

**RESOLUTION**

**CHESAPEAKE BAY PRESERVATION ORDINANCE VIOLATIONS – CIVIL CHARGE –**

**SCOTT AND BRANDI BRAND, 3657 BRIDGEWATER DRIVE, MILL CREEK LANDING**

WHEREAS, Scott and Brandi Brand of 3657 Bridgewater Drive, Settlers Mill, are the owners of a certain parcel of land commonly known as 3657 Bridgewater Drive, Williamsburg, Virginia, designated as Parcel No. 3841760010, within James City County's Real Estate system, herein referred to as the ("Property"); and

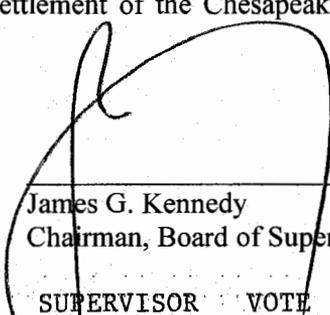
WHEREAS, on or about June 22, 2009, Scott and Brandi Brand caused the removal of vegetation from within a Chesapeake Bay Preservation Area (CBPA) on the Property; and

WHEREAS, Scott and Brandi Brand have executed a Chesapeake Bay Restoration Agreement with the County agreeing to install native canopy trees, native understory trees and native shrubs within Resource Protection Area (RPA) on the Property in order to remedy a violation of the County's Chesapeake Bay Preservation Ordinance and have posted sufficient surety guaranteeing the installation of the aforementioned improvements and the restoration of the RPA on the Property; and

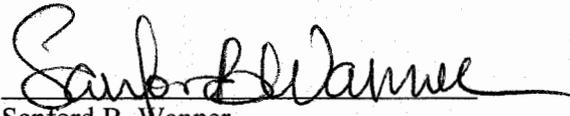
WHEREAS, Scott and Brandi Brand have agreed to pay a total of \$1,000 to the County as a civil charge under the County's Chesapeake Bay Preservation Ordinance; and

WHEREAS, the James City County Board of Supervisors is willing to accept the restoration of the impacted area and the civil charge in full settlement of the Chesapeake Bay Preservation Ordinance violation, in accordance with Section 23-18 of the Code of the County of James City.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby authorizes and directs the County Administrator to accept the \$1,000 civil charge from Scott and Brandi Brand, as full settlement of the Chesapeake Bay Preservation Ordinance Violations at the Property.

  
\_\_\_\_\_  
James G. Kennedy  
Chairman, Board of Supervisors

ATTEST:

  
\_\_\_\_\_  
Sanford B. Wanner  
Clerk to the Board

<u>SUPERVISOR</u>	<u>VOTE</u>
GOODSON	AYE
JONES	AYE
MCLENNON	AYE
ICENHOUR	AYE
KENNEDY	AYE

Adopted by the Board of Supervisors of James City County, Virginia, this 8th day of December, 2009.

OrdViolation\_res