

AT A RECESSED MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF JAMES CITY, VIRGINIA, HELD ON THE 29TH DAY OF SEPTEMBER NINETEEN HUNDRED EIGHTY-SIX AT 12:30 P.M. IN THE COUNTY GOVERNMENT CENTER BOARD ROOM, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA.

A. **ROLL CALL**

BOARD OF SUPERVISORS

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
 Frank M. Morton, III, County Attorney

PLANNING COMMISSION

A. G. Bradshaw
 Sandy Stein
 Willafay McKenna
 Alex Kuras
 Jack Scruggs

CITIZENS' SEWER PLAN ADVISORY GROUP

Paul Small
 R. M. Hazelwood
 Edward Digges
 Thomas Sutton

It is noted that Darlene Burcham, Assistant County Administrator is absent from this meeting.

Mr. Andy Snyder, Water Development Engineer, gave an update on the progress of the Ware Creek Reservoir permit. Mr. Snyder described the technical information due to be submitted to the Corps of Engineers on September 30, 1986.

Mr. Oliver introduced Mrs. Jean Packard, former Chairman of the Board of Supervisors of Fairfax County, and Mr. William Whittley, County Administrator of Gloucester County, as guest speakers. Mr. Louis Guy, Guy and Davis Consulting Engineers, described deficiencies in the County's existing sewer system. Mr. Guy explained the need for a sewer plan to guide needed improvements.

Mr. Wayland Bass, Director of Public Works, described the history of sewerage in James City County and the costs of replacing septic drain fields with a sewer system. Mr. Bass described the proposed sewer plan.

Mrs. Packard described the efforts of Fairfax County in the early 1970s to control growth through the provision of sewer, and that locality's experiences with retrofitting areas to sewer. Mrs. Packard emphasized the need for sewer to service industries and businesses.


Mr. William Whittley explained that Gloucester County's growth, the fastest in the State, has been almost entirely without public sewer. Mr. Whittley stated that in his experience, the lack of public sewer does not inhibit residential growth, but it does limit industrial growth.

In the ensuing discussion Board members questioned whether sewer lines should be extended on Richmond Road/Old Stage Road to the Stucky's interchange, rather than along Rochambeau Drive.

Further discussion addressed costs of upgrading various lift stations, payment policies, and prepaid connections.

In closing, Mr. Brown called the Board members' attention to maps showing proposed agricultural and forestal districts and proposed development in James City County.

The Board recessed at 2:45 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 29TH DAY OF SEPTEMBER NINETEEN HUNDRED EIGHTY-SIX AT 3:05 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
 Frank M. Morton, III, County Attorney

It is noted that Darlene Burcham, Assistant County Administrator, is absent from this meeting.

**B. MINUTES - Work Session, September 8, 1986
 Regular Meeting, September 8, 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).

**C. PRESENTATION: Oral History Project Update
 Linda Rodgers, Communications Intern**

Mrs. Linda Rodgers, Communications Intern, informed the Board that she had completed her term of employment with the County. Mrs. Rodgers summarized her accomplishments on the oral history project. Mrs. Rodgers recommended the transcripts be edited and published and that a documentary using oral interviews be videotaped. Mrs. Rodgers further recommended that the oral history project be continued and the transcribed tapes be stored in the public library or a place where County residents can have access to them.

Mr. Brown commended Mrs. Rodgers on her accomplishments and indicated support for the completion of the oral history project.

D. HIGHWAY MATTERS

Mr. Frank Hall, Resident Engineer, invited the Board to attend the Highway Department's Fall Conference in Lexington, Virginia, on October 7, 1986.

Mr. Hall reported that the Highway Department will advertise for bids next April or May for turn lanes into Windsor Forest off from Longhill Road. Mr. Hall further reported that a study was conducted at the intersection of Olde Towne Road and Longhill Road and it was determined that the amount of traffic there did not justify a traffic light. Mr. Hall stated another study would be conducted in six months.

Mr. Hall reported road improvements at the entrance of BASF are underway. Mr. Hall informed the Board that the Railroad is making improvements at the same location and a detour has been set up until improvements have been completed.

Mr. Hall reported that the loops for the traffic signal at the intersection of Route 199 and John Tyler Highway have been completed.

Mr. DePue requested the Highway Department consider posting additional speed limit signs on Longhill Road and Ironbound Road.

Mr. Mahone asked Mr. Hall what the status of striping the road at the intersection of Route 199 and John Tyler Highway is.

