

RESOLUTION

JOLLY POND ROAD REPAIRS

WHEREAS, Jolly Pond Road is a collector road which provides the only vehicular access to homes, businesses, and critical government facilities in the western half of the Powhatan District of James City County; and

WHEREAS, the dam under a portion of Jolly Pond Road has, since it was built in 1730, continues to impound water for Jolly Pond; and

WHEREAS, in the fall of 2006, two severe rain storms caused erosion to the downstream side of the dam forcing the closure of a portion of Jolly Pond Road; and

WHEREAS, the dam continues to fully function even though there is minor damage to the downstream side of the dam, which, if left alone, could cause a catastrophic breach of the dam; and

WHEREAS, the closure of a portion of Jolly Pond Road has been of significant inconvenience to citizens of James City County, affected businesses, affected the provision of governmental services, and negatively impacted health, safety, and welfare of residents and visitors to James City County; and

WHEREAS, the closure of a portion of Jolly Pond Road has significantly increased response times for fire, rescue, and police personnel in the event of an emergency and it has impaired access for school buses transporting children living along the road to schools; and

WHEREAS, when the Jolly Pond Road dam was constructed in 1730 it met the standards of the time but based on information and belief, does not meet the current dam safety standards for the Commonwealth of Virginia and

WHEREAS, the Virginia Dam Safety Act requires that any repair to Jolly Pond Dam meet current dam certification standards; and

WHEREAS, James City County has engaged Timmons Engineering to perform an assessment of Jolly Pond Dam to clarify a plan to address the road and dam damage and include options to reopen Jolly Pond Road; and

WHEREAS, this study is expected to take several weeks to complete and then additional time will be needed to engineer, finance, and install a more permanent solution for the dam and Jolly Pond Road; and

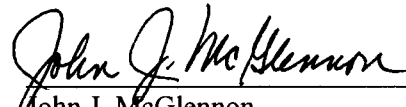
WHEREAS, temporary repairs to stabilize the downstream side of the dam will greatly reduce the likelihood of dam failure preventing significant environmental and property damage; and

WHEREAS, the dam owner supports this request for expedited approval from the Virginia Department of Conservation and Recreation – Division of Dam Safety and Floodplain Management to make temporary repairs to Jolly Pond Dam while a permanent solution is developed; and

WHEREAS, allowing a temporary repair to the downstream side of the dam will permit the reopening of Jolly Pond Road, quickly and inexpensively, while options for a permanent repair are explored and agreed upon; and


WHEREAS, time is of the essence to get permits in place for the temporary repairs because the U. S. Army Corps of Engineers nationwide Permit No. 3 must be submitted prior to March 17, 2007.

NOW THEREFORE BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby requests the Department of Conservation and Recreation - Division of Dam Safety and Floodplain Management to allow temporary repairs of Jolly Pond Dam as expeditiously as possible to allow Jolly Pond Road to be reopened and cooperate with and provide guidance to the dam owner and James City County staff in the development of a permanent repair solution to reopening Jolly Pond Road.



John J. McGlennon
Chairman, Board of Supervisors

ATTEST:



Sanford B. Wanner
Clerk to the Board

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

Adopted by the Board of Supervisors of James City County, Virginia, this 27th day of February, 2007.

jollypond.res