

3. Appointments - Board of Adjustment and Appeals.

Mr. Taylor moved that Mr. H. G. Sheldon be reappointed to the Board of Adjustment and Appeals for a term of four years to expire March 8, 1982. The motion carried by a unanimous roll call vote.

Mr. Edwards asked if there was anyone else who wished to speak.

Mr. Jack Scruggs, Planning Commission Chairman, asked to speak. He stated that in 1952 a committee was appointed to look into the possibilities of a Planning Commission and they came up with 27 proposals including solid waste, water, fire, sewer and roads, all of which the County is still working on and will continue to do for perhaps the next 25 years. Mr. Scruggs stated that he felt James City County is on the threshold of an ideal community and that now is the time to plan for the next 20 to 30 years. Mr. Scruggs stated that he had been associated with a number of Boards and was particularly pleased to be associated with the present Board whom he felt was a most progressive one and the present County staff. Mr. Scruggs stated he would like to add another 25 years service to the County.

Mr. Edwards again expressed the County's appreciation for the 25 years service Mr. Scruggs had given the County and its citizens.

Mr. Taylor moved to recess the meeting to until Thursday, March 2, 1978 at 3:00 P.M. at the Alumni House on the campus of the College of William and Mary. The motion carried unanimously by a roll call vote.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, THE MEETING WAS ADJOURNED AT 4:30 P.M.


James B. Oliver, Jr., Clerk
Board of Supervisors

*March 2, 1978
minutes are
after March 27, 1978
minutes*

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF JAMES CITY, VIRGINIA, HELD IN THE COURTHOUSE, WILLIAMSBURG, VIRGINIA, ON THE THIRTEENTH DAY OF MARCH, NINETEEN HUNDRED AND SEVENTY-EIGHT.

A. ROLL CALL

- Mr. Jack D. Edwards, Chairman, Berkeley District
- Mr. Stewart U. Taylor, Vice-Chairman, Stonehouse District
- Mr. John E. Donaldson, Jamestown District
- Mr. Abram Frink, Jr., Roberts District
- Mr. David W. Ware, Jr., Powhatan District

- Mr. James B. Oliver, Jr., County Administrator
- Mr. John W. Watkins, Assistant County Administrator
- Mr. Frank M. Morton, III, County Attorney

B. MINUTES

Mr. Frink moved the approval of the minutes of February 13 and 27, 1978 as printed. The motion carried by a unanimous vote.

C. PUBLIC HEARINGS

1. An Ordinance to vacate a portion of that certain plat entitled, "A Plat of Survey of a Parcel of Land to be Conveyed to Fred Levoy Pierce and Elsie S. Pierce being 1.02 acres near Toano, James City County, Va."

Mr. William C. Porter, Planning Director, explained that the vacation would eliminate the property lines on the east, north and west sides of the parcel owned by Mr. and Mrs. Pierce. Mr. Porter stated that new property lines would be established allowing Mr. and Mrs. Pierce approximately the same amount of acreage and would give Mr. and Mrs. Higgs a 150-foot entrance rather than a 30-foot entrance to their property.

Mr. Donaldson stated that adoption of the ordinance would enable Mr. and Mrs. Higgs' property to comply with the Subdivision Ordinance. Mr. Donaldson moved the approval of the ordinance. The motion carried by a unanimous roll call vote.

ADOPTED

MAR 13 1978

BOARD OF SUPERVISORS
JAMES CITY COUNTY
VIRGINIA

ORDINANCE NO. 115

AN ORDINANCE TO VACATE A PORTION OF THAT CERTAIN PLAT ENTITLED, "A PLAT OF SURVEY OF A PARCEL OF LAND TO BE CONVEYED TO FRED LEVOY PIERCE AND ELSIE S. PIERCE BEING 1.02 ACRES NEAR TOANO, JAMES CITY COUNTY, VIRGINIA", AND MORE PARTICULARLY DESCRIBED AS THOSE CERTAIN PROPERTY LINES ON THE EAST, NORTH, AND WEST SIDES OF THE PARCEL, AS SHOWN ON SAID PLAT.

