

RESOLUTION

GRANTING AN APPEAL ON JCC RE TAX PARCEL NO. 3720500035

WHEREAS, *Joseph J. and Patricia M. Wysocki*, (the "Applicants" and "Owners") have appeared before the Chesapeake Bay Board of James City County (the "Board") on *June 9, 2010* appealing a Notice of Violation (*CBV-10-007*) dated *April 30, 2010*, ordering removal of the patio and restoration of the Resource Protection Area (RPA) on the property identified as JCC RE Tax Parcel No. *3720500035* and further identified as *113 Ridge Crossing, in the Ford's Colony Subdivision* (the "Property") and;

WHEREAS, the Board has listened to the arguments presented and has carefully considered all evidence entered into the record.

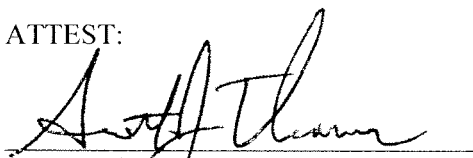
NOW, THEREFORE, following a public hearing, the Chesapeake Bay Board of James City County by a majority vote of its members FINDS that all of the following conditions have been met:

1. The hardship is not generally shared by other properties in the vicinity;
2. The Chesapeake Bay, its tributaries and other properties in the vicinity will not be adversely affected: and
3. The appellant acquired the property in good faith and the hardship is not self-inflicted.

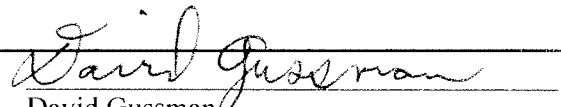
THEREFORE, the Chesapeake Bay Board of James City County is granting the appeal filed by *Joseph J. and Patricia M. Wysocki* on *May 11, 2010* and overturning the *April 30, 2010* Notice of Violation issued by the James City County Environmental Division with the following condition:

A Sensitive Area Activity Application for the patio must be submitted and considered by the Chesapeake Bay Board at the next regularly scheduled meeting.

ATTEST:



Scott J. Thomas
Secretary to the Board



David Gussman
Chair, Chesapeake Bay Board

Adopted by the Chesapeake Bay Board of James City County, Virginia, this 9th day of June 2010.