

**AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF JAMES CITY, VIRGINIA, HELD ON THE 9TH DAY OF MARCH, 2004, AT 7:00 P.M. IN THE COUNTY GOVERNMENT CENTER BOARD ROOM, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA.**

**A. ROLL CALL**

Bruce C. Goodson, Chairman, Roberts District  
Michael J. Brown, Vice Chairman, Powhatan District  
John J. McGlennon, Jamestown District  
M. Anderson Bradshaw, Stonehouse District  
Jay T. Harrison, Sr., Chairman, Berkeley District

Sanford B. Wanner, County Administrator  
Leo P. Rogers, Deputy County Attorney

**B. MOMENT OF SILENCE**

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

**C. PLEDGE OF ALLEGIANCE**

Adrianna Carter, a seventh-grade student at James Blair Middle School, led the Board and citizens in the Pledge of Allegiance.

**D. PRESENTATION**

1. Jamestown High School Auxiliary Gym

Dr. Sam Frye, Mr. Randy Jackson, and Dr. Steven D. Suders provided an overview of the need for a Jamestown High School auxiliary gym, requested the Board establish a joint working group to identify a funding source, and develop an implementation time line for an auxiliary gym at Jamestown High School, and requested funding support.

**E. PUBLIC COMMENT**

1. Ms. Susan Patton, 505 Capitol Court, stated that her son was injured in the Jamestown High School's weight room because he was too close to another person due to the limited space.

2. Mr. Randy O'Neil, 109 Sheffield Road, stated support for the youth in the community who want to exercise and establish good healthy habits, and encouraged the Board to support an auxiliary gym at Jamestown High School.

3. Mr. Richard Costello, 10020 Sycamore Landing Road, thanked the County for the service provided to citizens in assisting them in restoring their homes and land after Hurricane Isabel.

4. Mr. Ed Oyer, 139 Indian Circle, recommended that Lafayette High School be turned into a Middle School, commented that since the three largest developments in the County are going to be retirement communities, where do schools get the student population figures that are proposed to fill a third high school, and commented on newspaper and televised news items related to the education standards in the United States.

5. Three Toano Middle School students requested the Board identify and financially support "Spots for Teens" and stated that there are not a lot of places for teens to congregate and socialize in the community.

6. Mr. Tony Dion, 102 Fairmount Drive, stated that a Community Reforestation Project workshop will be held on March 13 at the James City/Williamsburg Community Center and that young trees will be available to replace those damaged by Hurricane Isabel.

## F. CONSENT CALENDAR

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

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

### 1. Minutes

- a. February 24, 2004. Work Session
- b. February 24, 2004. Regular Meeting

### 2. Chesapeake Bay Preservation Ordinance Violation - Civil Charge - James Huff

## RESOLUTION

### CHESAPEAKE BAY PRESERVATION ORDINANCE VIOLATION -

#### CNIL CHARGE - JAMES HUFF

WHEREAS, James Huff is the owner of a certain parcel of land, commonly known as 5198 Riverview Road, designated as Parcel No. (1-1) on James City County Real Estate Tax Map No. (15-3), hereinafter referred to as the ("Property"); and

WHEREAS, on or about December 1, 2003, approximately 10,000 square feet of the Resource Protection Area on the Property was graded and the understory trees and shrubs were removed; and

WHEREAS, James Huff agreed to a Restoration Plan to replant 150 trees and shrubs, on the Property in order to remedy the violation under the County's Chesapeake Bay Preservation Ordinance; and

WHEREAS, James Huff has agreed to pay \$3,500 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 areas and the civil charge in full settlement of the Chesapeake Bay Preservation

Ordinance violation, in accordance with Sections 23-10 and 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 \$3,500 civil charge from James Huff as full settlement of the Chesapeake Bay Preservation Ordinance Violation.

