

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF JAMES CITY, VIRGINIA, HELD ON THE 22ND DAY OF JANUARY, 2002, AT 7:00 P.M. IN THE COUNTY GOVERNMENT CENTER BOARD ROOM, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA.

A. ROLL CALL

James G. Kennedy, Chairman, Stonehouse District
Jay T. Harrison, Sr., Vice Chairman, Berkeley District

John J. **McGlennon**, Jamestown District
Michael J. Brown, **Powhatan** District
Bruce C. **Goodson**, Roberts District

Sanford B. Wanner, County Administrator
Frank M. Morton, ID, County Attorney

B. MOMENT OF SILENCE

Mr. Kennedy requested the Board and citizens observe a moment of silence.

C. PLEDGE OF ALLEGIANCE

The members of the Jamestown High School Cross Country Team and Lafayette High School Varsity Football Team led the Board and citizens in the Pledge of Allegiance.

D. PUBLIC COMMENT

I. Mr. Ed Oyer, 139 Indian Circle, stated that various states are concerned about the impact of additional powerplant emissions on citizens and the environment; and commented that successful students are those who want to succeed.

2. Mr. Mark Sexton, 8 Preswick, stated concern regarding a newspaper article that indicated a bond referendum for schools is not going to be pursued by the Board in 2002, and requested the Board reconsider placing the bond referendum on the November 2002 ballot.

Mr. Kennedy stated that the newspaper article was misleading regarding the bond referendum and the Board welcomes citizens attendance at the upcoming meeting with City Council and the School Board on February 15, and comments during upcoming Board meetings regarding the budget.

E. PRESENTATIONS

1. Recognition of State Championship Athletic Teams

a. Jamestown High School Cross Country Team

Mr. Kennedy recognized the Jamestown High School Cross Country Team for its accomplishments during the 2001 season including winning the State Cross Country Division AA Championship.

The members of the Jamestown High School Cross Country team accepted the resolution of recognition.

b. Lafayette High School Varsity Football Team

Mr. Kennedy recognized the Lafayette High School Varsity Football team for its accomplishments during the 2001 season including winning the first Division AA State Football Championship in **Williamsburg/James** City County School's history.

2. James City County Citizen Survey 2001 – Virginia Tech Center for Survey Research

Ms. Tamara **A. M.** Rosario, Senior Planner, stated that Ms. Susan Willis-Walton, Associate Director of the Virginia Tech Center for Survey Research, would present the main findings from the James City County Citizen phone survey that was conducted this past fall.

Ms. Willis-Walton provided the Board and citizens with an overview of the James City County survey design, methodology, and results including demographics **of the** citizens and citizen ratings of selected County services.

The Board, Ms. Willis-Walton, and staff discussed various findings, reporting techniques of the findings, and ability to get other breakouts of the data.

F. HIGHWAY MATTERS

Mr. Jim Brewer, Acting Resident Engineer of the Virginia Department of Transportation (VDOT), stated that a public hearing will be held on January 23 **from 4 p.m. to 7 p.m.** at Berkeley Middle School regarding the improvements to the intersection of Route 199 and Route 31 (Jamestown Road).

Mr. Harrison requested information regarding the upgrading **of the** intersection of Monticello Avenue and Centerville Road.

Mr. Brewer stated that red flashing lights have been placed on the stop signs and a traffic safety study is being conducted to determine if further intersection enhancements should be made.

Mr. **Goodson** inquired as to when the Grove Interchange is expected to be open

Mr. Brewer stated that the median barrier needs to be poured and the interchange will be open shortly thereafter.

Mr. Brown inquired if additional streetlights will be placed at other intersections of Monticello Avenue and inquired if the line of sight at the northwest corner of the Monticello Avenue and **Centerville** Road could be improved by clearing trees and bushes

Mr. Brewer stated that VDOT would consider the request if the County could obtain permission from the property owners.

Mr. **McGlennon** clarified the purpose of the public hearing to be held by VDOT on January 23 was to get input from citizens concerning the proposed VDOT design for the improvements to the intersection of Route 199 and Route 31 (Jamestown Road).

G. CONSENT CALENDAR

Mr. Kennedy asked if a member wished to pull an item from the Consent Calendar

Mr. Harrison requested **Item** Number 3, Code Violation – 89 Meadowcrest Trail, be pulled.

Mr. **Goodson** made a motion to adopt the remaining items on the Consent Calendar as handed out.