Mr. Hall responded that the Highway Department's recommendation is to change the outer right lane to a right turn lane. This would eliminate the use of the shoulder for right turns. People using the shoulder have broken the traffic light cords in the past. Mr. Hall stated this project would require an additional traffic light and would require sixty days for completion.

E. PUBLIC HEARINGS

1. Vacation of Right of Way/Birchwood Park, Sec. B, Part 2

Staff recommends adoption of the ordinance.

Mr. Brown opened the public hearing.

1. Mr. Richard Coakley, 110 Redbud Lane, spoke in opposition to the vacation of right-of-way. Mr. Coakley stated the drawings are confusing and residents were not given adequate notice of the changes.

2. Mr. James Pickering, 109 Dogwood Drive, stated he is concerned that Poplar Lane and Redbud Lane will be cut-off if the proposed road to Lake Powell Road is approved.

Mr. Brown recessed the public hearing at 3:38 p.m. to give residents an opportunity to view the drawings with staff.

2. Fire Suppression Ordinance

Staff recommends adoption of the ordinance.

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

Mr. Edwards made a motion to approve and amend the ordinance by inserting the word "building" after the word "which" in the last line in Section 6-6(a).

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

F. CONSENT CALENDAR

Mr. Brown asked Board members if they wished to remove any items from the Consent Calendar.

Mr. Mahone withdrew #F-1.

Mr. DePue withdrew #F-2.

Mr. Brown made a motion to approve all remaining items on the Consent Calendar.

3. Grove Redevelopment Area Subdivision Lot Sales

RESOLUTION

AUTHORIZATION OF ACTIONS TO ENABLE SALE OF PROPERTY IN THE GROVE REDEVELOPMENT AREA

WHEREAS, the Board of Supervisors on November 4, 1984, adopted by Resolution the Grove Neighborhood Redevelopment Plan and authorized the County Administrator to enter into a contract with the Hampton Redevelopment and Housing Authority to perform property acquisition, disposition and related activities necessary to carry out the Redevelopment Plan; and

WHEREAS, in accordance with the Redevelopment Plan, the Hampton Redevelopment and Housing Authority acquired approximately 20 acres of property within the Redevelopment area; and

WHEREAS, this property has been subdivided into a 29 lot residential subdivision standing in the name of the Hampton Redevelopment and Housing Authority, and

WHEREAS, the contract between the County and the Hampton Redevelopment and Housing Authority provides that the County shall identify and select prospective purchasers of the property and that the Authority shall dispose of the property to such selected purchasers at terms set by the County.

NOW, THEREFORE, BE IT RESOLVED that the James City County Board of Supervisors authorizes that property may be sold to builders or individuals who will construct homes on the property in conformance with the Redevelopment Plan.

BE IT FURTHER RESOLVED that the County Administrator is authorized to sign on behalf of the County, any documents including a Sales Contract and Development Agreement necessary to enable the Authority to convey ownership of property in the Redevelopment area.

4. Constitution Bicentennial Commission

RESOLUTION

CONSTITUTION BICENTENNIAL COMMISSION

WHEREAS, the Constitution of the United States embodies the highest ideals of American democracy and fundamentally defines the American system of representative self-government; and

WHEREAS, the Constitution not only safeguards the liberty of the people of this nation but also serves as the model of excellence for the peoples of other nations; and

WHEREAS, the Constitution provides and maintains the enlightened basis of our national prosperity and the attractiveness of our way of life, and

WHEREAS, the Bicentennial of the Constitution represents an opportunity for the people of the United States to reacquaint ourselves with the guiding principles of the Republic and to rededicate ourselves to its ideals.

NOW, THEREFORE, BE IT RESOLVED that the James City County Board of Supervisors, in cooperation with the Williamsburg City Council, does hereby establish the Williamsburg-James City County Constitution Bicentennial Commission to coordinate and initiate appropriate activities and programs enabling the people of our historic and vibrant community to participate in the celebration of this most important and enduring statement of our national civic purpose.

