

**A G E N D A**

**JAMES CITY COUNTY BOARD OF SUPERVISORS**

**County Government Center Board Room**

**April 25, 2000**

**7:00 P.M.**

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<b>A. ROLL CALL</b>	
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1. Appointment of Individuals to County Boards and/or Commissions, Section 2.1-344(A)(1) of the Code of Virginia
  - a. Transportation Improvement District Advisory Board
2. Acquisition of Property, Section 2.1-344(A)(3) of the Code of Virginia

**AT A WORK SESSION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF JAMES CITY, VIRGINIA, HELD ON THE 29TH DAY OF MARCH, 2000, AT 4:00 P.M. IN THE COUNTY GOVERNMENT CENTER BOARD ROOM, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA.**

**A. ROLL CALL**

Ronald A. Nervitt, Chairman, Powhatan District  
Bruce C. Goodson, Vice Chairman, Roberts District

John J. McGlennon, Jamestown District  
Jay T. Harrison, Sr., Berkeley District  
James G. Kennedy, Stonehouse District  
Sanford B. Wanner, County Administrator  
Frank M. Morton, III, County Attorney

**B. WORK SESSION**

Mr. Nervitt called the meeting to order.

1 & 2. Primary Principles for Rural Lands and Purchase of Development Rights

Mr. O. Marvin Sowers, Director of Planning, and Mr. Donald Davis, Principal Planner, presented three recommendations to the Board concerning the future and mission of the Rural Lands Study Committee. The recommendations were:

- 1) include the Primary Principles for Rural Lands in the development of the 2002 Comprehensive Plan and be used as a guide for future actions involving rural lands;
- 2) committee formed and charged with the establishment of a Rural Assistance Program to foster the economic health of those businesses in the rural setting that contribute to the character of rural lands;
- 3) staff develop a schedule for creating a Purchase of Development Rights program.

Board, staff, and members of the Rural Lands Study Committee held a brief discussion.

Information was presented regarding the basic components of the Purchase of Development Rights and discussion followed.

3. Affordable Housing

Mr. Anthony Conyers, Jr., Manager of Community Services, gave an overview of County funding and programs for affordable housing.

Mr. Conyers introduced Mr. Rick Hanson, Housing and Community Development Administrator, who presented the mission of the affordable housing program in James City County and the methods for James City County to impact affordable housing.

Discussion followed regarding the increasing cost of homes and land; growth issues; and other issues surrounding affordable housing in James City County.

Mr. McGlennon made a motion to adjourn.

On a roll call, the vote was: AYE: McGlennon, Harrison, Goodson, Kennedy, Nervitt (5). NAY: (0).

The Board adjourned at 8:30 p.m., until April 11, at 7:00 p.m. for its next regular meeting.

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Sanford B. Wanner  
Clerk to the Board

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**AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF JAMES CITY, VIRGINIA, HELD ON THE 11TH DAY OF APRIL, 2000, AT 7:00 P.M. IN THE COUNTY GOVERNMENT CENTER BOARD ROOM, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA.**

**A. ROLL CALL**

Ronald A. Nervitt, Chairman, Powhatan District  
Bruce C. Goodson, Vice Chairman, Roberts District

John J. McGlennon, Jamestown District  
Jay T. Harrison, Sr., Berkeley District  
James G. Kennedy, Stonehouse District  
Sanford B. Wanner, County Administrator  
Frank M. Morton, III, County Attorney

**B. PLEDGE OF ALLEGIANCE**

Ms. Judy Yoffy's Third Grade Class, Clara Byrd Baker Elementary School, led the Board and citizens in the Pledge of Allegiance.

**C. PUBLIC COMMENT**

1. Mr. Ed Oyer, 139 Indian Circle, shared the development of a Governor's School near Petersburg which is a community effort built school; voiced his concern about the Bell Atlantic telephone bill tax increase of four cents; and provided information regarding a California model for water conservation.

**D. PRESENTATION**

Mr. Goodson presented a Proclamation recognizing April 9-15 as National Telecommunicator's Week to Ms. Carole Martin.

**E. CONSENT CALENDAR**

As no one wished to have an item pulled from the Consent Calendar, Mr. Goodson made a motion to approve items on the Consent Calendar.

On a roll call, the vote was: AYE: McGlennon, Harrison, Goodson, Kennedy, Nervitt (5). NAY: (0).

1. Minutes of March 28, 2000, Regular Meeting

2. National Telecommunicator’s Week – April 9-15, 2000

**RESOLUTION**

**NATIONAL TELECOMMUNICATOR’S WEEK**

WHEREAS, the 911 Communications Center provides a vital contribution to the quality of life enjoyed by citizens and visitors to James City County; and

WHEREAS, access to a 911 center dramatically improves the response to a police, fire, or emergency medical call; and

WHEREAS, the telecommunicators are trained, prepared, and ready; and

WHEREAS, National Telecommunicator’s Week will serve to recognize the telecommunicators of James City County who provide a vital public safety service.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby proclaims the week of April 9-15, 2000, as National Telecommunicator’s Week in James City County and encourages County citizens to observe this week with appropriate programs, ceremonies, and activities.

3. Livestock Claim

**RESOLUTION**

**LIVESTOCK CLAIM**

WHEREAS, Section 3-32 of the James City County Code provides that owners of livestock or poultry killed or injured by any dog shall be entitled to receive compensation from the County; and

WHEREAS, Joyce Stout reported that dogs killed ten Bantam hens, one Bantam rooster and one Tom turkey; and

WHEREAS, the claim of Ms. Stout has been investigated by the County’s Animal Control Warden and was found to be valid; and

WHEREAS, the value of each poultry killed is as follows:

10 Bantam Hens (\$5.00 each)	\$50.00
1 Bantam Rooster (\$5.00 each)	5.00
1 Tom Turkey (\$10.00 maximum)	<u>10.00</u>

<u>Total</u>	<u>\$65.00</u>
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NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby authorizes and directs the County Administrator to compensate Joyce Stout \$65.00 for destroyed poultry.

4. Petty Cash – James City County/Williamsburg Sheriff

**RESOLUTION**

PETTY CASH - JAMES CITY COUNTY/WILLIAMSBURG SHERIFF

WHEREAS, the Board of Supervisors of James City County has been requested to authorize a petty cash fund for \$100 in the Office of the James City County/Williamsburg Sheriff.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby authorize the Treasurer to create a petty cash fund in the Office of the Sheriff in the amount of \$100.

5. Social Services Cost Recovery Position

**RESOLUTION**

SOCIAL SERVICES COST RECOVERY POSITION

WHEREAS, the Board of Supervisors of James City County has been requested to create a full-time, limited-term, Program Coordinator position within the Department of Social Services for the purposes of expanding the County's cost recovery program for services targeting youths at risk, with the objective of obtaining additional Federal funds for these efforts; and

WHEREAS, while funds sufficient to begin this program for the few weeks remaining in FY 2000 exist within the Social Services budget, if the Board approves this position then approximately \$45,000 in additional costs, funded directly, or indirectly, by proceeds from the cost recovery program, will be added to the FY 2001 Social Services budget now under consideration by the Board.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby authorize the County Administrator to enter into the necessary agreements with the State Department of Social Services to improve the County's cost-recovery efforts under Federal and State programs, and authorizes a full-time, limited-term, position of Program Coordinator to oversee the County's efforts in this program in FY 2000.

6. Traffic Signal Budget Amendment

**RESOLUTION**

TRAFFIC SIGNAL BUDGET AMENDMENT

WHEREAS, the Board of Supervisors of James City County has been requested to execute an agreement with the Virginia Department of Transportation (VDOT) and assume the liability of traffic signal changes at the intersection of Strawberry Plains and Ironbound Roads; and

WHEREAS, CMM Properties, LLC, for whom the signal changes are necessary, is willing to pay the entire cost of the traffic signal changes.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby authorize the County Administrator to enter into an agreement with VDOT, authorizing the traffic signal changes at the intersection of Strawberry Plains and Ironbound Roads; amends the budget for FY 2000; and approves the following amended Capital Budget appropriations:

Revenues:

From Developer \$89,500

Expenditures:

Road Improvements \$89,500

7. Removal of Courthouse

**RESOLUTION**

**REMOVAL OF COURTHOUSE**

WHEREAS, Section 15.2-1647 of the Code of Virginia, 1950, as amended, requires that the Board of Supervisors give notice of substantial completion of a courthouse to the Circuit Court Judge and place notice of same in a newspaper of general circulation, pursuant to Section 15.2-1647 of the Code of Virginia, 1950, as amended.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of James City County, Virginia, hereby certifies to the Circuit Court Judge for the City of Williamsburg and County of James City that the new courthouse at the intersection of Monticello Avenue and Ironbound Road is substantially complete.

BE IT FURTHER RESOLVED, that public notice of such completion be published in a newspaper of general circulation in James City County.

8. Bid Award, Sidewalk Construction Contracts – Ironbound Road

**RESOLUTION**

**AWARDING SIDEWALK CONSTRUCTION CONTRACTS**

**IRONBOUND ROAD**

WHEREAS, bids have been received for construction of sidewalks on the south side of Ironbound Road, between Mid-County Park and Brookhaven Drive; and

WHEREAS, these sidewalks were recommended in the adopted 1998 Sidewalk and Trail Plan and funds are available in the CIP Budget.



NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County, Virginia, that the County Administrator be authorized and directed to execute contracts with Hi and Sons, Inc., and Pavement Consultants, Inc., in the following amounts for this work:

Section I - (Mid-County Park - Route 199)	Hi and Sons, Inc.	\$ 73,396.00
Section II - (Monticello Avenue - Brookhaven Drive)	Pavement Consultants, Inc.	<u>61,769.25</u>
Total		<u>\$135,165.25</u>

The Board recessed for a moment at 7:15 p.m. while the Board of Directors' meeting was called into session.

#### **F. PUBLIC HEARINGS**

##### 1 & 2. FY 2001/FY 2002 County Budget and Capital Improvements Program and Budget Ordinance Amendments

Ms. Carol Swindell, Assistant Manager of Financial Management Services, gave an overview of the proposed FY 2001-2002 Budget and 2001-2005 Capital Improvement Plan.

Mr. Nervitt opened the public hearing with a three-minute time limit for individual comments with the exception of a five-minute time limit for those individuals speaking on behalf of a group or organization.

1. Mr. John Heslip, 2817 Lawnes Creek Road, voiced opposition to the continuation of a special tax district for the cost of Alternate Route 5.

2. Ms. Robin Bledsoe, Colonial CASA, requested funding from the County to assist in office space rental.

3. Mr. Leonard Sazaki, 3927 Ironbound Road, requested the Planners consider an alternate path for the proposed sidewalk for Ironbound Road. A sidewalk that leads from Indigo Dam to the shopping center would be more beneficial to citizens than the currently proposed sidewalk path.

4. Mr. David Potter, Chairman, Williamsburg Convention Bureau, and representing the area's Hotel and Motel Tourism Industry, requested the County utilize the proposed room tax increase on tourism marketing.

5. Ms. Peggy Pearson, 121 Indian Summer Lane, requested the Board include funding for Bright Beginnings in future budgets.

6. Ms. Julie Leverenz, Historic Route 5 Association, requested the County fully fund the line items for greenspace and underground utilities.

7. Mr. Richard Butler, Williamsburg Soccer Clinic Director, requested the County contribute and fund the District Park Sports Complex development for the benefit of the children of the County.

8. Ms. Donna Crinklaw-Kiser, 124 Leeds, requested the County fully fund the School Budget for 2000/2001 as we get what we pay for and the quality of education for our children is important. The quality of school education and test scores in the area can affect the quality of the community.

9. Mr. John Filichko, 9615 Richmond Road, presented the Board with pictures and a letter as a glimpse into the good quality of Bright Beginnings. Mr. Filichko requested the County consider the need for quality teachers in area schools and act accordingly when reviewing the School Budget funding for teachers and classroom space.

10. Ms. Nancy Lincoln-Graves, 5311 Sloane Square, encouraged the Board to adopt the School Budget funding request for teachers.

11. Mr. Maru Torchik, 125 Westward Ho, requested the Board approve the proposed School Board Budget.

12. Mr. Ward Ellis, 8826 Diascund Road, requested the Board support the teachers and School Board by approving the requested proposed School Budget. Mr. Ellis distributed a flyer to the Board that is also being distributed throughout the community to promote awareness for quality education. By funding the proposed School Budget, the County may be able to slow the exodus of teachers from the area to other outside teaching positions.

13. Ms. Tamara Elim-Durden, 6007 Fox Hill Road, requested the Board fully fund the proposed School Budget to avoid potential pitfalls in the children's education by assisting in: staff growth opportunities; preschool development; competition for qualified educators; reducing the student-teacher ratios; and managing school population increases.

14. Ms. Kimberly Hundley, 22 Spring West, encouraged the Board to adopt the proposed School Budget.

15. Ms. Laura Keehner, 4062 Midlands Road, requested the Board fully fund the bike safety proposals with this proposed budget.

16. Mr. Don Cherry, 31 Whittaker's Mill, requested the Board fund bike paths in this proposed budget that will decrease shoulder maintenance and permit a larger portion of biking tourists to enjoy the area.

17. Ms. Camilla Buchanan, 196 The Maine, requested the Board include in this proposed budget for bike funding. Currently there is no funding proposed for FY2001-2003 and \$425,000 in the 2004 Budget. Matching funds are available to begin these bike project, but they are unable to start on these projects because there is no local funds to match.

18. Mr. Theodore Stokes, 21 Hampton Key, voiced his opposition to the elimination of the submeter water credit.

19. Ms. Margeret Mondul, 5547 Rolling Woods Drive, voiced her opposition to the three tier water rate fee structure; the elimination of the submeter water credit; and the lack of water conservation plans in the County's Comprehensive Plan.

20. Mr. Tom Brain, 2496 Sanctuary Drive, spoke on behalf of the residents of Governor's Land and voiced opposition to the proposed tiered water rate and elimination of the submeter water credit; and the lack of County initiative in using water conservation techniques such as alternate day watering, a ban on car washing, or desalinization.

21. Mr. John Agler, 120 Sunning Dale, voiced his concern regarding the James City Service Authority water bills not being sent out and the loss of revenue associated with the missed billing. Mr. Agler voiced his concern that the County is not capturing water efficiently, opposition to the elimination of submeter water credit, and increase in water rates.

22. Mr. W. B. Fichter, 113 Pierce's Court, voiced his opposition to the elimination of the submeter water credit and asked the Board on what grounds the elimination of the submeter water credit is based.

Board discussion followed regarding the need to encourage water conservation; the efforts already put forth by the County to encourage water conservation during the last two years; and the State review standards regarding withdrawal of water from aquifers.

23. Mr. Jay Everson, 103 Branscome Boulevard, voiced his concerns regarding the special tax districts for road build-outs; school budget needs be reviewed in reference to the General Administrative expenditure; and spoke in support of the water rate changes as a means of water conservation.

24. Mr. Ed Oyer, 139 Indian Circle, voiced his disapproval of the proposed Budget and requested the Board reconsider some of the proposed expenditures including: increased funding for Administrative Secretaries; investment in greenways; James City Service Authority increase in employment; and Social Services expenditures. Mr. Oyer indicated some revenue can be created and saved by focusing police efforts on red-light runners, and not spending the interest earned from increasing interest rates on money invested.

25. Mr. R. M. Hazelwood, Jr., 301 Old Stage Road, recommended the Board recall the prior Board's agreement not to widen Route 5 and voiced his opposition to General Funds paying off special tax districts.

Mr. Nervitt closed the public hearing for the Board of Supervisors.

Mr. Kennedy closed the public hearing for the Board of Directors.

Mr. Nervitt called for a recess at 9:15 p.m.

The Board reconvened at 9:32 p.m.

### 3. SUP-1-00. Mount Pleasant Baptist Church Building Additions

Mr. Christopher Johnson, Planner, gave a brief overview a request for classroom and foyer additions to the structure.

The Board and staff held a brief discussion regarding the owner buffering and landscaping along Route 199.

Mr. Nervitt opened the public hearing and as no one wished to speak, closed the hearing.

Mr. Mark Bennett of AES, representing the applicant, discussed with the Board the conditions agreed upon for the permit and the septic system connection.

Mr. Harrison made a motion to adopt the resolution.

On a roll call, the vote was: AYE: McGlennon, Harrison, Goodson, Kennedy, Nervitt (5). NAY: (0).

**RESOLUTION**

**CASE NO. SUP-1-00. MOUNT PLEASANT BAPTIST CHURCH BUILDING ADDITIONS**

WHEREAS, the Board of Supervisors of James City County has adopted by ordinance specific land uses that shall be subjected to a special use permit process; and

WHEREAS, houses of worship are a specially permitted use in the R-2, General Residential, zoning district; and

WHEREAS, the Planning Commission of James City County, following its public hearing on March 6, 2000, recommended approval of Case No. SUP-1-00 by a vote of 7 to 0 to permit the construction of approximately 2,500 square feet of additions to the existing Mount Pleasant Baptist Church located at 4002 Ironbound Road and further identified as Parcel No. (1-21) on James City County Real Estate Tax Map No. (38-4).

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby approve the issuance of Special Use Permit No. SUP-1-00 as described herein with the following conditions:

1. If construction has not commenced on the project within thirty six (36) months from the issuance of the special use permit, the permit shall become void. Construction shall be defined as obtaining permits for building construction and installation of footings and/or foundations.
2. The building materials, scale and colors of the addition shall be compatible with that of the existing structure. The colors and building materials for the additions shall be submitted to and approved by the Planning Director prior to final site plan approval.
3. This special use permit is not severable. Invalidation of any word, phrase, clause, sentence, or paragraph shall invalidate the remainder.

4. Case Nos. Z-6-99 and SUP-27-99. Williamsburg Common at Williamsburg Crossing

Mr. Christopher Johnson, Planner, gave an overview of the request for rezoning of a parcel of land from B-1 (General Business) to R-2 (General Residential) for the construction of townhouse units.

Mr. Nervitt opened the public hearing.

1. Mr. John Tarley, representative for the developer, expressed the benefits of the approval of this request including: easy access to shopping for residents, anticipated reduced traffic congestion, and fit in with surrounding area.

