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)	10.00
Total	$65.00

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.	61,769.25
Total		$135,165.25

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. <u>SUP-1-00. Mount Pleasant Baptist Church Building Additions</u>

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.

Sanford B. Wanner
Clerk to the Board

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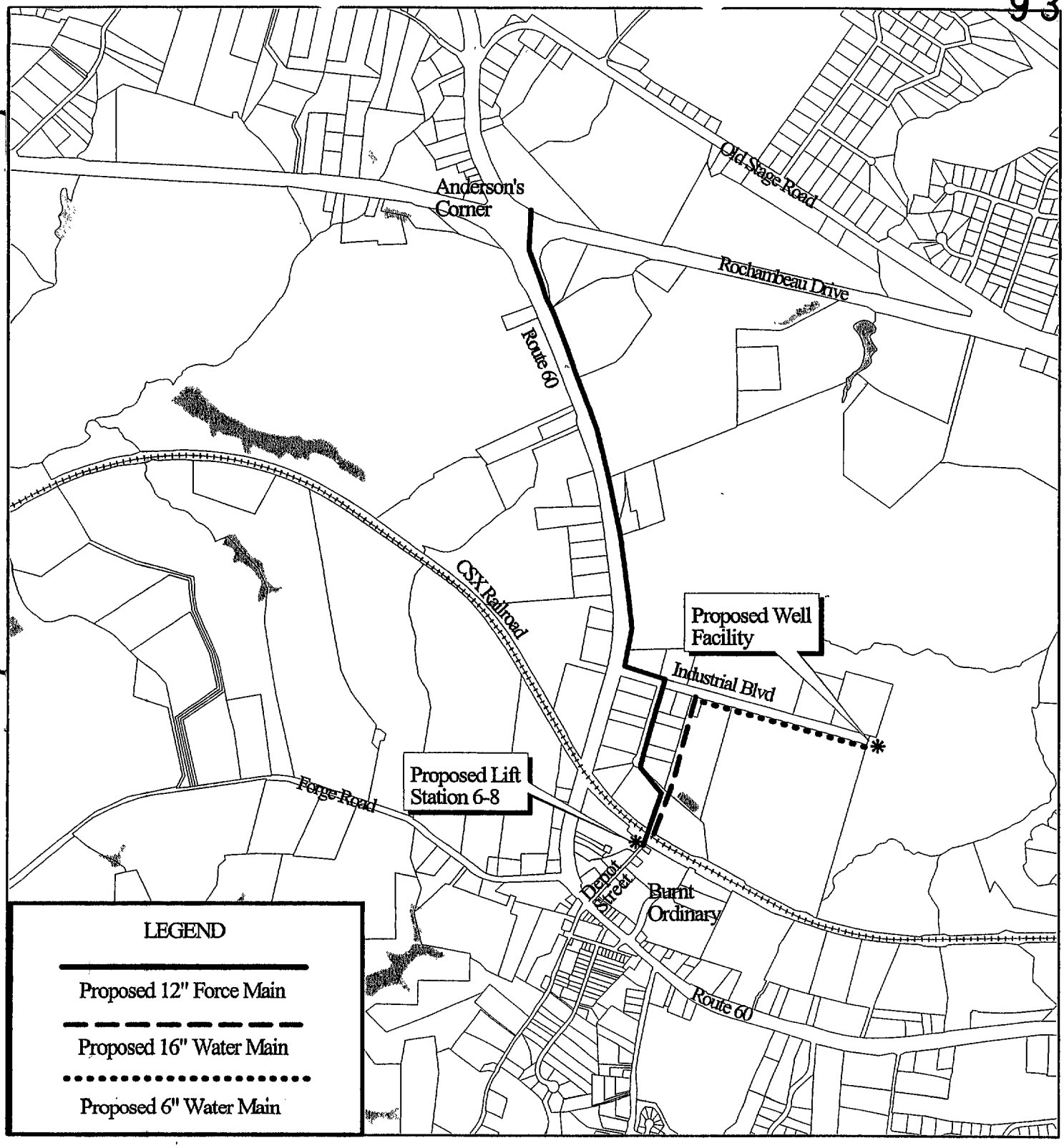
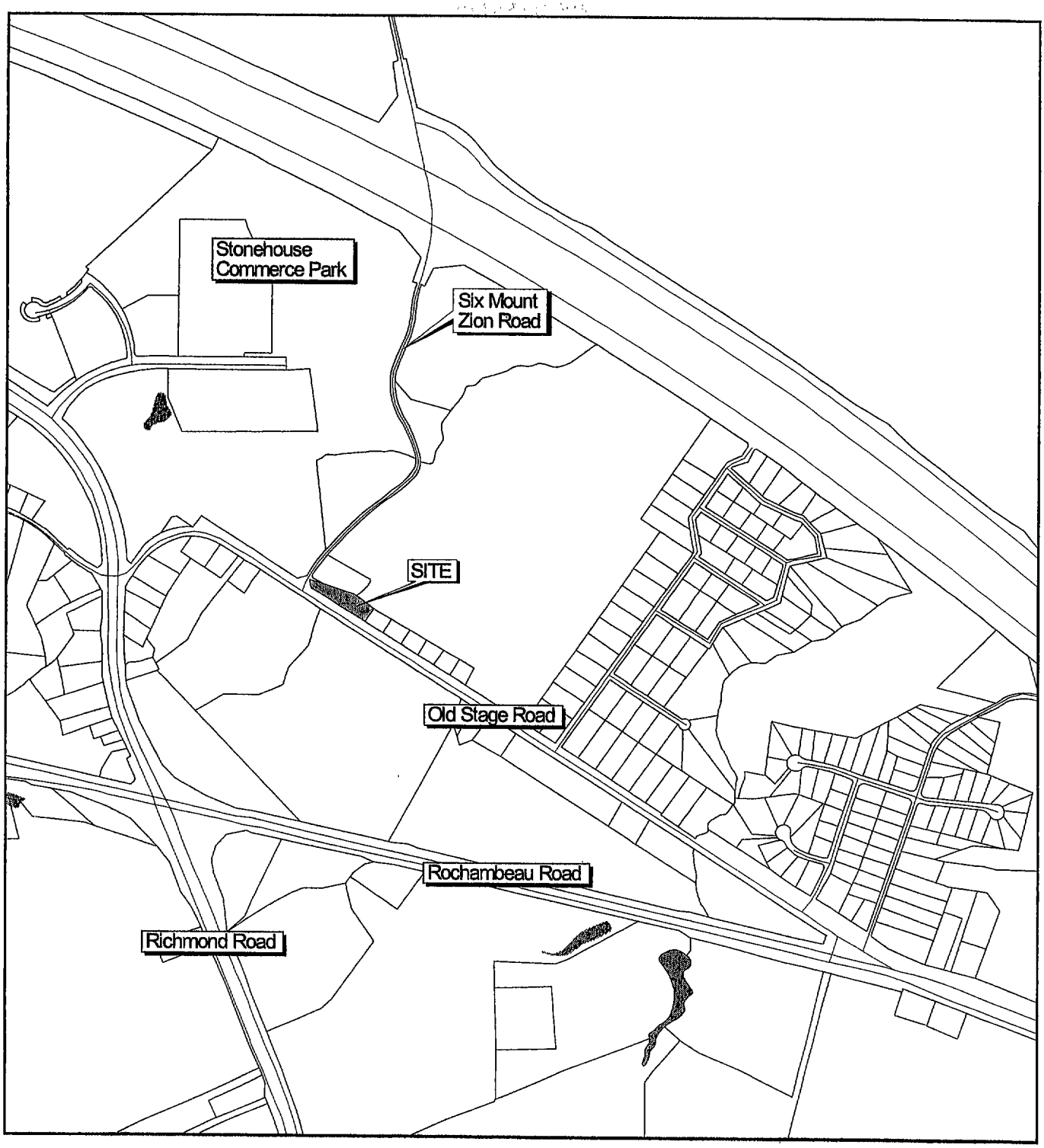