5. Social Services Budgeted Revenue

RESOLUTION

SOCIAL SERVICES BUDGET REVENUE

WHEREAS, the Virginia Public Assistance Fund is financed on a formula basis using Federal flow through funds, State funds and local contributions from the County, and

WHEREAS, the estimated revenues in support of the budget contained an error in the estimate for State revenues and needs to be corrected in order to correspond to State estimates.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County hereby authorizes the following change in the adopted budget of the Virginia Public Assistance Fund for the year ending June 30, 1987:

Revenues from Commonwealth	(\$7,515.00)
VPAF Carry Forward	\$7,515.00

6. Site Plan Review Fees

RESOLUTION

Adoption of Fees Incident
to the Administration of the Zoning Ordinance

WHEREAS, it is the policy of the Board that fees be charged to offset the costs incident to the administration of Chapter 20, Zoning, of the Code of the County of James City; and

WHEREAS, Section 20-6 of said Code specifies that such fees shall be established by resolution of the Board of Supervisors; and

WHEREAS, the Board finds that a fee of \$10 for amendments to an approved site plan, which in the opinion of the Zoning Administrator, require no additional review or approval by anyone other than the Zoning Administrator is reasonable and necessary.

NOW THEREFORE BE IT RESOLVED that the Board of Supervisors of James City County, Virginia effective September 29, 1986, establish a fee of \$10 for site plan review of amendments to an approved site plan which require no review and approval other than that of the Zoning Administrator.

1. State Supplemental Allocations

Mr. Mahone requested Anthony Conyers comment as to how this allocation would affect next year's budget.

Mr. Anthony Conyers, Director of Community Services, responded that the State prohibits the inclusion of supplemental funds in the next year's budget and that this action would not create a precedent for program funding next year.

Mr. Mahone made a motion to approve the resolution.

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

RESOLUTION

SUPPLEMENTAL APPROPRIATION - SOCIAL SERVICES

WHEREAS, the State Board of Social Services has allocated \$44,316.00 in additional funds to James City County; and

WHEREAS, these funds are to be used for In-Home Services to the aged and disabled; Child Day Care Services for income eligible families who are employed, and, Adult Day Care Services for the aged and disabled, and

WHEREAS, no additional appropriation of local funds is necessary.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County, Virginia, that \$44,316.00 in State Board of Social Services funds be appropriated to the County Department of Social Services account #700-083-5719, Title XX Services, to be used for Purchased Services.

2. Community Development Revolving Loan Fund

Mr. DePue stated he is confused between the guidelines for loans and grants.

Mr. Anthony Conyers responded that the Community Development Block Grant Program guidelines apply to both loans and grants and that funds would be available for projects in other areas of the County besides the current Grove project.

Mr. DePue made a motion to approve the resolution.

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

RESOLUTION

COMMUNITY DEVELOPMENT REVOLVING LOAN FUND

WHEREAS, James City County receives income from former Community Development Block Grant housing loans; and

WHEREAS, that income may legally be used for similar activities by the County, and

WHEREAS, there is a critical need for housing rehabilitation loan and grant funds.

NOW, THEREFORE, BE IT RESOLVED that the James City County Board of Supervisors authorizes the County Administrator to implement a housing rehabilitation program using Revolving Loan Fund dollars and Community Development Block Grant program guidelines.

G. BOARD CONSIDERATIONS

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

The Planning Commission recommends approval of the amendment subject to nine conditions and pending VDH&T requirements. Staff recommends an additional thirteen conditions be attached to the master plan amendment.

Mrs. Victoria Gussman stated last Thursday the Highway Department informed staff that their preliminary comments are their official comments on this project.

Mr. Norman Mason, representative for the applicant, informed the Board that his client received staff's report on Friday afternoon and had not had a chance to respond to the conditions. Mr. Mason requested the Board defer this case until his client could respond to staff's report, and if the Board could not defer the case, then the applicant requests the case be allowed to be withdrawn.

Mr. DePue made a motion to defer this matter until October 6, 1986.

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

E. PUBLIC HEARINGS

1. Vacation of Right of Way/Birchwood Park, Sec. B, Part 2 (Cont'd)

The Public Hearing reconvened into public session at 4:05 p.m.

Mrs. Miller, 103 Dogwood Drive, stated her concern was whether or not the off-side road between the two new proposed roads would be improved.

Mr. Brown closed the public hearing.

Mr. DePue made a motion to approve the ordinance.

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

G. BOARD CONSIDERATIONS

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

The Planning Commission recommends approval of the 1986 Master Water Plan, to include the distribution system additions incorporated into the draft.

Mr. Edwards stated he opposes the water lines added in by the Planning Commission.

Mr. DePue made a motion to amend the Master Water Plan as follows: include solid lines 1986-1990, solid lines 1991-1995, and delete the 1996-2000 lines as shown on the overlay.

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

Mr. Edwards inquired if the County would be obligated to complete the water lines in the time frames listed.

Mrs. Victoria Gussman, Director of Planning, stated the time frames listed are felt to be realistic, but should development trends change, then the lines may be delayed, or accelerated from the time frame identified.