Board, staff, and Mr. Tarley discussed the proposed rezoning and logistics of such a proposal including access for traffic, land value, comprehensive plan, greenspace, sidewalk plans, pricing of the units, and neighboring property.

2. Mr. Ed Oyer, 139 Indian Circle, voiced his reservations on this proposal including water demands, student increase in already crowded schools, doubts that this would relieve traffic, and the County rezoning again.

3. Mr. Robert Patterson, Berkeley Pharmacy, indicated his favor of this type of development as opposed to other potential uses of the land.

The Board and staff held a discussion including: the mitigation impacts on the surrounding community; access to Route 199 is limited; future development; and run-off.

The Board agreed the proposal needed to be revised to address school concerns and water concerns and discussed the possibility of sending the proposal back to the Planning Commission for further consideration.

Mr. Tarley requested the applicant have an opportunity to reconsider the proposal and therefore requested a deferral.

Mr. Goodson made a motion to accept the request for deferral.

On a roll call, the vote was: AYE: McGlennon, Goodson, Nervitt (3). NAY: Harrison, Kennedy (2).

5. SUP-31-99. JCSA-Hankins Industrial Park Water/Sewer Main, Lift Station 6-8 and Well Facility W-1, No. 3

Mr. Christopher Johnson, Planner, requested the Board approve the application with conditions that are consistent with the 1997 Comprehensive Plan.

Mr. Harrison made a motion to adopt the resolution.

On a roll call, the vote was: AYE: McGlennon, Harrison, Goodson, Kennedy, Nervitt (5). NAY: (0).

**RESOLUTION**

CASE NO. SUP-31-99. JCSA - HANKINS INDUSTRIAL PARK WATER/SEWER MAIN,

LIFT STATION 6-8 AND WELL FACILITY W-1, No. 3

WHEREAS, the Board of Supervisors of James City County has adopted by ordinance specific land uses that shall be subjected to a special use permit process; and

WHEREAS, the Planning Commission of James City County, following its hearing on April 3, 2000, recommended approval of Case No. SUP-31-99 by a vote of 7 to 0 to permit the construction of a replacement Lift Station (6-8), approximately 7,600 linear feet of 12-inch force main, approximately 1,900 linear feet of 6-inch water main, approximately 1,475 linear feet of 16-inch water main, a new Well Facility (W-1, No. 3), and modifications to the existing Owens-Illinois Well Facility (W-1).

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby approve the issuance of Special Use Permit No. SUP-31-99 as described herein with the following conditions:

1. Construction, operation and maintenance of the water transmission main and sewer force main shall comply with all local, State, and Federal requirements.

2. The project shall comply with all State erosion and sediment control regulations as specified in the 1992 Virginia Erosion and Sediment Control Handbook, Third Edition.
3. All permits and easements shall be acquired prior to the commencement of construction.
4. If construction on the force main and water main has not commenced within thirty-six (36) months from the date of issuance of the special use permit, the permit shall become void. Construction shall be defined as clearing, grading, and excavation of trenches necessary for the force mains and water mains.
5. For pipeline construction adjacent to existing development, adequate dust and siltation control measures shall be taken to prevent adverse effects on the adjacent property. It is intended that the present and future results of the proposed sewer force main or water main do not create adverse effects on the public health, safety, comfort, convenience, or value of the surrounding property and uses thereon.
6. To the maximum extent possible, the applicant shall avoid removing trees, bushes and shrubs during construction of the sewer force main and water mains. Trees, bushes and shrubs along Richmond Road damaged during construction that are not designated on the site plan as to be removed shall be replaced with a tree, bush or shrub of equal type as approved by the Director of Planning.
7. The building architecture, materials, orientation and landscaping for the replacement lift station, designated 6-8 by the JCSA, shall be approved by the Director of Planning prior to the issuance of final site plan approval for the lift station.
8. Vehicular access to residences along the affected right-of-ways, to include Depot Street, and Richmond Road, shall be maintained at all times.
9. By the end of the workday, ditches should be back-filled or fully covered by an appropriate construction material to prevent unauthorized or unintentional access to the open ditch.
10. All construction activity along Depot Street and Richmond Road should occur between the hours of 7 a.m. and 5:00 p.m., Monday through Friday.
11. Construction vehicles shall not be parked or stored along Depot Street or Richmond Road between the hours of 5:00 p.m. and 7:00 a.m.
12. A calgon activated carbon filtration system or other odor reducing device and a critical grade muffler or noise attenuator shall be installed on all equipment in the replacement lift station.
13. This special use permit is not severable. Invalidation of any word, phrase, clause, sentence, or paragraph shall invalidate the remainder.

Mr. McGlennon made a motion to adjourn the Board of Directors until April 25, at 7:00 p.m.

On a roll call, the vote was: AYE: Nervitt, McGlennon, Harrison, Goodson, Kennedy (5). NAY: (0).

6. Property Conveyances – 8794 Six Mount Zion Road

Mr. William Porter, Assistant County Administrator, requested the Board adopt the two resolutions conveying the County’s rights, title, and interest in the land commonly known as 8794 Six Mount Zion Road to James City Service Authority for the construction of a sewer pump station; and a 15-foot by 5-foot right-of-way to Virginia Power to upgrade electrical service.

Mr. Nervitt opened and closed the public hearing, as no one wished to speak.

Mr. Harrison made a motion to adopt the two resolutions.

On a roll call, the vote was: AYE: Nervitt, McGlennon, Harrison, Goodson, Kennedy (5). NAY: (0).

**RESOLUTION**

**CONVEYANCE OF RIGHT-OF-WAY TO VIRGINIA POWER**

**8794 SIX MOUNT ZION ROAD**

WHEREAS, James City County owns 1.34± acres of land (the “Property”) commonly known as 8794 Six Mount Zion Road and designated as Parcel No. (1-7) on James City County Real Estate Tax Map No. (12-2); and

WHEREAS, Virginia Power is upgrading its distribution facilities along Old Stage Road in the Stonehouse District; and

WHEREAS, an upgrade of electrical service will reduce future power outages, improve service reliability, and create an underground service loop; and

WHEREAS, the Board of Supervisors, following a public hearing, is of the opinion that it is in the public interest to convey, free of charge, a utility right-of-way to Virginia Power over a portion of the Property.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, authorizes and directs the County Administrator to execute a right-of-way agreement, deed or other documents as may be necessary to convey a 15-foot by 5-foot utility right-of-way over a portion of the property to Virginia Power.

**RESOLUTION**

**CONVEYANCE OF TITLE**

**TO THE JAMES CITY SERVICE AUTHORITY**

**8794 SIX MOUNT ZION ROAD**

WHEREAS, James City County owns 1.34± acres of land (the “Property”) commonly known as 8794 Six Mount Zion Road and designated as Parcel No. (1-7) on James City County Real Estate Tax Map No. (12-2); and

WHEREAS, the Property was acquired by the County with funds from the James City Service Authority for the Ware Creek Reservoir Project; and

WHEREAS, pursuant to the issuance of a special use permit, a regional sewer pump station is being built on the Property by the developer of Fenwick Hills which will be maintained by the James City Service Authority; and

WHEREAS, the Board of Supervisors, following a public hearing, is of the opinion that it is in the public interest to convey, free of charge, all the County's rights, title and interest in the Property to the James City Service Authority.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, authorizes and directs the County Administrator to execute a deed and such other documents as may be necessary to convey the Property to the James City Service Authority.

**G. PUBLIC COMMENT**

1. Mr. Ed Oyer, 139 Indian Circle, requested the Board review the comments he sent regarding the proposed budget.

**H. REPORTS OF THE COUNTY ADMINISTRATOR**

Mr. Wanner suggested the Board adjourn to 7:00 p.m. on April 13 for a Budget work session.

**I. BOARD REQUESTS AND DIRECTIVES**

Mr. Harrison thanked the citizens for their comments regarding the proposed budget and submeter issue. Mr. Harrison requested information about how much damage beavers are permitted to inflict before action can be taken to alleviate the damage.

Mr. Harrison made a motion to adjourn until April 13, 7:00 p.m.

On a roll call, the vote was: AYE: Nervitt, McGlennon, Harrison, Goodson, Kennedy (5). NAY: (0).

The Board adjourned at 10:50 p.m. until April 13, at 7:00 p.m. for its Budget work session.

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Sanford B. Wanner  
Clerk to the Board



MEMORANDUM

DATE: April 25, 2000  
TO: The Board of Supervisors  
FROM: Richard M. Miller, Fire Chief  
SUBJECT: Budget Amendment – Emergency Medical Services

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The Fire Department has received multiple grants to install traffic preemption equipment and Zoll heart monitors. Traffic preemption equipment has been installed at ten intersections throughout the County using County money. This equipment permits fire apparatus to change the traffic light to green and to hold it green until the fire truck and/or ambulance travels through the intersection.

Preemption equipment has not been installed on police vehicles.

The Virginia Office of Emergency Medical Services has awarded a total of \$56,695 in grant funds which covers the cost of the traffic preemption equipment, installation, and Zoll heart monitors.

