.

c. Sewer Service. This area is currently served with sewer at the present time and is connected to and is a part of the sewer system of the Town of Chapel Hill. Charges for service, therefore, and maintenance, provided will be the same as for other residents of the Town of Chapel Hill. No additional mains will be required.

d. Public Water. Public water is available in the entire area, and is provided by the Durham City of Durham Department of Public Water within the Town of Chapel Hill. The Town does not own or operate a water system.

e. Fire Protection. Fire protection will be provided [illegible] by the Town with effective date of annexation. With underwriters certification of [illegible] be other [illegible] adequacy of the [illegible] additions. They will be [illegible] in the proposed [illegible] to be place with sufficient [illegible] 1000 feet [illegible] hydrants throughout the [illegible] Town. Insurance rates [illegible] possibly from existing municipal fire [illegible], particularly [illegible].

f. Police Protection. Police protection in the area will be [illegible] as in other areas of the Town effective immediately upon annexation. Police protection in the Town is the responsibility area in a regular patrol [illegible]. Patrol [illegible] will be provided through [illegible] or assignment of existing police patrol [illegible] additional personnel or equipment required

g. Street Maintenance. Street maintenance in this area will be undertaken by the Town immediately upon the effective date of the annexation on the same basis as in the rest of the Town. Maintenance differences are based on [illegible] of pavement, and [illegible] maintenance will be done with existing [illegible] personnel [illegible]. [illegible] the streets have adequate [illegible] surfaces, and [illegible] and maintenance of these [illegible] as for other [illegible] in the Town. In instances where submitted [illegible] or petitions [illegible] maintained and in the areas described [illegible] required by the property owner to conform to the [illegible] the maintenance policy of the Town, and be approved by the Town Council [illegible] assessment basis or [illegible] within the Town.

h. Inspection. Inspectional [illegible] for revisions of the Town of Chapel Hill will immediately available to this area upon effectiveness and upon the same basis [illegible]. This area [illegible] the recently annexed municipal [illegible].

i. Other Municipal Services. All other municipal services including library, [illegible], and [illegible] will be immediately available upon annexation.

AREA 1

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE TOWN OF CHAPEL HILL UNDER THE AUTHORITY GRANTED BY PART 3, ARTICLE 36, CHAPTER 160 OF THE GENERAL STATUTES OF NORTH CAROLINA

WHEREAS, on the 24th day of March, 1969 the Board of Aldermen adopted a Resolution of Intent to consider the annexation of the area hereinafter described simultaneously with two other areas not adjacent hereto, but adjoining and contiguous with the municipal boundaries of the Town of Chapel Hill, and

WHEREAS, said Resolution of Intent set the time and place for a Public Hearing thereon as 7:30 P.M. on April 28, 1969 at the Town Hall in the Town of Chapel Hill, described the area under consideration, and provided that the annexation report required by the provisions of Section 160 - 453.15 of the General Statutes of North Carolina, be available at the Office of the Town Clerk at least fourteen (14) days prior to the date of the Public Hearing, and

WHEREAS, Notice of said Public Hearing was duly given by publication in a newspaper having general circulation in the Town of Chapel Hill once a week for at least four (4) successive weeks prior to the date of the hearing, and

WHEREAS, publication was duly made in the Chapel Hill Weekly on the 2nd, 9th, 16th and 23rd days of April, 1969, and

WHEREAS, on April 14, 1969, which is fourteen (14) days before the date of the Public Hearing, the Board of Aldermen received and approved the report provided for in G. S. 160-453.15, and made same available to the public at the Office of the Town

ARTICLE I

AN ORDINANCE TO AMEND THE CONSOLIDATED LEGAL
OF THE CITY OF [illegible], ENTITLED "AN ORDINANCE
[illegible] TO ADOPT A, ADDITION TO, MODIFY OR
THE OFFICIAL [illegible] OF [illegible]

WHEREAS, on the [illegible] day of March, 1970, the Board of
Aldermen adopted a Resolution [illegible] consider the
[illegible] of the [illegible] described a [illegible],
with two other [illegible] and adjacent [illegible]
[illegible] the municipal boundaries of the Town of [illegible]
Hill; and

WHEREAS, said [illegible] of [illegible] for the [illegible] and [illegible]
for a Public Hearing [illegible] on April 06, 1970
at the Town Hall in the Town of [illegible] Hill, [illegible] was [illegible]
and a [illegible] plan, [illegible] stated that the [illegible] requirements
[illegible] by the provisions of Section 160-[illegible] of the
General Statutes of North Carolina, be [illegible] [illegible]
the Town Clerk as [illegible] Exhibit (1A) [illegible] to the [illegible]
the Public Hearing; and

WHEREAS, Notice of said Public Hearing [illegible] was duly given by
publication in a newspaper having general circulation in the
Town of [illegible] Hill [illegible] for [illegible] (2) successive
weeks prior to the date of the hearing, and

WHEREAS, [illegible] were duly made to the [illegible] with [illegible]
on the [illegible] Town Hall on [illegible] March [illegible], 1970; and

WHEREAS, on April [illegible], 1970, [illegible] Exhibit (1A) [illegible]
the [illegible] of the [illegible] hearing, the [illegible] [illegible]
are [illegible] [illegible] provided for in G. S. 160-[illegible], and
[illegible] have [illegible] to the public at the [illegible] of the [illegible]

Clerk,and in addition thereto, caused a summary thereof to be prepared for public distribution, and

WHEREAS, a Public Hearing was duly held at 7:30 P. M. on April 28, 1969 in the Town Hall of the Town of Chapel Hill, at which said hearing a representative of the Town of Chapel Hill first made an explanation of said report, following which all persons, resident or owning property in the territory described in the Notice of Public Hearing, and all other residents of the municipality in attendance were given an opportunity to be heard, and at which time the nature and character of the area was discussed, the portion used by the University of North Carolina, the large tracts then in individual ownership, the population residing in each particular portion of the area, and the services to be provided in the area by the Town in the event of its annexation, and

WHEREAS, the Board of Aldermen has taken into full consideration the statements presented at the Public Hearing held on the 28th day of April, 1969 on the question of this annexation, and

WHEREAS, the Board of Aldermen has concluded andhhereby declares that annexation of the area described herein is necessary to the orderly growth and development of the Town of Chapel Hill, and

WHEREAS, all of the prerequisites to the adoption of this Ordinance described in Part 3, Article 36, Chapter 160 of the General Statutes of North Carolina have been met.

