



# CAPE FEAR

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## Soccer Club

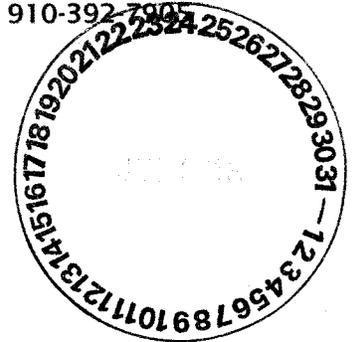


5725 Oleander Drive, Suite B-4, Wilmington NC 28403 Tel: 910-392-0306 Fax: 910-392-7005

Website: [www.capefearsoccer.com](http://www.capefearsoccer.com)

Mr. Tony Duque  
Brownfields Project Manager  
Division of Waste Management  
Department of Environment and Natural Resources  
1646 Mail Service Center, Raleigh, NC 27699-1646

January 21<sup>st</sup>, 2013



**Re: 2012 Land Use Restriction Update, Flemington Landfill Brownfields Project**  
**Wilmington, New Hanover County, North Carolina**

Dear Mr. Duque:

In accordance with paragraph 10.a.vi of the Brownfields Agreement between the North Carolina Department of Environment and Natural Resources and Cape Fear Soccerplex, LLC, and on behalf and at the request of Cape Fear Soccerplex, LLC, I am providing this Land Use Restriction Update and hereby certify as follows:

- A) The Notice of Brownfields Property containing the Land Use Restriction remains recorded at the New Hanover County Register of Deeds office.
- B) The New Hanover County Ordinance Chapter 23 Article IX Sec. 23 -501—23-513, formerly Chapter 56 Division 5 Sec. 56-181, remains in effect.
- C) The Methane, Ground Water and Infiltration testing required in paragraphs 10.d. 10.e. and 10.f. respectively, of said Agreement, are being conducted. (A copy of the latest results, dated November 1<sup>st</sup>, 2012 is attached)
- D) The Land Use Restrictions are being complied with.
- E) The Cap installed in accordance with paragraph 10.b. of the Agreement is in place and in good repair.

The above information has been verified by research of the existing New Hanover County Ordinances, the New Hanover County Register of Deeds and a visual inspection of the cap.

Sincerely,

Antonio Saviano  
Director of Operations, CFSC