

## RESOLUTION

### CHESAPEAKE BAY PRESERVATION ORDINANCE VIOLATION - CIVIL CHARGE -

#### CLINTON MORGESON AND MEAGAN THOMAS, 210 RED OAK LANDING

- WHEREAS, Clinton Morgeson and Meagan Thomas are the owners of a certain parcel of land commonly known as 210 Red Oak Landing, Williamsburg, Virginia, designated as Parcel No. 4730100032 within the James City County Real Estate Tax Map system (“Property”); and
- WHEREAS, on or about August 1, 2020, Clinton Morgeson and Meagan Thomas caused clearing within a defined Chesapeake Bay Preservation Area (CBPA) on the Property without prior approval of a plan of development, erosion and sediment control plan, land disturbing permit and/or Chesapeake Bay exception; and caused impact to a CBPA; and
- WHEREAS, Clinton Morgeson and Meagan Thomas have executed a Consent Agreement and a Chesapeake Bay Restoration Agreement with the County agreeing to implement, in a timely manner, stabilization plantings in accordance with an approved Chesapeake Bay Restoration Plan in order to remedy a violation of the County’s Chesapeake Bay Preservation Ordinance. The owners have posted sufficient surety guaranteeing plantings in accordance with the approved restoration plan to restore CBPA on the Property; and
- WHEREAS, Clinton Morgeson and Meagan Thomas have agreed to pay a total of \$500 to the County as a civil charge under the County’s Chesapeake Bay Preservation Ordinance; and
- WHEREAS, the James City County Board of Supervisors is willing to accept the restoration of the impacted CBPA and the civil charge in full settlement of the Chesapeake Bay Preservation Ordinance violation, in accordance with Section 23-18 of the Code of the County of James City.
- NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby authorizes and directs the County Administrator to accept the \$500 civil charge from Clinton Morgeson and Meagan Thomas as full settlement of the Chesapeake Bay Preservation Ordinance violations at the Property occurring on or about August 1, 2020.



Michael J. Hipple  
Chairman, Board of Supervisors

ATTEST:

Teresa J. Fellows  
Deputy Clerk to the Board

	VOTES		
	<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>
SADLER	<input checked="" type="checkbox"/>	___	___
ICENHOUR	<input checked="" type="checkbox"/>	___	___
LARSON	<input checked="" type="checkbox"/>	___	___
MCGLENNON	<input checked="" type="checkbox"/>	___	___
HIPPLE	<input checked="" type="checkbox"/>	___	___

Adopted by the Board of Supervisors of James City County, Virginia, this 27th day of April, 2021.