Mr. Edwards inquired if there would be a disadvantage in changing the time frames.

Mr. Mark Bishop, Environmental Engineering and Technology, responded that there would not be a disadvantage from an engineering viewpoint, as long as the water lines are constructed in the proper sequence as indicated.

Mr. Edwards suggested amending the plan by changing Phase I (1986-1990) and Phase II (1991-1995) to Phase I (1986-1995) and Phase II (1996-2005).

Mr. Oliver requested the Board defer action on this matter so staff could prepare a report on the implications of this amendment.

It was the consensus of the Board to defer action on this matter until October 20, 1986.

3. Formation of Water Advisory Committee

Mr. Oliver encouraged the Board to adopt the resolution and to consider qualified citizens who they would like appointed to the committee.

Mr. Edwards made a motion to approve the resolution.

Mr. Mahone stated he is not convinced this committee is necessary and stated he feels it will be difficult to find six properly knowledgeable citizens who could serve on the committee.

Mr. DePue stated he feels the Board needs more time to discuss this matter.

Mr. Edwards stated he feels forming a Water Advisory Committee will reflect the County is attempting to solve its water issues in a sensible manner.

Mr. Taylor stated he agrees with Mr. Mahone. Mr. Taylor further stated that forming an additional committee would make the process more time consuming.

Mr. Edwards withdrew his motion.

Mr. Oliver withdrew the proposal, #F-3.

4. Anticipation of Increased Highway Funds

Staff recommends approval of the resolution.

Mr. Taylor stated he opposes the resolution.

Mr. Oliver stated the County would hire a former administrator of the Federal Highway Administration who will attempt to develop highway plans more thoroughly in an attempt to expedite the plans so as to place the County in a better position to compete with other localities.

Mr. Mahone stated he feels the Board needs to have adequate opportunity to work with the individual hired.

It was the consensus of the Board to defer action on this matter until October 6, 1986.

H. PUBLIC AUDIENCE

1. Mrs. Sandy Stein, Chairman, Citizens' Strategy Team for the Richmond Road-Barhamsville Road Corridor, stated the committee recommends the Board include in the proposed Water and Sewer Plans provisions for both water and sewer to accommodate future growth along the Richmond Road-Barhamsville Road Corridor, including both the Barhamsville Road interchange and the Croaker Road interchange on I-64.

Mr. Brown requested the Citizens' Strategy Team consider the land uses and zoning around the Barhamsville Road and Croaker Road interchanges when presenting its recommendation to the Planning Commission in November.

I. REPORTS OF THE COUNTY ADMINISTRATOR - None

J. BOARD REQUESTS AND DIRECTIVES

Mr. Edwards made a motion to reconsider Case No. CP-2-86. Master Water Plan.

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

Mr. Brown made a motion to approve the amended Master Water Plan by amending it as follows: Phase I, 1986-1995 and Phase II, 1996-2005.

Mr. Taylor stated he would prefer to have staff prepare a report on the implications of this amendment before voting.

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

RESOLUTION

1986 Master Water Plan

WHEREAS, the James City County Master Water Plan was last updated in 1979, and

WHEREAS, periodic updating is essential to the best management of County water resources.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia does hereby adopt the 1986 update of the County Master Water Plan.

Mr. Brown requested Mr. Carlyle Ford, Commissioner of Revenue, be present at the next meeting to discuss the taxing of boats and trailers.

Mr. Brown stated the Community Action report in the Board Reading File is excellent.

Mr. Brown requested staff send a copy of Mrs. Waltrip's response to the letter written by E. Yancy McGann, regarding the proposed operating

procedures at the Williamsburg-Jamestown Airport, be sent to Mr. Richard Coakley and Ms. Jean Miller.

Mr. Edwards suggested labeling items by number in future Board Reading Files.

Mr. Mahone and Mr. Brown requested staff prepare a recommendation on sunset zoning in response to a letter received from the County Administrator of Culpeper, Virginia.

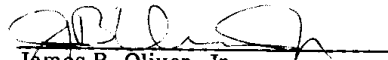
Mr. DePue suggested changing the procedure for agricultural and forestal districts applications so as to bypass the Planning Commission.

Mr. Morton responded State law requires the Planning Commission hold a public hearing prior to the application being submitted to the Board of Supervisors for its consideration.

Mr. DePue requested staff set a meeting date with Senator Fears and Delegate Grayson to receive their comments on highway matters.

Mr. Edwards made a motion to adjourn.