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

1. Minutes

- a. November 13, 2001, Regular Meeting
- b. November 28, 2001, Work Session
- c. December 11, 2001, Regular Meeting
- d. December 14, 2001, Special Meeting
- e. January 2, 2002, Organizational Meeting
- f. January 5, 2002, Retreat
- g. January 8, 2002, Regular Meeting

2. Budget Amendment and Staffing -- Chickahominy Riverfront Park

RESOLUTION

BUDGET AMENDMENT AND STAFFING - CHICKAHOMINY RIVERFRONT PARK

WHEREAS, the County has acquired the **Powhatan** Resorts Campground and an operational agreement with the Property Owners Association that expires on January 31, 2002.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby authorizes the following **permanent** full-time positions as of February 1, 2002:

Parks and Recreation:

Park Coordinator
Senior Customer Assistant
Two Customer Assistants

Facilities Management:

Building Maintenance Specialist
Grounds Maintenance Assistant

BE IT FURTHER RESOLVED that the following budget adjustment and fund appropriation be approved to allow for County operation of the Chickahominy Riverfront Park through June 30, 2002:

General Operating Fund:

Charges for Services:

Chickahominy Riverfront Park +\$ 168,250

Expenditures:

Chickahominy Riverfront Park +\$ 168,250

4. FY 2002-2007 Six-Year Secondary Road Plan

RESOLUTION

FY 2002–2007 SIX-YEAR SECONDARY ROAD PLAN

WHEREAS, the Board of Supervisors of James City County, Virginia, reviewed Secondary Road Construction priorities proposed by the Virginia Department of Transportation (VDOT) on December 11, 2001; and

WHEREAS, on a roll call vote, the Board of Supervisors unanimously approved the FY 2002–2007 Secondary Roads Priority List and Secondary System Construction Program and authorized the County Administrator to approve VDOT budgets consistent with approved Plan; and

WHEREAS, the approved minutes from the December 11, 2001, meeting reflect this vote.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby confirms, in resolution, the December 11, 2001, unanimous approval of the FY 2002–2007 Secondary Roads Priority List and Secondary System Construction Program, and authorization of the County Administrator to approve VDOT budgets consistent with approved Plan.

5. Recognition of State **Championship** Athletic Teams

a. Jamestown High School Cross Country Team

RESOLUTION

RECOGNIZMG THE JAMESTOWN HIGH SCHOOL

BOY'S CROSS COUNTRY TEAM

WHEREAS, the Jamestown High School 2001 Boy's Cross **Countr**y Team competed against teams from 20 states during the 2001 season and defeated five State Championship Teams and six runner-ups; and

WHEREAS, Jamestown High School 2001 Boy's Cross Country Team won the State Cross Country championship and set the best overall times for all three cross country classifications; and

WHEREAS, the 2001 Boy's Cross Country Team was ranked eighth in the Southern Region and 38th in the United States by Harrier Magazine; and

WHEREAS, the team won invitationals in **Bristol** Tennessee and Philadelphia Pennsylvania and placed second at the Great American Invitational, Small School Division.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby honor and congratulate the Jamestown High School Boy's Cross Country Team for its accomplishments during the 2001 season and recognizes the honors it brought to Jamestown High School and the community.

b. Lafayette High School Varsity Football Team

RESOLUTION

RECOGNIZING THE LAFAYETTE HIGH SCHOOL VARSITY FOOTBALL TEAM

WHEREAS, the Lafayette High School 2001 Varsity Football team won the AA Region I Championship; and

WHEREAS, the Lafayette High School 2001 Varsity Football team won the AA State Championship title; and

WHEREAS, the Lafayette High School Varsity Football team is the only AA football team in the State of Virginia to win **10** or more games in a season during the last four years; and

WHEREAS, the senior class is the winningest football class in Lafayette history with 45 wins, 7 losses; and

WHEREAS, Lafayette High School in 2001 won the first State Football Championship in **Williamsburg/James City County** School's history; and

WHEREAS, the individual members of the Lafayette High School 2001 Varsity Football team received honors for Defensive Player of the Year and State record holder for most points scored after touchdown and longest field goal in a State playoff game.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby honor and congratulate the Lafayette High School Varsity Football team for its accomplishments during the 2001 season and the honors it brought to Lafayette High School and the community.

3. Code Violation – 89 Meadowcrest Trail

Mr. John Home, Manager, Development Management, stated that after receiving a complaint, the property at 89 Meadowcrest Trail was inspected and found in violation. Following failure of the property owners to take corrective action, the County contracted to have the property cleaned and then sent the owners notification of payment due. The owners have failed to pay and staff requested the Board approve the resolution to establish a lien against the property.

The Board and staff held a discussion concerning the Homeowners Association and the possibility of further violations occurring.

Mr. Harrison made a motion to adopt the resolution.

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

RESOLUTION

CODE VIOLATION - 89 MEADOWCREST TRAIL

WHEREAS, the Zoning Administrator has certified to the Board of Supervisors of James City County, Virginia, that the property owners as described below have failed to pay a bill in the amount listed, for cutting of grass and weeds or removal of trash and debris, although the County has duly requested payment; and

WHEREAS, the unpaid and delinquent charges are chargeable to the owners and collectible by the County as taxes and levies and constitute a lien against the Property.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors, James City County, Virginia, that in accordance with Sections 10-7 and 10-5 of the Code of the County of James City, Virginia, the Board of Supervisors directs that the following delinquent charges for services rendered, plus interest at the legal rate from the date of recordation until paid, shall constitute a lien against the Property to wit:

Cleaning of Trash/Debris and/or Cutting of Grass. Weeds. etc.:

ACCOUNT: Mirror Lakes Association
P.O. Box 582
Norge, VA 23127-0582

DESCRIPTION: 89 Meadowcrest Trail

TAX MAP NO.: (13-4) (07-0-0001A)

James City County, Virginia

FILING FEE: \$5
TOTAL AMOUNT DUE: \$400

H. PUBLIC HEARINGS1. Case No. AFD-1-89. Armistead AFD – 2002 Renewal

Mr. Christopher M. Johnson, Senior Planner, stated that Ms. Sarah Armistead has requested to renew the existing 311.83 acre Armistead Agricultural and Forestal District (AFD) for a term of four years, generally located between **Longhill** Road and **Centerville** Road, further identified as **Parcel Nos. (1-14)**, **(1-17)**, **(1-29)**, and **(1-1)** on the James City County Real Estate Tax Map Nos. **(31-2)**, **(31-3)**, and **(31-4)**.

Staff found that the Armistead AFD is consistent with the surrounding zoning and development and consistent with the Comprehensive Plan.

The AFD Advisory Committee, at its meeting on December 20, 2001, voted unanimously to recommend renewal of the Armistead AFD for an additional four years.

The Planning Commission, at its meeting on January 14, 2002, voted unanimously to recommend renewal of the Armistead AFD for an additional four years.

Staff recommended the Board approve the continuance of the Armistead AFD for four years subject to the conditions listed in the resolution.

Mr. Kennedy opened the public hearing.

As no one wished to speak, Mr. Kennedy closed the public hearing.

Mr. **McGlennon** made a motion to approve the resolution

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

ORDINANCE NO. _____

RENEWAL OF ARMISTEAD

AGRICULTURAL AND FORESTAL DISTRICT (AFD-1-89)

WHEREAS, the owner of the properties comprising the existing 311.83-acre Armistead Agricultural and Forestal District has requested to renew the District for a period of four years; and

WHEREAS, James City County has completed a review of the Armistead Agricultural and Forestal District; and

WHEREAS, in accordance with Section 15.2-4311 of the Code of Virginia, property owners have been notified, public meetings have been held, public hearings have been advertised, and public hearings have been held on the continuation of the Armistead Agricultural and Forestal District; and

WHEREAS, the Agricultural and Forestal District Advisory Committee at its meeting on December 20, 2001, recommended approval of the application; and

WHEREAS, the Planning Commission, following its public hearing on January 14, 2002, recommended approval of the application.

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

1. That the Armistead Agricultural and Forestal District is hereby continued for a period of four years beginning the 27th day of January, 2002, in accordance with the provisions of the Virginia Agricultural and Forestal District Act, Virginia Code Section 15.2-4300 et. seq.

2. That the District shall include the following parcels:

(31-2)(1-17)	Sarah H. Armistead	84.01 acres
(31-2)(1-14)	Sarah H. Armistead	54.03 acres
(31-3)(1-29)	Sarah H. Armistead	132.01 acres
(31-4)(1-1)	Sarah H. Armistead	<u>41.78</u> acres
Total:		<u>311.83</u> acres

provided, however, that all land within 25 feet of the road right-of-way of **Centerville** Road (Route 614) shall be excluded from the District, and that all land within 45 feet of the road right-of-way of **Longhill** Road (Route 612) be excluded from the District.

3. That pursuant to the Virginia Code, Section 15.2-4312, as amended, the Board of Supervisors requires that no parcel in the Armistead Agricultural and Forestal District be developed to a more intensive use without prior approval of the Board of Supervisors. Specifically, the following restrictions shall apply:

a. The subdivision of land is limited to 25 acres or more, except where the Board of Supervisors authorizes smaller lots to be created for residential use by members of the owner's immediate family. Parcels of up to 5 acres, including necessary access roads, may be subdivided for the siting of telecommunications towers and related equipment, provided, a) The subdivision does not cause the total acreage of the District to drop below 200 acres; and b) The subdivision does not result in a remnant parcel of less than 25 acres.

b. No land outside the Primary Service Area (PSA) and within the Agricultural and Forestal District may be rezoned and no application for such rezoning shall be filed earlier than six months prior to the expiration of the district. Land inside the Primary Service Area (PSA) and within the Agricultural and Forestal District may be withdrawn from the District in accordance with the Board of Supervisors policy pertaining to Withdrawal of Lands from Agricultural and Forestal Districts Within the Primary Service Area, adopted September 24, 1996.

c. No special use permit shall be issued except for agricultural, forestal or other activities and uses consistent with the State Code Section 15.2-4300 et. seq. which are not in conflict with the policies of this District. The Board of

Supervisors, at its discretion, may issue special use permits for wireless communications facilities on AFD properties which are in accordance with the County's policies and ordinances regulating such facilities.

