

RESOLUTION

GRANTING AN APPEAL ON JCC RE TAX PARCEL NO. 4930280017

WHEREAS, Mr. Brink Miller, (the "Appellant") has submitted a request to the Chesapeake Bay Board of James City County (the "Board") to appeal a Notice of Violation (CBV-16-001) dated July 14, 2015, ordering the removal of a patio in the Resource Protection Area (RPA), on a property identified as JCC RE Tax Parcel No. 4930280017 and further identified as 104 Archers Court in the Kingspoint 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 meeting on September 9, 2015, 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.

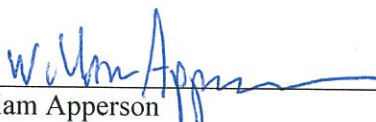
THEREFORE, the Chesapeake Bay Board of James City County is granting the appeal filed by Mr. Brink Miller on July 31, 2015 and overturning the July 14, 2015 Notice of Violation issued by James City County Engineering and Resource Protection Division.

In granting this appeal, the following conditions are hereby imposed to prevent this project from causing degradation of water quality:

- 1) Submit a remediation plan for review and approval by the Chesapeake Bay Board at a public hearing, at the next available Chesapeake Bay Board meeting.



Michael Woolson
Senior Watershed Planner



William Apperson
Vice Chair, Chesapeake Bay Board

Adopted by the Chesapeake Bay Board of James City County, Virginia, this 9th day of Sept 20 15.

THE FORGOING INSTRUMENT WAS ACKNOWLEDGED BEFORE ME THIS 9th DAY OF September 20 15 IN THE COMMONWEALTH OF VIRGINIA IN THE COUNTY OF JAMES CITY.



NOTARY PUBLIC
MY COMMISSION EXPIRES 12/31/18.

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