WHEREAS, application has been made by B. D. Littlepage on behalf of Fred L. Pierce and Elsie S. Pierce, owners of property shown on plat entitled, "A Plat of Survey of a Parcel of Land to be Conveyed to Fred Levoy Pierce and Elsie S. Pierce being 1.02 Acres near Toano, James City County, Virginia", and Thomas V. Higgs and Helen Hortense Higgs, owners of property surrounding the lines to be vacated, to vacate those certain property lines on the east, north and west sides of said parcel, more particularly described below; and

WHEREAS, notice that the Board of Supervisors of James City County would consider such application has been given pursuant to Section 15.1-482 and Section 15.1-431 of the Code of Virginia, 1950, as amended; and

WHEREAS, the Board of Supervisors did consider such application on the 13th day of March, 1978, pursuant to such notice and were of the opinion that such vacation would not result in any inconvenience and is in the interest of the public welfare;

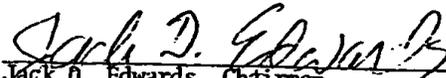
NOW, THEREFORE, BE IT ORDAINED by the Board of Supervisors of James City County, Virginia:

1. That those property lines on the east, north and west sides of that parcel as shown on that certain plat entitled, "A Plat of Survey of a Parcel of Land to be Conveyed to Fred Levoy Pierce and Elsie S. Pierce being 1.02 Acres near Toano, James City County, Virginia", dated March 2, 1977, and prepared by Roger D. Spearman, C.L.S., and recorded in Deed Book 175, Page 483, in the Clerk's Office of the Courthouse of Williamsburg-James City County, be and the same are hereby vacated.

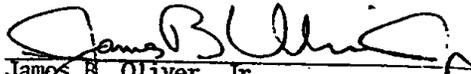
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- 2. That a new plat entitled, "Fred L. Pierce Subdivision, Lying in Stonehouse District, James City County, Va." dated October 31, 1977, and prepared by Architects and Engineers, Inc., Architects, Engineers, Surveyors and Planners, be put to record in the Clerk's Office of the Circuit Court for James City County, Virginia.

This ordinance shall be in full force and effect from the date of its adoption.


 Jack D. Edwards, Chairman
 Board of Supervisors
 James City County, Virginia

ATTEST:


 James B. Oliver, Jr.
 Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, on the 13th day of March, 1978.

2. Case No. Z-12-77 - An Ordinance to Amend Chapter 20, Zoning, Article II, Site Plan.

Mr. William C. Porter, Planning Director, stated that the Site Plan Review Ordinance Amendment had been reviewed by the Site Plan Review Committee of the Planning Commission, County realtors, engineers, architects, Highway Department, and all County government agencies involved in site plan review. Mr. Porter indicated that their comments and recommended changes have been incorporated into this final draft amendment. It was noted that the Planning staff felt that the proposed Site Plan Amendment clarifies and reduces the present requirements for site plan review and establishes an administrative review procedure for site plan approval.

Mr. Porter reviewed the amendment with the Board and outlined some new revisions not included in the legislative copy the Board had received for review.

The changes were minor with the exception of one section and Mr. Frank Morton, County Attorney, stated that the Board could approve the newly proposed changes without holding another hearing on the matter with the exception of Section 20-19(a)(b)(c)(d) which would need a public hearing before Board approval.

Mr. Edwards, Chairman, opened the public hearing. There being no one wishing to speak for or against the ordinance, Mr. Edwards closed the public hearing.

Mr. Donaldson moved the approval of the ordinance with the amendments proposed by Mr. Porter. The motion carried by a unanimous roll call vote.

ORDINANCE NO. 31A-45

(SEE NEXT PAGE)

ADOPTED

MAR 13 1978

ORDINANCE NO. 31A-45

BOARD OF SUPERVISORS
JAMES CITY COUNTY
VIRGINIA

AN ORDINANCE TO AMEND AND REORDAIN THE CODE OF THE COUNTY OF JAMES CITY,
CHAPTER 20, ZONING, ARTICLE II, SITE PLAN.