2. Case No. AFD-1-93. Williamsbure Farms AFD - 2002 Renewal

Mr. Christopher M. Johnson, Senior Planner, stated that Mr. Patrick Duffeler has requested to renew the Williamsburg Farms Agricultural and Forestal District (AFD) for a term of four years, generally located on the east side of Lake Powell Road, adjacent to The Vinyard's at Jockey's Neck subdivision, further identified as Parcel Nos. (1-10) and (1-12) on the James City County Real Estate Tax Map No. (48-4). After the withdrawal of approximately 7.2 acres at the southwest portion of the property, the AFD will have 294.3 acres up for renewal.

Staff found that the Williamsburg Farms AFD is consistent with the surrounding zoning and development and consistent with the Comprehensive Plan.

The AFD Advisory Committee, at its meeting on December 20, 2001, voted unanimously to recommend renewal of the Williamsburg Farms AFD for an additional four years.

The Planning Commission, at its meeting on January 14, 2002, voted unanimously to recommend that the District be renewed for an additional four years.

Staff recommended the continuance of the Williamsburg Farms AFD for a period of four years subject to the conditions listed in the resolution.

The Board and staff held a brief discussion concerning the applicant's withdrawal of approximately 7.2 acres, that staff did not have any indication as to the proposed use of the withdrawn parcel, roll-back taxes, and the Board's desire to consider a policy change to require a plat be submitted with AFD withdrawals.

Mr. Goodson made a motion to adopt the resolution

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

ORDINANCE NO. _____

RENEWAL OF WILLIAMSBURG FARMS

AGRICULTURAL AND FORESTAL DISTRICT (AFD-1-93)

WHEREAS, the owner of the properties comprising the existing 301.5-acre Williamsburg Farms Agricultural and Forestal District has requested that the District be renewed for a period of four years; and

WHEREAS, the owner has filed a written notice in accordance with Section 15.2-4311 of the Code of Virginia requesting that approximately 7.2-acres be withdrawn from Parcel No. (1-10) on James City County Real Estate Tax Map No. (48-4) during the review of the Williamsburg Farms Agricultural and Forestal District; and

WHEREAS, James City County has completed a review of the Williamsburg Farms Agricultural and Forestal District; and

WHEREAS, in accordance with Section 15.2-4311 of the Code of Virginia, property owners have been notified, public meetings have been held, public hearings have been advertised, and public hearings have been held on the continuation of the Williamsburg Farms Agricultural and Forestal District; and

WHEREAS, the Agricultural and Forestal District Advisory Committee at its meeting on December 20, 2001, recommended approval of the application; and

WHEREAS, the Planning Commission, following its public hearing on January 14, 2002, recommended approval of the application.

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

1. That the Williamsburg Farms Agricultural and Forestal District is hereby continued for a period of four years beginning the 27th day of January, 2002, in accordance with the provisions of the Virginia Agricultural and Forestal District Act, Virginia Code Section 15.2-4300 et. seq.

2. That the District shall include the following parcels:

(48-4)(1-10)	Williamsburg Farms, Inc.	265.30 acres
(48-4)(1-12)	Williamsburg Farms, Inc.	<u>29.00</u> acres
	Total:	<u>294.30</u> acres

provided, however, that all land within 25 feet of the road right-of-way of Lake Powell Road (Route 618) shall be excluded from the District.

3. That pursuant to the Virginia Code, Section 15.2-4312, as amended, the Board of Supervisors requires that no parcel in the Williamsburg Farms Agricultural and Forestal District be developed to a more intensive use without prior approval of the Board of Supervisors. Specifically, the following restrictions shall apply:

a. The subdivision of land is limited to 25 acres or more, except where the Board of Supervisors authorizes smaller lots to be created for residential use by members of the owner's immediate family. Parcels of up to 5 acres, including necessary access roads, may be subdivided for the siting of telecommunications towers and related equipment, provided, a) The subdivision does not cause the total acreage of the District to drop below 200 acres; and b) The subdivision does not result in a remnant parcel of less than 25 acres.

b. No land outside the Primary Service Area (PSA) and within the Agricultural and Forestal District may be rezoned and no application for such rezoning shall be filed earlier than six months prior to the expiration of the district. Land inside the Primary Service Area (PSA) and within the Agricultural and Forestal District may be withdrawn from the District in accordance with the Board of Supervisors policy pertaining to Withdrawal of Lands from Agricultural and Forestal Districts Within the Primary Service Area, adopted September 24, 1996.

c. No special use permit shall be issued except for agricultural, forestal or other activities and uses consistent with the State Code Section 15.2-4300 et. seq.

which are not in conflict with the policies of this District. The Board of Supervisors, at its discretion, may issue special use permits for wireless communications facilities on AFD properties which are in accordance with the County's policies and ordinances regulating such facilities.

I. PUBLIC COMMENT -None

J. REPORTS OF THE COUNTY ADMINISTRATOR

Mr. Wanner invited Mr. John T. P. Home, Manager of Development Management, to address the Board concerning the James City County Citizen Survey 2001.

Mr. Home stated that review of the Comprehensive Plan is quickly approaching and recommended that if the Board desired alternative measurement reports of the survey, that those requests be submitted to the staff.