3. Colonial Services Board FY 2004 Budget Adjustment

**RESOLUTION**

**COLONIAL SERVICES BOARD FY 2004 BUDGET ADJUSTMENT**

WHEREAS, the Board of Supervisors of James City County has been requested to amend the County's FY 2004 Operating Budget to fund, in its entirety, the budget request of the Colonial Services Board; and

WHEREAS, that increase of \$35,795 can be funded through a transfer of funds from Operating Contingency.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby authorizes the following budget transfer:

From:		
	Operating Contingency	<u>\$35,795</u>
To:		
	Contributions -Colonial Services Board	<u>\$35,795</u>

4. Street Name Changes - Colonial Heritage Phase I. Section I

**RESOLUTION**

**STREET NAME CHANGES • COLONIAL HERITAGE PHASE I. SECTION I**

WHEREAS, Section 19-54(B) of the James City County Subdivision Ordinance provides for street names to be changed upon approval by the Board of Supervisors; and

WHEREAS, the proposed street name changes have been discussed with the James City County Fire Department, Police Department, Planning Commission, Real Estate Assessment, and Williamsburg Post Office, and these agencies have found it acceptable.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby approve renaming the following streets: "Constitution" to "Constitution Way"; "Adams" to "Wren Lane"; "Statesman" to "Statesman Road"; and "House of Lords" to "House of Lords Way."

5. Strengthening Families Program - Historic Triangle Substance Abuse Coalition Grant

**RESOLUTION**

**STRENGTHENTNG FAMILIES PROGRAM – HISTORIC TRIANGLE**

**SUBSTANCE ABUSE COALITION GRANT**

WHEREAS, James City County has received a grant to implement the Strengthening Families Program.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby authorizes the following appropriation to the Special **Projects/Grants** Fund:

Revenue:

Historic Triangle Substance Abuse Coalition      ~~\$4,025~~

Expenditure:

Strengthening Families Program      \$4,025

**G. PUBLIC HEARINGS**

Mr. **Goodson** recognized Mr. **Joe McCleary**, Planning Commission, in the audience.

1. Case No. SUP-30-03. Chesapeake Bank at Lightfoot

Mr. Christopher Johnson, Senior Planner, stated that Mr. Marshall N. Warner, on behalf of Chesapeake Bank and property owner of Cap Care Group, Inc., has applied for a Special Use Permit (SUP) to construct a new 3,200 square-foot branch of Chesapeake Bank on approximately 53.44 acres, zoned **B-1**, General Business, at 6601 Richmond Road, further identified as Parcel No. (1- 35) on James City County Real Estate Tax Map No. (24-3).

Staff found the proposal consistent with surrounding zoning and development and consistent with the Comprehensive Plan.

At its meeting on February 2, 2004, the Planning Commission recommended approval of the special use permit by a vote of 7-0.

Staff recommended approval of the application, with conditions

Mr. **Goodson** opened the Public Hearing.

1. Mr. Vernon Geddy, III, representing the applicant, stated that this application is not a substitute for the bank branch located in Toano.

As no one else wished to speak to this matter, Mr. **Goodson** closed the Public Hearing.

Mr. Bradshaw made a motion to approve the resolution

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

## RESOLUTION

### CASE NO. SUP-30-03. CHESAPEAKE BANK AT LIGHTFOOT

- 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. Marshall N. Warner of Chesapeake Bank has applied on behalf of property owner Cap Car Group, Inc., for a special use permit to allow a bank at 6601 Richmond Road; and
- WHEREAS, the property is located on land zoned B-1, General Business, with Proffers and can be further identified as Parcel No. (1-35) on James City County Real Estate Tax Map No. (24-3); and
- WHEREAS, the Planning Commission, following its public hearing on February 2, 2004, voted 7-0 to recommend approval of this 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-30-03 as described herein with the following conditions:

1. If construction has not commenced on this project within twenty-four months from the issuance of a special use permit, the special use permit shall become void. Construction shall be defined as obtaining permits for building construction and installation of footings and/or foundation.
2. All exterior lighting on the property shall be recessed fixtures with no bulb, lens, or globe extending below the casing. The casing shall be opaque and shall completely surround the entire light fixture and light source in such a manner that all light will be directed downward and the light source is not visible from the side. Modifications to this requirement may be approved by the Planning Director if it is determined that the modifications do not have any negative impact on the property or surrounding properties.
3. Free standing signage shall be limited to one monument style sign. For purposes of this condition, a "monument" style sign shall be defined as a free standing sign with a completely enclosed base not to exceed thirty-two square feet in size and not to exceed eight feet in height from grade.
4. The building architecture shall be consistent, as determined by the Planning Director, with the building elevation submitted with this application and included on the Special Use Permit Plan prepared by AES Consulting Engineers, dated December 22, 2003.
5. A landscaping plan shall be approved by the Planning Director prior to final site plan approval for this project. The landscaping plan shall include enhanced landscaping within the fifty-foot Community Character Corridor buffer along Richmond Road (Route 60 West) so that the required number of plants and trees

equals, at a minimum, 125 percent of the requirements of the James City County Landscape Ordinance. A minimum of fifty percent of the plantings within the Community Character Corridor buffer shall be evergreen. The plan of development shall be in accordance with the special use permit plan prepared by AES Consulting Engineers and dated December 22, 2003.