BE IT ORDAINED by the Board of Supervisors of James City County that
Chapter 20, Zoning, of the Code of the County of James City, be and the
same is, hereby, amended and reordained by amending Article II, Site Plan,
to read as follows:

CHAPTER 20

ZONING

Article II. Site Plan

Section 20-16. Certain plans subject to review by Planning Commission.

For the purpose of assuring public safety, good arrangement and
insuring harmony with the Comprehensive Plan, site plans for the follow-
ing major uses and additions and expansions thereto shall be subject to
review for approval by the Planning Commission's Site Plan Review Commit-
tee and the Zoning Administrator:

- (a) Multiple-family dwellings.
- (b) Townhouses.
- (c) Churches; temples, synagogues; cemeteries.
- (d) Docks, marinas, wharves, piers, bulkheads and the like and
any over-water structures, except private over-water piers and boat
houses accessory to a single-family dwelling.
- (e) Hotels; motels and motor lodges.
- (f) Business, commercial and industrial buildings and develop-
ments.
- (g) Mobile home parks.
- (h) Campgrounds and recreational vehicle parks.
- (i) Public parks, recreation facilities.
- (j) Public utilities or public service or transportation uses;
buildings, generating, purification or treatment plants; water storage
tanks; pumping or regulator stations; telephone exchange, transformer
or substations; and power transmission lines.
- (k) Schools and State institutions.
- (l) Hospitals and nursing homes.
- (m) State and public buildings.
- (n) Towers.

Section 20-16.1. Same -- Density transfers.

Site plans shall be submitted to the Planning Commission's Site
Plan Review Committee for all proposed residential developments which
use the density transfer provisions.

Section 20-17. Preapplication conference.

Before filing an application for approval of a site development
plan, the developer may confer with the Administrator or his designee
and such other agencies of the County and State as he or the Administrator
deems advisable concerning the general proposal. Such action does not re-
quire formal application or filing of a site plan and is not to be construed
as an application for approval in computing time limitations in relation
thereto.

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Section 20-18. Preliminary plan -- Submittal generally.

Seven copies of a preliminary site plan shall be submitted to the Administrator or his designee who shall review the plans for compliance with these regulations and the requirements for preliminary site plans and shall transmit such plans to the Site Plan Review Committee with his comments for their review. The Committee shall consider the preliminary site plan submittal within thirty days; provided, that all materials are presented in accord with requirements set forth in this section.

Section 20-18.1. Same -- Exceptions.

Upon application and review, the Administrator may grant preliminary approval, provided that:

(a) All materials are presented in accordance with the requirements set forth in this chapter.

(b) No unresolved problems exist between the applicant, adjacent property owners, or any departmental reviewing agency, and the site plan is for either:

- (1) An addition to an existing use with a floor area no greater than 75% of the total floor area of the existing use, or
- (2) A single business, commercial, or industrial building with a total floor area not to exceed 5,000 square feet, and a maximum height of 35 feet from grade to the top of the structure.

Section 20-19. Same -- Submittal contents.

The preliminary site plan shall be submitted in at least two parts.

(a) The first shall be a site survey and layout showing existing physical features and the proposed development. The site plan shall as a minimum contain:

- (1) Title of project.
- (2) Name of engineer, architect, landscape architect and/or surveyor.
- (3) Location of site by an insert map at a scale no less than 1"=2000'.
- (4) Indication of the scale, north arrow, zoning and such information as the names and numbers of adjacent roads, streams, and bodies of water, railroads, and subdivisions, or other landmarks sufficient to clearly identify the location of the property.
- (5) Boundary survey of site.
- (6) All existing and proposed streets and easements, their names, numbers, and width; existing and proposed utilities, watercourses and their names and owners.
- (7) Location, type, and size of all entrances to the site.
- (8) Existing topography and proposed finished contours.
- (9) Woodline before site preparation with species and average diameter of trees indicated with location and diameter of single trees in open areas. Areas to be screened, fenced, walled and/or landscaped, with approximate arrangements, plant types and sizes.
- (10) Provisions for off-street parking, loading spaces and pedestrian walkways; calculations indicating the number of parking spaces required and the number provided.
- (11) Number of floors, floor area, height, and location of each building.

