

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF JAMES CITY, VIRGINIA, HELD ON THE 14TH DAY OF MAY, 2002, AT 7:00 P.M. IN THE COUNTY GOVERNMENT CENTER BOARD ROOM, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA.

A. ROLL CALL

James G. Kennedy, Chairman, Stonehouse District
Jay T. Harrison, Sr., Vice Chairman, Berkeley District
John J. **McGlennon**, Jamestown District
Michael J. Brown, **Powhatan** District
Bruce C. Goodson, Roberts District

Sanford B. Wanner, County Administrator
Frank M. Morton, III, County Attorney

B. MOMENT OF SILENCE

Mr. Kennedy requested the Board and citizens observe a moment of silence.

C. PLEDGE OF ALLEGIANCE

Ms. Ashari Watson, a fourth grade student at Stonehouse Elementary School, led the Board and citizens in the Pledge of Allegiance.

D. PUBLIC COMMENT

1. Mr. Jim Icenhour, 101 Shinnecock, requested the Board consider cutting services along with any tax cut to prevent having taxes increased later.

2. Mr. Ed Oyer, 139 Indian Circle, requested that the County provide storm debris pick-up service after damaging storms, white goods pickup, inquired about an anti-loitering ordinance, and requested the new shell building be built with specifications to attract "clean" industries.

E. PRESENTATION

1. May is Bike Month

Mr. Kennedy presented Mr. Ned Cheely, Mr. Alan Turnbull, and Mrs. Mary **Turnbull** with a resolution declaring May as Bike Month in James City County and accepted a Certificate of Recognition for Bike Month signed by Governor Warner.

F. CONSENT CALENDAR

Mr. Kennedy asked if a member wished to pull an item from the Consent Calendar.

Mr. Harrison made a motion to adopt the items on the Consent Calendar.

On a roll call, the vote was: AYE: **McGlennon**, Brown, **Goodson**, Harrison, Kennedy (5). NAY: **(0)**.

1. Minutes
 - a. April 23.2002. Work Session
 - b. April 30.2002. Budget Work Session
2. Business **Appreciation** Week – May 12-18.2002

RESOLUTION**BUSINESS APPRECIATION WEEK. MAY 12 - 18.2002**

WHEREAS, James City County is pleased to have a thriving base of business and **industry** to support the local economy; and

WHEREAS, these businesses provide essential employment opportunities, provide local tax revenues, and make other significant contributions in our community that promote both educational opportunities for our children and a variety of activities which increase the quality of life; and

WHEREAS, the increasing strength and diversity of this business base was a key factor that influenced Standard & Poor's and Moody's, **two** prominent investor services, to upgrade the County's bond rating in the past year.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby salutes our existing businesses, and by virtue of this resolution give notice to our citizens that we wish to recognize their importance.

BE IT FURTHER RESOLVED that the week of May 12-18,2002, is declared Business Appreciation Week in James City County.

3. Award of Bid – **Replacement** Ambulance

RESOLUTION**AWARD OF BID - REPLACEMENT AMBULANCE**

WHEREAS, funds are available in the FY 2002 Capital Improvement Program budget for purchase of a replacement ambulance; and

WHEREAS, **bids** for purchase of the ambulance were received on April 15, 2002, with Performance Speciality Vehicles, LLC, submitting a responsive bid of \$119,461.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, authorizes the County Administrator to execute a contract between James City County and Performance Speciality Vehicles, LLC, in the amount of \$119,461.

4. May is Bike Month

RESOLUTION

MAY IS BIKE MONTH

WHEREAS, bicycling is a safe, clean, and affordable mode of transportation used by thousands of citizens and residents of all ages each year; and

WHEREAS, bicycling provides a unique vantage point for tourists, sightseers, and citizens of James City County to visit parks, travel to needed destinations, and explore area attractions; and

WHEREAS, bicycling is an important part of urban and community planning and development, and it is important that children and adults bike cautiously and receive proper biking instruction; and

WHEREAS, it is fitting to recognize the usefulness and importance of bicycling as a mode of transportation and as a form of recreation, and it is important to take proper safety precautions when riding by wearing a protective helmet and being an alert rider.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby recognize May 2002 as Bike Month and calls this observance to the attention of its citizens.

