

RESOLUTION TO TRANSFER 10/70 DEVELOPMENT RIGHTS

RESOLUTION TO TRANSFER RIGHTS FOR 10/70 LAND AREA IN THE BALANCE OF WATERSHED (ROCKY RIVER - WS-III-BW WITHIN SILER CITY ETJ) TO THE TOWN OF SILER CITY FROM CHATHAM COUNTY

WHEREAS, the County of Chatham and the Town of Siler City have jurisdiction in the Rocky River – Public Water Supply Watershed, which is classified as WS-III-BW by the North Carolina Environmental Management Commission; and

WHEREAS, the Town of Siler City has adopted a water supply watershed protection ordinance implementing the low-density option and 10/70 provision for WS III BW water supply watershed for its jurisdiction in the Rocky River watershed; and/

WHEREAS, the County of Chatham has adopted a water supply watershed protection ordinance implementing the low-density option and 10/70 provision for WS-III-BW water supply watersheds for its jurisdiction; and

WHEREAS, the WS-III-BW was created as of September 28, 1993, with the Town of Siler City having 1,808.63 acres of land within the water supply watershed and within its jurisdiction and the County of Chatham having +/- 10,767 acres of land within the water supply watershed within its jurisdiction; and,

WHEREAS, the 10/70 provision allows local governments to take a maximum of 10 percent of their jurisdiction in the watershed, as of July 1, 1995, and allow new development at up to 70 percent built-upon area, outside of the critical watershed area; and

WHEREAS, the Town of Siler City has utilized 180.62 acres of its original 10/70 allocation within the WS-III-BW, leaving a balance of 0.24 acres and the County of Chatham has utilized zero acres of its original 10/70 allocation within the WS-III-BW, leaving a balance of +/- 10,767 1076.7 acres; and,

WHEREAS, the Town of Siler City expanded their ETJ in 2002 which added 874 AC of land within the WS-III-BW Watershed.

WHEREAS, pursuant to the Water Supply Watershed Protection Rules (15A NCAC 2B .0200, 15A NCAC 02B .0623) developed by the North Carolina Environmental Management Commission, the County of Chatham may transfer, in whole or in part, its rights to the 10/70 acreage to the Town of Siler City within the WS-III-BW; and

WHEREAS, the Town of Siler City desires the ability for facilities and services which typically require larger amounts of built-upon area to locate in its portion of jurisdiction in the WS-III-BW; and

NOW, THEREFORE, BE IT RESOLVED by the Commissioners of the County of Chatham, North Carolina and the Board of Commissioners of the Town of Siler City to transfer to the Town of Siler City, North Carolina, 10/70 development rights for 874 acres located in the WS-III-BW (as identified on January 17th 2023 Exhibit).

FURTHERMORE, following the transfer of the 10/70 development rights, by the adoption of this Resolution, the Town of Siler City will have a total of 2,682.63 acres with 268.263 available for 10/70 development within its jurisdiction, and the County of Chatham will have a total of +/- 9,893 acres with 989.3 acres available for 10/70 development in the WS-III-BW.

Adopted, this the ____ day of _____.

Karen Howard, Chair
Chatham County Board of Commissioners

ATTEST:

Lindsay K. Ray, NCCCC, Clerk to the Board
Chatham County Board of Commissioners

Adopted, this the 6th day of March.

Thomas K Price III
Thomas K. Price III, Mayor
Siler City Board of Commissioners

ATTEST:

Kimberly D. Pickard
Kimberly D. Pickard, Town Clerk
Siler City Board of Commissioners

