

PLEASE PRINT CLEARLY OR TYPE

STATE OF NORTH CAROLINA
COUNTY OF CHATHAM

IN THE OFFICE OF
ADMINISTRATIVE HEARINGS

Chatham Park Investors LLC,)
)
)
PETITIONER,)
)
v.)
)
Department of Environmental Quality, Division of Water Resources,)
)
)
RESPONDENT.)

**PETITION
FOR A
CONTESTED CASE HEARING**

I hereby ask for a contested case hearing as provided for by North Carolina General Statute § 150B-23 because the Respondent has:

By letter dated May 3, 2018 and signed by Linda Culpepper, Interim Director, notified the Town of Pittsboro of Respondent's unlawful determination that the Town is required to implement and enforce unspecified "commitments and mitigation strategies" that are "included" in an Environmental Impact Statement that was published by Respondent's predecessor agency in 2010. On information and belief, the "commitments and mitigation strategies" would include adoption and enforcement of ordinances that would restrict Petitioner's use and development of several thousand acres of Petitioner's real property ("Petitioner's Property") and would substantially reduce the value of Petitioner's Property.

Because of these facts, the State agency or board has: (check at least one from each column)

- | | | |
|---|------------|---|
| <input checked="" type="checkbox"/> deprived me of property; | | <input checked="" type="checkbox"/> exceeded its authority or jurisdiction; |
| <input type="checkbox"/> ordered me to pay a fine or civil penalty; or | | <input checked="" type="checkbox"/> acted erroneously; |
| <input checked="" type="checkbox"/> otherwise substantially prejudiced my rights; | AND | <input checked="" type="checkbox"/> failed to use proper procedure; |
| | | <input checked="" type="checkbox"/> acted arbitrarily or capriciously; or |
| | | <input checked="" type="checkbox"/> failed to act as required by law or rule. |

Date: June 4, 2018 _____ Your phone number: (336) 373-8850

Print your full address: 230 N. Elm Street, Suite 2000, Greensboro NC 27401 _____

Print your name: V. Randall Tinsley, Brooks, Pierce, McLendon, Humphrey & Leonard, LLP, Attorneys for Chatham Park Investors LLC

Your signature: 

You must mail or deliver a **COPY** of this Petition to the State agency or board named on line (3) of this form. You should contact the agency or board to determine the name of the person to be served.

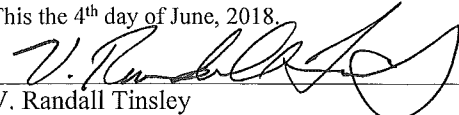
CERTIFICATE OF SERVICE

I certify that this Petition has been served on the State agency or board named below by depositing a copy of it with the United States Postal Service with sufficient postage affixed **OR** by delivering it to the named agency or board:

VIA US Postal Service to: Bill Lane, General Counsel, NC Department of Environmental Quality, 1601 Mail Service Center, Raleigh, NC 27699-1641

VIA email to: bill.lane@ncdenr.gov

This the 4th day of June, 2018.

 (signature)
V. Randall Tinsley

When you have completed this form, you **MUST** mail or deliver the **ORIGINAL** to the Office of Administrative Hearings, 6714 Mail Service Center, Raleigh, NC 27699-6700.