

RESOLUTION

GRANTING AN AMENDMENT TO A RESOLUTION ON JCC RE TAX PARCEL NOS. 1910100014 and 01910100015

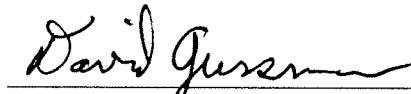
WHEREAS, **John A. Anton** (the "Owner") has appeared before the Chesapeake Bay Board of James City County (the "Board") on **August 11, 2010** to request an **amendment to the mitigation requirements specified in the April 9, 2008 Resolution** granting an exception for use of the Resource Protection Area (the "RPA") on a parcel of property identified as JCC RE Tax Parcel Nos. **1910100014** and **1910100015** and further identified as 7511 and 7513 Oak Cove Road, Cypress Point (the "Property") as set forth in the application CBE-08-016 for approximately 1,410 sqft of encroachment into the Resource Protection Area (RPA) buffer associated with construction of a retaining wall; and

WHEREAS, the actual encroachment into the RPA was only 700 sqft; and

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

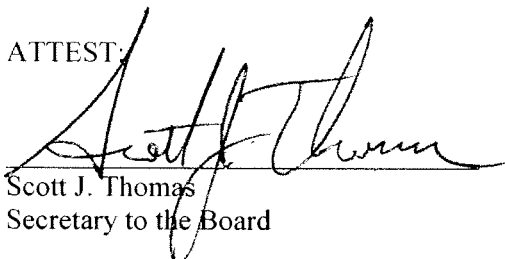
NOW, THEREFORE, the Chesapeake Bay Board of James City County by a majority vote of its members FINDS that:

1. The mitigation requirements specified as the first bullet point under Paragraph 6 of the April 9, 2008 Resolution is hereby amended as follows:
 - **An RPA Mitigation Planting Plan (plan) will depict the species and location of (2) canopy trees, (6) understory trees, and (12) shrubs must be submitted and approved by the Environmental Division.**
 - **All other provisions of the April 9, 2008 Resolution shall remain in full force and effect.**



David Gussman
Chair, Chesapeake Bay Board

ATTEST:



Scott J. Thomas
Secretary to the Board

Adopted by the Chesapeake Bay Board of James City County, Virginia, this 11th day of August 2011.