6. The applicant shall be responsible for developing and enforcing water conservation standards to be submitted to and approved by the James City Service Authority prior to final site plan approval. The standards may include, but shall not be limited to, such water conservation measures as limitations on the installation and use of irrigation systems, the use of approved landscaping materials including the use of drought-tolerant plants where appropriate, and the use of water-conserving fixtures to promote water conservation and minimize the use of public water resources.
7. This special use permit is not severable. Invalidation of any word, phrase, clause, sentence, or paragraph shall invalidate the remainder.

2. Case Nos. Z-9-03/Z-12-03/SUP-20-03. Williamsburg Community Chapel Rezoning/Jamestown Hundred Proffer and Master Plan Amendment

Mr. David Anderson, Planner, stated that Mr. Craig G. Covey, on behalf of Williamsburg Community Chapel, has applied to rezone 0.965 acres out of the 15.12-acre Williamsburg Community Chapel parcel from R-8, Rural Residential, to R-2, General Residential Cluster, with proffers; at 3899 John Tyler Highway, and further identified as Parcel No. (12A) on James City County Real Estate Tax Map No. (46-1).

The purpose of the rezoning is for the infill development of three single-family residential lots in the adjacent Jamestown Hundred Subdivision. Due to the gross density of the proposal exceeding one unit per acre, a special use permit is also required.

Staff found the proposed zoning designation, density, and use to be consistent with the Comprehensive Plan and with the adjacent Jamestown Hundred Subdivision. Staff found the conditions and proffers adequately address any impacts associated with the proposal.

At its meeting on February 2, 2004, the Planning Commission recommended approval of the proposal, by a vote of 6-1, with an additional condition limiting infill development of Jamestown Hundred to only two lots by a vote of 6-1.

Staff recommended the Board's approval of the resolutions with conditions and proffers.

Mr. McGlennon inquired if the resolutions reflect the Planning Commission's conditions

Mr. Anderson stated that the resolutions do reflect the Planning Commission's recommendations and that an amended resolution for the special use permit has been provided based upon suggestions from Mr. Bradshaw.

Mr. Goodson opened the Public Hearing.

1. Mr. Craig Covey, representing the applicant, requested approval of the proposal.

2. Mr. Larry Cumming, representing the Hampton Roads Development applicant, is amiable to the recommendation by the Planning Commission, and requested Mr. Costello clarify the development of the lots.

3. Richard Costello, AES Consulting Engineers, provided clarification on the Planning Commission recommendation for Lots 4A and 4B development.

Mr. Anderson stated that the Planning Commission recommendation cleans up the language regarding the lot lines.

4. Steve Bacon, 3220 Read's Way, Jamestown Hundred, stated that the residents addressed concerns to the Planning Commission and requested a traffic study for the flow of traffic on Sundays, stated concern that the traffic flow is going to be shifted up the road; stated concern about the Chapel's authorization to build a road over a conservation parcel; commented that Lot 5 frontage is not 100-feet wide; and requested clarification on the amended proposal.

As no one else wished to speak to this matter, Mr. Goodson closed the Public Hearing.

Mr. Costello provided clarification on the lot frontage.

Mr. McGlennon requested clarification on Jamestown Hundred's position on the proposal.

Mr. Bacon stated that prior to the Planning Commission meeting, the residents were in support of the proposal, but without approval from the regulatory agencies the residents cannot support the proposal.

The Board and Mr. Rogers discussed the Board's approval of an exchange of land last year, that the road is not part of the consideration, and the Sunday flow of traffic on Route 5 near the Williamsburg Community Chapel.

Mr. Bradshaw made a motion to adopt the amended special use permit resolution and the rezoning resolution.