I recommend approval of the attached resolution amending the FY 2000 Emergency Medical Services Budget and appropriating the grant funds.

---

Richard M. Miller

RMM/tlc  
emsamend.mem

Attachment

**RESOLUTION**

**BUDGET AMENDMENT – EMERGENCY MEDICAL SERVICES**

WHEREAS, James City County has been granted awards totaling \$56,695 by the Virginia Office of Emergency Medical Services for traffic preemption equipment and EMS equipment.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia hereby amends the FY 2000 Operating Budget and appropriates said money as follows:

Revenue:

Department of Health; Office of Emergency Medical Services	<u>\$56,695</u>
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Expenditures:

EMS -001-072-0420	<u>\$56,695</u>
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Ronald A. Nervitt  
Chairman, Board of Supervisors

ATTEST:

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Sanford B. Wanner  
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 25th day of April, 2000.

emsamend.res

MEMORANDUM

DATE: April 25, 2000  
TO: The Board of Supervisors  
FROM: Suzanne R. Mellen, Accounting Supervisor  
SUBJECT: Hurricane Floyd Reimbursements

---

The attached resolution authorizes the appropriation of \$449,423 in insurance proceeds, Federal aid and State aid received as reimbursement from spending incurred by public agencies during Hurricane Floyd. The majority of the spending in the aftermath of Hurricane Floyd was incurred by the James City Service Authority (JCSA) and the reimbursements reflect that, with \$314,100 allocated to the JCSA.

The resolution, attached, would authorize the County to reimburse outside agencies for reimbursements received, on their behalf, by the County. In addition, for County departments, the appropriations would restore funds previously spent.

Your approval of the attached resolution is requested.

---

Suzanne R. Mellen

CONCUR:

---

John E. McDonald

SRM/tlc  
floydreim.mem

Attachment

**RESOLUTION**

**HURRICANE FLOYD REIMBURSEMENTS**

WHEREAS, the Board of Supervisors of James City County has incurred costs associated with Hurricane Floyd that are eligible for reimbursement under the County's insurance policy, and Federal and State aid programs.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby authorize the following budget and appropriation amendments to account for, and share, insurance recoveries and the Federal and State cost reimbursements:

General Fund:

Revenues:

Insurance Recovery	\$ 293,039
Federal Hurricane Aid	126,935
State Hurricane Aid	<u>29,449</u>
	<u>\$ 449,423</u>

Expenditures:

James City Service Authority	\$ 314,100
Contribution to Capital	60,200
Refuse Disposal	28,895
Fire Department	16,053
Police Department	11,697
WJCC Schools	10,575
Community Services	4,335
Facilities Management	2,189
WAMAC	449
Regional Jail	<u>930</u>
	<u>\$ 449,423</u>

Capital Budget:

Revenues:

From the General Fund	<u>\$ 60,200</u>
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Expenditures:

District Park	<u>\$ 60,200</u>
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Ronald A. Nervitt  
Chairman, Board of Supervisors

ATTEST:

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Sanford B. Wanner  
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 25th day of April,  
2000.

floydreim.res

MEMORANDUM

DATE: April 25, 2000  
TO: The Board of Supervisors  
FROM: Richard M. Miller, Fire Chief  
SUBJECT: Wexford Health Sources, Inc., Agreement

---

James City County provides emergency medical service to the Henrico County Regional Jail facility in New Kent County as part of our mutual aid agreement.

Due to the workload resulting from the Jail, James City County negotiated a fee for service agreement with the health care provider for Henrico County. A fee of \$275.00 per call will be levied. This agreement will recover our cost of providing ambulance service to inmates/clients at the facility. A copy of the agreement is attached.

Attached is a resolution authorizing the Chairman of the Board of Supervisors to enter into the Ambulance Service Agreement with Wexford Health Sources, Inc. Staff recommends approval of the resolution.

---

Richard M. Miller

CONCUR:

---

Sanford B. Wanner

RMM/alc  
wexford.mem

Attachment

**RESOLUTION**

**AMBULANCE SERVICE AGREEMENT**

WHEREAS, James City County provides mutual aid ambulance service to Henrico County Regional Jail in New Kent County; and

WHEREAS, an agreement for ambulance service was negotiated with the health care provider for the Henrico County Regional Jail; and

WHEREAS, this agreement for service will cover the cost to provide such ambulance services.

NOW, THEREFORE BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby authorizes the Chairman of the Board of Supervisors to execute the necessary agreement with Wexford Health Services, Inc.

\_\_\_\_\_  
Ronald A. Nervitt  
Chairman, Board of Supervisors

ATTEST:

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

Adopted by the Board of Supervisors of James City County, Virginia, this 25th day of April, 2000.

ambuserve.res

MEMORANDUM

DATE: April 25, 2000  
TO: The Board of Supervisors  
FROM: Sanford B. Wanner, County Administrator  
SUBJECT: FY 2001 Strategic Management Plan

---

The County's Proposed FY 2001 Strategic Management Plan was submitted to you with the budget document for your review.

I recommend approval of the attached resolution adopting the FY 2001 Strategic Management Plan.

---

Sanford B. Wanner

SBW/alc  
fy01smplan.mem

Attachment



**RESOLUTION**

**FY 2001 STRATEGIC MANAGEMENT PLAN**

WHEREAS, the County's Strategic Management Plan sets forth the mission, vision, values, goals, and objectives; and

WHEREAS, the FY 2001 Strategic Management Plan has been reviewed to assure that it reflects our priorities and is consistent with resources in the FY 2001 Budget; and

WHEREAS, the Strategic Management Plan is an essential tool for identifying, communicating, and tracking the critical areas we need to address to meet the needs of our citizens.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, adopts the FY 2001 Strategic Management Plan.

\_\_\_\_\_  
Ronald A. Nervitt  
Chairman, Board of Supervisors

ATTEST:

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

Adopted by the Board of Supervisors of James City County, Virginia, this 25th day of April, 2000.

fy01smplan.res

MEMORANDUM

DATE: April 25, 2000  
TO: The Board of Supervisors  
FROM: Sanford B. Wanner, County Administrator  
SUBJECT: Relocating CASA

---

The current offices of the Court Appointed Special Advocate (CASA) function are located in the basement of the current courthouse. When the other courthouse offices are moved to the new courthouse, CASA will be relocated. Suitable rental space has been located and will be available but insufficient funds exist to pay a monthly rent of \$500 and support the other expenses of the program.

The CASA budget requested an increase of \$4,500, or 75 percent of the expected annual rent, for the coming fiscal year. This would allow them to make the commitment for an annual lease. The FY 01 Budget includes an additional \$2,500 of that requested \$4,500, leaving an unfunded rental cost of \$2,000. These funds are proposed to come from the County's operating contingency. Your approval of the attached resolution is requested.

---

Sanford B. Wanner

SBW/gb  
casa.mem

Attachment

**RESOLUTION**

**RELOCATING CASA**

WHEREAS, the Board of Supervisors of James City County has, with the City of Williamsburg, authorized office space for the Court Appointed Special Advocate (CASA) program in the basement of the existing courthouse; and

WHEREAS, the other offices of the courthouse will be relocated to the new courthouse on Monticello Avenue and the existing courthouse closed.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby authorize the following budget and appropriation amendments to allow CASA to rent appropriate office space in order to relocate:

General Fund:

Revenue:

_____ Operating Contingency	<u>\$2,000</u>
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Expenditure:

Contribution to CASA	<u>(\$2,000)</u>
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\_\_\_\_\_  
Ronald A. Nervitt  
Chairman, Board of Supervisors

ATTEST:

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

Adopted by the Board of Supervisors of James City County, Virginia, this 25th day of April, 2000.

casares

MEMORANDUM

DATE: April 25, 2000

TO: The Board of Supervisors

FROM: Bernard M. Farmer, Jr., Capital Projects Administrator  
Needham S. Cheely, III, Director of Parks and Recreation

SUBJECT: Award of Bid - District Park Sports Complex Restroom/Concession Buildings

Bids were received April 18, 2000, for the construction of two restroom/concession buildings and utilities at the District Park Sports Complex. One restroom/concession building will be located at the soccer complex and the other at the baseball complex.

Seven bids were received as outlined below with the low bidder being D. K Nunnally Company, Inc.

<u>CONTRACTOR</u>	<u>BASE BID</u>	<u>ALTERNATE 2</u>	<u>ALTERNATE 3</u>
Cochran Construction	\$1,225,541	(\$ 2,000)	\$15,270
Horne Engineering Services	1,174,807	( 6,000)	5,200
American Better Living	1,024,950	( 2,000)	14,487
J. Sanders Construction	988,980	( 2,000)	15,000
Henderson, Inc.	968,000	( 2,000)	13,000
Virtexco	962,939	(0)	4,000
D. K. Nunnally Company, Inc	922,521	(15,000)	12,600

The bid amount of \$922,521 is consistent with the architect's estimates and within the approved budget. Several alternates were included in the bid package. Alternate 2 is a deduction of the cost of use of stamped/imprinted concrete and provides an alternative surfacing. Alternate 3 provides facilities in the building to allow use of a smaller water meter size which reduce the James City Service Authority tap fees. Both alternates are desired and provide for a more cost effective facility. Consequently, the full contract amount would be \$920,121. The contractor has done work for the County before.

