From:	Harry Buckner
To:	William Morrison
Cc:	Jonathan Kanipe; Mike Dale
Subject:	RE: Possible Construction Activity - 7 Stuyvesant Rd
Date:	Thursday, March 09, 2023 5:13:14 PM
Attachments:	image001.png IMG_1187.JPG IMG_1184.JPG

Hi Jonathan and Mr. Morrison:

I wanted to follow-up on my visit to 7 Stuyvesant today at 3:00 pm to investigate the construction activities currently underway on-site. At Mr. Morrison's invitation I approached the property line between Mr. Morrison's home and the 7 Stuyvesant property where I could see a stone path or roadway under construction near the property line. The improvements nearest his property appeared to be approximately 2-4 inches of railroad ballast already placed, approximately 8 feet wide. The location appeared to be an existing grassed or earth pathway from the front of the residence to the back lawn area that joins the golf course. Closer to the existing driveway, it appeared that additional stone (CABC material) was being placed on top of the railroad ballast to further improve the surface. I did not see any evidence of tree removal.

During my visit, Mr. Morrison and I saw two workers on the property and approached them to discuss the work that was ongoing. The two workers (a male and female) worked for BB Barns landscaping company. I asked them about the work underway, and they said that it was not their project, they were there to look at some landscaping in the back yard, and that the road/path construction was being performed by a different contractor. I asked again if they knew what the overall plan was with regards to the roadway improvements, and he said "no". I pointed out that the work was clearly in the setback and asked if the grading contractor was on site, and they said he had just left to get more CABC to put on top of the railroad ballast that was already down. They also said they thought work had been underway since Monday of this week. I asked them to please have the grading contractor stop work until he could contact the Town to determine what permissions were required to construct the path within the setback and to notify us what the overall project entailed. I emphasized again that the work was inside the setback and that driveways were generally not allowed in the setback without seeking a variance from the Town's ordinances. The gentleman said he would let the grading person know when they got back. I asked them to tell him he could phone or come by Public Works or Town Hall for more information or if he had questions.

Mr. Morrison also informed the workers that he was the neighbor and that he could clearly see the roadway from his back patio, and I agreed. I emphasized again that the grading contractor would need to immediately stop work and inform the Town of the full extent of the proposed project and request the necessary permissions.

I've attached some photos of the work as of today for reference. If you have any questions or need additional information, please let me know.

Best regards,

Harry B. Buckner, PE
Director of Public Works
Town of Biltmore Forest
355 Vanderbilt Road
Asheville, NC 28803

Office: 828.274.3919
Email: hbuckner@biltmoreforest.org

All email correspondence to and from this address is subject to public review under the NC Public Records Law.

From: Harry Buckner
Sent: Thursday, March 09, 2023 1:57 PM
To: William Morrison <williampmorrison1@gmail.com>
Cc: Jonathan Kanipe <jkanipe@biltmoreforest.org>; Mike Dale <mdale@biltmoreforest.org>
Subject: RE: Possible Construction Activity - 7 Stuyvesant Rd

I'll see you at 3 pm. Thanks!

Harry B. Buckner, PE
Director of Public Works
Town of Biltmore Forest
355 Vanderbilt Road
Asheville, NC 28803

Office: 828.274.3919
Email: hbuckner@biltmoreforest.org

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From: William Morrison <williampmorrison1@gmail.com>
Sent: Thursday, March 09, 2023 12:40 PM

To: Harry Buckner <hbuckner@biltmoreforest.org>
Subject: Re: Possible Construction Activity - 7 Stuyvesant Rd

WARNING: This email originated from outside of the Town of Biltmore Forest Network.

Harry
If 3pm works for you why don't you come over to our home at 388 Vanderbilt Rd and I'll show you what this new driveway looks like. They've been working on it today as well.
Bill

Sent from my iPhone

> On Mar 9, 2023, at 8:59 AM, Harry Buckner <hbuckner@biltmoreforest.org> wrote:
>
> Hi Mr. Morrison:
>
> Jonathan asked me to follow-up with you regarding some potential construction activity you noticed at 7 Stuyvesant Rd. We did drive by yesterday and pulled into the driveway, but were unable to see any activity from the public space. We'd be happy to meet you and look at it from your location if that would be acceptable to you.
>
> Please let me know when you may be available today and I will come down look at what's going on. I look forward to hearing from you.
>
> Best regards,
>
> **Harry B. Buckner, PE**
> Director of Public Works
> Town of Biltmore Forest
> 355 Vanderbilt Road
> Asheville, NC 28803
>
> Office: 828.274.3919
> Email: hbuckner@biltmoreforest.org
>
> <image001.png>
>
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