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

## **RESOLUTION**

### **CASE NOS. Z-9-0312-12-03. WILLIAMSBURG COMMUNITY CHAPEL REZONING/**

#### **JAMESTOWN HUNDRED PROFFER AND MASTER PLAN AMENDMENT**

WHEREAS, in accordance with Section 15.2-2204 of the Code of Virginia, and Section 24-15 of the James City County Zoning Ordinance, a public hearing was advertised, adjoining property owners notified, and a hearing scheduled on Zoning Case Nos. 2-9-03 and 2-12-03 for rezoning 0.965 acres from R-8, Rural Residential, to R-2, General Residential, cluster with proffers; and;

WHEREAS, the property is located at 3899 John Tyler Highway and further identified as Parcel No. (1-2A) on James City County Real Estate Tax Map No. (46-1); and

WHEREAS, the Planning Commission of James City County, following its Public Hearing on February 2, 2004, recommended approval of Case Nos. 2-9-02 and 2-12-03 by a vote of 6 to 1.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby approve Case Nos. 2-9-03 and 2-12-03 and accepts the voluntary proffers.

## RESOLUTION

### CASE NO. SUP-20-03. WILLIAMSBURG COMMUNITY CHAPEL REZONING/

#### JAMESTOWN HUNDRED PROFFER AND MASTER PLAN AMENDMENT

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. Craig Covey has applied for a special use permit on behalf of Williamsburg Community Chapel to rezone 0.965 acres out of the 15.12 acre Williamsburg Community Chapel parcel for the infill development of three lots in the adjacent Jamestown Hundred Subdivision; and

WHEREAS, the incorporation of these lots into the Jamestown Hundred Subdivision will raise the density of the Jamestown Hundred Subdivision above one unit per acre, requiring a special use permit; and

WHEREAS, the property is located on land currently zoned R-8, Rwal Residential, to be rezoned to R-2, General Residential, Cluster with proffers, and can be further identified as Parcel No. (1-2A) on James City County Real Estate Tax Map No. (46-1); and

WHEREAS, the Planning Commission, following its Public Hearing on February 2, 2004, recommended approval of Case No. SUP-20-03, by a vote of 6 to 1.

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. 20-03 as described herein with the following conditions:

1. In lieu of implementing the Streetscape Guidelines as defined in the Streetscape Guidelines Policy, the developer shall transfer the required right-of-way trees to the recreation lot. A landscaping plan identifying the type and location of the plantings shall be submitted to and approved by the Planning Director prior to the County being obligated to grant final subdivision approval.
2. No more than 107 residential units **may** be built in the Jamestown Hundred Subdivision and no structure shall be built on the proposed lot designated 4B on the revised Master Plan entitled "1996 Master Plan with 2003 Extension: Jamestown Hundred" prepared by AES Consulting Engineers and dated October 14, 2003, and last revised on December 29, 2003.
3. This special use permit is not severable. Invalidation of any word, phrase, clause, sentence, or paragraph shall invalidate the remainder.



3. Case Nos. Z-14-03/MP-1-04. Powhatan Secondary Proffer Amendment

Mr. David Anderson, Planner, stated that Alvin P. Anderson of Kaufman & Canoles, P.C., has applied on behalf of Lawrence E. Beamer, President of **Powhatan Enterprises, Inc.**, to amend the existing **Powhatan Proffers** to allow **commercial/office** development generating up to 1,504 vehicles per day on the **commercial/office** parcel of 11.6 acres zoned R-4 Residential Planned Community District, with proffers, located at 4501 News Road, and further identified as Parcel Nos. (1-31) and (1-32) on James City County Real Estate Tax Map No. (38-3).

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

At its meeting on February 2, 2004, the Planning Commission recommended approval of the application by a vote of **7-0**.

Staff recommended approval of the proposal with proffers.

Mr. **McGlennon** inquired if concerns from neighboring commercial enterprises have been resolved.

Mr. Anderson stated that the Virginia Department of Transportation indicated that a traffic study will be conducted when a site plan is submitted and if warranted, a right-in, right-out entrance may be required.

Mr. **Goodson** opened the Public Hearing.

1. Mr. Timothy O. Trant, II, of Kaufman & Canoles, P.C., representing the applicant, was available to answer questions from the Board.

As no one else wished to speak to this matter, Mr. **Goodson** closed the Public Hearing,

Mr. Harrison made a motion to adopt the resolution.