SUP-31-99
JCSA-Hankins Industrial Park
Water/Sewer Main, Lift Station 6-8,
and Well Facility W-1, #3

1000 0 1000 2000 Feet

N

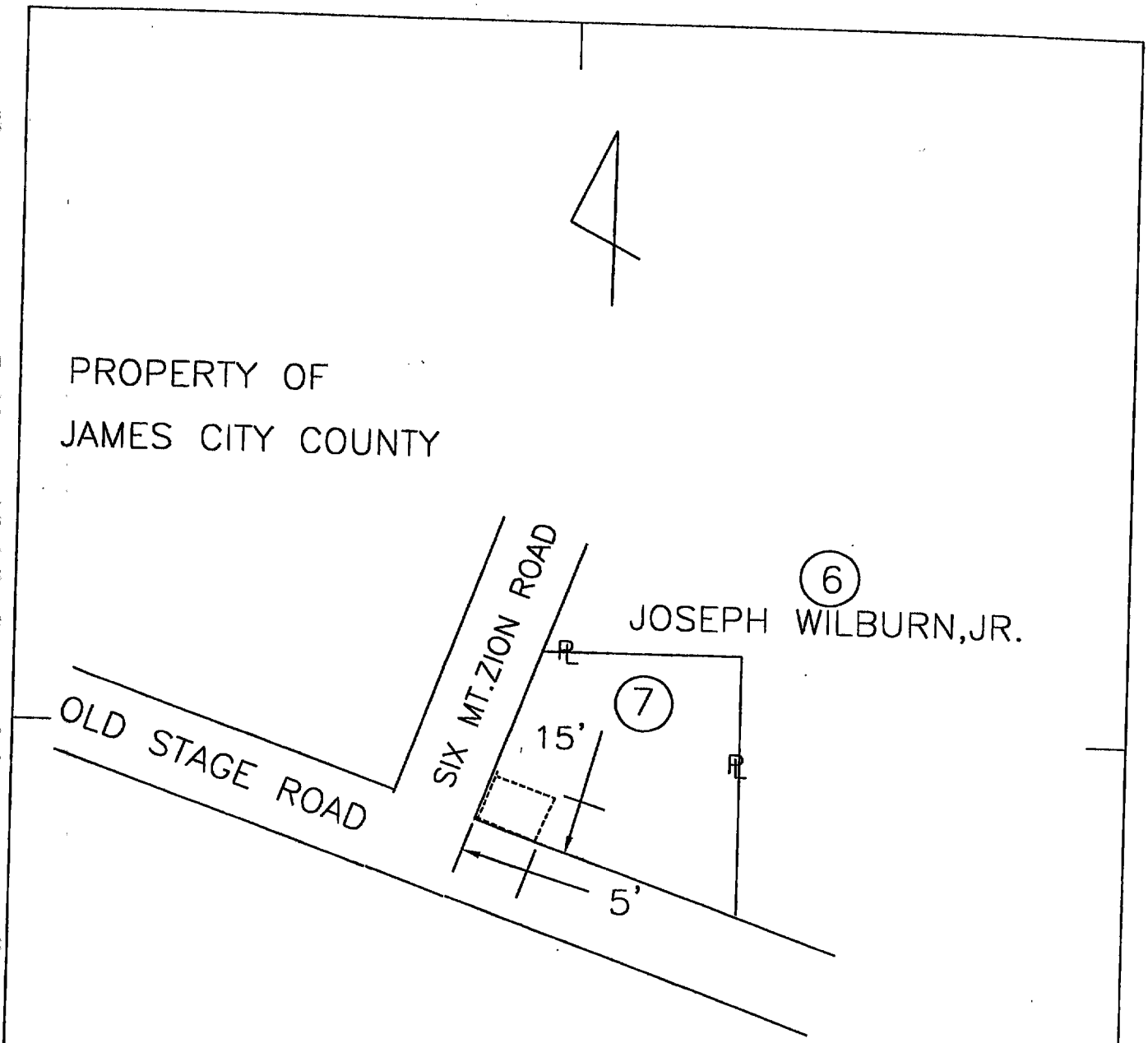
Attachment 2



Proposed VA Power Easement
8794 Old Stage Road

500 0 500 1000 Feet

N



Legend

— — — Location of Boundary Lines of Right-of-Way FIFTEEN FEET

═ PL ═ Indicates Property Line is Right-of-Way Boundary

FIFTEEN FEET IN WIDTH

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VIRGINIA POWER

Virginia Electric and Power Company

Plat to Accompany Right-of-Way Agreement

UNDERGROUND

District		
WILLAMSBURG	VA.	
District-Township-Borough	County-City	State
TOANO	JAMES CTY	COUNTY
Office	Plat Number	
PORT.TECH.CNTR	28-99-0138	
Estimate Number	Grid Number	
XXXXXXXX	M1643	
Date	By	

