

AT A RECESSED MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF JAMES CITY, VIRGINIA, HELD ON THE 8TH DAY OF SEPTEMBER NINETEEN HUNDRED EIGHTY-SIX AT 5:10 P.M. IN THE COUNTY GOVERNMENT CENTER BOARD ROOM, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA.

A. ROLL CALL

William F. Brown, Chairman, Roberts District
 Stewart U. Taylor, Vice-Chairman, Stonehouse District
 Jack D. Edwards, Berkeley District
 Thomas D. Mahone, Jamestown District
 Perry M. DePue, Powhatan District

James B. Oliver, Jr., County Administrator
 Darlene L. Burcham, Assistant County Administrator
 Frank M. Morton, III, County Attorney

Diane L. Abdelnour, Chairman, Industrial Development Authority
 Kenneth H. Axtell, Industrial Development Authority
 C. Hammond Branch, Industrial Development Authority
 Paul A. Dresser, Jr., Industrial Development Authority
 Myrl Hairfield, Industrial Development Authority
 Harold N. Poulsen, Industrial Development Authority
 John Zimmerman, Industrial Development Authority

John Brown, Economic Development Planner, gave an overview of economic growth and the County's present economic development strategy. Five topics were covered during the work session: residential and commercial-industrial change, revenue/cost comparison of ten James City County neighborhoods, employment changes between 1974 and 1984, existing economic development effort and summary of economic development interviews.

Trends noted by Mr. Brown were:

- residential growth continues to outpace commercial-industrial growth;
- nationally, residential services cost more than the revenue produced by residential growth;
- James City County's tourist economy while a major contributor to the economy is no longer a rapid growth industry, and
- a significant source of the County tax base is generated by tourism, as indicated by Mr. Roy Pearson's research on the local retail sales tax.

Mr. Brown requested the Board of Supervisors consider a resolution requesting the James City County Industrial Development Authority to prepare an economic action strategy by January 1, 1987. The resolution was distributed for Board consideration.

RESOURCE RECOVERY

Theodore Bickmore, Financial Analyst, briefed the Board on the inability of James City County - Newport News' negotiating teams to reach agreement on terms satisfactory in regard to James City County's participation in the Newport News Resource Recovery Project. Mr. Bickmore summarized the

costs that James City County would face and recommended that James City County decline to participate. After a brief discussion, Board members agreed to accept this recommendation. Board members restated, however, their long-range interest in Resource Recovery and its environmental advantages.

The Board recessed at 6:30 p.m.



James B. Oliver, Jr.
Clerk to the Board

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF JAMES CITY, VIRGINIA, HELD ON THE 8TH DAY OF SEPTEMBER NINETEEN HUNDRED EIGHTY-SIX AT 7:40 P.M. IN THE COUNTY GOVERNMENT CENTER BOARD ROOM, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA.

A. ROLL CALL

William F. Brown, Chairman, Roberts District
Stewart U. Taylor, Vice-Chairman, Stonehouse District
Jack D. Edwards, Berkeley District
Thomas D. Mahone, Jamestown District
Perry M. DePue, Powhatan District

James B. Oliver, Jr., County Administrator
Darlene L. Burcham, Assistant County Administrator
Frank M. Morton, III, County Attorney

B. MINUTES - August 18, 1986

Mr. Mahone made a motion to approve the minutes as presented.

On a roll call, the vote was AYE: Brown, Edwards, DePue, Mahone, Taylor, (5). NAY: (0).

PRESENTATION - Bicentennial of the U.S. Constitution

Mr. Bill Bryant presented a resolution to the Board for its consideration on the establishment of a Williamsburg-James City County Constitution of the Bicentennial Commission. Mr. Bryant also provided a list of possible appointees to the Commission and requested favorable consideration be given to the matter.

It was the consensus of the Board to defer action until staff discusses the most appropriate method for establishing a joint Constitution of the Bicentennial Commission with the City of Williamsburg.

C. PUBLIC HEARINGS

1. Case No. SUP-24-86. JCSA/Water Storage Facilities

The Planning Commission recommends approval of the application subject to a condition.