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

**RESOLUTION**

**CASE NOS. Z-14-03/MP-1-04. POWHATAN SECONDARY PROFFER AMENDMENT**

WHEREAS, in accordance with § 15.2-2204 of the Code of Virginia, and Section 24-15 of the James City County Zoning Ordinance, a public hearing was advertised, adjoining property owners notified, and a hearing scheduled on Case Nos. **Z-14-03/MP-1-04** to amend the existing **Powhatan Proffers**; and

WHEREAS, the property is located at 4501 News Road and further identified as Parcel Nos. (1-31) and (1-32) on James City County Real Estate Tax Map No. (38-3); and

WHEREAS, the Planning Commission of James City County, following its Public Hearing on February 2, 2004, recommended approval of Case Nos. **Z-14-02/MP-1-04**, by a vote of 7 to 0.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby approve Case Nos. **Z-14-03/MP-1-04** and accepts the voluntary proffers.

4. Temporary Classroom Trailers

- a. Case No. SUP-3-04. Lafayette High School
- b. Case No. SW-4-04. Jamestown High School
- c. Case No. SUP-5-04. Toano Middle School
- d. Case No. SUP-6-04. Clara Byrd Baker School
- e. Case No. SUP-7-04. D. J. Montague Elementary School
- f. Case No. SUP-8-04. Stonehouse Elementary School

Mr. Christopher Johnson, Senior Planner, stated that the applicant has requested a deferral on the high school Special Use Permits until April 13, 2004.

Mr. Johnson stated that **Bruce** Abbott of **AES** Consulting Engineers, has applied for special use permits on behalf of the Williamsburg-James City County Public Schools to allow the placement of temporary classroom trailers at Jamestown High School, Lafayette High School, Toano Middle School, Clara Byrd Baker Elementary School, D. J. Montague Elementary School, and Stonehouse Elementary School at 4460 Longhill Road, 3751 John Tyler Highway, 7817 Richmond Road, 3131 Ironbound Road, 5380 Centerville Road, and 3651 Rochambeau Drive, further identified as Parcel Nos. (1-1), (1-2D), (1-51), (1-58), (1-49), and (1-20) on James City County Real Estate Tax Map Nos. (32-3), (46-1), (12-4), (47-1), (31-1), and (13-1).

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

Staff recommended approval of the applicant's request for a deferral of the high school proposals to April 13, 2004; and recommended approval of the resolution approving the temporary classroom trailers for the middle and elementary schools with the condition that the permits shall be valid until July 1, 2007.

The Board and staff discussed the number of trailers requested, process by which the applicant would need to follow if an additional trailer is requested for an elementary school, and permit term of three years.

Mr. Goodson opened the Public Hearing.

1. Mr. Michael Thomton, Assistant Superintendent for Finance and Administrative Services for the Williamsburg-James City County Schools, stated that the three-year extension has been desirable because the special use permits can all be considered at once and it corresponds with the lease term of the trailers.

Mr. Harrison requested clarification on the elementary school trailer requests

Mr. Thomton stated that one trailer permit is being extended at Clara Byrd Baker Elementary School and two additional trailers are being requested, and Stonehouse Elementary School for an additional trailer.

2. Bruce Abbott, AES Consulting, stated that the three-year permit term provides the schools the opportunity to move trailers as the school populations move.

3. Dr. Don Cherry, commented on a *Virginia Gazette* Letter to the Editor he submitted, and commented on the funding figures, expenditures, and taxpayer costs for the additional trailers.

4. Mr. Tony Dion, 102 Fairmount Drive, stated opposition to **daycare** centers in high schools; commented that Mr. Dan Bamer stated that his students cannot read on grade level or comprehend what they are reading; stated that only one student participated in the CDR program in the recent year, stated that the CDR program does not require a collocated facility on-site, and commented that the CDR **daycare** does an

excellent job and its services are needed in the community, but the location of CDR daycare does not need to be in the schools.

As no one else wished to speak to the matter, Mr. Goodson closed the Public Hearings on the Temporary Classroom Trailers Case Nos. SUP-5-04, Toano Middle School; SUP-6-04, Clara Byrd Baker Elementary School; SUP-7-04, D. J. Montague Elementary School; and SUP-8-04, Stonehouse Elementary School.

Mr. Goodson continued the Public Hearings for Case Nos. SUP-3-04, Lafayette High School, and SUP-4-04, Jamestown High School, Temporary Classroom Trailers until April 13, 2004.

Mr. McGlennon made a motion to adopt the resolution for Temporary Classroom Trailers at the middle and elementary schools.

The Board held a discussion on the expense of temporary trailers, and the annual cost of preschool programming at the schools.

Mr. Thomson stated that the operating cost for preschool programming at the high schools would be limited to utility expenses.