[illegible] in existing ordinances, repeals a temporary interest to be promoted for public distributional and

WHEREAS, a Public Hearing was duly held at 7:00 P. M. on April 26, 1982 in the Town Hall of the Town of Chapel Hill, at which were heard a representative of the Town of Chapel Hill [illegible] made an explanation of said report, following which [illegible] persons, resident or having property in the neighborhood described in the Notice of Public Hearing, and all other residents or the municipality in which [illegible] were given an opportunity to be heard, and at which time the [illegible] and closing [illegible] of the area [illegible] was discussed, the [illegible] used by the Redevelopment Commission, the [illegible] thereto in individual [illegible], the population residing in such particular portion of the area, and the [illegible] to be provided in the area by the Town in the event of its acquisition; and

WHEREAS, the Board of Aldermen has [illegible] adhered to the [illegible] presented at the Public Hearing held on the 26th day of April, 1982 on the question of this [illegible] plan; and

WHEREAS, the Board of Aldermen has [illegible] considered the [illegible] of the area [illegible] to [illegible] to the [illegible] of the Town of Chapel Hill; and

WHEREAS, all of the prerequisites to the adoption of this ordinance [illegible] in Part 3, Article 37, Chapter 160 of the General Statutes of North Carolina have been met.

NOW, THEREFORE, BE IT ORDAINED by the Board of Aldermen of the Town of Chapel Hill:

SECTION I

That from and after the effective date of this annexation, which will be the 9th day of June, 1969, the following described territory shall be annexed, and become part of the Town of Chapel Hill, and the corporate limits of the Town of Chapel Hill shall on said date be extended to include said territory more particularly described by metes and bounds as follows:

BEGINNING at a point in Pritchard Branch in the existing corporate limit line, which said point is located one (1) foot North of the right of way line of N. C. 54 By-pass, West, then following the existing corporate limit line, northward along Pritchard Branch approximately 800 feet; thence eastward with the existing corporate limit line about 2160 feet to Columbia Street; thence northward along Columbia Street and the existing corporate limit line about 2640 feet; thence eastward with the existing corporate limit line through the property of the University of North Carolina at Chapel Hill about 4000 feet to Ridge Road; thence continuing southward along Ridge Road and along the meeting of the Waters Branch, the existing corporate limit line about 5000 feet to the center line of U. S. 15-501 - N. C. 54 By-pass; thence continuing southward along the meeting of the Waters Branch about 1000 feet to a point on said branch, which said point is due north of the northeastern corner of Lot No. 24, Block G as shown on the Orange County Tax Map No. 68; running thence due South about 125 feet to the northeastern corner of said Lot 24; thence with the rear of eastern line of Lots 24, 23, and 22 in Block G on said Map, a distance of 667 feet to the north property line of Lot No. 20 as shown on said Map; running thence with the northern lot lines of Lot Nos. 20 and 21 as shown on said Map a distance of approximately 310 feet to the northeastern corner of Lot No. 21; running thence with the eastern line of said Lot No. 21 and an extension thereof in a southerly direction approximately 400 feet to the centerline of Morgan Creek; then following Morgan Creek upstream in a generally westward direction approximately 6900 feet to a point at the southeastern corner of Lot No. 8, Block A as shown on Orange County Tax Map No. 70; running thence along and with the rear or western lines of the lots on the west side of Morgan Creek Road as shown on said Tax Map in a northerly direction about 1545 feet to the south side of U. S. 15-501 - N. C. 54

By-pass; thence continuing along said line and across U. S. 15-501 By-pass about 263 feet to a point one foot north thereof; thence continuing along a line located one foot north and west thereof along U. S. 15-501 By-pass, and Business, and the ramp leading thereto, to a point one foot north of the northern right of way line of N. C. 54 By-pass west about 5000 feet to a point in Pritchard Branch, the existing corporate limit line, the point and place of BEGINNING

SECTION II

The Board of Aldermen hereby specifically find and declare that the above described territory meets the requirements of G. S. 160-453.16 as follows:

The aggregate exterior boundary of the area is approximately 31,000 feet (30,800 ±). Of this, approximately 14,600 feet adjoins and is contiguous with the present municipal boundary. The percentage of this external boundary which adjoins or is contiguous with the present municipal boundary, is therefore, approximately 45% ±, which is considerably in excess of one-eighth.

The area is not a part of any other municipality. The area complies fully with the provisions of G. S. 160-453.16(b).

The area is primarily residential and institutional in character and use. It contains 635 acres with 365 privately owned houses or dwelling units situated therein. In addition the area contains houses and apartment units for married student housing at the University of North Carolina. Married students and their families, married graduate students, residents, and interns at North Carolina Memorial Hospital, and instructors and others associated with the University, and their families, reside in this housing. This complex is known as Victory Village and Odum Village and has a total of 436 such units.

The estimated population of the area computed at 3 persons for each of the 365 aforesaid houses and dwelling houses, and 2 persons for each of the 436 married student apartment or housing units is 1967 persons. This results in a population density of 3 persons per acre for the total area, which is in excess of 2 persons per acre prescribed by the provisions of G. S. 160-453.16 (c) (1).

In addition to the resident population described above, the area contains dormitories of the University of North Carolina, which by actual count, contained 4,406 pessons as of the date of the Public Hearing. The total estimated population of t e area is 6,373 persons resulting in a density f 10 persons per acre.

The entire area of 635 acres, both as to character and use, is susceptible to division into component parts. Of the total area, 330 of such acres are owned by the State of North Carolina, and constitute a portion of the campus of the University of North Carolina at Chapel Hill. A tract not developed for residential purposes, and containing 54.63 acres as shown as Lot No. 6 on Orange County Tax Map 73 is contiguous with said University tract, and is bounded thereby on three sides.

Aside from the University tract,the remainder of 305 acres is developed for urban purposes inasmuch as it contains 365 privately owned houses or dwelling units, and computed at 3 persons per unit, give a population density of 1,095 or 3.5 persons per acre and fully complies with the requirements of G. S. 160-453.16 (c) (1), and is therefore developed for urban purposes.

The area of the University tract above referred to containing approximately 330 acres has as an external boundary of approximately 22,00 feet. The length of the present municipal boundary which is adjacent and contiguous with this area is approximately 11,400 feet. The University tract also adjoins and is contiguous with the tract developed for urban purposes as defined in Subsection (C) (1) of G.S. 160-453.16 for a distance of at least 3270 feet, more particularly adjoining Lots 1, 2, and 3, Block B, Map 71 of Orange County Tax Office, Lots 2, 3, 4, 5, and 6 of Block D, Orange County Tax Map 89, Lots 1 and 2, Block A, Orange County Tax Map 72, Lot 24 in Block G, Lot 10 in Block C, Lots 1, 2, 4, and 5 in Block B, Orange County Tax Map 68. The University tract is adjacent on at least 66% of its external boundaries to a combination of the municipal boundary, and the boundary of an area developed for urban purposes, and except for a distance of several thousand feet as shown on the maps hereinafter referred to said University tractis adjacent on all of its 22,000 feet with the present municipal boundary, and the remainder of the area developed for urban purposes.

