

Jason Sullivan

From: Botts, Mark F [Botts@sog.unc.edu]
Sent: Tuesday, August 07, 2007 3:56 PM
To: DAVID A. BOTTS; The Larkspur mailing list.; Botts, Mark F; The Larkspur mailing list.; keith.megginson@ncmail.net; jason.sullivan@ncmail.net; lynn.richardson@ncmail.net
Subject: FW: photos for tonight Larkspur agenda item
Attachments: 111_1162.JPG; 111_1164.JPG



111_1162.JPG (255 KB)



111_1164.JPG (269 KB)

<<111_1162.JPG>> Pl <<111_1164.JPG>> anning Staff: Can you have these two photos available for showing when either David Botts or Mark Botts speak at the planning board meeting on the Larkspur agenda item?

Comments regarding the photos, including where taken on the property, are included below.

I would like the photos and the comments in the email below admitted to the record of written public comments on the proposed subdivision.

Thanks, Mark Botts

Mark Ford Botts, J.D.

Associate Professor of Public Law and Government School of Government The University of North Carolina at Chapel Hill CB# 3330 Knapp-Sanders Building Chapel Hill, NC 27599-3330
www.sog.unc.edu T: 919 962 8204 F: 919 962 2706 Celebrating 75 Years of Public Service

-----Original Message-----

From: Botts, Mark F
Sent: Tuesday, March 06, 2007 4:35 PM
To: 'The Larkspur mailing list.'
Subject:

Attached are two photos taken on February 14, 2007. One is David Botts standing next to a moving stream (water is moving downhill toward the top of the photo) that is in the area on the sketch marked "wetland."
Keep in mind that by designating this stream as "wetland," no stream buffer is required. Stream buffers are only required for those things designated on the sketch as "streams." In other words, the watershed protection ordinance requires buffers for streams, but makes no mention of wetlands. Rather than calling this area a "wetland," which allows the area to escape the buffer requirement, this water area would appear, by most reasonable people with an onsite inspection, to be a stream and, therefore, require a vegetative buffer. On Feb. 14, 2007, this stream where David is standing has more moving water than the southern stream indicated on the sketch

The other photo (Betsy's leg), is about 20 feet from the east boundary of Larkspur, upstream from the photo of David and stream. The water here was moving downhill toward David, which moved downhill toward the West boundary. (Look to the top of the photo of Betsy's sandal and you will see the reflection of the water moving downhill. The water

where Betsy is standing is not indicated on the sketch as anything, neither stream nor wetland.)