Staff recommends the Board adopt the attached resolution authorizing award of a bid to D. K. Nunnally Company Inc., for the construction of two restroom/concession buildings in the amount of \$920,121.

\_\_\_\_\_  
Bernard M. Farmer, Jr.

\_\_\_\_\_  
Needham S. Cheely, III

CONCUR:

\_\_\_\_\_  
William C. Porter, Jr.

BMF/NSC/WCP/gb  
bidawardpark.mem

Attachment

**RESOLUTION**

**AWARD OF BID**

**DISTRICT PARK SPORTS COMPLEX RESTROOM/CONCESSION BUILDINGS**

WHEREAS, competitive bids were advertised for two District Park Sports Complex Restroom/Concession Buildings; and

WHEREAS, seven bids were received with the low bidder being D. K. Nunnally Company, Inc., with a bid of \$922,521, plus \$12,600 for Alternate 3, minus \$15,000 for Alternate 2; and

WHEREAS, adequate funds exist in the project budget for these buildings and site improvements.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby authorizes the County Administrator or his designee to execute the necessary contract documents for the District Park Sports Complex Restroom/Concession Buildings in the amount of \$920,121.

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Ronald A. Nervitt  
Chairman, Board of Supervisors

ATTEST:

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Sanford B. Wanner  
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 25th day of April, 2000.

bidawardpark.res

MEMORANDUM

DATE: April 25, 2000  
TO: The Board of Supervisors  
FROM: Leo P. Rogers, Deputy County Attorney  
SUBJECT: Conveyance of Easement to Virginia Power - District Park Sports Complex

---

Attached for your consideration is a resolution authorizing the County Administrator to convey a 15-foot utility easement to Virginia Power for the District Park Sports Complex. The easement will allow Virginia Power to install underground cable and associated equipment to provide electrical service to the Williamsburg Indoor Soccer Facility. Attached is a plat which shows the location of the proposed utility easement. A public hearing was advertised on this matter because the County is conveying an interest in real property.

I recommend approval of the attached resolution.

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Leo P. Rogers

CONCUR:

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Frank. M. Morton, III

LPR/alc  
sportpark.mem

Attachments

**RESOLUTION**

**CONVEYANCE OF EASEMENT TO VIRGINIA POWER -**

**DISTRICT PARK SPORTS COMPLEX**

WHEREAS, James City County owns 525.458± acres commonly known as the District Park Sports Complex (Warhill Tract) and designated as Parcel No. (1-12) on James City County Real Estate Tax Map No. (32-1); and

WHEREAS, Virginia Power requires a 15-foot utility easement in order to provide electrical service to the Williamsburg Indoor Soccer Facility located at the District Park Sports Complex; and

WHEREAS, the Board of Supervisors, following a public hearing, is of the opinion that it is in the public interest to convey a utility easement to Virginia Power.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby authorizes and directs the County Administrator to execute the Right-of-Way Agreement and such other documents necessary to convey a utility easement to Virginia Power.

\_\_\_\_\_  
Ronald A. Nervitt  
Chairman, Board of Supervisors

ATTEST:

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

Adopted by the Board of Supervisors of James City County, Virginia, this 25th day of April, 2000.

sportpark.res

**SPECIAL USE PERMIT 11-00 Clara Byrd Baker Elementary School Temporary Trailers**  
**SPECIAL USE PERMIT 12-00 Toano Middle School Temporary Trailers**  
**SPECIAL USE PERMIT 13-00 Jamestown High School Temporary Trailers**  
**SPECIAL USE PERMIT 14-00 Lafayette High School Temporary Trailers**  
**Staff Report for April 25, 2000, Board of Supervisors Public Hearing**

This staff report is prepared by the James City County Planning Division to provide information to the Board of Supervisors to assist them in making a recommendation on these applications. It may be useful to members of the general public interested in these applications.

**PUBLIC HEARINGS** Building C Board Room; County Government Complex  
 Board of Supervisors: April 25, 2000, 7:00 p.m.

**SUMMARY FACTS**

Applicant: Dr. William Leonard, on behalf of W-JCC Public Schools

Proposed Use: Locate two temporary classroom trailers at Lafayette High School and one at Jamestown High School; Maintain one temporary classroom trailer at Clara Byrd Baker Elementary School and three at Toano Middle School.

Location: Clara Byrd Baker E.S. - 3131 Ironbound Road; Berkeley District  
 Toano M.S. - 7817 Richmond Road; Stonehouse District  
 Jamestown H.S. - 3751 John Tyler Hwy.; Berkeley District  
 Lafayette H.S. - 4460 Longhill Road; Powhatan District

Tax Map and Parcel No.: Clara Byrd Baker E.S. - (47-1)(1-58)  
 Toano M.S. - (12-4)(1-51)  
 Jamestown H.S. - (46-1)(1-2D)  
 Lafayette H.S. - (32-3)(1-1)

Parcel Size: Clara Byrd Baker E.S. - R-8, Rural Residential; 23 acres  
 Toano M.S. - A-1, General Agricultural; 33 acres  
 Jamestown H.S. - R-1, Limited Residential; 80 acres  
 Lafayette H.S. - R-2, General Residential; 50 acres

Staff Contact: Christopher M. Johnson - Phone: 253-6685

**STAFF RECOMMENDATION:**

Staff finds these proposals to be consistent with the surrounding zoning and development and consistent with the Comprehensive Plan. Staff recommends the Board of Supervisors approve these proposals with the condition listed in the staff report.



## **Description of the Project**

Dr. William Leonard, on behalf of Williamsburg-James City County Schools, has applied for four special use permits to allow the placement of temporary classroom trailers at Jamestown High School, Lafayette High School, Clara Byrd Baker Elementary School, and Toano Middle School. Section 24-109 of the Zoning Ordinance requires the issuance of a special use permit by the Board of Supervisors for temporary classroom trailers accessory to an existing school. The requests for each of the four schools are detailed below.

### *Clara Byrd Baker Elementary School*

There are ten double classroom trailers (20 classrooms) currently located at Clara Byrd Baker Elementary School. The School Board is planning to remove nine of the ten trailers currently on the site and is requesting that one single classroom trailer be maintained for an additional four years. The Principal has documented the need to have a space for individuals who come to the school and provide part-time services to the students. If a trailer does not remain, these individuals would be assigned to substandard space in the building which could have an impact on service to the students.

### *Toano Middle School*

Three double classroom trailers (six classrooms) are currently located in the area behind the gymnasium at Toano Middle School. These three trailers, permitted under SUP-17-99 through July 1, 2000, were necessary due to the wall reinforcement project at the school. Toano's projected enrollment growth will exceed the school's effective capacity within two years and two additional teaching positions have been requested for the 2000-01 school year. The School Board is requesting that the three double classroom trailers be maintained for an additional four years.

### *Jamestown High School*

Jamestown High School currently does not have any temporary classroom trailers on the site. The Principal has requested two additional teachers for the 2000-2001 school year and each teacher will need a teaching station. The Principal has indicated that the school does not have any additional internal teaching spaces and is requesting two teaching stations in trailers. The School Board is unsure at this time whether they can accommodate this request with a double classroom trailer or two single classroom trailers. Architects and engineers will work with County staff to determine the best approach. The School Board has proposed to develop and submit a site plan for the area to the west of the existing school building and north of the baseball field to accommodate an additional six double classroom trailers (twelve classrooms) at Jamestown to be occupied as needed over the next several years. This location would not require additional landscaping as it is well screened from adjacent properties and Route 5 by a wooded buffer and would not interfere with any functional areas such as parking or recreation.

### *Lafayette High School*

Lafayette High School currently does not have any temporary classroom trailers on the site. The Principal has requested three additional teachers for the 2000-2001 school year and each teacher will need a teaching station. The School Board proposes to return the teacher workroom, which was converted into a classroom this school year, back to use as a teacher workroom and move the classroom to the trailers. The School Board has proposed to develop and submit a site plan for the area to the west of the main building and south of the existing tennis courts to accommodate an additional ten double classroom trailers (20 classrooms) at Lafayette to be occupied as needed over the next several years. This location would not require additional landscaping as it is well screened from both adjacent properties and Longhill Road and would not interfere with any functional areas such as parking or recreation.

The special use permit applications request approval for twelve trailers at Lafayette High School, seven trailers at Jamestown High School, one trailer at Clara Byrd Baker Elementary School and three at Toano Middle School, however, the School Board has requested funding for only four trailers in the 2000-01 budget. Staff has prepared a resolution which is consistent with the School Board's budget request, not the number of trailers requested in the

applications. The School Board will need to submit special use permit applications each time additional trailers become necessary at any of the four schools.

### **Public Utilities**

Each of the school sites lie within the Primary Service Area (PSA). Public water and sewer serve the area surrounding each of the schools.

### **Comprehensive Plan**

The Comprehensive Plan designates all four school sites as Federal, State and County Land. The majority of land surrounding the four schools is designated Low-Density Residential. Examples of acceptable land uses in areas designated as Low-Density Residential include single-family homes, recreation areas, community oriented public facilities, very limited commercial development, churches, and schools. Staff finds the proposed use to be consistent with the Comprehensive Plan as they are accessory to a recommended land use.