Mr. Goodson inquired if the data collected from the Survey could be reviewed in its entirety.

Staff stated that the data collected during the Survey is available for review.

Mr. Wanner recommended that the Board recess for a meeting of the James City Service Authority Board of Directors after the Board's Requests and Directives, then reconvene into open session to go into closed session pursuant to Section 2.2-3711 (A) (1) of the Code of Virginia to consider appointments of individuals to County Boards **and/or** Commissions.

K. BOARD REQUESTS AND DIRECTIVES

Mr. McGlennon requested the staff provide the Board with information and cost feasibility of leaf collections without having citizens bagging the leaves.

Mr. Kennedy recessed the Board at **8:02 p.m.**

Mr. Kennedy reconvened the Board into open session at **8:17 p.m.**

L. CLOSED SESSION

At **8:17 p.m.** Mr. Harrison made a motion to go into closed session pursuant to Section 2.2-3711 (A) (1) of the Code of Virginia to consider appointments of individuals to County Boards **and/or** Commissions.

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

At **8:19 p.m.** Mr. Kennedy reconvened the Board into open session.

Mr. McGlennon made a motion to adopt the Closed Session resolution

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

RESOLUTION**CERTIFICATION OF CLOSED MEETING**

WHEREAS, the Board of Supervisors of James City County, Virginia, (Board) has convened a closed meeting on this date pursuant to an **affirmative** recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3711 of the Code of Virginia requires a certification by the Board that such closed meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby certifies that, to the best of **each** member's knowledge: i) only public business matters lawfully exempted from open meeting requirements **by** Virginia law were discussed in the closed meeting to which this certification resolution applies; and, ii) only such public business matters were heard, discussed or considered by the Board as were identified in the motion, Section 2.2-3711(A)(1), appointment of individuals to County boards **and/or** commissions.

Mr. Harrison made a motion to appoint George H. **Billups, Jr.**, for a four-year term to the Planning Commission, term to expire on January 31, 2006.

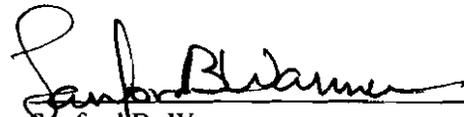
On a roll call vote, the vote was: AYE: **McGlennon**, Brown, **Goodson**, Harrison, Kennedy (5). NAY: (0).

M. ADJOURNMENT

Mr. **Goodson** made a motion to recess the Board.

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

At 8:20 p.m. Mr. Kennedy recessed the Board until 11:00 a.m., January 31, 2002, for the Boards' attendance at the VML, VACo Legislative Day.


Sanford B. Wanner
Clerk to the Board

ADOPTED

JAN 22 2002

ORDINANCE NO. 182A-6BOARD OF SUPERVISORS
JAMES CITY COUNTY
VIRGINIARENEWAL OF ARMISTEADAGRICULTURAL AND FORESTAL DISTRICT (AFD-1-89)

- WHEREAS**, the owner of the properties comprising the existing 311.83-acre Armistead Agricultural and Forestal District has requested to renew the District for a period of four years; and
- WHEREAS**, James City County has completed a review of the Armistead Agricultural and Forestal District; and
- WHEREAS**, in accordance with Section 15.2-4311 of the Code of Virginia property owners have been notified, public meetings have been held, public hearings have been advertised, and public hearings have been held on the continuation of the Armistead Agricultural and Forestal District; and
- WHEREAS**, the Agricultural and Forestal District Advisory Committee at its meeting on December 2, 2001, recommended approval of the application; and
- WHEREAS**, the Planning Commission, following its public hearing on January 14, 2002, recommended approval of the application.

NOW, **THEREFORE**, BE IT RESOLVED by the Board of Supervisors of James City County, Virginia.

1. That the Armistead Agricultural and Forestal District is hereby continued for a period of four years beginning the 27th day of January, 2002, in accordance with the provisions of the Virginia Agricultural and Forestal District Act, Virginia Code Section 15.2-4300 et. seq.
2. That the district shall include the following parcels:

(31-2)(1-17)	Sarah H. Armistead	84.01 acres
(31-2)(1-14)	Sarah H. Armistead	54.03 acres
(31-3)(1-29)	Sarah H. Armistead	132.01 acres
(31-4)(1-1)	Sarah H. Armistead	<u>41.78</u> acres

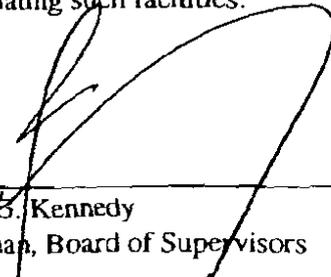
Total: 311.83 acres

provided, however, that all land within 25 feet of the road right-of-way of Centerville Road (Route 614) shall be excluded from the District, and that all land within 45 feet of the road right-of-way of Longhill Road (Route 612) be excluded from the District.