- (12) For a multifamily residential development, the number, size and type of dwelling units; location, type, and percentage of total acreage of recreation facilities.
- (13) Detailed site layout showing water and sanitary sewer plan including profiles, garbage and trash disposal facilities, fire hydrants.
- (14) Provisions for the adequate control of storm water drainage and erosion and sedimentation, indicating all proposed temporary and permanent control measures.
- (15) Computations notation to include the total site area, and the amount and percentage of the site covered by open space and buildings, or dwelling units for multifamily residential developments.

(b) Notification of adjacent property owners.

It shall be the responsibility of the applicant for site plan approval to notify all adjoining property owners, advising them of the submission of preliminary plans to the County and that plans are on file and available for review in the County Department of Planning and Development. No site plan shall be reviewed until the applicant presents evidence to the satisfaction of the Administrator, or his designee, that all property owners contiguous to and sharing a common property line with said applicants or whose property lies directly across from the proposed development, have been notified in writing prior to the time the preliminary site plan is reviewed. Evidence that such notice was sent by mail to the last known address of such owner as shown on the current real estate tax assessment books shall be deemed adequate compliance.

The submittal of a site plan with insufficient information shall result in the return of the plans to the applicant without review; such deficiencies shall be noted in written form.

Section 20-19.1. Same -- Public access.

All preliminary site plans shall be kept on file in the Department of Planning and Development and will be available for review by all interested persons during normal business hours for no less than 5 working days prior to receiving preliminary approval.

This 5 day period shall begin at the time the applicant has submitted sufficient evidence to the Administrator that all adjacent property owners have been notified as required in this chapter.

Section 20-20. Same -- Review criteria.

The Site Plan Review Committee and the Zoning Administrator shall examine and consider site plans with respect to:

(a) Intensity of land use including developable acreage, density and adequate provisions of open space and recreational facilities as appropriate to the site usage and to the Comprehensive Plan.

(b) Design and layout of the site including buildings; signs; recreation facilities; garbage and trash disposal facilities; sedimentation and erosion controls; storm drainage, sanitary waste disposal, and water supply exit and entrance points on the site including approximate line sizes; areas to be landscaped with approximate arrangement and plant types and sizes indicated; and provisions for pedestrian and vehicular traffic movements within and adjacent to the site. Particular emphasis shall be placed upon the review of on-site aesthetics; of public safety features; environmental, historic and vegetative preservations; and efficient layout of buildings, parking areas, off-street loading and unloading; movement of people, goods and vehicles (including emergency vehicles) from access roads, within the site, between buildings and vehicles and between buildings. Vehicular access to the site shall be designed to aid overall traffic flow and to permit vehicles a safe ingress and egress.

Design standards contained in this chapter as they relate to circulation, parking, performance standards, location of structures, setbacks, yards, bulk, height and coverage shall apply to site plan approval. The design criteria established in the James City County Subdivision Ordinance and applicable standards of the State Department of Highways shall apply, where appropriate, to site plan approval.

Section 20-21. Same -- Notification of findings; processing.

The Administrator or his designee shall notify in writing the applicant, owner or developer regarding the findings of the Site Plan Review Committee. Notification shall be given within ten working days following the review by the Site Plan Review Committee or the Administrator.

Section 20-21.1. Same -- Term of validity; extension; resubmittal.

After approval, a preliminary site plan shall be valid for a period of six months. A complete final site plan must be presented and properly filed with the Administrator or his designee, prior to the termination date of the preliminary site plan. However, if an extension of this period is needed due to extenuating circumstances, it may be granted only after submittal of the reasons for the requested extension in writing to the Administrator. The Administrator may grant an extension of up to six months, after which time the site plan shall no longer be valid.