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

## RESOLUTION

### CASE NO. SUP-5-04. TOANO MIDDLE SCHOOL

### CASE NO. SUP-6-04. CLARA BYRD BAKER ELEMENTARY SCHOOL

### CASE NO. SUP-7-04. D. J. MONTAGUE ELEMENTARY SCHOOL

### CASE NO. SUP-8-04. STONEHOUSE ELEMENTARY SCHOOL

### TEMPORARY CLASSROOM TRAILERS

WHEREAS, all conditions for the consideration of these special use permit applications have been met; and

WHEREAS, temporary classroom trailers accessory to an existing school may be permitted upon the issuance of a special use permit by the Board of Supervisors; and

WHEREAS, the Williamsburg-James City County School Board has applied for a special use permit to extend the expiration date for three existing temporary classroom trailers at Toano Middle School on property owned and developed by the applicant located at 7817 Richmond Road and further identified as Parcel No. (1-51) on James City County Real Estate Tax Map No. (12-4); and

WHEREAS, the Williamsburg-James City County School Board has applied for a special use permit to allow two new temporary classroom trailers and extend the expiration date for one existing temporary classroom trailer at Clara Byrd Baker Elementary School on property owned and developed by the applicant located at 3131 Ironbound Road and further identified as Parcel No. (1-58) on James City County Real Estate Tax Map No. (47-1); and

WHEREAS, the Williamsburg-James City County School Board has applied for a special use permit to allow one new temporary classroom trailer at D.J. Montague Elementary School on property owned and developed by the applicant located at 5380 Centerville Road and further identified as Parcel No. (1-49) on James City County Real Estate Tax Map No. (31-3); and

WHEREAS, the Williamsburg-James City County School Board has applied for a special use permit to allow one new temporary classroom trailer at Stonehouse Elementary School on property owned and developed by the applicant located at 3651 Rochambeau Drive and further identified as Parcel No. (1-20) on James City County Real Estate Tax Map No. (13-1).

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby approves the issuance of special use permits for the placement of temporary classroom trailers as described above and on the attached site location maps with the following condition:

1. These permits shall be valid until July 1, 2007.

5. Case No. ZO-3-03. Sign Ordinance Amendment

Ms. Christy H. Parrish, Senior Zoning Officer, provided an overview of the exemptions for signs in the Zoning Ordinance and proposed the Board amend the Zoning Ordinance to permit exemptions for signs, which are within nonresidential developments in any zoning district that are not visible from a public road or abutting property line.

Staff found the amendment provides consistency and flexibility within nonresidential developments and found that the change will not negatively affect or impact any surrounding properties.

At its meeting on February 2, 2004, the Planning Commission recommended approval of the application by a vote of 7-0.

Staff recommended approval of the Ordinance amendment.

The Board and staff discussed the implication of subdividing property and the grandfathering of signs.

Mr. Goodson opened the Public Hearing.

1. Ms. Jackie Wilder, 456 Wilder Drive, stated that Jamestown High School's proposed sign would not be visible from Eagle Way and has come before the Board to ensure the sign meets requirements.

2. Mr. Richard Costello, 10020 Sycamore Landing Road, stated that currently signs are not permitted in residential zones which impacts school scoreboards and campground signs.

As no one else wished to speak to this matter, Mr. Goodson closed the Public Hearing.

Mr. Harrison made a motion to adopt the resolution.

Mr. McGlennon requested staff provide additional information on the potential implications of the amended Ordinance.

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

## H. PUBLIC COMMENT

1. Mr. Ed Oyer, 139 Indian Circle, inquired about the issuance of proclamations by the Board.

Mr. Wanner stated that many proclamations are requested annually by a variety of groups and are presented by the Chairman on behalf of the Board.

2. Mr. Tony Dion, 102 Fairfield Drive, stated that the figures and costs for temporary classroom trailers came from the County's Financial and Management Services department and from the Schools, and stated that he would forward copies of the School Board correspondence from 2002 to the Board members.

## I. REPORTS OF THE COUNTY ADMINISTRATOR

Mr. Wanner stated that a flyer: "*Welcome to the James City County Board of Supervisors Meeting, Your government at work for you...*," has been developed and is available to citizens.

Mr. Wanner recommended at the conclusion of the meeting, the Board adjourn until 4 p.m. on March 23 for a Work Session on Affordable Housing and the Strategic Management Plan.