The entire University tract therefore qualifies under the provisions of G. S. 160-453.16 (d) (2).

In addition thereto, said tract lies between the municipal boundary and the remainder of the area developed for urban purposes so that the remainder of the area so developed except for only 10% of its external boundary is not adjacent to the municipal boundary, and more than 80% of the area can not be reached for garbage collection, fire and police protection,oand street maintenance, without going through the University tract. The is no direct public roadway to reach said area developed for urban purposes without passing through the University tract above referred to from the present corporate limits.

Said University tract is additionally qualified under the provisions of G. S. 160-453.16 (d) (1)

The area to be annexed exclusive of that owned by the State of North Carolina is all subdivided into lots or tracts of less than 5 acres in size except the following:

Lot 1, Block B, Orange County Tax Map #69 containing 23.78 acres;

Lot 5, Block D, Orange County Tax Map #70 containing 12.6 acres;

Lot 1, Block A, Orange County Tax Map #71 containing 23.7 acres;

Lot 6, Orange County Tax Map #73 containing 54.63 acres;

Lot 8, Block D, Orange County Tax Map #89 containing 7.87 acres;

Lot 14, Block A, Orange County Tax Map #90 containing approximately 11.4 acres;

Lot 15, Block A, Orange County Tax Map #90 containing 7.7 acres;

Lot 1, Orange County Tax Map #131 containing 711 acres;

Lot 1, Block A, Orange County Tax Map #79 containing 23.7 acres is owned by the Community Church, and is at present used for institional purposes, and adjoins the University tract.

Lot 6, Orange County Tax Map #73 containing 54.63 acres lies between the municipal boundary and the remainder of the area developed for urban purposes being bounded on three (3) sides by the University property, and on its remaining boundary by the area developed for urban purposes as herein setforth, and said tract is additionally qualified under the provisions of Subparagraph D when considered along with the University tract, although in different ownership.

Lot 14, Block A, Orange County Tax Map #90 containing approximately 11.4 acres has an external boundary of approximately 3049 feet of which 1600 feet is adjacent to the existing municipal boundary, and 1249 feet adjacent to the area herein described as developed for urban purposes. 97% of the external boundary of this tract adjoins either the municipal boundary or the area described herein and developed for urban purposes.

Each of the foregoing specific lots or tracts additionally qualifies under the provisions of Subsection D of G. S. 160-453.16.

The remaining 215 acres, being the area included less the University tract, and the 3 specific Lots Nos. 1, 6, and 14 above referred to, is developed for urban purposes and additionally qualifies under the provisions of G. S. 160-453.16(c) (3). Of said total acreage, 59 acres consists of tracts of more than 5 acres in size representing approximately 28% of the total acreage. Of the remaining lots, all of less than 5 acres in size, there are a total of 392. Of these lots, one has a commercial building thereon, and 365 have dwelling units, with 26 vacant. 72% of the acreage and 93% of the lots qualify for residential purposes, and the remaining area is additionally qualified under the provisions of the section aforesaid.

The map showing the location of all houses and dwelling units in the area proposed for annexation, the property of the University of North Carolina, the location and size of the tracts above specifically referred to, the use of the area, and Orange County Tax Number 68, 69, 70, 71, 72, 73, 66, 89, 90, 122, 126, and 131, are incorporated herein by reference and made a part hereof.

SECTION III

It is the purpose and intent of the Town of Chapel Hill to provide services in the area being annexed under the Ordinance as setforth in the report for plans for services adopted by the Board of Aldermen on the 14th day of March, 1969, as amended, which services are comparable to those presently furnished to the areas already within the Town Limits including the following services:

a. Street Lighting. An Order for street lighting will be placed with the University of North Carolina, which supplies electricity and street lighting, under contract, for the Town of Chapel Hill immediately following the adoption of the annexation ordinance, with the request that the lights be installed as soon as possible. These lights will be the same as in most other areas of the Town of Chapel Hill, and will be in accordance with the existing Town policy for street lighting which is one (1) street light at each intersection, and in the middle of long blocks, or curving roadways, and at points in curving streets where necessary. This will in all respects be in accordance with existing Town practice and policy.

b. Garbage Collection. Garbage collection will be on a twice a week schedule, the same as the remainder of the Town, and will commence the date the annexation ordinance becomes effective. Existing collection routes will be extended, and although additional pickup equipment will be required, bids have already been requested therefor and contracts will be let either before the effective date of annexation or shortly thereafter. Collection will be on the same basis as other areas of the Town. As in other parts of Town, trash, limbs, and leaves will be picked up at the curb on a non scheduled basis.

c. Sewer Service. A portion of this area owned by the State of North Carolina on which a portion of the campus of the University of North Carolina at Chapel Hill is situated, is at present served by sewer connected with the Town system. The remainder of the area is not. A contract for a sewer outfall line sufficient to serve the entire area and located along and through a portion of it, has already been let, and construction begun. Completion thereof is scheduled for within six (6) months. Collector lines to provide service can and will be installed when required, under the same policy as sewer is extended in all areas of the Town, upon petition of the residents or when specific area has need therefor. Collectors sewers are assessed against the property owners as provided in the Town Charter. No other outfall line other than that which is under construction will be required to serve this area. The property owners in the area will be able to secure sewer service in accordance with the policies in effect within the Town. Any such needed improvements will be commenced within twelve (12) months.

d. Public Water. Public Water is available in the entire area, and is provided by the University of North Carolina and as is all public water within the Town of Chapel Hill. The Town of Chapel Hill does not own or maintain a water system. All improvements in the existing system will be mae within one (1) year.

e. Fire Protection. Fire protection will be provided immediately in the area upon the effectiv date of annexation. Some fire hydrants are already installed in the area. In other portions, it will be necessary to replace two inch water lines in order to install fire hydrants. A request to the University for the installation of fire hydrants in accordance with the policies in effect in the rest of the Town will be made immediately with the request that this be done as soon as possible, and where required that two inch lines be replaced. Service is possible from existing fire station facilities Nos. 1 and 2. The University, under its agreement with the Town, is required to install such facilities. The policy for fire hydrants is that there be one within 1000 feet of all dwellings or other improvements, and existing equipment adequately manned is sufficient for much longer distances. This area currently within the greater Chapel Hill Fire District has been served under contract with the Town by receiving fire protection from one (1) truck, but with annexation all of the fire fighting facilities of the Town will be available as in the rest of the Town. Most of the area is within one to two miles of the existing fire stations.