Section 20-21.2. Final site plan -- Submittal generally.

Seven copies of a final site plan shall be submitted to the Administrator or his designee who shall review the plans for compliance with applicable County regulations, the requirements for final site plans and any conditions of preliminary approval. The Administrator shall provide a set of all submittals to relevant agencies or departments for their review and written comment.

Section 20-21.3. Same -- Submittal contents.

The final detailed plan shall be submitted in separate sheets or overlays as appropriate for accurate representation of the project.

Insufficient submittals may be returned to the applicant with written notification of deficiencies from the Administrator or his designee. The final plan shall as a minimum contain:

- (1) Title of project.
- (2) Name of engineer, architect, landscape architect and/or surveyor.
- (3) Location of site by an insert map at a scale no less than 1"=2000'.
- (4) Indication of the scale, north arrow, zoning and such information as the names and numbers of adjacent roads, streams, and bodies of water, railroads, and subdivisions or other landmarks sufficient to clearly identify the location of the property.
- (5) Boundary survey of site.
- (6) All existing and proposed streets and easements, their name, number and width; existing and proposed utilities, water courses and their names and owners.
- (7) Location, type, and size of all entrances to the site.
- (8) Existing topography and proposed finished contours.
- (9) Areas to be screened, fenced, walled and/or landscaped, with approximate arrangements, plant types and sizes.
- (10) Provisions for off-street parking, loading spaces and pedestrian walkways; calculations indicating the number of parking spaces required and the number provided.
- (11) Number of floors, floor area, height and location of each building.

- (12) For a multifamily residential development, the number, size and type of dwelling units; location, type and percentage of total acreage of recreation facilities.
- (13) All existing and proposed water supply and sanitary waste disposal facilities.
- (14) Provisions for the adequate control of storm water drainage and erosion and sedimentation, indicating all proposed temporary and permanent control measures.
- (15) Computations notation to include the total site area, and the amount and percentage of the site covered by open space and buildings, or dwelling units for multifamily residential developments.

Section 20-21.4. Same -- Action upon completion of review.

Upon successful completion of the final site plan review process, the Administrator or his designee shall transmit to the Building Official an approved set of plans. One copy of the plans shall be transmitted to the developer, owner or authorized project agent, and one copy of any correspondence and plans is to be retained by the Administrator or his designee.

Section 20-21.5. Same -- Term of validity; termination; extension, resubmittal.

After approval, a final site plan shall be valid for a period of one year. If after one year from the date such plans were approved, construction has not commenced on the site, the Administrator or his designee shall notify the Building Official that approval of such plans has terminated. However, if due to extenuating circumstances an extension for approval is needed, it may be granted only after the submittal of the approved site plan with reasons for the requested extension attached. The Administrator may grant one extension of up to one year, after which time the site plan must be resubmitted for preliminary approval.

Section 20-21.6. Same -- Amendment.

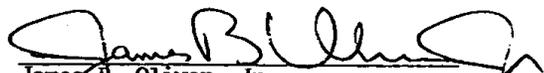
Upon application, an approved final plan may be amended by the Administrator; provided, that such proposed amendment does not:

- (a) Alter a recorded plat.
- (b) Conflict with the specific requirements of this article.
- (c) Change the general character or content of an approved development plan or use.
- (d) Have an appreciable effect on adjoining or surrounding property.
- (e) Result in any substantial change of major external access points.
- (f) Increase the approved number of dwelling units or height of buildings.
- (g) Decrease the minimum specified yards and open spaces or minimum or maximum specified parking and loading spaces.

This ordinance shall be in full force and effect from the date of its adoption.


 Jack D. Edwards, Chairman
 Board of Supervisors

ATTEST:


 James B. Oliver, Jr.
 Clerk to the Board

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D. SETTING PUBLIC HEARING DATES

1. An Ordinance to Establish an Operating and User Charge Policy for the County Landfill.
2. An Ordinance to Amend and Reordain a User Charge System for Sewer Services for Sanitary District #3 - James City County, Va.