G. PUBLIC HEARING

1. Case No. SUP-4-02. J. W. Crossing Shopping Center Expansion

Mr. David Anderson, Planner, stated that Mr. Vernon Geddy, III, has applied on behalf of C & N Dining, LLC to amend SUP-7-98 to increase the size of the permitted retail shopping center to 17,149 square feet and to eliminate the previously approved automobile service center and fast food restaurant as specially permitted uses on 2.79 acres zoned B-1, General Business, located at 5547 **Richmond Road**, further identified as Parcel Nos. **(1-2A)**, **(1-2C)** and **(I-2D)** on the James City County Real Estate Tax Map No. (33-3).

Staff found the proposal to be consistent with the surrounding commercial zoning and development, and consistent with the Comprehensive Plan.

The Planning Commission, at its meeting on April 1, 2002, voted 6-0 to recommend approval of the special use permit with conditions.

Staff recommended the Board approve the special use permit with conditions.

The Board and staff held a discussion regarding the impacts of this permit request on the previously issued special use permit and time limits on the special use permits.

Mr. Kennedy opened the public hearing.

1. Mr. Vernon Geddy, **III, applicant**, stated that the special use permit conditions are acceptable.

2. Mr. Peter Runkle, 4060 Franklin Street, Richmond, attorney representative for the **Ewell** Station Shopping Center owners, stated opposition to the proposal, expressed pending lawsuit against the applicant for violations of covenants, and concern that the applicant has not shared plans for the proposal with the owners.

The Board inquired if the covenants are legally enforceable.

Mr. Runkle stated that they are legally enforceable.

Mr. Kennedy closed the public hearing.

Mr. **Goodson** made a motion to adopt the resolution,

On a roll call vote, the vote was: AYE: **McGlennon**, Brown, **Goodson**, Harrison (4). NAY: **(0)**. ABSTAIN: Kennedy (1).

RESOLUTION

J. W. CROSSING SHOPPING CENTER EXPANSION (SUP-4-02)

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, Mr. Vernon Geddy, **III**, has applied on behalf of the **C&N Dining, LLC**, to amend SUP-7-98 to expand the J. W. Crossing Shopping Center located on 2.79 acres at the corner of Olde Towne Road and Richmond Road; and

WHEREAS, the property is located on land zoned **B-1**, General Business, and can be further identified as Parcel Nos. **(1-2A)**, **(1-2C)** and **(1-2D)** on James City County Real Estate **Tax** Map No. **(33-3)**; and

WHEREAS, **the** Planning Commission, following its public hearing on April 1, 2002, recommended approval of the application.

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-4-02 as described herein with the following conditions:

1. The applicant shall submit to the Environmental Director a drainage plan addressing the stormwater management facilities to be located on-site. The drainage plan shall be approved by the Environmental Director prior to preliminary site plan approval for any development on this parcel, and said approved facilities shall be installed in accordance with this plan.
2. Internal access to **Ewell** Station Shopping Center shall be limited to two internal access points. No additional entrance from Richmond Road or Olde Towne Road shall be permitted. Access locations shall be generally in accordance with the binding master plan, as approved by the Board of Supervisors, with such minor changes as the Development Review Committee determines does not change the basic concept or character of the development.