Mr. Brown opened the public hearing, and as no one wished to speak, he closed the public hearing.

Mr. Brown made a motion to approve the application.

On a roll call, the vote was AYE: Brown, Edwards, DePue, Mahone, Taylor (5). NAY: (0).

RESOLUTION

No. SUP-24-86. JCSA/Water Storage Facilities

WHEREAS, the Board of Supervisors of James City County has adopted by ordinance specific land uses that shall be subjected to a special use permit process; and

WHEREAS, the Planning Commission, in accordance with the staff recommendation, has unanimously recommended approval of Case

No. SUP-24-86, a special use permit to allow the construction of a one million gallon water storage tank and booster pump station and a 12-inch water main on property identified as parcel (1-6) on James City County Real Estate Tax Map No. (49-2).

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of James City County does hereby approve the issuance of Special Use Permit No. SUP-24-86 as described herein with the following condition.

1. As part of the site plan approval process for these facilities, the Site Plan Review Committee shall review and approve proposed landscaping and screening of these facilities from Route 199 and the Country Road.

2. Case No. SUP-26-86. JCSA/John Tyler Highway Water Main

The Planning Commission recommends approval of the application subject to a condition.

Mr. Brown opened the public hearing.

1. Mr. Charles Henry, 5021 John Tyler Highway, stated he approves of the water transmission main and would like to be able to connect to it. Mr. Henry stated that according to the Business Manager of the James City Service Authority, he would need to hire a private contractor to make the tap because it is a transmission main, which would cost approximately \$400.

Mr. Brown closed the public hearing.

Mr. DePue made a motion to approve the application.

On a roll call, the vote was AYE: Brown, Edwards, DePue, Mahone, Taylor (5). NAY: (0).

RESOLUTION

No. SUP-26-86. John Tyler Highway
Waterline Extension

WHEREAS, the Board of Supervisors of James City County has adopted by ordinance specific land uses that shall be subjected to a special use permit process; and

WHEREAS, the Planning Commission of James City County, in accordance with the staff recommendation, has unanimously recommended approval of Case No. SUP-26-86, a special use permit to allow the construction of a 12-inch water transmission main commencing at the intersection of John Tyler Highway and Running Cedar Way and extending easterly along John Tyler Highway to Carolina Boulevard, a distance of approximately 4,600 feet.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of James City County does hereby approve the issuance of Special Use Permit No. SUP-26-86 as described herein with the following condition.

1. Adequate dust and mud control measures shall be taken to prevent adverse effects on adjacent property.

3. Case No. SUP-27-86. JCSA/Richmond Road Water Main

The Planning Department recommends approval of the application subject to one condition.

Mr. Brown opened the public hearing, and as no one wished to speak, he closed the public hearing.

Mr. Mahone made a motion to approve the application.

On a roll call, the vote was AYE: Brown, Edwards, DePue, Mahone, Taylor (5). NAY: (0).

RESOLUTION

No. SUP-27-86. Venture Properties II Water Transmission Main

WHEREAS, the Board of Supervisors of James City County has adopted by ordinance specific land uses that shall be subjected to a special use permit process; and

WHEREAS, the Planning Commission of James City County, in accordance with the staff recommendation, has unanimously recommended approval of Case No. SUP-27-86, a special use permit to allow the construction of a 12-inch water transmission main commencing at a point approximately 1,065 feet east of the entrance to the Williamsburg Pottery Factory and extends southeast along Richmond Road, a distance of approximately 1,250 feet.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of James City County, Virginia does hereby approve the issuance of Special Use Permit No. SUP-27-86 as described herein with the following condition.

1. Adequate dust and mud control measures shall be taken to prevent adverse effects on adjacent property.

4. Case No. CP-2-86. Water Plan

The Planning Commission recommends approval of the draft 1986 Master Water Plan.

Mr. Wayland N. Bass, Director of Public Works, presented the Board with an overview of the 1975 and 1979 Master Water Plan. Mr. Bass stated the major goal of the Master Water Plan is to bring public water resources under County management and summarized our progress toward that goal.