f. Police Protection. Police protection in the Town of Chapel Hill in residential areas is on a regular patrol basis. In this area, it will be on the same basis as in other areas of Town with existing patrol routes extended, enlarged, and rearranged to cover the area. All parts of the area are closer to the municipal police station than many areas of the Town prior to annexation. Although to cover this area, an additional one-half patrol car and two patrolmen will be required, this would not constitute a unit itself, but incorporated within the extension or rearrangement of patrol routes as aforesaid. Such personnel and equipment will be acquired immediately.

g. Street Maintenance. Continuous street maintenance in the area, except streets which are a permanent part of the Highway System, and maintained by them, will be undertaken by the Town immediately, and will be performed on the same basis as that in the rest of the Town. Paving and improving of the streets of the area will be in accordance with existing Town policies with paving, curbing, and guttering installed by the Town upon petition and portion of the costs thereof assessed against the property owner. There are between 6½ and 7 miles of streets in this area. Street name signs will be erected in the area of thesame style and type as exist elsewhere within the Town of Chapel Hill.

[illegible]

[illegible]

h. Recreation. Recreational facilities and service of the Town of Chapel Hill will be immediately available in this area upon annexation, and upon the same basis as for other residents.

i. Other Municipal Services. All other municipal services including library, inspection, and administrative, etc. will be immediately available upon annexation. It is proposed that the municipal administrative facilities be enlarged and this is in progress.

SECTION IV

The Town of Chapel Hill has already been authorized to by the voters to issue $850,000 in bonds for the full costs of the construction of the sewer outfall necessary to serve this area, and to provide for the initial payment of collector lines. The contract for the construction of the sewer outfall is approximately $400,000. Funds are therefore available immediately for the construction of all such facilities. In addition to the bonds, funds are available for sewer improvements where necessary from the current municipal budget for sewer improvements in accordance with existing Town polccies. Any funds needed for this purpose other than those for which bonds have already been authorized will be provided for in such budgets. Any additional personnel and equipment necessary to provide other services for the area will be provided from the existing Town budget, and included in future Town budgets. The estimated annual costs of providing all municipal services to the area, except the sewer facilities referred to above, is $57,000 and is available from current budgets.

SECTION 10

The Town of Chapel Hill has already been authorized to borrow the sums in excess $250,000 to begin the Hill Creek or the construction of the sewer outfall necessary to serve this area and to provide for the initial phases of collector sewers. Authorization for the construction of the sewer outfall is approximately $[illegible]. Funds are currently available immediately for the construction of all sewer facilities. In addition to the bonds, funds are available in the sewer improvement where necessary from the current municipal budget for sewer improvements in accordance with existing Town policies. Any funds needed for other purposes other than those for which funds have already been authorized will be provided for in a[illegible] budget. Any additional personnel and equipment necessary to provide [illegible] in the area will be provided from the existing Town budget, and included in future Town budgets. The additional annual costs of operating and municipal services to the area, except the sewer facilities referred to above, is $27,000 and is available from current budgets.

SECTION V

That from and after the effective date of this annexation, the territory annexed and its citizens and properties will be subject to all debts, laws, ordinances, and regulations in force in the Town of Chapel Hill, and it shall be entitled to the same privileges and benefits as other parts of the Town.

SECTION VI

That the newly annexed territory described herein shall be subject to town taxes levied for the fiscal year beginning July 1, 1969 and annually thereafter.

SECTION VII

That the Mayor of the Town of Chapel Hill shall cause an accurate map of the annexed territory described in Section I hereof, together with duly certified copy of this Ordinance, to be recorded in the Office of the Register of Deeds of Orange County, and in the Office of Secretary of State.

SECTION VIII

That notice of the date of adoption of this Ordinance shall be published once (1) in the Chapel Hill Weekly.

This the 5th day of June, 1969.

Mayor of the Town of Chapel Hill

ATTEST:

Town Clerk

AREA 2

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE TOWN OF CHAPEL HILL UNDER THE AUTHORITY GRANTED BY PART 3, ARTICLE 36, CHAPTER 160 OF THE GENERAL STATUTES OF NORTH CAROLINA

WHEREAS, on the 24th day of March, 1969, the Board of Aldermen adopted a Resolution of Intent to consider the annexation of the area hereinafter described simultaneously with two other areas not adjacent hereto, but adjoining and contiguous with the municipal boundaries of the Town of Chapel Hill, and

WHEREAS, said Resolution of Intent set the time and place for a Public Hearing thereon as 7:30 P. M. on April 28, 1969 at the Town Hall in the Town of Chapel Hill, described the area under consideration, and provided that the annexation report required by the provisions of Section 160 - 453.15 of the General Statutes of North Carolina, be available at the Office of the Town Clerk at least fourteen (14) days prior to the date of the Public Hearing, and

WHEREAS, Notice of said Public Hearing was duly given by publication in a newspaper having general circulation in the Town of Chapel Hill once a week for at least four (4) successive weeks prior to the date of the hearing, and

WHEREAS, publication was duly made in the Chapel Hill Weekly on the 2nd, 9th, 16th, and 23rd day of April, 1969, and

WHEREAS, on April 14, 1969, which is fourteen (14) days before the date of the Public Hearing, the Board of Aldermen received and approved the report provided for in G. S. 160 - 453.15, and made same available to the public at the Office of the Town

AREA 1.