3. A minimum four-foot sidewalk, for which the design and location shall be approved by the Planning Director, shall be provided that connects the **commercial/retail** structures on this site.
4. The applicant shall reimburse the Virginia Department of Transportation for its actual cost in adjusting the signal timing as reflected in the traffic study "Traffic Analysis for Ewell Station Expansion at Richmond Road/Olde Towne Road," prepared by DRW Consultants, July 9, 1998. The applicant shall dedicate **sufficient** right-of-way along Olde Towne Road to accommodate a receiving lane for an additional westbound left-turn lane from Richmond Road, as recommended by the traffic study. The additional right-of-way shall be dedicated prior to final site plan approval.
5. The building elevations for any **commercial/retail** structure shall be approved by the Planning Director prior to final site plan approval. The intent of this condition is to ensure that the buildings on the site are compatible with the design, materials, and color of the Ewell Station shopping center building.
6. All dumpsters and heating and cooling units shall be screened by landscaping or fencing approved by the Planning Director prior to final site plan approval.
7. Free-standing signs shall be ground-mounted, monument style, and shall be approved by the Planning Director prior to final site plan approval.
8. The applicant shall be responsible for developing water conservation standards to be submitted and approved by the James City Service Authority and subsequently for enforcing these standards. These standards shall address such water conservation measures as **high-efficiency** fixtures and limitations on the installation and use of landscaping design and materials to promote water conservation and minimize the use of public resources. The James City Service Authority shall approve the standards prior to final site plan approval.
9. Construction on this project shall commence within 36 months from the date of approval of this special use permit or this special use permit shall be void. Construction shall be defined as the obtaining of permits for the construction of foundations **and/or** footings.
10. This special use permit is not severable. Invalidation of any word, phrase, clause, sentence, or paragraph shall invalidate the remainder.

H. BOARD CONSIDERATIONS

1. Appropriation Resolution – FY2003 Budget

Ms. Suzanne Mellen, Director of Budget and Accounting, presented the **FY2003** Budget for adoption.

Mr. **Goodson** made a motion to adopt the Budget

The Board thanked staff for the efforts and dedication in developing the Budget.

Mr. Harrison requested the motion be amended to separate the outside agency funding from the Budget for a separate vote since he worked for the Community Action Agency (CAA) and would like to abstain from voting on this agency.

Mr. **Goodson** amended his motion.

Mr. Kennedy requested a roll call vote on the funding to Outside Agencies.

On a roll call vote, the vote was: AYE: **McGlennon**, Brown, **Goodson**, Kennedy (4). NAY: (0).
ABSTAIN: Harrison (1).

Mr. Kennedy requested a roll call vote on the Appropriation Resolution.

On a roll call vote, the vote was: AYE: **McGlennon**, Brown, **Goodson**, **Harrison**, Kennedy (5).
NAY: (0).

RESOLUTION

RESOLUTION OF APPROPRIATION

WHEREAS, the County Administrator has prepared a two-year Proposed Budget for the fiscal years beginning July 1, 2002, and ending June 30, 2003, along with the fiscal year beginning July 1, 2003 and ending June 30, 2004 and a five-year Capital Improvements Program, for information and fiscal planning purposes only; and

WHEREAS, it is now necessary to appropriate funds to carry out the activities proposed therein for the fiscal year beginning July 1, 2002, and ending June 30, 2003, and to set tax rates on real estate, tangible personal property, and machinery and tools, to provide certain revenue in support of those appropriations; and

WHEREAS, the Board wishes to adopt the second year of the operating and capital budget, beginning July 1, 2003, and ending June 30, 2004.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of James City County, Virginia, that:

1. The following amounts are hereby appropriated in the FY 2002-2003 General Fund for the offices and activities in the amounts as shown below:

GENERAL FUND REVENUES

	<u>FY 2003</u>
General Property Taxes	\$ 61,184,595
Other Local Taxes	15,183,323
Licenses, Permits and Fees	5,893,753
Fines and Forfeitures	205,000
Revenue from Use of Money and Property	1,700,000
Revenue from the Commonwealth	20,976,133
Revenue from the Federal Government	47,000
Charges for Current Services	2,974,210
Miscellaneous Revenues	<u>163,420</u>
TOTAL REVENUES	<u>\$108,327,434</u>