Mr. Louis Guy, Consulting Engineer, presented the Board with an overview of water supply sources and how surface and ground water are used conjunctively.

Mr. Mark Bishop, Environmental Engineering and Technology, presented the Board with an overview of the distribution system and storage facilities. Mr. Bishop then summarized the recommended amendments to the Master Water Plan.

Mr. Brown stated he is concerned about the public health question, water line extensions to Jolly Pond Road and Chickahominy Haven, and that he feels the Public Service Area will lose its meaning if water lines are extended outside the Primary Service Area. Mr. Brown further stated he feels the Service Authority should construct water lines based on a "user driven system."

Mr. Edwards stated he is concerned about predicting too far into the future and suggested all changes proposed after the year 2000 be eliminated from the plan.

Mr. DePue stated he prefers a more modest short-term plan over a long-term plan. Mr. DePue further stated that the Board does not want to encourage anyone to believe that the Board will extend water lines outside the Public Service Area.

Mr. Brown suggested deferring the matter until the September 29 Sewer Plan Work Session.

Mr. Oliver discouraged the Board from deferring the matter and stated he was agreeable to the water lines proposed after the year 2000 being eliminated from the proposal. Mr. Oliver stated he is concerned about combining a Sewer Plan Work Session with discussion of the Water Plan. Mr. Oliver further

stated the County wanted to send a clear message that it wants to manage a public water supply.

Mr. Taylor stated he supports the proposed changes and that he feels the County needs to indicate how it will utilize the reservoir if we are to receive a favorable decision on the Ware Creek Reservoir.

Mr. Brown opened the public hearing.

1. Mrs. Carolyn Lowe, 50 Summer East, stated that she feels development will occur more rapidly if water lines are extended outside the Public Service Area and will threaten scenic areas. Mrs. Lowe requested the Board to carefully consider the proposal.

2. Mrs. Betty Peterson, Route 3, Williamsburg, stated she is concerned about the proposed lines for the year 2000 and after, as she feels they threaten conservation areas. Mrs. Peterson suggested a study be conducted to determine future climate conditions and how these conditions might affect our water needs.

Mr. Brown closed the public hearing.

Mr. DePue made a motion to defer action on the matter and to continue the discussion in a Work Session on September 29. Mr. DePue further stated that the Planning Commissions' recommendations are good, but the Board is reviewing the matter from a different angle.

Mr. Mahone stated he prefers to eliminate Phase 3 and Phase 4 from the proposed plan and that he did not see the rationale for extending water lines to Chickahominy Haven and Riverview Plantation.

On a roll call, the vote was AYE: Brown, Edwards, DePue, Mahone, Taylor (5). NAY: (0).

5. Case No. MP-3-86. Powhatan Master Plan Amendment

The Planning Commission recommends approval of the amendment based on nine conditions and pending VDH&T requirements.

Mr. Brown opened the public hearing.

1. Mr. Norman Mason, representative for the applicant, spoke in favor of the amendments and emphasized that the density will not increase. Mr. Mason stated the applicant was granted approval on a Master Plan in 1978 and did not understand some of the conditions of approval for the amendments, specifically, recreation facilities. Mr. Mason further stated the applicant will develop improvements as necessary.

Mr. Brown closed the public hearing.

Mr. Brown inquired if the applicant intended to develop a lake and a trail along its bank. Mr. Brown also inquired if the applicant was going to develop the lots himself or sell the property to other parties.

Mr. Mason responded that it is the applicant's intent to build a lake, but they could not commit themselves to build the lake until engineering studies have been completed. Mr. Mason further responded that the applicant will sell lots to other parties.

Mrs. Victoria Gussman stated that some of the applicant's concerns on conditions of approval are requirements that were attached to the present Master Plan.

Mr. Brown stated that because the applicant intends to sell parts of the property rather than develop the project, the requirements for approval must be clear.

Mr. DePue stated the 1978 Master Plan could use improvement and agreed with Mr. Brown that the requirements must be clear to all parties.