## J. BOARD REQUESTS AND DIRECTIVES

Mr. McGlennon proposed the Board send a letter to Delegate Phillip A. Hamilton requesting him to be mindful of Board's objection to the proposal to shift significant costs to local governments.

The Board discussed the action taken by the Hampton Roads Mayors and Chairs to send a letter to the General Assembly urging increased expenditures on basic services to protect the quality of life in Hampton Roads.

The Board discussed member representation of the Board at various local and regional Commissions and Committees and the need for members to keep the Board informed of issues and actions by such Commissions and Committees.

The Board discussed student population benchmark numbers for a third high school facility, temporary trailers at the schools, and planning a high school facility that will support a growing student population longer than four years.

Mr. McGlennon requested the Board's decision concerning a letter to Delegate Hamilton voicing the Board's opposition to shifting significant costs to localities.

The Board concurred to have the County Administrator send a letter, on behalf of the Board, to Delegate Hamilton.

## K. CLOSED SESSION

Mr. McGlennon made a motion to go into Closed Session pursuant to Section 2.2-3711(A)(1) of the Code of Virginia to consider the appointment of individuals to County Boards and/or Commissions.

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

Mr. Goodson adjourned the Board into Closed Session at 9:16 p.m.

Mr. Goodson reconvened the Board into Open Session at 9:24 p.m.

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

On a roll call vote, the vote was: AYE: Bradshaw, Harrison, Brown, McGlennon, Goodson (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)(1)**, to consider personnel matters, the appointment of individuals to County boards and/or commissions.

Mr. Brown made a motion to reappoint Ronald T. Curtis to a five-year term on the Board of Building Adjustments and Appeals, term to expire on March 31, 2009.

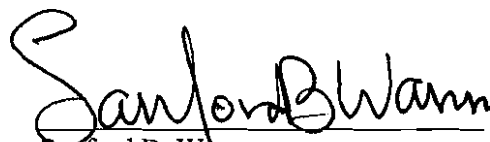
On a roll call vote, the vote was: AYE: Bradshaw, Harrison, Brown, McGlennon, Goodson (5). NAY: (0).

## **L. AJOURNMENT**

Mr. Bradshaw made a motion to adjourn.

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

At 9:26 p.m., Mr. Goodson adjourned the Board until 4 p.m. on March 23, 2004.

  
Sanford B. Wanner  
Clerk to the Board

PROFFERS

Hampton Roads Development, L.L.C., as Applicant and successor **Declarant** to J. R. **Chisman** Development Co., hereby agrees to amend that certain Proffer Agreement dated March 22, 1995, executed by J. R. **Chisman** Development Co., as Owner, duly recorded in Deed Book 752, page 280 in the Clerk's Office of the Circuit Court of the City of Williamsburg and the County of James City, **V i a** , as follows; and in the event of any conflict between the original Proffer Agreement and the following Proffers, the terms and conditions of the following Proffers shall prevail:

1. Relocated Open **Space Conservation** Easement. The amount of existing open space conservation easement, as provided in the Jamestown Hundred Subdivision final recorded plat which open space is between the Chapel and Jamestown Hundred Subdivision, will be retained and relocated adjacent to the Williamsburg Community Chapel's revised east, south and west **property** lines.
  
2. Number of **Infill** Dwelling Units. Jamestown Hundred Subdivision was approved for 106 lots as proffered in the 22 March 1995 Proffer Agreement for Jamestown Hundred Subdivision (**Z-02-95/PR-0-53**) and only 105 were platted. This proffer hereby amends the total number of lots **from** 106 to a revised total of 108 lots. The **infill** of the three (3) new lots and the lot line revisions will be in accordance with the 1996 Master Plan with 2003 Extension for Jamestown Hundred prepared by AES Consulting Engineers, dated October 14,2003, with latest revision number 1 dated December 29,2003.
  
