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# Memo

**To:** Keith Megginson

**From:** Paul S. Messick, Jr.

**CC:**

**Date:** February 20, 2006

**Re:** Dixon Subdivision 

Pursuant to your request, we have reviewed the various right of way issues raised concerning the driveway entrance from the proposed Dixon Subdivision to Mann's Chapel Road. We are of the opinion that the issues involve the various property owners and NC Department of Transportation and not Chatham County.

As far as sketch design approval is concerned we are of the opinion that if otherwise acceptable, the proposed plan can be approved subject to a commercial driveway permit from NC Department of Transportation together with such sight distance easements and deceleration lanes as Department of Transportation may require.

If the right of way is not available to the developer, then the permit will presumably not be forthcoming. If there is a question about the right of way, then perhaps the NC Department of Transportation or the Superior Court is the appropriate forum for its resolution.

If you have further questions, please advise.