Mr. Edwards stated that he feels the amendments significantly change the project.

Mr. Edwards made a motion to defer action on this matter until the September 29 Board meeting.

Mr. DePue requested staff notify Mr. Frank Hall, Resident Engineer, of the Board's desire to receive a report at its September 29 meeting on VDH&T's requirements on this item.

On a roll call, the vote was AYE: Brown, Edwards, DePue, Mahone, Taylor (5). NAY: (0).

D. CONSENT CALENDAR - None

E. BOARD CONSIDERATIONS

1. Support of the Governor's Transportation Commission's Recommendation

Mr. Brown made a motion to approve the resolution.

Mr. Mahone stated he will not support the resolution.

Mr. Taylor stated he will not support the resolution because he feels the recommendations are too aggressive.

Mr. DePue made a motion to amend the resolution by deleting "and recommendations" from the second line in the 6th paragraph and inserting the language "or similar measures" in the fifth line in the 6th paragraph and the third line in the 7th paragraph after the word "recommendations".

Mr. Brown stated he feels the recommendations from the Governor's Transportation Commission will clear the "deadwood" out of the Six-Year Road Plan and give more impetus for the completion of Route 199.

Mr. Edwards suggested deleting the word "these" in the fifth line in the 6th paragraph and insert the word "its."

Mr. DePue made an amendment to his motion to amend the resolution by deleting "and recommendations" from the second line in the 6th paragraph and inserting the language "or similar measures" in the fifth line in the 6th paragraph and the third line in the 7th paragraph after the word recommendations, and to delete the word "these" in the fifth line in the 6th paragraph and insert the word "its."

On a roll call, the vote on the amended resolution was AYE: Brown, Edwards, DePue (3). NAY: Mahone, Taylor (2). The motion passed by a 3-2 vote.

RESOLUTION

Support of the Governor's Transportation Commission Recommendations

WHEREAS, the Governor of Virginia has made transportation a major priority in 1986, and

WHEREAS, the Governor's Commission on Virginia's Transportation in the Twenty-First Century has studied the transportation needs of Virginia and developed a comprehensive series of recommendations to finance these needs, and

WHEREAS, the General Assembly will meet in a special session in September 1986 to consider these recommendations, and

WHEREAS, the Board of Supervisors of James City County has previously supported all initiatives to increase funding of transportation needs, and

WHEREAS, the Governor's Commission recommendations represent a good faith effort to tackle the long-standing transportation problems of the Commonwealth.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia supports the efforts of the Governor's Commission on Transportation and respectfully requests its local delegation to the General Assembly to use their good offices to effect passage of its recommendations or similar measures at the earliest date.

BE IT FURTHER RESOLVED that the Board of Supervisors of James City County urges the other Peninsula jurisdictions and all jurisdictions in the Commonwealth to support the passage of these recommendations or similar measures in order to secure the future economic development of the State of Virginia.

2. Subdivision Agent

Mr. Brown made a motion to approve the resolution.

On a roll call, the vote was AYE: Brown, Edwards, DePue, Mahone, Taylor (5). NAY: (0).

R E S O L U T I O N

Subdivision Agent

WHEREAS, the Principal Planner supervises the review of subdivision plats, and those plats must be signed by a subdivision agent designated by the Board of Supervisors.

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of James City County, the Principal Planner shall have the authority to act as alternate subdivision agent for James City County.

F. PUBLIC AUDIENCE

1. Mrs. Betty Peterson, Route 3, Williamsburg, commended the Planning Commission, the Planning Department and the Board of Supervisors for their support of greenbelts. Mrs. Peterson encouraged the Board to continue supporting the Land Use Element Plan and to develop policies which will protect shorelines before the "pressure is on."

2. Mr. Drew Mulhare, representative for Ford's Colony, stated he will be available if the Board should have questions regarding an executive session matter involving his company.

G. REPORTS OF THE COUNTY ADMINISTRATOR

Mr. Oliver requested the Board adopt the resolution on Economic Development discussed in the work session earlier in the evening.

