

RESOLUTION

GRANTING AN EXCEPTION ON JCC RE TAX PARCEL 4930280007

WHEREAS, Mr. Daniel Wassum with Hopke and Associates on behalf of Keith Schumann (the "Applicant") has applied to the Chesapeake Bay Board of James City County (the "Board") 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. 4930280007 and further identified as 114 Archers Hope Drive in the Kingspoint subdivision (the "Property") as set forth in the application CBE-15-102 for the purpose of constructing a basement addition to the existing home; and

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

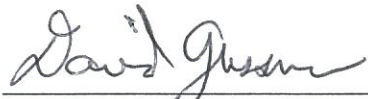
NOW, THEREFORE, following a public hearing on July 8, 2015, the Chesapeake Bay Board of James City County by a majority vote of its members FINDS that:

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 federal, state and local permits as required for the project including building permits through the County's Building Safety and Permits Division.
 - 2) Design and installation of the green vegetated roof system over Addition # 1 shall follow an appropriate industry accepted standard such as Virginia DEQ Stormwater Design Specification No. 5 (Vegetated Roof) or similar ASTM, AIA, or equivalent standard.

- 3) Prior to construction, a \$4,500 surety shall be submitted in a form acceptable to the County Attorney's office, to guarantee the mitigation including the green roof component.
- 4) This exception request approval shall become null and void if construction has not begun by July 8, 2016.
- 5) Written requests for an extension to an exception shall be submitted to the Engineering and Resource Protection Division no later than 6 weeks prior to the expiration date.




 Michael Woolson
 Senior Watershed Planner



 David Gussman
 Chair, Chesapeake Bay Board

Adopted by the Chesapeake Bay Board of James City County, Virginia, this 8th
 day of July 2015

THE FORGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS 8th DAY
 OF July 2015 IN THE COMMONWEALTH OF VIRGINIA IN THE
 COUNTY OF JAMES CITY.



 NOTARY PUBLIC

7014335

 REGISTRATION

MY COMMISSION EXPIRES 12/31/18

MELANIE J. DAVIS
 NOTARY PUBLIC
 REG. #7014335
 COMMONWEALTH OF VIRGINIA
 MY COMMISSION EXPIRES DECEMBER 31, 2018