The Board concurred to set the above matters for public hearing on April 10, 1978, at 7:30 P.M., in the Council Chambers at the Court-house.

E. BOARD CONSIDERATIONS

1. Bingo Permit - Veterans of Foreign Wars

Mr. Oliver stated that the Veterans of Foreign Wars had submitted an application requesting a bingo permit and Mr. Hall, Commissioner of Accounts had submitted a letter indicating they had complied with the State requirements regulating bingo permits.

Mr. Ware moved the approval of the issuance of the bingo permit. The motion carried by a unanimous roll call vote.

RESOLUTION

WHEREAS, Veterans of Foreign Wars, Post 8046, Norge, Virginia, appeared before the Board of Supervisors of the County of James City, Virginia, and presented a Petition for a permit for the operation of bingo games and raffles by said Association for a period of one year; and,

WHEREAS, it appears to the James City County Board of Supervisors that said Veterans of Foreign Wars, Post 8046 has met the requirements of Section 18.2-335 of the 1950 Code of Virginia, as amended, and that it is an organization organized in the United States of America; and, that it operates without profit; and, that it has been in existence continuously for a period of two years immediately prior to its Petition; and, that no part of the gross receipts derived from any of the aforesaid activities shall inure directly or indirectly to the benefit of any private shareholder, member, agent or employee of said organization; and, that it, through its agent, certifies to abide by all the law of the Commonwealth of Virginia pertaining to bingo games and raffles.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of James City that the Veterans of Foreign Wars, Post 8046 is hereby granted a permit for a period of one year commencing with the date of this Resolution for the operation of bingo games and raffles within said County.

BE IT FURTHER RESOLVED, that a copy of this Resolution be spread upon the minutes of this meeting in order that this Resolution shall be a matter of public record within the County.

JAMES CITY COUNTY

By Jack D. Swain
Chairman of the Board of
Supervisors

ATTEST:

J. B. Blum
Clerk and County Administrator

Adopted by the Board of Supervisors of James City County,
Virginia, this 13th day of March, 1978.

2. Department of Highways and Transportation Pre-Allocation Hearing

Mr. Oliver stated that James City County is part of the Suffolk District of the Highway Department. He indicated that the Highway Department is holding its pre-allocation hearing March 22 in Suffolk. Mr. Oliver said that a resolution had been prepared for Board approval which emphasized the need for expeditious completion of Route 199, which was the County's request at last year's pre-allocation hearing.

Mr. Frink moved the adoption of the resolution. The motion carried by a unanimous roll call vote.

RESOLUTION

WHEREAS, the County's Comprehensive Plan and numerous Regional and State Transportation plans and studies conclude that Route 199, the southern by-pass around Williamsburg, is essential to permit the safe and efficient movement of traffic in the Williamsburg-James City County area; and

WHEREAS, there exists a pressing need within the community to relieve the traffic congestion on Routes 616, 615 and 612 by expediting the completion of all or parts of the future segments of Route 199 from its present terminus at Route 5;

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

1. Corridor selection, alignment, design and construction of the remaining portions of Route 199 are of the highest transportation priority to this Board of Supervisors.
2. The location and timing of numerous public facilities, public utilities, and private capital investment is dependent upon the expeditious completion of this project.
3. Traffic congestion and public safety in the west-central portions of the County will continue to deteriorate in the absence of this roadway.
4. Final corridor selection should be in agreement with the County's Comprehensive Plan.
5. The Virginia Department of Highways and Transportation should expedite the construction of Route 199 from its present terminus at Route 5.

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Jack D. Edwards
Jack D. Edwards, Chairman
Board of Supervisors

ATTEST:

James B. Oliver, Jr.
James B. Oliver, Jr.
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia,
on this 13th day of March, 1978.

3. Route 60-East Design Hearing

Mr. Oliver stated that the Highway Department had held a hearing and had presented a relocation plan of Route 60 East. In order for the County to take an official stand, Mr. Oliver requested the Board to approve the project design of Route 60 East as proposed by the Highway and Transportation Department.

