## For posting

From: mbirch@morningstarlawgroup.com [mailto:mbirch@morningstarlawgroup.com]
Sent: Monday, April 29, 2013 11:00 AM
To: Angela Birchett
Cc: jsmyre@thedesignresponse.com; HBPowell@aol.com
Subject: Polks Village - Additional Modifications

Angela,

Thank you for speaking with me on Friday afternoon regarding the additional changes requested to the Polks Village CUP. As discussed, I am identifying for you the three additional changes, which are set forth below:

- Change the maximum size of a Food Store use from 12,000 SF to 30,000 SF.
- Provide an exception to the maximum size of any single building of 40,000 SF only for an assisted living facility use, which shall be limited to a maximum of 47,000 SF.
- Change the overall building floor area maximum for the development to 129,000 SF.

Please let me know if you need any additional information regarding these proposed additional changes to the CUP for the public hearing notice.

Thanks,

Michael



R. Michael Birch, Jr. Morningstar Law Group 630 Davis Drive, Suite 200 Morrisville, NC 27560 Office: (919) 590-0388 Mobile: (919) 208-9427 mbirch@morningstarlawgroup.com www.morningstarlawgroup.com

**IRS Compliance:** Any tax advice contained in this communication (including any attachments) is not intended or written to be used, and cannot be used, for the purpose of (i) avoiding penalties imposed under the Internal Revenue Code or applicable state or local tax law or (ii) promoting, marketing, or recommending to another party any transaction or matter addressed herein.

Confidentiality Notice: This e-mail is intended only for the addressee named above. It contains information that is

privileged, confidential or otherwise protected from use and disclosure. If you are not the intended recipient, you are hereby notified that any review, disclosure, copying, or dissemination of this transmission, or taking of any action in reliance on its contents, or other use is strictly prohibited. If you have received this transmission in error, please reply to the sender listed above immediately and permanently delete this message from your inbox. Thank you for your cooperation.

Information from ESET NOD32 Antivirus, version of virus signature database 8278 (20130429)

The message was checked by ESET NOD32 Antivirus.

http://www.eset.com

\_\_\_\_\_\_ Information from ESET NOD32 Antivirus, version of virus signature database 8283 (20130430) \_\_\_\_\_

The message was checked by ESET NOD32 Antivirus.

http://www.eset.com

\_\_\_\_\_\_ Information from ESET NOD32 Antivirus, version of virus signature database 8283 (20130430) \_\_\_\_\_

The message was checked by ESET NOD32 Antivirus.

http://www.eset.com