RESOLUTION

CASE NO. SUP-34-97. FENWICK HILLS SEWAGE PUMP STATION, SEWER FORCE MAIN, AND WATER DISTRIBUTION LINES

WHEREAS, the Board of Supervisors of James City County, Virginia, 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, Virginia, following its public hearing on January 5, 1998, unanimously recommended approval of Case No. SUP-34-97 to permit a sewage pump station, an eight-inch sewer force main, and 12-inch and 16-inch waterline extensions to the Fenwick Hills subdivision. The sewage pump station would be constructed on property identified as Parcel No. (1-7) on James City County Real Estate Tax Map (12-2). The sewer force main would tie into the existing Hampton Roads Sanitation District (HRSD) force main at the intersection of Barhamsville Road and Old Stage Road and proceed east along Old Stage Road until it connected to the pump station. The proposed 16-inch waterline would tie into an existing JCSA waterline at the intersection of Barhamsville Road and Old Stage Road, and run parallel to the sewer force main along Old Stage Road until it reached the entrance of the Fenwick Hills Subdivision. An additional 12-inch waterline would be laid cross-country through private property to connect the new 16-inch waterline on Old Stage Road to an existing eight-inch waterline on Rochambeau Drive.

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-34-97 as described herein with the following conditions:

1. Construction, operation and maintenance of the sewage pump station, sewer force main, and water distribution lines shall comply with all local, State and Federal requirements.

2. The project shall comply with all Virginia erosion and sediment control regulations as specified in the 1992 Virginia Erosion and Sediment Control Handbook, as amended.

3. All required permits and easements shall be acquired prior to the commencement of construction.

4. For construction within 150 feet of existing development, adequate dust and siltation control measures shall be taken to prevent adverse effects on the adjacent property.

5. In areas of the construction easement that have been cleared, but do not need to remain clear for service and maintenance purposes, seedlings shall be planted in accordance with the Virginia Department of Forestry guidelines and shall be shown on a reforestation plan to be approved by the Planning Director within one year of clearing the easement. The reforestation of this easement shall be completed as approved by the Planning Director within two years of clearing the easement. It shall be the responsibility of the developer to secure the necessary means to plant on the construction easement after the easement reverts back to the property owner.

6. If construction has not commenced on the project within a period of 24 months from the date of issuance of the permit, it shall become void. Construction shall be defined as the clearing, grading and excavation of trenches necessary for the construction of the sewage pump station, sewage force main, or water distribution lines, and obtaining permits to do the same.

7. A copy of the final construction plans and specifications and as-built drawings shall be provided to the James City Service Authority. The James City Service Authority shall be notified 72 hours in advance of the construction of the proposed facility where it might interfere with existing James City Service Authority water or sewer mains.

8. The pump station building shall be made of natural colored brick and have a gable or hip roof. The color of the brick shall be approved by the Planning Director prior to construction of the pump station.

9. Any fencing material shall be black or of a material and color acceptable to the Planning Director and shall be approved prior to construction of the pump station.

10. The site design for the pump station and a landscaping plan to screen the pump station shall be approved by the Planning Director prior to final site plan approval and shall be designed in manner that minimizes the visibility of the facility and that retains as much natural vegetation as possible. All landscaping shall be provided in accordance with this plan before the end of the planting season immediately following the date when the facility is operational. The site shall contain no more paving, tree clearing, or land disturbance than reasonably necessary to accommodate parking, circulation, and the pump station structures as approved by the Planning Director.

11. Upon completion of construction, the sewage pump station, sewer force main, and water distribution lines shall be dedicated to the James City Service Authority.

Jack D. Edwards
Chairman, Board of Supervisors

SUPERVISOR	VOTE
SISK	AYE
MCGLENNON	AYE
BRADSHAW	AYE
NERVITT	AYE
EDWARDS	AYE

ATTEST:

Sanford B. Wanner
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 10th day of February, 1998.

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