GENERAL FUND EXPENDITURES

FY 2003

Administrative	\$ 1,129,477
Elections	231,014
Human Resource	1,220,044
Financial Administration	3,124,581
Public Works	3,742,154
Information Resource Management	1,719,988
Development Management	3,618,711
Judicial	2,307,691
Public Safety	13,429,783
Community Services	5,071,807
Contributions - Other	1,855,946
Library and Arts Center	3,539,586
Mental Health	573,761
Public Health	523,338
Regional Jail	1,249,158
Nondepartmental	2,250,309
WJCC Schools	49,181,174
Contingency - School Grounds	326,221
Contribution - School Debt Service	9,032,000
Contribution - Capital Projects Fund	810,000
Contribution - County Debt Service	1,670,000
Contributions - Other Funds	<u>1,720,691</u>
TOTAL EXPENDITURES	<u>\$108,327,434</u>

The appropriation for education includes \$49,162,724 as a local contribution to the Williamsburg-James City County Schools operations.

2. That ~~the~~ tax rates be set for the amounts shown below and revenues appropriated in the following classifications:

TAX RATES

Real Estate on each \$100 assessed value	\$0.87
Tangible Personal Property on each \$100 assessed value	\$4.00
Machinery and tools on each \$100 assessed value	\$4.00
Transportation Improvement District Real Estate on each \$100 assessed value Budget	\$0.00

CAPITAL PROJECTS BUDGETGeneral Fund

Fund Balance	\$3,988,000
Contribution to Capital Projects Budget	\$3,988,000

Capital Projects FundRevenues and Other Fund Sources:

Estimated Prior Year General Fund Balance	\$3,988,000
Contribution - General Fund	810,000
State School Construction Funds	163,142
Proffers and Rollbacks	100,000
Capital Project Fund Balance	<u>728,765</u>
	<u>\$5,789,907</u>

Expenditures:

Community Development	\$1,273,750
Parks and Recreation	1,243,500
Community Services	1,195,550
Public Safety	1,710,800
Schools	1,166,307
Capital Contingency	<u>(800,000)</u>
	<u>\$5,789,907</u>

DEBT SERVICE BUDGETGeneral Fund

From Capital Reserve	\$193,812
Contribution to Debt Service	\$193,812

Debt Service FundRevenues:

From General Fund - Schools	\$ 7,985,000
From General Fund - Other	1,670,000
From Fund Balance - Capital Reserve	193,812
2-Cent Real Estate Tax Investment	<u>1,047,000</u>
Total Debt Service Fund Revenues	<u>\$10,895,812</u>
Current Year Expenditures	<u>\$10,895,812</u>
Debt Service Fund Disbursements	<u>\$10,895,812</u>

VIRGINIA PUBLIC ASSISTANCE FUNDRevenues:

From the Federal Government/Commonwealth	\$3,004,734
From the General Fund	1,200,746
Comprehensive Services Act	174,050
Revenue Maximization	188,352
Other	<u>282,968</u>
Total Virginia Public Assistance Fund Revenues	<u>\$4,850,850</u>

Expenditures:

Administration and Assistance	\$ 4,716,933
Revenue Maximization	<u>133,917</u>
Total Virginia Public Assistance Fund Expenditures	<u>\$ 4,850,850</u>

COMMUNITY DEVELOPMENT FUNDRevenues:

General Fund	\$ 522,741
Grants	1,491,584
Generated Program Income	75,000
Fund Balance	<u>462,126</u>
Total Community Development Fund Revenues & Fund Balance	<u>\$2,551,451</u>

Expenditures:

Administration and Programs	<u>\$ 2,551,451</u>
Total Community Development Fund Expenditures	<u>\$ 2,551,451</u>

3. The County Administrator be authorized to transfer funds and personnel from time to time within and between the offices and activities delineated in this Resolution as he may deem in the best interest of the County in order to **carry** out the work of the County as approved by the Board of Supervisors during the coming fiscal year.
4. The County Administrator be authorized to administer the County's Personnel Policy and Pay Plan as previously adopted by the Board of Supervisors. There will be a salary increase based on either the employee's salary or the midpoint of the pay range with variable increases based on performance and funded at an average of **3.5** percent, granted to employees in FY **2003**.