AN ORDINANCE TO REZONE THE LANDMARK LIGHTS
OF THE TOWN OF CHAPEL HILL, ENTER THE AUTHORITY
GRANTED BY LAW, ARTICLE 24, CHAPTER 160 OF
THE GENERAL STATUTES OF NORTH CAROLINA

WHEREAS, on the Thursday, [illegible] 1989, the Board of Aldermen adopted a resolution [illegible] the [illegible] Landmark Lights Zoning Districts simultaneously with two other areas not adjacent hereto, but adjacent and contiguous with the municipal boundaries of the Town of Chapel Hill, and

WHEREAS, with consideration of [illegible] and place for a public hearing thereon on [illegible] 1989, [illegible] of the Town Hall to the Town of Chapel Hill, concerning the above under cover [illegible] and provides that the recommendation report required by the preliminary resolution, [illegible] of the General Ordinance of Town of Chapel Hill, be available at the Office of the Town Clerk [illegible] days prior to the date of the Public Hearing; and

WHEREAS, Notice of said Public Hearing was duly given by publication in a newspaper having general circulation in the Town of Chapel Hill once a week for [illegible] four (4) successive weeks prior to the date of the hearing; and

WHEREAS, publication was duly made in the Chapel Hill Weekly on the 2nd, 9th, 16th, and 23rd April, 1989, and

WHEREAS, on April 24, 1989, which is [illegible] days before the date of the Public Hearing, the Board of Aldermen received and approved the report provided for in G.S. 160A-383, and made same available to the public at the Office of the Town

[illegible]

Clerk, and in addition thereto, caused a summary thereof to be prepared for public distribution, and

WHEREAS, a Public Hearing was duly held at 7:30 P. M. on April 28, 1969, in the Town Hall of the Town of Chapel Hill, at which said hearing a representative of the Town of Chapel Hill first made an explanation of said report, following which all persons, resident or owning property in the territory described in the Notice of Public Hearing, and all other residents of the municipality in attendance were given an opportunity to be heard, and

WHEREAS, the Board of Aldermen has taken into full consideration the statements presented at the Public Hearing held on the 28th day of April, 1969 on the question of this annexation, and,

WHEREAS, the Board of Aldermen concluded and hereby declares that annexation of the area described herein is necessary to the orderly growth and development of the Town of Chapel Hill, and

WHEREAS, all of the prerequisites to the adoption of this Ordinance described in Part 3, Article 36, Chapter 160 of the General Statutes of North Carolina have been met.

NOW, THEREFORE, BE IT ORDAINED by the Board of Aldermen of the Town of Chapel Hill:

SECTION I

That from and after the effective date of this annexation, which will be the 9th day of June, 1969, the following desscribed territory shall be annexed, and become part of the Town of Chapel Hill, and the corporate limits of the Town of Chapel

[illegible]

[illegible] and an adequate [illegible] would [illegible] be required to be prepared for public consideration; and

WHEREAS, a [illegible] [illegible]

on April 16, 1980, in [illegible] of the Town of Chapel Hill, at which [illegible] hearing, a representative [illegible] the Town of Chapel Hill first made an application of said [illegible] proposal, which application or [illegible] in the [illegible] described in the [illegible] Ordinance, and all other conditions of the [illegible] in attendance, [illegible] to be [illegible] and

WHEREAS, the Board of Aldermen has [illegible] and considered the [illegible] presented to the [illegible] Planning Board in [illegible] of April, 1980, on the question of [illegible] and

WHEREAS, the Board of Aldermen concluded from hearing information on the [illegible] [illegible] in [illegible] the [illegible] power and development of the Town of Chapel Hill, and

WHEREAS, all of the [illegible] to the adoption of this Ordinance [illegible] in Part [illegible] of the General Ordinance of Chapel Hill [illegible]

NOW, THEREFORE, BE IT ORDAINED, by the Board of Aldermen of the Town of Chapel Hill:

SECTION I

[illegible] from the [illegible] to [illegible] shall be the [illegible] of [illegible], the following [illegible] controlled [illegible] and [illegible] of the Town of Chapel Hill, as [illegible] the Town of Chapel

Hill shall on said date be extended to include said territory more particularly described by metes and bounds as follows:

> BEGINNING at a point on the centerline of Burlington Boulevard at the northern boundary of Colony Woods Subdivision also on the present corporate limit line then extending eastward along the northern boundary line of Colony Woods Subdivision about 1,150 feet to the northeastern corner of Lot No. 13 of said Subdivision; thence southward along the eastern line of Lot No. 13 to Fountain Ridge Road, a distance of 150 feet; then diagonally across Fountain Ridge Road in a southeastwardly direction to the northeast corner of Lot No. 95 of said Subdivision, then in a southerly direction along the rear lot line of the lots facing Sharron Road approximately 1,650 feet to Ephesus Church Road, and across Ephesus Church Road to a point; thence continuing with said line across Ephesus Church Road to a point one foot south of Ephesus Church Road; thence in a westerly direction parallel to and one foot south of Ephesus Church Road about 700 feet to the center line of Burlington Boulevard on the present corporate limits of the Town of Chapel Hill; then in a northerly direction along the center line of Burlington Boulevard with the present corporate limits of the Town of Chapel Hill about 1,650 feet to the point of BEGINNING.

SECTION II

The Board of Aldermen hereby specifically find and declare that the above described territory meets the requirements of G. S. 160 - 453.16 as follows:

> This area contains 35 acres with 42 houses completed and occupied, and 17 under construction as of March 1969. There are fourteen (14) vacant lots. Computed at three (3) persons per completed dwelling unit, the estimated population would be 126 persons giving a population density of 3.7 persons per acre. With 1,650 feet of the exterior boundary of the area adjoining the present municipal boundary of the Town of Chapel Hill, 28% of the exterior boundary of the area does so adjoin. The total boundary is approximately 5900.
>
> The area is not a part of any other municipality.
>
> Said area also consists of subdivided lots and the entire area consists of lots and tracts, all of which are one (1) acre or less in size. There are 73 such lots.

It is the purpose and intent of the Town of Chapel Hill to provide services to the area being annexed under this Ordinance as setforth in the report for plans for services adopted by the Board of Aldermen on the 14th day of March, 1969, as amended, which services are comparable to those presently furnished to the areas already within the Town limits including the following services:

a. Street Lighting. This area is developed with power lines at the rear of property lines of the lots therein. An Order for street lighting will be placed with the University of North Carolina which supplies electricity and street lighting for the Town of Chapel Hill immediately following the adoption of the annexation ordinance, with a request that the lights be installed as soon as possible. These will be similar to those provided in that part of Colony Woods west of Burlington Boulevard including metal pol and underground wiring. These lights will be installed as soon as possible and will comply in all respects with the Town's policy for street lighting. The Town's policy for street lighting will be carried out and is generally a light at each street intersectinn and at the middle of long blocks.

b. Garbage Collection. Garbage collection will be on twice a week schedule and will commence on the date the annexation ordinance become effective. Existing collection routes will be rearranged or extended. As in other parts of the Town, trash, limbs, and leaves will be picked up at the curb on a non scheduled basis. This will provide garbage and trash collection on the same basis as exist in the rest of the Town, and in accordance with Town practice and policy.

c. Sewer Service. This area is completely served with sewer at the present time and is connected to and is a part of the sewer system of the Town of Chapel Hill. Charges for services therefor and maintenance thereof will be the same as for other residents of the Town of Chapel Hill.

d. Public Water. Public water is available in the entire area, and is provided by the University of North Carolina as is all public water within the Town of Chapel Hill. The Town does not own or maintain a water system.