The Board of Supervisors **adjourned** at 5:05 p.m.


James B. Oliver, Jr.
Clerk to the Board

ADOPTED

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SEP 29 1986

BOARD OF SUPERVISORS
JAMES CITY COUNTY
VIRGINIA

ORDINANCE NO. 9A-2

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 6, FIRE PROTECTION, OF THE CODE OF THE COUNTY OF JAMES CITY, VIRGINIA, BY ADDING SECTION 6-6, FIRE SUPPRESSION SYSTEMS IN CERTAIN BUILDINGS.

BE IT ORDAINED by the Board of Supervisors of the County of James City, Virginia, that Chapter 6, Fire Protection, is hereby amended and reordained by adding Section 6-6, Fire suppression systems in certain buildings.

Chapter 6. Fire Protection

Section 6-6. Fire suppression systems in certain buildings.

a) In all buildings fifty (50) feet or more in height fire suppression systems shall be installed in accordance with both the Virginia Uniform Statewide Building Code and the National Fire Protection Association 13 (Standard for the Installation of Sprinkler System) and maintained in full operating condition; provided, however, that this section shall apply only to buildings for which building permits are issued after July 1, 1986.

b) For purposes of this section, the height of a building shall mean the vertical distance from the grade to the top of the highest roof beams of a flat roof, or the mean level of the highest gable or slope of a high roof. If the building faces on more than one street, the height shall be measured from the average of the grades at the center of each street front.

c) For purposes of this section, a fire suppression system shall mean a mechanical system designed and equipped to detect a fire, actuate an alarm, and to suppress a fire.

State law reference - Code of VA., Section 15.1 - 37.3:7.

ORDINANCE # 162

AN ORDINANCE TO VACATE A PORTION OF THAT CERTAIN SUBDIVISION PLAT ENTITLED, "BIRCHWOOD PARK, SECTION B, PART 2, JAMES CITY COUNTY, VIRGINIA," DATED AUGUST, 1959, AND MORE PARTICULARLY DESCRIBED AS THAT 50' RIGHT OF WAY NAMED ELM DRIVE, THAT 50' RIGHT OF WAY NAMED POPLAR LANE BETWEEN LOTS 78, 85, AND 86, AND THOSE PROPERTY LINES BETWEEN LOTS 78 THROUGH 86 AND THOSE PROPERTY LINES BETWEEN LOTS 85, 86, AND 90.

WHEREAS, application has been made by Mr. David W. Otey, Jr., on behalf of The Digges Bros., Inc., and James H. Sellers to vacate certain lines, words, numbers and symbols on a plat more particularly described below; and

WHEREAS, notice that the Board of Supervisors of James City County would consider such application has been given pursuant to Section 15.1-482 and, 15.1-431 of the Code of Virginia, 1950, as amended; and

WHEREAS, the Board of Supervisors did consider such application on the 29th day of September, 1986, pursuant to such notice and were of the opinion that such vacation would not result in any inconvenience and is in the interest of the public welfare.

NOW, THEREFORE, BE IT ORDAINED by the Board of supervisors of James City County, Virginia:

1. That a portion of a certain subdivision plat entitled, "Birchwood Park, Section B, Part 2, James City County, Virginia," dated August, 1959, and recorded in Plat Book 17, Page 39, be vacated so as to permit the recordation of a new plat that will serve to remove certain lines, words, numbers and symbols as more specifically set forth in said plat and thereby vacating that 50' right of way named Elm Drive, that 50' right of way named Poplar Lane between lots 78, 85, and 86, and those property lines between lots 78 through 86 and those property lines between lots 85, 86, and 90.
2. That a new plat entitled, "plat of Vacation of Right-of-Way & Lot Lines, Part of Birchwood Park Subdivision, Section B, Part 2, James City County, Virginia," dated September, 1986, prepared by DeYoung-Johnson Group, Inc., Engineers, Architects, Surveyors, Williamsburg, Virginia, and approved by James City County, be put to record in the Clerk's Office of the Courthouse for the City of Williamsburg and County of James City, Virginia.

This ordinance shall be in full force and effect from the date of its adoption.

William F. Brown
William F. Brown, Chairman
Chairman

ATTEST:

James B. Oliver, Jr.
James B. Oliver, Jr.
Clerk to the Board

SUPERVISOR	VOTE
BROWN	AYE
DEPUE	AYE
EDWARDS	AYE
MAHONE	AYE
TAYLOR	AYE

Adopted by the Board of Supervisors, James City County, Virginia on the 29th day of September, 1986.