5. The County Administrator be authorized to transfer funds to and from the Personnel Contingency account and divisional personnel line items in order to capture turnover savings at a divisional level.
6. All outstanding encumbrances in all County funds at June 30, 2002, shall be an amendment to the FY 2003 budget, and appropriated to the FY 2003 budget to the same department and account for which they were encumbered in the previous year.
7. The County Administrator be authorized to make expenditures from the Donation Trust Fund for the specified reasons for which the fund was established. In no case shall the expenditure exceed the available balance in the fund as verified by the Treasurer.
8. The Board of Supervisors of James City County, Virginia, hereby adopts the following budgets for the purposes of future financial and operational planning:

FY 2004

General Fund	\$ 114,831,730
Capital Budget	3,302,000
Debt Service	10,483,958
Public Assistance	4,946,282
Community Development	2,310,325

Mr. Kennedy presented a resolution of intent for the Board's consideration regarding the **FY2003** Real Property Tax Rate for possible reduction if additional revenues above what was estimated comes in.

Board discussion followed regarding the public hearing in September, impacts of the reduction on the overall budget, and the necessity of the intent resolution for staff direction in **drafting** the tax rate advertisement for the public hearing in September on the increase in taxes due to reassessment.

Mr. Brown made a motion to adopt the Resolution of Intent – **FY2003** Real Property Tax Rate.

On a roll call vote, the vote was: AYE: Brown, **Goodson**, Harrison, Kennedy (4). NAY: **McGlennon** (1).

RESOLUTION OF INTENT

FY 2003 REAL PROPERTY TAX RATE

- WHEREAS, the Board of Supervisors has adopted a budget for FY 2003 that includes a real property tax rate of \$0.87 per \$100 of assessed property; and
- WHEREAS, that tax rate is based on an expected taxable **landbook** value, at July 1, 2002, of \$5,376,214,700 and that total may be higher when the actual **landbook** is produced; and
- WHEREAS, a residual sum of \$114,385, the net result of work session changes to the County Administrator's proposed budget, may also be used in funding a reduction in the tax rate; and

WHEREAS, at the completion of the landbook, a public hearing shall be held on the tax rate in accordance with Section 58.1-3321 of the State Code, and the preliminary date of that public hearing is September 10, 2002.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby states that it intends to revisit the FY 2003 real property tax rate when the July 1, 2002, **landbook** is produced and intends to reduce the tax rate if incremental additional revenues are expected.

2. Case No. SO-1-02. Subdivision Amendment (deferred from April 23, 2002)

Mr. Larry Foster, General Manager of the James City Service Authority, presented an Ordinance to amend and **reordain** Chapter 19, Subdivisions, of the Code of the County of James City, Virginia, by amending Article I, General Provisions, Section 19-15, Fees.

Mr. Foster stated that a public hearing on the amendment was held on April 23, 2002, and recommended adoption of the ordinance increasing the inspection fee for water and sewer lines from \$0.62 to \$1.43 per foot for every foot of sewer main or water main constructed.

Mr. McGlennon made a motion to adopt the Ordinance.

On a roll call vote, the vote was: AYE: McGlennon, Brown, **Goodson**, Harrison, Kennedy (5).
NAY: (0).

3. a & b. Ordinance Amendments – Chapter 4. Building Regulations, and Chapter 9. Fire Protection. Fire Department Fees

Chief Richard Miller, Fire, presented an Ordinance to amend and **reordain** Chapter 4, Building Regulations, of the Code of the County of James City, Virginia, by amending Article I, General Provisions, Section 4-8, Generally; and to amend and **reordain** Chapter 9, Fire Protection, of the Code of the County of James City, Virginia, by amending Section 9-3, Amendments.