e. Fire Protection. Fire protection will be provided immediately in the area upon the effective date of annexation. With water available, installation of fire hydrants will be ordered immediately after the adoption of the annexation ordinance. They will be installed in the required locations so as to place each residential structure within 1000 feet thereof as is the policy throughout the rest of the Town. Immediate service is possible from existing municipal fire stations, particularly No. 1 and 3.

f. Police Protection. Police protection in the area will be the same as in other areas of the Town effective immediately upon annexation. Police protection in the Town in the residential areas is on a regular patrol basis. Patrol of the area will be provided through rearrangement or extension of existing police patrol routes with no additional personnel or equipment required.

g. Street Maintenance. Street maintenance in this area except streets which are a permanent part of the State Highway System, will be undertaken by the Town immediately, and street maintenance and cleaning in this area will be performed on the same basis as that in the rest of the Town with existing personnel. All streets are paved with curb and gutter.

h. Recreation. Recreational facilities and service of the Town of Chapel Hill will be immediately available to this area upon annexation and upon the same basis as other residents.

i. Other Municipal Services. All other municipal services including library, inspection, and administrative, etc. will be immediately available upon annexation.

SECTION IV

Since basic public water and sewer lines exist in these areas, and the streets are paved, no appropriation is needed to finance the construction of these facilities. Other services can be performed with existing personnel, equipment, and facilities except such as can be provided from the current budget. It anticipated that the annual costs of providing all municipal services to this area will be $6700.

SECTION V

That from and after the effective date of this annexation, the territory annexed and its citizens and properties will be subject to all debts, laws, ordinances, and regulations in force in the Town of Chapel Hill, and it shall be entitled to the same privileges and benefits as other parts of the Town.

SECTION VI

That the newly annexed territory described herein shall be subject to town taxes levied for the fiscal year beginning July 1, 1969 and annually thereafter.

SECTION VII

That the Mayor of the Town of Chapel Hill shall cause an accurate map of the annexed territory described in Section I hereof, together with duly certified copy of this Ordinance to be recorded in the Office of the Register of Deeds of Orange County, and in the Office of Secretary of State.

SECTION VIII

That Notice of the date of adoption of this Ordinance shall be published once (1) in the Chapel Hill Weekly.

This the 5th day of June, 1969.

_____
Mayor or the Town of Chapel Hill

ATTEST:

_____
Town Clerk

AREA 3

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE TOWN OF CHAPEL HILL UNDER THE AUTHORITY GRANTED BY PART 3, ARTICLE 36, CHAPTER 160 OF THE GENERAL STATUTES OF NORTH CAROLINA

WHEREAS, on the 24th day of March, 1969, the Board of Aldermen adopted a Resolution of Intent to consider the annexation of the area hereinafter described simultaneously with two other areas not adjacent hereto, but adjoining and contiguous with the municipal boundaries of the Town of Chapel Hill, and

WHEREAS, said Resolution of Intent set the time and place for a Public Hearing thereon as 7:30 P.M. on April 28, 1969 at the Town Hall in the Town of Chapel Hill, described the area under consideration, and provided that the annexation report required by the provision of Section 160 - 453.15 of the General Statutes of North Carolina, be available at the Office of the Town Clerk at least fourteen (14) days prior to the date of the Public Hearing, and

WHEREAS, Notice of said Public Hearing was duly given by publication in a newspaper having general circulation in the Town of Chapel Hill once a week for at least four (4) successive weeks prior to the date of the hearing, and

WHEREAS, publication was duly made in the Chapel Hill Weekly, on the 2nd, 9th, 16th, and 23rd days of April, 1969, and

WHEREAS, on April 14, 1969, which is fourteen (14) days before the date of the Public Hearing, the Board of Aldermen received and approved the report proveded for in G. S. 160 - 453.15, and made same available to the public at the Office of the Town

Clerk, and in addition thereto, caused a summary thereof to be prepared for public distribution, and

WHEREAS, a Public Hearing was duly held at 7:30 P. M. on April 28, 1969 in the Town Hall of the Town of Chapel Hill, at which said hearing a representative of the Town of Chapel Hill first made an explanation of said report, following which all persons, resident or owning property in the territory described in the Notice of Public Hearing, and all other residents of the municipality in attendance were given an opportunity to be heard, an

WHEREAS, the Board of Aldermen has taken into full consideration the statements presented at the Public Hearing held on the 28th day of April, 1969 on the question of this annexation, and

WHEREAS, the Board of Aldermen has concluded and hereby declares that annexation of the areas described herein is necessary to the orderly growth and development of the Town of Chapel Hill, and

WHEREAS, all of the prerequisites to the adoption of this Ordinance described in Part 3, Article 36, Chapter 160 of the General Statutes of North Carolina have been met.

NOW, THEREFORE, BE IT ORDAINED by the Board of Aldermen of the Town of Chapel Hill:

SECTION I

That from and after the effective date of this annexation, which will be the 9th day of June, 1969, the following described t territory shall be annexed, and become part of the Town of Chapel Hill, and the corporate limits of the Town of Chapel Hill shall

on said date be extended to include said territory more particularly described by metes and bounds as follows:

BEGINNING at a point in the centerline of North Lake Shore Drive about 100 feet South of its intersection with Lake Shore Court, the present corporate limit line; then following the side line of Lot G-1 as shown on Orange County Tax Map No. 41A, revised January 1, 1968, in a westwardly direction about 190 feet to the southwestern corner of said lot; then following the rear lot lines of Lots 1, 2, 3, & 4 as shown on said map in a northwestwardly direction about 365 feet to the western corner of Lot No. 4; thence in a northeastwardly direction along the side line of said Lot No. 4 about 260 feet to Brookview Road; then diagonally across Brookview Road to the Western corner of Lot A-1 on said Map. then a northeastwardly direction along the side line of said Lot A-1 about 205 feet to the southern corner of Lot A-3; on said map; then a northerly direction along the rear lot line of Lots A-3 and A-4 about 420 feet to the northern line of Lake Forest Estates Subdivision; thence eastwardly along the northernlline of Lake Forest Subdivision about 1,600 feet crossing Lake Shore Drive and Red Bud Drive to the northeast corner of Lot C-1 as shown on said map above referred to; then in a southernly direction along the rear lot lines of the lots on the eastern side of Red Bud Drive about 1,600 feet to Lake Shore Drive at the southwest corner of Lot D-7 as shown on said map; then diagonally across Lake Shore Drive in a southerly direction to the southeastern corner of Lot F-8A as shown on said map; then in a southerly direction along the side line of Lot 8A about 455 feet to its southwestern corner, approximately the shore of Eastwood Lake, the present corporate limit line; then northwardly and westwardly following the property lines of the lots surrounding the lake and the existing corporate limit line about 1,050 feet to the southern corner of Lot F-9 on said map; then in a westwardly direction along the side line of Lot F-9 about 273 feet to the center line of Lake Shore Drive, the point of BEGINNING.