Mr. William Porter, Planning Director, reviewed the proposed relocation and upgrading as proposed by the Highway Department which follows the recommendation of the County's Major Thoroughfare Plan. Mr. Porter stated that the relocation would reduce the traffic hazards on existing Route 60 East and raise the residential desirability of a major portion of the Grove community. Mr. Porter further stated that as a limited access highway designed as presented, local residential traffic would be separated from commuter and tourist traffic allowing for a more efficient movement of through traffic. Mr. Porter stated that the fly-over proposed in the vicinity of Busch Gardens to Interstate 64 would relieve the traffic congestion problems in that strip of Route 60 on which Busch fronts and would give quick access to Interstate 64. Mr. Porter stated that many complaints had been received from citizens concerned with the relocation. Mr. Porter stated that he felt the citizens were concerned with the following: The proposed project would split the Grove community, the proposed project would be limited access which would hurt businesses and residents, the erection of the proposed fly-over as shown on earlier proposed plans would eliminate the need for the four laning of Route 60 East, and the construction of a four lane road through the Grove community would increase the traffic hazards for the children and adults in the area and decrease the residential desirability of Grove.

Mr. Frink stated that four laning Route 60 East would not solve the traffic problems. He stated that Anheuser-Busch is the problem generating traffic and congestion. Mr. Frink stated that four laning would only cause more traffic and compound the problem. He stated that if the fly-over was built this would greatly relieve the traffic. Mr. Frink indicated that the Grove community objects to the proposed relocation. He stated that if the proposed project is constructed the feeling in Grove is that the road would only add to the traffic problem of Anheuser-Busch and would cause a hardship on the community. Mr. Frink also stated that if fences are constructed along Route 60 businesses would be hurt and property values would be lowered. Mr. Frink stated that Route 60 will need to be four laned in the future due to the expansion of Busch and Ball Metal.

Mr. Donaldson concurred with Mr. Frink in that he thought everyone agreed that sometime the road would need four laning. Mr. Donaldson stated that it might be wise to four lane the road at this time. Mr. Donaldson felt that if the road is to be built, it would be less disruptive constructing it now. Mr. Donaldson stated that the Grove community will have to determine whether the community is going to be a residential or business district.

Mr. Donaldson moved the adoption of the resolution approving the relocation of Route 60 East as proposed in the "Design Study Report" of the Department of Highways and Transportation.

The Board recognized residents from Grove and three residents voiced their concerns. One citizen stated that he did not understand why a fence limiting access was needed along the road. He felt that most people traveled on Route 143 instead of Route 60. Another resident stated that the people in this district have moved three times for progress and development. She stated that one move was from property near Camp Peary and another move was from property next to the Naval Weapons Station. Another resident stated that on March 2 the residents submitted a petition to the Highway Department with 200 signatures and now the petition has 300 signatures.

Mr. Taylor stated he had to consider the residents and how the proposed highway would affect them. He stated he believed in looking out for property owners who have lived in the County all their lives. Mr. Taylor also stated that he believed small businesses are needed just as much as large industries.

Mr. Frink asked if Anheuser-Busch had submitted a letter regarding the relocation of Route 60 East.

Mr. Porter stated Busch had sent a letter and had recommended the fly over.

Mr. Ware felt that there were enough highways in that particular area, pointing out Interstate 64, Route 143 and Route 60. He questioned the need for two Route 60's.

Mr. Jack Scruggs, Chairman of the Planning Commission, stated that in the past the Planning Commission had considered the matter of improving Route 60 but due to rights of way and easements it was not feasible to four lane the existing road.

Mr. Edwards stated that there appear to be two questions involved with the project--whether the road should be built and whether it should be a limited access highway.