Chief Miller stated that a public hearing on the amendments were held on April 23, 2002, and recommended adoption of the ordinances to establish Fire Department New Construction fees and routine fire inspections and a fee schedule.

The Board and staff held a discussion regarding the concern of which party would be responsible for the fees where leasing and renting tenants are involved, amount of other fees and taxes business owners are required to pay and **if those** fees **and/or** taxes could be allocated to cover this expense, and authorization and policing policy for fire inspections.

Mr. **Goodson** made a motion to adopt the Ordinance Amendment for Chapter 4-8 of the Code of the County of James City to apply the new construction inspection fees.

The Board **held** a discussion on recouping costs for services rendered for new construction

On a roll call vote, the vote was: AYE: McGlennon, Brown, **Goodson**, Harrison, Kennedy (5).
NAY: (0).

Mr. McGlennon made a motion to adopt the Ordinance Amendment for Chapter 9-3 of the Code of the County of James City.

The Board held a discussion on the proposed routine fire inspections and fee schedule.

On a roll call vote, the vote was: AYE: **McGlennon (1)**. NAY: Brown, **Goodson**, Harrison, Kennedy (4).

4. FY 2003 Strategic Management Plan

Mr. Wanner presented the **FY2003** Strategic Management Plan for adoption.

Mr. **Goodson** made a motion to adopt the Plan.

On a roll call vote, the vote was: AYE: **McGlennon**, Brown, **Goodson**, Harrison, Kennedy (5). NAY: (0).

RESOLUTION

FY 2003 STRATEGIC MANAGEMENT PLAN

WHEREAS, the County's Strategic Management Plan sets forth the mission, vision, values, goals, objectives, targets, and measure; and

WHEREAS, the FY 2003 Strategic Management Plan has been reviewed to assure that it reflects our priorities and is consistent with resources in the FY 2003 Budget; and

WHEREAS, the Strategic Management Plan is an essential tool for identifying, communicating, and tracking the critical areas we need to address to meet the needs of our citizens.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, adopts the FY 2003 Strategic Management Plan.

I. PUBLIC COMMENT

1. Mr. Ed Oyer, 139 Indian Circle, stated concern that the Resolution of Intent was not discussed with each member of the Board.

Mr. Wanner stated that the resolution was briefly discussed at the end of the Budget Work Session on May 8, 2002.

Mr. **McGlennon** and Mr. Brown stated that they were aware of the resolution, but were not provided details of its contents prior to the Board agenda.

J. REPORTS OF THE COUNTY ADMINISTRATOR

Mr. Wanner requested questions and comments from the Board regarding the Master Greenways Plan, specifically the information on crime statistics regarding trails, and stated that staff anticipated presenting the final plan to the Board for adoption in the summer.

Mr. Wanner recommended the Board recess briefly for a JCSA Board of Director's meeting, then reconvene to go into **closed** session pursuant to Section 2.2-3711 (A) (3) of the Code of Virginia to consider the disposition of a parcel of property following which the Board recess until 4 p.m. on May 28, 2002.

K. BOARD REQUESTS AND DIRECTIVES

Mr. Harrison congratulated Mr. Wanner on receiving the Julian F. Hirst Award for Outstanding Service from the American Society for Public Administration (**ASPA**), Hampton Roads Chapter.

Mr. Kennedy recessed the Board for a brief break at **8:22** p.m.

Mr. Kennedy reconvened the Board at **8:37** p.m.

L. CLOSED SESSION

Mr. Harrison made a motion to go into closed session pursuant to Section 2.2-3711 **(A)** (3) of the Code of Virginia to consider the disposition of a parcel of property.