3. That pursuant to the Virginia Code, Section 15.24312, as amended, the Board of Supervisors requires that no parcel in the Armistead Agricultural and Forestal

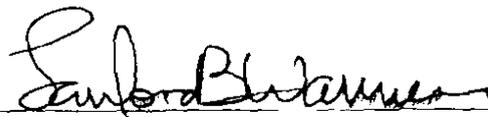
District be **developed** to a more **intensive** use without **prior approval** of the Board of Supervisors. Specifically, the following restrictions shall apply:

- a. The **subdivision** of land is **limited** to 25 acres **or** more, except where the Board of Supervisors **authorizes** smaller lots to be created for residential use **by members** of the owner's immediate family. **Parcels of up to 5 acres, including necessary access roads, may be subdivided for the siting of telecommunications towers and related equipment,** provided, a) **The** subdivision does not cause the total acreage of **the** District to drop below 200 acres; and **b) The** subdivision does **not** result in a remnant parcel of less than 25 acres.
- b. No land **outside** the Primary Service Area (PSA) **and** within the **Agricultural and Forestal** District may be **rezoned** and no application **for such rezoning** shall be filed **earlier** than six months prior to the expiration of the district. Land inside the Primary Service Area (PSA) **and** within the Agricultural and Forestal District may **be** withdrawn from the District in accordance with the Board of Supervisors policy **pertaining** to Withdrawal of Lands **from** Agricultural and Forestal Districts Within the Primary Service Area, adopted September 24, 1996.
- c. No special use permit **shall be issued except** for agricultural, forestal or other activities and uses consistent with the State Code Section 15.2-4300 et. seq. which are not in conflict with the policies of this district. The Board of Supervisors, at its discretion, may issue special use permits for **wireless** communications facilities on AFD properties which are in accordance with the County's policies and **ordinances regulating such facilities.**



 James G. Kennedy
 Chairman, Board of Supervisors

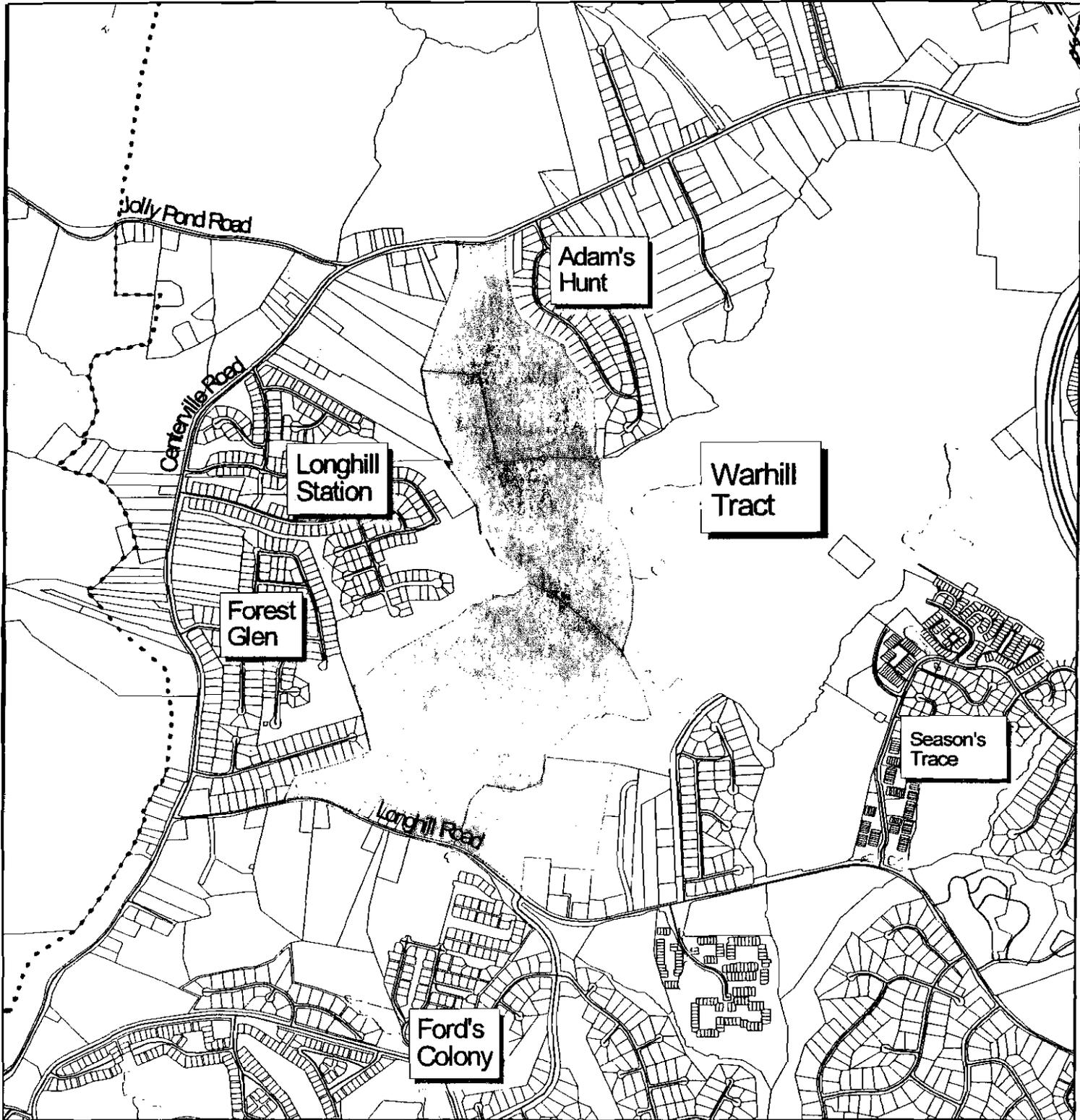
ATTEST:



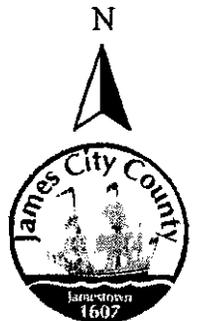
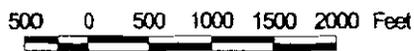
 Sanford B. Wanner
 Clerk to the Board

SU	ER	ISOR	VOTE
			—
		MCCLENNON	AYE
		BROWN	AYE
		COODSON	AYE
		HARRISON	AYE
		KENNEDY	AYE

Adopted by the **Board** of Supervisors of James City County, Virginia, this 22nd day of January, 2002.



Case No. AFD 1-89
Armistead AFD-2002 Renewal



ADOPTED

JAN 22 2002

ORDINANCE NO. 190A-4

BOARD OF SUPERVISORS
JAMES CITY COUNTY
VIRGINIA

RENEWAL OF WILLIAMSBURG FARMS

AGRICULTURAL AND FORESTAL DISTRICT (AFD-1-93)

WHEREAS, the owner of the properties comprising the existing 301.5-acre Williamsburg Farms Agricultural and Forestal District has requested that the District be renewed for a period of **four** years; and

WHEREAS, the owner has filed a written notice in accordance with Section 15.24311 of the Code of Virginia requesting that approximately 7.2-acres be withdrawn from Parcel No. (1-10) on James City County Real Estate Tax Map No. (48-4) during the review of the Williamsburg Farms Agricultural and Forestal District; and

WHEREAS, James City County has completed a review of the Williamsburg Farms Agricultural and Forestal District; and

WHEREAS, in accordance with Section 15.2-4311 of the Code of Virginia, property owners have been notified, public meetings have been held, public hearings have been advertised, and public hearings have been held on the continuation of the Williamsburg Farms Agricultural and Forestal District; and

WHEREAS, the Agricultural and Forestal District Advisory Committee at its meeting on December 20, 2001, recommended approval of the application; and

WHEREAS, the Planning Commission, following its public hearing on January 14, 2002, recommended approval of the application.

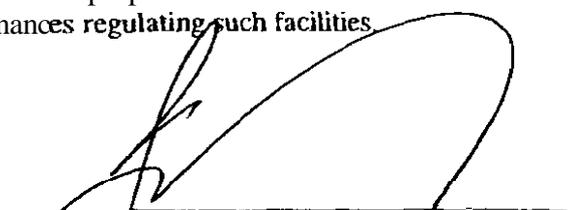
NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County, Virginia,

1. That the Williamsburg Farms Agricultural and Forestal District is hereby continued for a period of four years beginning the 27th day of January, 2002, in accordance with the provisions of the Virginia Agricultural and Forestal District Act, Virginia Code Section 15.2-4300 et. seq.
2. That the district shall include the following parcels:

(48-4)(1-10)	Williamsburg Farms, Inc.	265.30 acres
(48-4)(1-12)	Williamsburg Farms, Inc.	<u>29.00</u> acres
	Total:	<u>294.30</u> acres

provided, however, that all land within 25 feet of the road right-of-way of Lake Powell Road (Route 618) shall be excluded from the District.

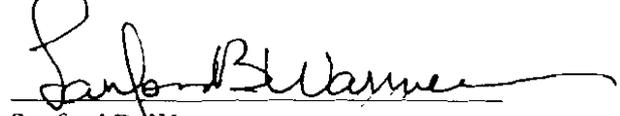
- 3. That pursuant to the Virginia Code, Section 15.2-4312, as amended, the Board of Supervisors requires that no parcel in the Williamsburg Farms Agricultural and Forestal District be developed to a more intensive use without prior approval of the Board of Supervisors. Specifically, the following restrictions shall apply:
 - a. The subdivision of land is limited to 25 acres or more, except where the Board of Supervisors authorizes smaller lots to be created for residential use by members of the owner's immediate family. Parcels of up to 5 acres, including necessary access roads, may be subdivided for the siting of telecommunications towers and related equipment, provided, a) The subdivision does not cause the total acreage of the District to drop below 200 acres; and b) The subdivision does not result in a remnant parcel of less than 25 acres.
 - b. No land outside the Primary Service Area (PSA) and within the Agricultural and Forestal District may be rezoned and no application for such rezoning shall be filed earlier than six months prior to the expiration of the district. Land inside the Primary Service Area (PSA) and within the Agricultural and Forestal District may be withdrawn from the District in accordance with the Board of Supervisors policy pertaining to Withdrawal of Lands from Agricultural and Forestal Districts Within the Primary Service Area, adopted September 24, 1996.
 - c. No special use permit shall be issued except for agricultural, forestal or other activities and uses consistent with the State Code Section 15.2-4300 et. seq. which are not in conflict with the policies of this district. The Board of Supervisors, at its discretion, may issue special use permits for wireless communications facilities on AFD properties which are in accordance with the County's policies and ordinances regulating such facilities.