SECTION II

The Board of Aldermen hereby specifically find and declare that the above described territory meets the requirements of G. S. 160 - 453.16 as follows:

This area contains 50 acres all of which is divided into lots. There are 37 completed houses and four (4) under construction as of March 1969. There are eight (8) vacant lots. Computed at three (3) persons per completed dwelling unit, the estimate population would be 11 persons, giving a

population density of 2.3 persons per acre. As shown from the description in Section 1 and the Map referred to therein, approximately 29% of the exterior boundary of this area adjoins and is contiguous with the present municipal boundary, approximately 1900 feet out of 6500 feet.

It is not a part of any other municipality.

In addition thereto, this area is 100% developed into lots of 5 acres or less in size. Seventy nine per cent (79%) of the total number of lots in the area at the time of annexation contain habitable dwelling houses and are used for residential purposes. Eighty seven per cent (87%) of the lots are one (1) acre or less in size.

SECTION III

It is the purpose and intent of the Town of Chapel Hill to provide services to the area being annexed under the Ordinance as setforth in the report for plans for services adopted by the Board of Aldermen on the 14th day of March, 1969, as amended, which services are comparable to those presently furnished to the areas already within the Town Limits including the following services:

a. Street Lighting. An Order for street lighting will be placed with the University of North Carolina which supplies electricity and street lighting for the Town of Chapel Hill under agreement, immediately following the adoption of the annexation ordinance, with the request that the lights be installed as soon as possible. Ten (10) lights on existing poles will provide lighting at the standard used for the rest of the Town, which is generally a light at each intersection, and at the middle of long blocks, and such lights will be installed. This will be in all respects in accordance with the existing Town practice and policy.

b. Garbage Collection. Garbage collection will be on twice a week schedule and will commence on the date the annexation ordinance becomes effective. Existing collection routes will be rearranged or extended. As in other parts of the Town, trash, limbs, and leaves will be picked up at the curb on a non scheduled basis. This will provide garbage and trash collection on the same basis as exist in the rest of the Town, and in accordance with Town practice and policy.

c. Sewer Service. This area is completely served with sewer at the present time and is connected to and is a part of the sewer system of the Town of Chapel Hill. Charges for services therefor and maintenance thereof will be the same as for other residents of the Town of Chapel Hill. No additional outfalls will be required.

d. Public Water. Public water is available in the entire area, and is provided by the University of North Carolina as is all public water within the Town of Chapel Hill. The Town does not own or maintain a water system.

e. Fire Protection. Fire protection will be provided immediately in the area upon the effective date of annexation. With water available installation of fire hydrants will be ordered immediately after the adoption of the annexation ordinance. They will be installed in the required locations so as to place each residential structure within 1000 feet thereof as is the policy throughout the rest of the Town. Immediate service is possible from existing municipal fire stations, particularly No. 1 and 3.

f. Police Protection. Police protection in the area will be the same as in other areas of the Town effective immediately upon annexation. Police protection in the Town in the residential areas is on a regular patrol basis. Patrol of the area will be provided through rearrangement or extension of existing police patrol routes with no additional personnel or equipment required.

g. Street Maintenance. Street maintenance in this area will be undertaken by the Town immediately upon the effective date of the annexation on the same basis as in the rest of the Town. Although all streets are paved, some are in need of patching, and other maintenance which can be done with existing town personnel and equipment. Some of the streets have standard curb and gutter, and cleaning and maintenance of these will be the same as for other areas of the Town similarly situated. In instances where substandard curb or guttering exist, this will be maintained and in the event standard curb and guttering is requested by the property owners in accordance with the existing policy of the Town, and can be provided by the Town on the same assessment basis as for other areas within the Town.

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

h. Recreation. Recreational facilities and service of the Town of Chapel Hill will be immediately available to this area upon annexation, and upon the same basis as other residents. This area adjoins the recently acquired municipal Rock Quarry Park.

i. Other Municipal Services. All other municipal services including library, inspection, and administrative, etc. will be immediately available upon annexation.

SECTION IV

Since basic public water and sewer lines exist in these areas, and streets are paved with some standard curb and guttering, no appropriation is needed to finance the construction of these facilities. In the event curb and guttering petitions are received, work thereon can be done from the current municipal budget on an assessment basis. Other services can be performed with existing personnel, equipment, and facilities. It is estimated that the added annual costs to the Town to provide all the required services will be Nine Thousand Four Hundred (9,400.00) per year, which can be supplied from the current Town budget. If additions are required, they can also be provided for from the current budget.

SECTION V

That from and after the effective date of this annexation the territory annexed and its citizens and properties will be subject to all debts, laws, ordinances, and regulations in force in the Town of Chapel Hill, and it shall be entitled to the same privileges and benefits as other parts of the Town.

SECTION VI

That the newly annexed territory described herein shall be subject to town taxes levied for the fiscal year beginning July 1, 1969 and annually thereafter.

SECTION VII

That the Mayor of the Town of Chapel Hill shall cause an accurate map of the annexed territory described in Section I hereof, together with duly certified copy of this Ordinance, to be recorded in the Office of the Register of Deeds of Orange County, and in the Office of Secretary of State.

SECTION VIII

That notice of the date of adoption of this Ordinance shall be published once (1) in the Chapel Hill Weekly.

This the 5th day of June, 1969.

Mayor of the Town of Chapel Hill

ATTEST:

Town Clerk

SECTION VI

That the newly amended constitutional provisions shall be subject to some [illegible] for the Eleventh year shall be July 1, 1950 and annually thereafter.

SECTION VII

This Act Amendment of the Trust of Chapel Hill shall cause an accurate copy of the amended constitutional provisions in Section I hereof, together with fully certified copy of Show Cause Order to be recorded in the Deeds [illegible] the Register of Deeds of [illegible] County, and in the Office of Secretary of State.

SECTION VIII

This section of the Act of Adoption of this Constitution shall be published once [illegible] in the Chapel Hill Weekly.

This the 14th day of June, 1950.

Mayor of the Town of Chapel Hill

ATTEST:

Town Clerk

(4) A Mayor with a known bias on any and every public issue, and with the authority to use the additional power of his office as presiding officer over the Board of Aldermen, will be more suspect, and rightfully so, by the public which believes that a presiding officer should be fair and impartial in his conduce of Town business.