On a roll call vote, the vote was: AYE: McGlennon, Brown, **Goodson**, Harrison, Kennedy (5). NAY: **(0)**.

Mr. Kennedy convened the Board into closed session at **8:38** p.m.

At **8:51** p.m. Mr. Kennedy reconvened the Board into open session.

Mr. McGlennon made a motion to adopt the Closed Session resolution.

On a roll call vote, the vote was: AYE: McGlennon, Brown, **Goodson**, Harrison, Kennedy (5). NAY: **(0)**.

RESOLUTION**CERTIFICATION OF CLOSED MEETING**

WHEREAS, the Board of Supervisors of James City County, Virginia, (Board) has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3711 of **the** Code of Virginia requires a certification by the Board that such closed meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby certifies that, to the best of each member's knowledge: i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies; and, (ii) only such public business matters **were** heard, discussed, or considered **by the Board** as were identified in the motion, Section 2.2-3711 **(A)(3)** to consider the disposition of a parcel of property.

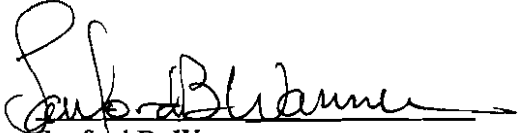
M. ADJOURNMENT

Mr. Kennedy requested a motion to adjourn until 4:00 p.m. on May 28, 2002.

Mr. McGlennon made a motion to adjourn.

On a roll call vote, the vote was: AYE: McGlennon, Brown, Goodson, Harrison, Kennedy (5).
NAY: (0).

Mr. Kennedy adjourned the Board at 8:52 p.m.



Sanford B. Wanner
Clerk to the Board

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MAY 14 2002

ORDINANCE NO. 81A-12

BOARD OF SUPERVISORS
JAMES CITY COUNTY
VIRGINIA

AN ORDINANCE TO AMEND AND **REORDAIN** CHAPTER 4, BUILDING REGULATIONS, OF THE CODE OF THE COUNTY OF JAMES CITY, VIRGINIA, BY AMENDING ARTICLE I, GENERAL PROVISIONS, SECTION 4-8, **GENERALLY**.

BE IT ORDAINED by the Board of Supervisors of the County of James City, Virginia, that Chapter 4, Building Regulations, is hereby amended and **reordained** by amending Section 4-8, Generally, by adding Subsection (10), Fire department new construction inspection **fees**.

Chapter 4. Building Regulations

Article 1. Virginia Uniform Statewide Building Code

Division 2. Permit and Inspection **Fees**

Section 4-8. Generally.

Permit and inspection **fees** are hereby established in accordance with the provisions of the Virginia Uniform Statewide Building Code, as follows:

(10) Fire Department New Construction Fees.

a. In addition to fees collected for building code permits and inspections, a fee of \$25.00 shall be charged to the permit applicant for the following inspections when a fire department employee will participate in such inspections:

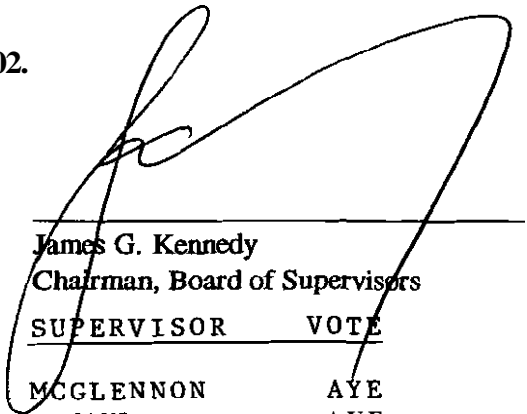
- 1. Fire protection system acceptance tests (including fire alarm, fire sprinkler, standpipe, fire pump)**
- 2. Commercial range hood fire suppression system acceptance tests.**

**Ordinance to Amend and Reordain
Chapter 4. Building Regulations
Page 2**

3. Certificate of Occupancy inspections excluding single and two-family residences.

State Law Reference - Authority of county to adopt fire prevention code enforcement fees. Code of Va., § 27-98.

