

## RESOLUTION

### JOLLY POND ROAD

WHEREAS, Timmons Group provided an update regarding the status of the impoundment of water by Jolly Pond Dam, the status of Jolly Pond Road, and the plan of action for any necessary repairs; and

WHEREAS, a site visit was conducted on August 25, 2011, by representatives of Timmons Group and James City County to observe current field conditions of the principal spillway, the emergency spillway, and the overall condition of the impounding structure in order to make recommendations regarding possible management and re-opening of the road by James City County; and

WHEREAS, the overall condition of the impounding structure does not appear to have changed significantly from previous observations in 2007 and 2008 and no additional risks of failure were observed; and

WHEREAS, among the options presented in the alternatives analysis study prepared by Timmons Group in 2008 was the option to institute an aggressive Continued Monitoring program and an Emergency Action Plan; and

WHEREAS, pursuant to § 33.1-150 of the Code of Virginia, 1950, as amended, the County may petition the Commonwealth Transportation Board for discontinuance of a road from the Secondary System of State Highways if such road appears to no longer serve public convenience warranting its maintenance by the Virginia Department of Transportation at public expense; and

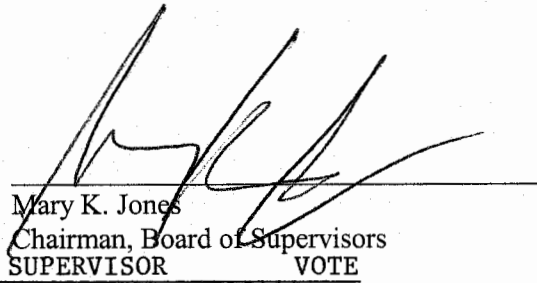
WHEREAS, it no longer serves the public convenience for the portion of Jolly Pond that extends across the Jolly Pond Dam to be included in the Secondary System of State Highways; and

WHEREAS, the County desires to take this portion of road within the County road system, which will allow the eventual re-opening of Jolly Pond Road.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby authorizes implementation of the Continued Monitoring program and the Emergency Action Plan.

BE IT FURTHER RESOLVED that the Board hereby petitions the Commonwealth Transportation Board and requests the Virginia Department of Transportation take the necessary actions to discontinue the aforesaid portion of Jolly Pond Road as part of the Secondary System of State Highways pursuant to § 33.1-150, Code of Virginia, as amended.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation.

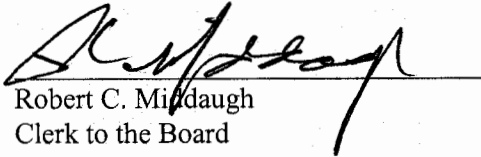


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Mary K. Jones  
Chairman, Board of Supervisors  
SUPERVISOR

SUPERVISOR	VOTE
KENNEDY	ABSENT
GOODSON	AYE
MCGLENNON	AYE
ICENHOUR	AYE
JONES	AYE

ATTEST:



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Robert C. Mindaugh  
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 25th day of October, 2011.

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