

## RESOLUTION

### CHESAPEAKE BAY PRESERVATION ORDINANCE VIOLATION -

#### ACKART - 2416 PATE'S CREEK

WHEREAS, Richard and Cindy Ackart are the owners of a certain parcel of land, commonly know as 2416 Pate's Creek, Williamsburg, VA, designated as Parcel No. (2-44) on James City County Real Estate Tax Map No. (48-4) herein referred to as (the "Property"); and

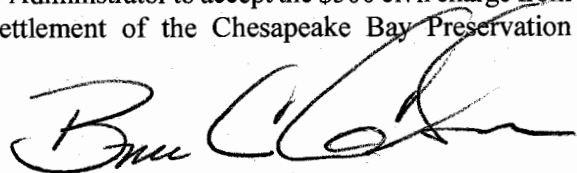
WHEREAS, on or about November 8, 2005, Richard and Cindy Ackart caused to be removed approximately ten trees and shrubs from within the Resource Protection Area (RPA) on the Property; and

WHEREAS, Richard and Cindy Ackart agreed to a Restoration Plan to replant 11 canopy trees, 10 understory trees, and 15 shrubs on the Property in order to remedy the violation under the County's Chesapeake Bay Preservation Ordinance and they have posted sufficient surety to guarantee the installation of the aforementioned improvements and to restore the RPA on the Property; and

WHEREAS, Richard and Cindy Ackart have agreed to pay \$500 to the County as a civil charge under the County's Chesapeake Bay Preservation Ordinance; and

WHEREAS, the James City County Board of Supervisors is willing to accept the restoration of impacted area and the civil charge in full settlement of the Chesapeake Bay Preservation Ordinance violation, in accordance with Sections 23-10 and 23-18 of the Code of the County of James City.

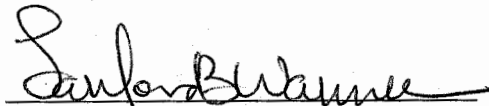
NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby authorizes and directs the County Administrator to accept the \$500 civil charge from Richard and Cindy Ackart, as full settlement of the Chesapeake Bay Preservation Ordinance violation.



Bruce C. Goodson  
Chairman, Board of Supervisors

<u>SUPERVISOR</u>	<u>VOTE</u>
MCGLENNON	AYE
BRADSHAW	AYE
HARRISON	AYE
ICENHOUR	AYE
GOODSON	AYE

ATTEST:



Sanford B. Wanner  
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 10th day of January, 2006.

Ackart\_charge.res