As to granting the Mayor additional appointive authority of offices now appointed by the Aldermen:

(1) The broader contacts of the Aldermen---of six persons as opposed to one---will tend to bring more capable and dedicated persons into the business of local government.

(2) This would concentrate too much power in the hands of a single individual and tend to be a divisive force in the Town.

(3) It would be an extremely complex change to make in the Charter, and so far-reaching that, even if deemed desirable, should not be undertaken at this late date in the deliberations of the General Assembly---which, being near adjournment, would probably not entertain such a local bill anyhow."

Dr. Monroe than spoke in support of the petition presented by Mr. Giduz.

ANNEXATION

Mr. Denny, Town Attorney, reviewed the procedures in connection with Annexation and particularly those under Part III, Article 36 of Chapter 160 of the General Statutes of North Carolina. He pointed out at the Public Hearing certain questions had been raised as to the nature of the territory and the populations resident therein; the nature of the University tract and undeveloped areas, and that it was the duty of the Board of Aldermen to consider the matters and things brought out in the Public Hearing. He further advised that it was necessary for the Board to make certain specific findings of compliance of the several areas involved in the simultaneous annexation proceedings. From the annexation report and the maps attached thereto, the Board must initially determine that the area to be annexed was adjacent to the municipality and that the contiguous boundary of such area with that of existing corporate limits must exceed one-eighth. It was pointed out that in all three areas, this was the case, and that none of the areas was part of another municipality. The Town Attorney then reviewed the requirements for determining whether an area was developed for urban purposes. One of the criteria was that it had a resident population of at least two (2) persons per acre or if a tract or tracts did not meet this criterion, they could qualify in the event in excess of 60% of the exterior boundary of an area was contiguous with the current municipal corporate limits, and an area developed for urban purposes. A further criterion was that if the area lay between the existing municipality, if such an undeveloped area lay between a municipality and an area developed for urban purposes which could not be served except by passing through such area, that the undeveloped area would qualify. A further criterion was that if in excess of 60% of the area were developed into lots of 5 acres or less, with at least 60% of such lots having a habitable dwelling thereon, that such an area would qualify as being developed for urban purposes irrespective of the population count.

Mr. Denny showed from the Annexation Report how each of the areas being considered qualified under one or more of the statutory criteria.

In calling attention of the Board to certain matters brought out at the public hearing. Mr. Denny recommended that the Board consider eliminating two (2) portions of the southern area, which had been included in the Notice of Intent. One

of these areas lay south of the By-pass east of Kings Mill Road, and west of Highland Woods. This tract contained 132 acres and was owned by the State of North Carolina and was completely undeveloped having no residents thereon. A second tract lay south of U.S. 15-501 By-pass, and N. C. 54 By-pass West, and North of Morgan Creek. Substantial portions of this area had no dwelling thereon, and an entire tract which lay West of the Morgan Creek Development, only eight (8) houses on a total of 83 acres existed.

Alderman Prothro moved, seconded by Alderman Scroggs, that the boundary change in the southern area as described by the Town Attorney contained in the proposed ordinance be adopted. This was unanimously carried.

Mr. Denny further pointed out that at the Public Hearing, many residents had raised the questions of the provision for furnishing municipal services as contained in the original annexation report. It was recommended that the annexation report be amended in accordance with the statute to more specifically and in greater detail state services which the Town committed itself to furnish to the areas proposed for annexation.

The three annexation ordinances were the read to the Board. Alderman Smith moved, seconded by Alderman Scroggs, that the Annexation Report be amended in accordance with the recommendation of the Town Attorney. This was unanimously carried.

Alderman Smith moved, seconded by Alderman Prothro, that the following ordinance annexing an area south of Town be adopted. (See Attached Pages) This was carried by a vote of 5-0 with Alderman Ethridge abstaining because of financial interest in the area.

Alderman Coxhead moved, seconded by Alderman Ethridge, that the following ordinance annexing an area of Colony Woods be adopted. (See Attached Pages) This was unanimously carried.

Alderman Scroggs moved, seconded by Alderman Nassif, that the following ordinance annexing an area of Lake Forest be adopted. (See Attached Pages) This was unanimously carried.

MAYOR'S VOTE

Mayor Lee withdrew the request made at the previous meeting for authority to vote on all matters and for authority to appoint citizens to committees and commissions now held by the Board of Aldermen. He asked that the position of the Mayor be studied thoroughly prior to the 1970 General Assembly.

TED COLE

Alderman Ethridge moved, seconded by Alderman Nassif, that the following resolution be adopted:

THEODORE R. COLE

WHEREAS, THEODORE R. COLE, more widely known as "Ted" served the Town of Chapel Hill from July 1, 1965 to June 4, 1969 as a Police Officer, and

WHEREAS, he served in the United States Air Force from January 31, 1961 to January 26, 1965 and obtained the rank of Sergeant, and

WHEREAS, he was a dependable, loyal and devoted officer during this time as exemplified by his fine record, and

WHEREAS, he has met an untimely death in the line of duty which has created a loss to the Police Department and the Town of Chapel Hill.

NOW THEREFORE BE IT RESOLVED, that the Chapel Hill Board of Aldermen in behalf of the citizens of Chapel Hill hereby expresses its appreciation and sincere regards for Theodore (Ted) R. Cole, and deep sympathy to his family, and directs that this resolution be sent to his family and made a permanent part of the Board's minutes.

This the 9th day of June, 1969.

MAYOR

TOWN CLERK

ALDERMAN ALDERMAN

ALDERMAN ALDERMAN

ALDERMAN ALDERMAN

This was unanimously carried.

Alderman Coxhead suggested that the Town pay $100.00 monthly to Mr. Cole's widow for a period of four (4) years. The Town Attorney was asked to check into the legality of this.

POLICE CARS

Alderman Ethridge asked that the Town consider having at least one police car which could be used to carry a stretcher when cars are purchased again.

GRANTSMAN

Alderman Ethridge suggested that the Town employ Tad Beyle to study and submit grants for federal funds during the summer. He said that Dr. Beyle would do this for $3,500 from which he would pay two graduate students to assist him and cover all transportation. Alderman Ethridge suggested that Chapel Hill pay $2,500 of this and Carrboro $1,000. The Town Manager was asked to discuss this with the Carrboro Town Manager and place this on the agenda for June 9th.

The Meeting adjourned at 9:30 P.M.

Herman D. Cole
MAYOR

David Roberts
David Roberts, Town Clerk