

**RESOLUTION**

**GRANTING AN EXCEPTION ON JCC RE TAX PARCEL NO. 4930280017**

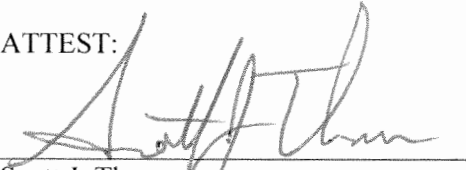
WHEREAS, Jeremy Findley, J. Lloyd Builder, (the "Applicant") on behalf of RJGC Equipment Leasing (the "Owner") has appeared before the Chesapeake Bay Board of James City County (the "Board") on November 10, 2010 to request an exception to the use of the Resource Protection Area (the "RPA") on a parcel of property identified as JCC RE Tax Parcel No. 4930280017 and further identified as 104 Archer's Court in the Kingspoint Subdivision (the "Property") as set forth in the application CBE-11-047 for a concrete landing from a walkout basement; and

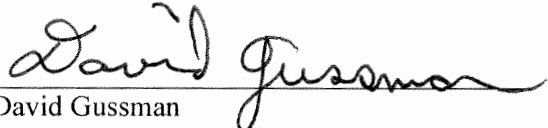
WHEREAS, the Board has listened to the arguments presented and has carefully considered all evidence entered into the record.

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

1. The exception request is the minimum necessary to afford relief.
2. Granting the exception will not confer upon the Applicant any special privileges denied by Chapter 23, Chesapeake Bay Preservation, of the James City County Code, to other property owners similarly situated in the vicinity.
3. The exception request will be in harmony with the purpose and intent of Chapter 23 of the James City County Code, and is not of substantial detriment to water quality.
4. The exception request is not based on conditions or circumstances that are self-created or self-imposed, nor does the request arise from conditions or circumstances either permitted or non-conforming that are related to adjacent parcels.
5. Reasonable and appropriate conditions are hereby imposed, as set forth below, which will prevent the exception request from causing a degradation of water quality.
6. In granting this exception, the following conditions are hereby imposed to prevent this exception request from causing degradation of water quality:
  - 1) The applicant must obtain all other necessary local permits required for the project

ATTEST:

  
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Scott J. Thomas  
Secretary to the Board

  
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David Gussman  
Chair, Chesapeake Bay Board

Adopted by the Chesapeake Bay Board of James City County, Virginia, this **10th** day of **November 2010**