James G. Kennedy
 Chairman, Board of Supervisors

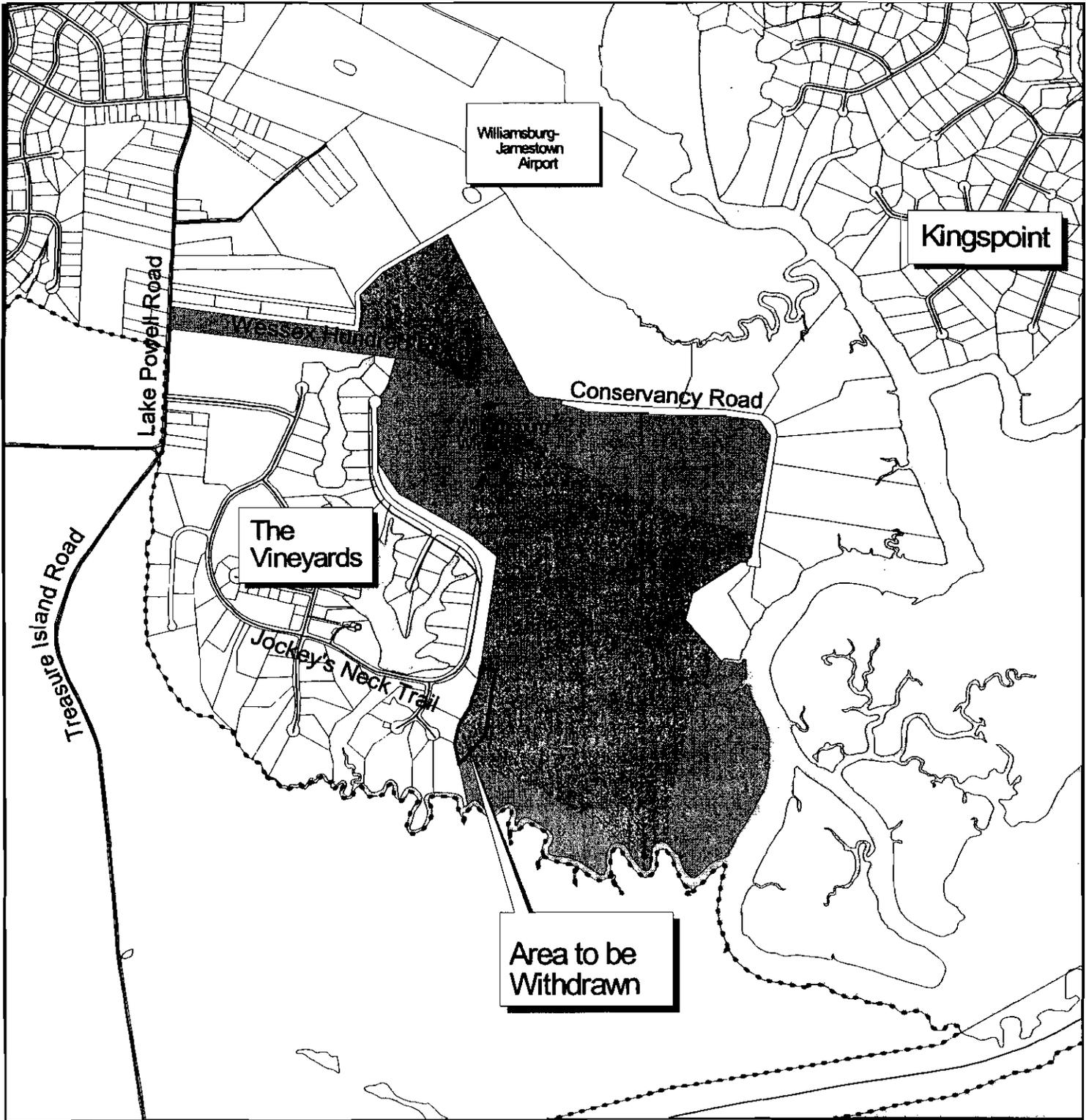
SUPERVISOR	VOTE
MCGLENNON	AYE
BROWN	AYE
GOODSON	AYE
HARRISON	AYE
KENNEDY	AYE

ATTEST:



Sanford B. Wanner
 Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 22nd day of January, 2002.



Case No. AFD-1-93
 Williamsburg Farms AFD-2002 Renewal

