

**SUMMARY OF NOTICE OF  
INTENT TO REDEVELOP A BROWNFIELDS PROPERTY**  
**Brownfields Property Name: 120 Kindley Street**  
**Brownfields Project Number: 25025-21-092**

Pursuant to the North Carolina Brownfields Property Reuse Act (the “Act”) authorized by North Carolina General Statutes (NCGS) § 130A-310.30 through 130A-310.40, and specifically pursuant to NCGS § 130A-310.34, Capital City Urban Development, LLC, as Prospective Developer, has filed with the North Carolina Department of Environmental Quality (“DEQ”) a Notice of Intent to Redevelop a Brownfields Property (“Brownfields Property”) located at 120, 121, 130, and 131 Kindley Street, including an adjacent Kindley Street Easement Area, and Former Department of Transportation Land, Raleigh, Wake County. The Brownfields Property, which is the former site of residential and Duke Energy data center with offices, consists of 10.136 acres. Environmental contamination exists on the Brownfields Property in soil, soil gas, and groundwater. Capital City Urban Development, LLC has committed itself to redevelop the Brownfields Property for no uses other than high-density residential, office, parking, retail, beverage or food production facility, hotel, recreation, institutional, educational space, post-secondary education, open space, transportation connector, and subject to DEQ’s prior written approval, other commercial and light industrial uses. The Notice of Intent to Redevelop a Brownfields Property includes: (1) a proposed Brownfields Agreement between DEQ and Capital City Urban Development, LLC, which in turn includes (a) a map showing the location of the Property, (b) a description of the contaminants involved and their concentrations in the media of the Property, (c) the above-stated description of the intended future use of the Brownfields Property, and (d) proposed investigation and remediation; and (2) a proposed Notice of Brownfields Property prepared in accordance with NCGS § 130A-310.35.

The full Notice of Intent to Redevelop a Brownfields Property may be reviewed at Oberlin Regional Library located at 1930 Clark Ave, Raleigh, NC 27605, by contacting Robert Lambert at [robert.lambert@wakegov.com](mailto:robert.lambert@wakegov.com) or at 919-856-6710; or at the offices of the N.C. Brownfields Program, 217 West Jones Street, Raleigh, NC or by contacting Shirley Liggins at that address, at [shirley.liggins@ncdenr.gov](mailto:shirley.liggins@ncdenr.gov), or at (919) 707-8383. The full Notice of Intent to Redevelop a Brownfields Property may be reviewed online at the DEQ public record database, Laserfiche, by entering the project number **25025-21-092** into the search bar at the following web address:

<https://edocs.deq.nc.gov/WasteManagement/Welcome.aspx?dbid=0&repo=WasteManagement>

The Act requires a public comment period of at least 30 days. The first day of public comment is defined as the day after which all of the following public notice tasks have occurred: the date this Notice is: (1) published in a newspaper of general circulation serving the area in which the Brownfields Property is located; (2) conspicuously posted at the Brownfields Property; and (3) mailed or delivered to each owner of property contiguous to the Brownfields Property. Written public comments may be submitted to DEQ within 30 days after the public comment period begins. Written requests for a public meeting may be submitted to DEQ within 21 days after the public comment period begins. These periods will start no sooner than **October 20, 2022**, and will end no sooner than the later of: 1) 30 and 21 days, respectively, after that; or 2) 30 and 21 days, respectively, after completion of the latest of the three (3) above-referenced tasks, if such completion occurs later than the date stated herein. All public comments and public meeting requests should be addressed as follows:

Mr. Bruce Nicholson  
Brownfields Program Manager  
Division of Waste Management  
NC Department of Environmental Quality  
1646 Mail Service Center  
Raleigh, North Carolina 27699-1646