### **RECOMMENDATION:**

Staff finds these proposals to be consistent with the surrounding zoning and development and consistent with the Comprehensive Plan. Staff recommends the Board of Supervisors approve each of these proposals with the following condition:

1. This permit shall be valid until July 1, 2004.

---

Christopher M. Johnson

CONCUR:

---

O. Marvin Sowers, Jr.

CMJ/OMS/gb  
trailers.wpd

### **Attachments:**

1. Site Plan for Clara Byrd Baker Elementary School
2. Site Plan for Toano Middle School
3. Site Plan for Jamestown High School
4. Site Plan for Lafayette High School
5. Resolution

**RESOLUTION**

CASE NO. SUP-11-00. CLARA BYRD BAKER ELEMENTARY SCHOOL

CASE NO. SUP-12-00. TOANO MIDDLE SCHOOL

CASE NO. SUP-13-00. JAMESTOWN HIGH SCHOOL

CASE NO. SUP-14-00. LAFAYETTE HIGH SCHOOL

TEMPORARY CLASSROOM TRAILERS

WHEREAS, all conditions for the consideration of these special use permit applications have been met; and

WHEREAS, the owner of Clara Byrd Baker Elementary School has applied for a special use permit to allow one temporary classroom trailer on property owned and developed by the applicant located at 3131 Ironbound Road and further identified as Parcel No. (1-58) on James City County Real Estate Tax Map No. (47-1); and

WHEREAS, the owner of Toano Middle School has applied for a special use permit to extend the permit period for three temporary classroom trailers on property owned and developed by the applicant located at 7817 Richmond Road and further identified as Parcel No. (1-51) on James City County Real Estate Tax Map No. (12-4); and

WHEREAS, the owner of Jamestown High School has applied for a special use permit to allow one temporary classroom trailer on property owned and developed by the applicant located at 3751 John Tyler Highway and further identified as Parcel No. (1-2D) on James City County Real Estate Tax Map No. (46-1); and

WHEREAS, the owner of Lafayette High School has applied for a special use permit to allow two temporary classroom trailers on property owned and developed by the applicant located at 4460 Longhill Road and further identified as Parcel No. (1-1) on James City County Real Estate Tax Map No. (32-3).

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County, Virginia, hereby approves the issuance of a special use permit for the placement of temporary classroom trailers as described above and on the attached site location maps with the following condition:

1. This permit shall be valid until July 1, 2004.

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Ronald A. Nervitt  
Chairman, Board of Supervisors

ATTEST:

---

Sanford B. Wanner  
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 25th day of April,  
2000.

trailers.res

MEMORANDUM

DATE: April 25, 2000  
TO: The Board of Supervisors  
FROM: Carol O. Swindell, Assistant Manager of Financial and Management Services  
SUBJECT: Appropriation Resolutions

---

Presented for your consideration are two Appropriation Resolutions for the FY 2000-2001 Budget. The resolutions reflect the changes that were the consensus of the Board at its last budget work session. One resolution appropriates the full \$50,572,314 for School operations and debt service, while the other withholds \$1,000,000 of that amount in the County Nondepartmental contingency account. The resolution also adopts the second year of the two-year budget for planning purposes.

---

Carol O. Swindell

COS/tlc  
resofapp.mem

Attachment

**RESOLUTION**

**RESOLUTION OF APPROPRIATION**

WHEREAS, the County Administrator has prepared a two-year Proposed Budget for the fiscal years beginning July 1, 2000, and ending June 30, 2002, along with a five-year Capital Improvements Program, for information and fiscal planning purposes only; and

WHEREAS, it is now necessary to appropriate funds to carry out the activities proposed therein for the fiscal year beginning July 1, 2000, and ending June 30, 2001, and to set tax rates on real estate, tangible personal property, and machinery and tools, to provide certain revenue in support of those appropriations; and

WHEREAS, the Board wishes to adopt the second year of the operating and capital budget, beginning July 1, 2001, and ending June 30, 2002, and the remaining years of the five-year Capital Improvement Program for planning purposes only.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of James City County, Virginia, that:

1. The following amounts are hereby appropriated in the FY 2000-2001 General Fund for the offices and activities in the amounts as shown below:

**GENERAL FUND EXPENDITURES**

	<u>FY 2001</u>
Administrative	\$ 1,078,768
Elections	210,089
Human Resource	1,081,541
Financial Administration	2,451,832
Public Works	3,005,100
Information Resource Management	1,305,947
Development Management	3,042,702
Judicial	1,827,890
Public Safety	10,927,821
Community Services	5,274,493
Nondepartmental	2,915,424
WJCC Schools	50,572,314
Library and Arts Center	2,955,649
Regional Jail	874,576
Mental Health	530,290
Social Services	928,047
Public Health	511,690
Contributions - Other	<u>311,809</u>
<b>TOTAL EXPENDITURES</b>	<b><u>\$89,805,982</u></b>

The appropriation for education includes \$44,986,487 as a local contribution to the Williamsburg-James City County Schools operations and debt service, and a pass-

through of State Sales Tax revenue estimated at \$5,585,827. Whatever is actually received from State Sales Tax for Education will be forwarded to the schools.

GENERAL FUND REVENUES

	<u>FY 2001</u>
General Property Taxes	\$53,175,023
Other Local Taxes	13,347,437
Licenses, Permits and Fees	4,562,727
Fines and Forfeitures	60,000
Revenue from Use of Money and Property	1,624,000
Revenue from the Commonwealth	14,713,448
Revenue from the Federal Government	2,100
Charges for Current Services	2,197,527
Miscellaneous Revenues	<u>123,720</u>
<b>TOTAL REVENUES</b>	<b><u>\$89,805,982</u></b>

2. That the tax rates be set for the amounts shown below and revenues appropriated in the following classifications:

TAX RATES

Real Estate on each \$100 assessed value	\$0.87
Tangible Personal Property on each \$100 assessed value	\$4.00
Machinery and tools on each \$100 assessed value	\$4.00
Enhanced E-911	\$1.70/Month
Real Estate on each \$100 assessed value	
Route 5 Transportation Improvement District	\$0.10

PROPOSED CAPITAL BUDGET:

Revenues:

Estimated Prior Year Fund Balance	\$ 1,300,000
Contribution - General Fund	1,186,000
Other Revenue	<u>5,608,441</u>
	<b><u>\$ 8,094,441</u></b>

Expenditures:

Public Safety	\$ 582,000
Education	807,000
Community Services	546,000
Development Projects	577,000
Recreation	1,469,906
Economic Development	2,146,535
Transportation	205,000
Public Facilities	<u>1,761,000</u>
	<b><u>\$ 8,094,441</u></b>

DEBT SERVICE FUND

Revenues:

From General Fund - Schools	\$ 7,500,000
From General Fund - Other	1,355,000
Interest on Bond Proceeds	200,000
Transfer from Capital Projects Reserve	<u>1,051,347</u>

Total Debt Service Fund Revenues \$10,106,347

Current Year Expenditures \$10,106,347

Debt Service Fund Disbursements \$10,106,347

VIRGINIA PUBLIC ASSISTANCE FUND

Revenues:

From the Federal Government/Commonwealth	\$ 2,793,610
From the General Fund	928,047
Comprehensive Services Act	174,050
Other	<u>193,828</u>

Total Virginia Public Assistance  
Fund Revenues \$ 4,089,535

Expenditures:

Administration and Assistance \$ 4,089,535

Total Virginia Public Assistance  
Fund Expenditures \$ 4,089,535

COMMUNITY DEVELOPMENT FUND

Revenues:

General Fund	\$ 244,960
Grants	630,864
Generated Program Income	<u>153,694</u>

Total Community Development  
Fund Revenues \$ 1,029,518



Expenditures:

Administration and Programs	<u>\$ 1,029,518</u>
Total Community Development Fund Expenditures	<u>\$ 1,029,518</u>

3. The County Administrator be authorized to transfer funds and personnel from time to time within and between the offices and activities delineated in this Resolution as he may deem in the best interest of the County in order to carry out the work of the County as approved by the Board of Supervisors during the coming fiscal year.
4. The County Administrator be authorized to administer the County's Personnel Policy and Pay Plan as previously adopted by the Board of Supervisors. There will be a salary increase with various increases based on performance and funded at an average of 4.0 percent, granted to employees in FY 2001.
5. The Board of Supervisors of James City County, Virginia, hereby adopts the following budgets for the purposes of future financial and operational planning:

FY 2002

General Fund	\$95,706,661
Capital Budget	4,786,000
Debt Service	10,317,719
Public Assistance	4,230,367
Community Development	1,034,211
 FY 2003 Capital	 \$ 5,338,000
FY 2004 Capital	5,057,000
FY 2005 Capital	8,277,000

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Ronald A. Nervitt  
Chairman, Board of Supervisors

ATTEST:

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Sanford B. Wanner  
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 25th day of April, 2000.

