



North Carolina Department of Public Safety

Emergency Management

Pat McCrory, Governor
Frank L. Perry, Secretary

Michael A. Sprayberry, Director

October 9, 2014

Jerry Vebaun
Buncombe County EM
164 Erwin Hills Road
Asheville NC 28806

ATTN: Michael Frue, Buncombe County Attorney

Mr. Vebaun:

Some time ago, Buncombe County approached NCEM for approval to transfer title to two parcels in Black Mountain, NC located at 125 East Street and 299 (formerly 301) Flat Creek Road from Buncombe County to the Town of Black Mountain. Both of these parcels were purchased using funds provided under the FEMA Hazard Mitigation Grant Program (HMGP) and identified as project NCDR 1134-0018. Both FEMA and NCEM were in concurrence that the transfer was appropriate, and FEMA provided a letter to that effect provided certain deed restrictions were recorded along with the transfer binding the Town of Black Mountain to the same use and development restrictions identified on the deeds recorded when the county purchased the property from the private owners. These restrictions are laid out in the 44 CFR part 80.19.

On October 1, 2014, Angela Ledford of Buncombe County EM approached me and informed me that the transfer had not taken place and asked if it was still acceptable to transfer title to the Town of Black Mountain.

Based on the letter from FEMA dated March 11, 2002, and my understanding of the requirements set out in 44 CFR 80.19 (b), Buncombe County may transfer title to the properties to Black Mountain provided the deed restrictions are recorded on the new deed. Once the Town of Black Mountain holds title to the properties, I will work with them to secure FEMA advice, guidance and approval for development of a park on the property.

Please forward copies of the new deeds to me immediately upon recording.

Please let me know if you need further assistance or guidance.

Chris Crew, CFM
State Hazard Mitigation Officer
(919) 825-2305

CC: Jacky Bell, FEMA Region IV

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