Mr. Frank Hall, Highway Department Resident Engineer, stated that the Board's comments would be inserted into the public transcript to be presented to the State Department of Highways and Transportation. The Highway Department will then consider the public hearing comments and the jurisdiction's views and determine whether the highway will be built and whether it will be a limited access highway. Mr. Hall also mentioned the fact that if the Highway Department started working on construction of the fly-over tomorrow it would be five years before the fly-over would carry traffic.

The Board voted on Mr. Donaldson's motion to adopt the resolution approving the relocation of Route 60 East. The motion failed by a four to one vote. Mr. Donaldson voted for the adoption.

Mr. Frink read a resolution which recommends that the Highway Department take immediate action to construct the fly-over as proposed in the County's Major Thoroughfare Plan.

Mr. Frink moved the adoption of the resolution recommending the Highway Department to construct the fly-over. The motion carried by a unanimous vote.

RESOLUTION

WHEREAS, the Virginia Department of Highways and Transportation seeks to greatly reduce the traffic hazards on Route 60-East; and

WHEREAS, it is determined that the greatest traffic hazard on Route 60-East is the congestion which occurs between the Route 199 interchange and the Busch Gardens parking lots; and

WHEREAS, the construction of the proposed "fly-over" is in the best interest of James City County and its citizenry;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County hereby recommends that the Virginia Department of Highways and Transportation take immediate action to:

Construct the "fly-over" as proposed in the County's Major Thoroughfare Plan.

Jack D. Edwards, Chairman
Board of Supervisors

ATTEST:


James B. Oliver, Jr.
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, on this 13th day of March, 1978.

4. Middle Plantation - Amendments to Final Sewer Plans

Mr. Oliver requested that the Board withdraw this matter from consideration at this time. The Board concurred.

5. Toano Water System Audit

Mr. Oliver requested Board authorization to seek proposals for an independent audit of the Toano Water System construction. It was noted that under provisions of the HUD grant the County is required to submit an independent audit of the Toano Water System construction and that the estimated cost is \$700 which is fully reimbursible under the HUD grant.

Mr. Donaldson moved to approve authorization to solicit and accept a proposal for the audit. The motion carried by a unanimous roll call vote.

6. Certification of Warrants

Mr. Edwards moved to approve the following warrants. The motion carried unanimously by a roll call vote.

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|----------------------|---|
| General Fund | Checks #4494 thru #4636 Totalling \$1,092,932.11 |
| General Fund Payroll | Checks #11161 thru #11497 Totalling \$100,189.36 |
| Sanitary District #1 | Checks #44 thru #45 Totalling \$79.25 |
| Sanitary District #2 | Checks #261 thru #268 Totalling \$3,186.71 |
| Sanitary District #3 | Checks #550 thru #569 Totalling \$147,617.89 |
| Subdivision Escrow | Checks #153 Totalling \$100.00 |
| Revenue Sharing | Checks #379 thru #384 Totalling \$63,672.82 |
| Anti-Recession | Checks #124 thru #126 Totalling \$5,119.29 |

F. MATTERS OF SPECIAL PRIVILEGE

Mr. Edwards, Chairman, recognized Mr. Jack Scruggs.

Mr. Scruggs requested the Board to formally recognize National Wildlife Week April 19-25, 1978.

Mr. Donaldson moved that the Board recognize National Wildlife Week in James City County. The motion carried unanimously.

G. REPORTS OF THE COUNTY ADMINISTRATOR

1. Presentation of schematic design of the Central Fire Station.

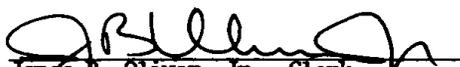
Mr. Oliver introduced Mr. Houghland, architect with the firm of Rancorn, Wildman and Krause, which has been employed by the County to design the Central Fire Station.

Mr. Houghland reviewed with the Board the schematic design, displayed drawings and answered questions raised by the Board.

After the presentation, the Board concurred in the initial design work of the Central Fire Station.

Mr. Taylor moved to adjourn the meeting at 10:01 P.M. The motion carried by a unanimous roll call vote.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, THE MEETING WAS ADJOURNED.


 James B. Oliver, Jr., Clerk
 Board of Supervisors

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