## RESOLUTION

### RESOLUTION OF APPROPRIATION

WHEREAS, the County Administrator has prepared a two-year Proposed Budget for the fiscal years beginning July 1, 2000, and ending June 30, 2002, along with a five-year Capital Improvements Program, for information and fiscal planning purposes only; and

WHEREAS, it is now necessary to appropriate funds to carry out the activities proposed therein for the fiscal year beginning July 1, 2000, and ending June 30, 2001, and to set tax rates on real estate, tangible personal property, and machinery and tools, to provide certain revenue in support of those appropriations; and

WHEREAS, the Board wishes to adopt the second year of the operating and capital budget, beginning July 1, 2001, and ending June 30, 2002, and the remaining years of the five-year Capital Improvement Program for planning purposes only.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of James City County, Virginia, that:

1. The following amounts are hereby appropriated in the FY 2000-2001 General Fund for the offices and activities in the amounts as shown below:

#### GENERAL FUND EXPENDITURES

	<u>FY 2001</u>
Administrative	\$ 1,078,768
Elections	210,089
Human Resource	1,081,541
Financial Administration	2,451,832
Public Works	3,005,100
Information Resource Management	1,305,947
Development Management	3,042,702
Judicial	1,827,890
Public Safety	10,927,821
Community Services	5,274,493
Nondepartmental	3,915,424
WJCC Schools	49,572,314
Library and Arts Center	2,955,649
Regional Jail	874,576
Mental Health	530,290
Social Services	928,047
Public Health	511,690
Contributions - Other	<u>311,809</u>
TOTAL EXPENDITURES	<u><u>\$89,805,982</u></u>

The appropriation for education includes \$43,986,487 as a local contribution to the Williamsburg-James City County Schools operations and debt service, and a pass-

through of State Sales Tax revenue estimated at \$5,585,827. Whatever is actually received from State Sales Tax for Education will be forwarded to the schools.

GENERAL FUND REVENUES

	<u>FY 2001</u>
General Property Taxes	\$53,175,023
Other Local Taxes	13,347,437
Licenses, Permits and Fees	4,562,727
Fines and Forfeitures	60,000
Revenue from Use of Money and Property	1,624,000
Revenue from the Commonwealth	14,713,448
Revenue from the Federal Government	2,100
Charges for Current Services	2,197,527
Miscellaneous Revenues	<u>123,720</u>
<b>TOTAL REVENUES</b>	<b><u>\$89,805,982</u></b>

2. That the tax rates be set for the amounts shown below and revenues appropriated in the following classifications:

TAX RATES

Real Estate on each \$100 assessed value	\$0.87
Tangible Personal Property on each \$100 assessed value	\$4.00
Machinery and tools on each \$100 assessed value	\$4.00
Enhanced E-911	\$1.70/Month
Real Estate on each \$100 assessed value	
Route 5 Transportation Improvement District	\$0.10

PROPOSED CAPITAL BUDGET:

Revenues:

Estimated Prior Year Fund Balance	\$ 1,300,000
Contribution - General Fund	1,186,000
Other Revenue	<u>5,608,441</u>
	<b><u>\$ 8,094,441</u></b>

Expenditures:

Public Safety	\$ 582,000
Education	807,000
Community Services	546,000
Development Projects	577,000
Recreation	1,469,906
Economic Development	2,146,535
Transportation	205,000
Public Facilities	<u>1,761,000</u>
	<b><u>\$ 8,094,441</u></b>

DEBT SERVICE FUND

Revenues:

From General Fund - Schools	\$ 7,500,000
From General Fund - Other	1,355,000
Interest on Bond Proceeds	200,000
Transfer from Capital Projects Reserve	<u>1,051,347</u>

Total Debt Service Fund Revenues \$10,106,347

Current Year Expenditures \$10,106,347

Debt Service Fund Disbursements \$10,106,347

VIRGINIA PUBLIC ASSISTANCE FUND

Revenues:

From the Federal Government/Commonwealth	\$ 2,793,610
From the General Fund	928,047
Comprehensive Services Act	174,050
Other	<u>193,828</u>

Total Virginia Public Assistance  
Fund Revenues \$ 4,089,535

Expenditures:

Administration and Assistance \$ 4,089,535

Total Virginia Public Assistance  
Fund Expenditures \$ 4,089,535

COMMUNITY DEVELOPMENT FUND

Revenues:

General Fund	\$ 244,960
Grants	630,864
Generated Program Income	<u>153,694</u>

Total Community Development  
Fund Revenues \$ 1,029,518

Expenditures:

Administration and Programs	<u>\$ 1,029,518</u>
Total Community Development Fund Expenditures	<u>\$ 1,029,518</u>

3. The County Administrator be authorized to transfer funds and personnel from time to time within and between the offices and activities delineated in this Resolution as he may deem in the best interest of the County in order to carry out the work of the County as approved by the Board of Supervisors during the coming fiscal year.
4. The County Administrator be authorized to administer the County's Personnel Policy and Pay Plan as previously adopted by the Board of Supervisors. There will be a salary increase with various increases based on performance and funded at an average of 4.0 percent, granted to employees in FY 2001.
5. The Board of Supervisors of James City County, Virginia, hereby adopts the following budgets for the purposes of future financial and operational planning:

FY 2002

General Fund	\$95,706,661
Capital Budget	4,786,000
Debt Service	10,317,719
Public Assistance	4,230,367
Community Development	1,034,211
 FY 2003 Capital	 \$ 5,338,000
FY 2004 Capital	5,057,000
FY 2005 Capital	8,277,000

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Ronald A. Nervitt  
Chairman, Board of Supervisors

ATTEST:

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Sanford B. Wanner  
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 25th day of April, 2000.

**RESOLUTION**

**FY 01 CONTRIBUTION TO WILLIAMSBURG/JAMES CITY COUNTY SCHOOLS**

WHEREAS, the Williamsburg/James City County School Board has stated that its number one priority is the improvement of the teacher compensation in order to recruit and retain quality teachers; and

WHEREAS, the Board of Supervisors strongly support the Schools commitment to improving teacher compensation; and

WHEREAS, the Board has reallocated from budgeted County capital projects and other operating expenses \$782,000 to the School Board FY 01 Budget.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby indicates to the School Board its desire that these additional funds be used for improving teacher compensation.

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Ronald A. Nervitt  
Chairman, Board of Supervisors

ATTEST:

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Sanford B. Wanner  
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 25th day of April, 2000.

teach.res

MEMORANDUM

DATE: April 25, 2000  
TO: The Board of Supervisors  
FROM: Carol O. Swindell, Assistant Manager of Financial and Management Services  
SUBJECT: Budget Ordinance Amendments

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Attached for your consideration are two ordinance amendments to implement the FY 2001 budget. The ordinance amendments are as follows:

A. Section 4-8. Building Permit Fees. (Effective for July 1, 2000)

This Ordinance increases the Building Permit Fee from \$0.09 to \$0.11 per square foot of finished property, and from \$0.08 to \$0.10 per square foot of unfinished property.

B. Section 20-25. Tax imposed. (Effective August 1, 2000)

This Ordinance increases the special tax for enhanced 911 emergency telephone service from \$1.20 per month to \$1.70 per month.

Staff recommends adoption of the attached ordinances.

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Carol O. Swindell

COS/tlc  
taxord01 .mem

Attachments

ORDINANCE NO.

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 4, BUILDING REGULATIONS, OF THE CODE OF THE COUNTY OF JAMES CITY, VIRGINIA, BY AMENDING ARTICLE I, VIRGINIA UNIFORM STATEWIDE BUILDING CODE, DIVISION 2, PERMIT AND INSPECTION FEES, SECTION 4-8, GENERALLY.

BE IT ORDAINED by the Board of Supervisors of the County of James City, Virginia, that Chapter 4, Building Regulations, is hereby amended and reordained by amending Article I, Virginia Uniform Statewide Building Code, Division 2, Permit and Inspection Fees, Section 4-8, Generally.

Chapter 4. Building Regulations

Article I. Virginia Uniform Statewide Building Code

Division 2. Permit and Inspection Fees

**Sec. 4-8. Generally.**

Permit and inspection fees are hereby established in accordance with the provisions of the Virginia Uniform Statewide Building Code, as follows:

*(1) Building Permits:*

- b. For the construction of any building or addition thereto where the floor area is increased, and for the installation or erection of any industrialized building unit, the fee shall be based on the floor



- area to be constructed as computed from exterior building dimensions at each floor. Any residential building, any unenclosed carport, porch or stoop, when built in conjunction with and at the same time as the dwelling, shall be excluded from the square footage computation. The fee shall be ~~\$0.09~~ *\$0.11* per square foot.
- c. For the construction of a garage, barn, pole shed or similar structure, when not constructed at the time of and under the permit of the main dwelling, the fee shall be ~~\$0.08~~ *\$0.10* per square foot of the exterior dimensions of the building.

This ordinance shall become effective July 1, 2000.

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Ronald A. Nervitt  
Chairman, Board of Supervisors

ATTEST:

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Sanford B. Wanner  
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 25th day of April, 2000.

bldgcode.ord

ORDINANCE NO.

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 20, TAXATION, OF THE CODE OF THE COUNTY OF JAMES CITY, VIRGINIA, BY AMENDING ARTICLE V, SPECIAL TAX FOR ENHANCED 911 EMERGENCY TELEPHONE SYSTEM, SECTION 20-25, TAX IMPOSED.