Mr. Oliver requested that at the appropriate time the Board recess until 1:00 p.m. on September 29, 1986 to hold a work session on the Sewer Plan.

H. BOARD REQUESTS AND DIRECTIVES

Mr. Brown made a motion to approve the resolution on Economic Development Action Strategy.

On a roll call, the vote was AYE: Brown, Edwards, DePue, Mahone, Taylor (5). NAY: (0).

R E S O L U T I O N

**PROPOSAL FOR AN ECONOMIC DEVELOPMENT
ACTION STRATEGY**

WHEREAS, the tourist economy of James City County has not shown a significant dollar increase or exhibited significant growth as measured by the number of tourists over the past four years; and

WHEREAS, commercial/industrial development in James City County has shown a downward trend in the last three years as measured by the value of new construction; and

WHEREAS, James City County has the potential to attract and sustain additional commercial/industrial activity benefitting residents through the increased provision of goods and services, employment opportunities, and tax revenues.

NOW THEREFORE BE IT RESOLVED that the Industrial Development Authority of James City County is hereby charged with the responsibility of advising the Board of Supervisors on matters related to economic development; and

BE IT FURTHER RESOLVED, the Board of Supervisors of James City County, Virginia, requests the Industrial Development Authority prepare an economic development action strategy to suggest steps to achieve a more balanced county tax base; and

BE IT FURTHER RESOLVED that the action strategy be submitted to the Board of Supervisors by January 1, 1987.

Mr. Brown referenced a letter from Mr. Paul Small, AES, regarding the issuance of copies of the property owners list. Mr. Brown requested staff prepare recommendations on the conditions under which such lists should be made available.

Mr. Brown requested staff prepare a report indicating the number of names and cost of publishing the delinquent personal property and real estate tax lists for the year 1985; at \$100 and \$300 for personal property and \$200 and \$500 for real estate.

Mr. Brown requested staff prepare a response to the letter received from Rick Pratt, Star Equipment Corp.

Mr. Brown made a motion to set a joint public hearing with the Planning Commission to receive public comment on changes to the A-2 District on October 6, 1986.

On a roll call, the vote was AYE: Brown, Edwards, DePue, Mahone (4). NAY: Taylor (1). The motion passed by a 4-1 vote.

Mr. DePue requested the Police Department be notified to patrol Longhill Road more frequently.

Mr. DePue requested staff send a copy of the Speed Limit Survey-Interstate 64 to the Governor of Virginia.

Mr. Mahone referenced the Weekly Development Report in the Board reading file and inquired as to the status of the Casey tract.

Mrs. Victoria Gussman responded that she would guess the tract would not be developed for the next five to ten years.

Mr. Brown stated that he feels due to the time lapse and the significant change in Case No. Z-21-85 Henry S. Branscome, this case should go back to the Planning Commission for their review.

Mrs. Victoria Gussman responded the Planning Commission will conduct a public hearing on a tract across the road from this case and the Planning Commission would combine the public hearings.

Mr. Brown made a motion to go into an executive session to discuss personnel, real estate and legal issues pursuant to Section 2.1-344(a)(1), (2), and (6) of the Code of Virginia, 1950 as amended.

On a roll call, the vote was AYE: Brown, Edwards, DePue, Mahone, Taylor (5). NAY: (0).

The James City Service Authority entered into the executive session with the Board of Supervisors at 10:50 p.m.

The Board convened into executive session at 10:50 p.m. and reconvened into public session at 11:27 p.m.

Mr. Mahone made a motion to appoint Mr. Edward C. Ewen to the Community Diversion Incentive Board.

On a roll call, the vote was AYE: Brown, Edwards, DePue, Mahone, Taylor (5). NAY: (0).

Mr. Edwards made a motion to recess until 1:00 p.m. on September 29, 1986.

On a roll call, the vote was AYE: Brown, Edwards, DePue, Mahone, Taylor (5). NAY: (0).

The Board recessed at 11:28 p.m.



James B. Oliver, Jr.
Clerk to the Board