The effective date of this ordinance shall be July 1, 2002.



**James G. Kennedy
Chairman, Board of Supervisors**

SUPERVISOR	VOTE
MCGLENNON	AYE
BROWN	AYE
GOODSON	AYE
HARRISON	AYE
KENNEDY	AYE

ATTEST:



**Sanford B. Wanner
Clerk to the Board**

Adopted by the Board of Supervisors of James City County, Virginia, this 14th day of May, 2002.

MAY 14 2002

BOARD OF SUPERVISORS
JAMES CITY COUNTY
VIRGINIA

ORDINANCE NO. 30A-28

AN ORDINANCE TO AMEND AND **REORDAIN** CHAPTER 19, SUBDIVISIONS, OF THE CODE OF THE COUNTY OF **JAMES CITY**, VIRGINIA, BY AMENDING **ARTICLE I**, GENERAL PROVISIONS, SECTION 19-15, FEES.

BE IT ORDAINED by the Board of Supervisors of the County of James City, Virginia that Chapter 19, Subdivisions, is hereby amended and **reordained** by amending Article I, General Provisions, Section 19-15, **Fees**.

Chapter 19. Subdivisions

Article I. General Provisions

Section 19-15. Fees.

Fees **shall** be charged to offset the **cost** of reviewing plats and plans, making inspections and other expenses incident to the administration of this chapter. The **following** fees shall be charged and collected as provided below:

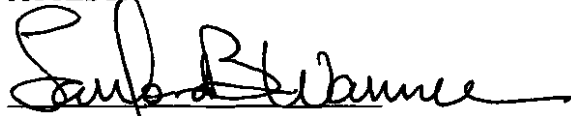
- (1) General plan review. There shall be a fee for the examination of every plan reviewed by the agent or commission. For all subdivisions that do not require public improvements, the fee for a major or minor subdivision shall be \$105.00 per plan plus \$60.00 per lot for each lot over two lots in the subdivision plat. For all subdivisions that require public improvements, the fee for a major or minor subdivision shall be \$135.00 per plan plus \$60.00 per lot for each lot over two lots in the subdivision plat. The fee for townhouse or condominium subdivisions which have undergone site plan review shall be \$50.00. The fee shall be submitted to the agent at the time of filing the plat for review. **Any** check shall be payable to the James City County treasurer.

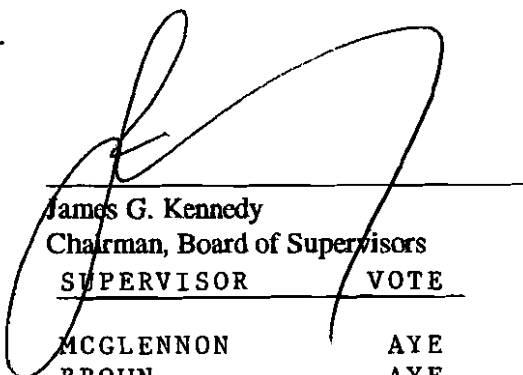
Ordinance to Amend and Reordain
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(2) *Inspection fee for water and sewer lines.* There shall be a fee for the inspection by the service authority of public water and sewer system installations. Such fee shall be \$0.62 ~~per~~ per foot for every foot of sewer main or water main constructed and shall be submitted at the time of filing an application for a land disturbance permit.

This ordinance shall become effective on July 1, 2002.

ATTEST:


Sanford B. Wanner
Clerk to the Board


James G. Kennedy
Chairman, Board of Supervisors

SUPERVISOR	VOTE
MCGLENNON	AYE
BROWN	AYE
GOODSON	AYE
HARRISON	AYE
KENNEDY	AYE

Adopted by the Board of Supervisors of James City County, Virginia, this 14th day of May, 2002.