BE IT ORDAINED by the Board of Supervisors of the County of James City, Virginia, that Chapter 20, Taxation, is hereby amended and reordained by amending Section 20-25, Tax imposed.

Chapter 20. Taxation

Article V. Special Tax for Enhanced 911 Emergency Telephone System

**Sec. 20-25. Tax imposed.**

Pursuant to the provisions of Section 58.1-3813 of the Code of Virginia, there is hereby imposed a special tax of ~~\$1.20~~ **\$1.70** per month on each consumer of telephone service for each telephone line provided by any corporation subject to the provisions of chapter 26 of title 58.1 of the Code of Virginia; provided, however, that this tax is not imposed on federal, state or local government agencies. The definitions provided in article 4, chapter 38 of title 58.1 shall apply to this article.

This ordinance shall become effective August 1, 2000.

Ordinance to Amend and Reordain  
Chapter 20. Taxation  
Page 2

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Ronald A. Nervitt  
Chairman, Board of Supervisors

ATTEST:

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Sanford B. Wanner  
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 25th day of April, 2000.

e911fee2.ord

MEMORANDUM

DATE: April 25, 2000  
 TO: The Board of Supervisors  
 FROM: Paul D. Holt, III, Senior Planner  
 SUBJECT: Reduced Street Widths Policy

Currently, the *1996 Subdivision Street Requirements* of the Virginia Department of Transportation (VDOT) dictate how wide subdivision street rights-of-way and pavement widths must be. These rights-of-way and pavement widths, shown below, are dependant on the length of the road and the amount of traffic that uses the road.

However, as highlighted by several recent requests, a developer may request a reduction in the right-of-way and pavement widths for subdivision streets. Such requests may be approved by VDOT's resident engineer provided that the reduction is specifically requested in writing by the governing body.

<u>Type of street</u>	<u>Standard requirements:</u>		<u>May be reduced to:</u>	
	<u>Right-of-Way</u>	<u>Pavement**</u>	<u>Right-of-Way</u>	<u>Pavement**</u>
Streets less than 0.5 mile long and with a projected traffic volume of less than 250 ADT (i.e., 25 s.f. homes)	40'	28'	30'	22'
Streets less than 0.5 mile long and with a projected traffic volume of 251-400 ADT (i.e., 26-40 s.f. homes)	40'	28'	30'	24'
Streets of any length with a projected traffic volume of 401-4,000 ADT (i.e., 41-400 s.f. homes)	44'-48'	36'-40'	40'	30'

\* ADT = Average Daily Trips  
 \*\* curb to curb width

To assist the Board of Supervisors in making the decision on requesting reduced right-of-way and pavement widths, staff has developed a set of performance criteria which are outlined in the attached policy. Before a reduced street width is requested, staff wants to make sure the road is adequate enough to support all necessary emergency response personnel and equipment; therefore, these criteria have been developed jointly with the James City County Fire and Police Departments.

For example, in subdivisions where reduced street widths are permitted, the Fire Department needs to ensure that sufficient access to hydrants exists, that the street is sufficiently designed to accommodate maneuvering apparatus, and that the street can maintain its through function during an emergency event. In an effort to support the latter two goals, the Police Department needs to ensure that sufficient off-street parking opportunities exist.

RECOMMENDATION:

Staff recommends the Board adopt the attached policy for use in determining whether or not to request reduced right-of-way and pavement widths from VDOT. Staff believes the performance standards listed will achieve the necessary objectives of both the Fire and Police Departments. Those Departments have reviewed the criteria and are in agreement with the proposed policy. Staff also recommends that wherever street reductions are approved, additional design features be incorporated to offset the impacts of the reduction, increase their safety, and/or add to the public benefit of the reduction. These features involve sidewalks, street trees, and curbing.

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Paul D. Holt, III

CONCUR:

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O. Marvin Sowers, Jr.

PDH/OMS/gb  
reducestwidth.mem

Attachments:

1. Proposed Policy
2. Comparison of Existing Requirements vs. Reduced Street Width Policy Requirements
3. Streetscape Guidelines Policy

## RESOLUTION

### REDUCED STREET WIDTHS POLICY

WHEREAS, Section 24 VAC-30-90-130 of the Virginia Department of Transportation (VDOT) *Subdivision Street Requirements* allows the VDOT Resident Engineer to approve a reduction in the residential curb and gutter roadway and right-of-way widths shown in 24 VAC 30-90-380; and

WHEREAS, such a reduction must be specifically requested in writing by the governing body; and

WHEREAS, reduced street widths may contribute to increased safety for both pedestrians and motorists by slowing traffic; and

WHEREAS, reduced street widths contribute to improved stormwater management; and

WHEREAS, one of the requirements listed below encourages the preservation of trees along the right-of-way and where existing trees cannot be saved or do not exist, new trees will be planted which significantly contribute to the aesthetic character of the subdivision and of the County as a whole.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County, Virginia, that in considering any request for a reduction in roadway widths, as provided for in the above-referenced VDOT document, and in addition to any other requirements that may be required by VDOT, the following shall be required:

1. At least one fire hydrant shall be provided every 400 feet on the road(s) subject to the reduced widths.
2. For each lot which fronts on a road subject to reduced widths, the developer shall submit a letter stating that a minimum of three off-street parking spaces, exclusive of any garage or similar car shelter facility, shall be provided. A note to this effect shall be added to both the construction plans and record plat for the subdivision.
3. Front setbacks for all lots which front on a road subject to reduced widths shall be increased to a minimum of 40 feet from the road right-of-way. However, this requirement shall not apply when design covenants, which are acceptable to the Director of Planning, indicating how the requirements of No. 2 above will be met are recorded prior to, or concurrent with, the final subdivision plat.
4. The developer shall post signs in accordance with VDOT policy assuring that no on-street parking shall be allowed on the road(s) subject to the reduced widths.
5. Roll top curb shall be used on all roads subject to reduced widths.
6. A minimum three-foot wide sidewalk shall be provided on at least one side of all subdivision roads subject to reduced widths.

7. For each road where reduced widths are approved, trees shall be planted in accordance with the Streetscape Guidelines Policy, as adopted by the Board of Supervisors.
8. No tree may be planted closer than 15 feet to the edge of pavement within 80 feet of any intersection on all roads with reduced widths. A note to this effect, combined with appropriate graphic delineations, shall be added to the record plat.

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Ronald A. Nervitt  
Chairman, Board of Supervisors

ATTEST:

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Sanford B. Wanner  
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 25th day of April,  
2000.

reducestwidth.res

MEMORANDUM

DATE: April 25, 2000  
TO: The Board of Supervisors  
FROM: Sanford B. Wanner, County Administrator  
SUBJECT: Future of Eastern State Hospital Property

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The future of the Eastern State Hospital property was raised as part of a State initiative to restructure the delivery of mental health services. This property was being considered for sale by the State to provide funding to support the mental health restructuring. The property is currently shown as public/semipublic land on the James City County Comprehensive Plan and is zoned R-2, General Residential. As a result of the final legislation approved by the General Assembly and the Governor, it is apparent that there may be future land uses for the Eastern State property that will not be consistent with the Comprehensive Plan designation.

The Eastern State property is a critical parcel in James City County and should any change in ownership occur that shifts it from State to private ownership, that change in circumstance will require a revision to the Comprehensive Plan and probable changes to existing zoning.

The attached resolution would set forth the Board's position regarding the possibility of the property becoming privately owned and indicates that the Board will consider such change in ownership to be a change in circumstance resulting in the likelihood of a rezoning to a category more consistent with nonpublic ownership.

I recommend approval of the attached resolution.

---

Sanford B. Wanner

SBW/tlc  
eaststprop.mem

Attachment



**RESOLUTION**

**FUTURE OF THE EASTERN STATE HOSPITAL PROPERTY**

WHEREAS, Eastern State Hospital was designated as Public/Semipublic Land on the James City County Comprehensive Plan Land Use Map in 1975; and

WHEREAS, the land use designation for the Eastern State Hospital property was changed to Federal, State, and County Land as part of the Comprehensive Plan Update in 1982 and has maintained this designation to the present date; and

WHEREAS, these Comprehensive Plan designations were approved with consideration of the existing use of the Eastern State Hospital; and

WHEREAS, the Eastern State Hospital property is zoned R-2, General Residential, on the James City County Zoning Map and is further identified as 541± acres of land located on Parcel No. (1-152) on James City County Real Estate Tax Map No. (39-1); and

WHEREAS, the current zoning for the Eastern State Hospital property was instituted several decades ago without analysis of potential impacts of future development of the site aside from its current use.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby wishes to express its concern over the possibility of Eastern State Hospital property shifting from State ownership to private ownership; and

BE IT FURTHER RESOLVED that it is the unanimous position of the Board that should such a change in ownership occur, it would be considered a change in circumstance; and

BE IT FINALLY RESOLVED that should the property fall under private ownership, it is the Board of Supervisors' intention to examine whether R-8, Rural Residential, would be an appropriate category for the property.

\_\_\_\_\_  
Ronald A. Nervitt  
Chairman, Board of Supervisors

ATTEST:

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

Adopted by the Board of Supervisors of James City County, Virginia, this 25th day of April, 2000.