3. Cash Contribution for Water **System** Imvroments. A contribution of \$750.00 for each of the two (2) additional dwelling units developed from the addition of the **.965** acres to the Subdivision shall be paid by Owner to the James City Service Authority prior to final subdivision plat approval in order to mitigate impacts on the County **from** the physical development and operation of the Subdivision. The James City County Service Authority may use these funds for development of alternative water sources or any project related to improvements to the James City Service Authority water system, the need for which is generated, in whole or in part, by the physical development and

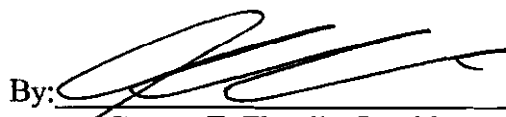
operation of the Subdivision. The per unit **contribution(s)** paid in the year pursuant to this Section shall be adjusted annually beginning January 1, 2004 to reflect any increase or decrease for the preceding year in the Consumer Price Index, U.S. City Average, All Urban Consumers (CPI-U) All Items (1982-84 = 100) (the "CPI) prepared and reported monthly by the U.S. Bureau of Labor Statistics of the United States Department of Labor. In no event shall the per unit contribution be adjusted to a sum less than the amounts set forth in paragraph (a) this Section. The adjustment shall be made by multiplying the unit contribution for the preceding year by a fraction, the numerator of which shall be the CPI as of December 1 in the year preceding the calendar year most currently expired, and the denominator of which shall be the CPI as of December 1 of the preceding year, in the event a substantial change is made in the method of establishing the CPI, then the per unit contribution shall be adjusted based upon the figure that would have resulted had no change **occurred** in the manner of computing CPI. In the event that the CPI is not available, a reliable government or other independent publication evaluating information heretofore used in **determining** the CPI (approved in advance by the County Manager of Financial Management Services) shall be relied upon in **establishing** an inflationary factor for purposes of increasing the per unit contribution to approximate the rate of **annual inflation** in the County.

4. Cash Contributions for Route 5 Transportation District. The Owner shall contribute to the County the sum of one percent (1%) of the estimated sales price for each dwelling unit developed on the two (2) new lots and the County shall make these monies available to the Route 5 Transportation Improvement District for construction of alternate Route 5 or for any other project included in the County's Capital Improvement Plan, the need for which in whole or in part is generated by the development of the Undeveloped Property. Said contributions shall be payable only when, as and if the Owner conveys a lot within said area on which lot is located, a dwelling unit for which an initial certificate of occupancy has been issued by the County. Notice that such sum is due shall be recorded on all plats of subdivision approved after the date hereof.



5. Cash Contribution for Recreation Capital Improvements. In lieu of providing active recreational facilities on the property, the Owner shall make a contribution to the County of \$624.30 for use by the County for recreation capital improvements. The contribution shall be payable at the time of subdivision final plat approval.
  
6. Provisions of Existing Proffer Agreement. All of the remaining provisions of the existing Proffer Agreement dated 22 March 1995 for **Jamestown** Hundred Subdivision not amended herein shall remain in full force and effect.

HAMPTON ROADS DEVELOPMENT, L.L.C.  
 By: Virginia Enterprises, Inc., Manager

By:   
 \_\_\_\_\_  
 George E. Fiscella, President

STATE OF VIRGINIA  
 CITY OF NEWPORT NEWS, to-wit:

The foregoing instrument was acknowledged before me this 28<sup>th</sup> day of January, 2004, by George E. Fiscella, President of Virginia Enterprises, Inc., a Virginia corporation, as Manager of Hampton Roads Development, L.L.C., a Virginia limited liability company, on behalf of the Company.

  
 \_\_\_\_\_  
 NOTARY PUBLIC


My commission expires: March 31, 2007

#880607 v4(Proffers)

VIRGINIA CITY OF WILLIAMSBURG & COUNTY OF JAMES CITY  
 This document was admitted to record on 29 April 04  
 at 9:31 AM/PM. The taxes imposed by Virginia Code  
 Section 58.1-801, 58.1-802 & 58.1-814 have been paid.

STATE TAX	LOCAL TAX	ADDITIONAL TAX
\$ _____	\$ _____	\$ _____

TESTE: BETSY B. WOOLRIDGE, CLERK

BY:  Clerk

3 of 3

Prepared by:  
 Lawrence G. Cumming, Esq.  
 Kaufman & Canoles, P.C.  
 2236 Cunningham Drive  
 Hampton, VA 23666  
 (757)224-2910

SUPPLEMENTAL PROFFERS  
FOR THE POWHATAN "COMMERCIAL/OFFICE PARCEL"

THESE SUPPLEMENTAL PROFFERS are made as of this 26th day of February, 2004, by **POWHATAN ENTERPRISES, INC.**, a Virginia corporation (together with its successors and assigns, "Powhatan") (index as a "grantor"); and the **COUNTY OF JAMES CITY, VIRGINIA** (the "County") (index as the "grantee").

RECITALS

R-1. Powhatan is the owner of certain real property in James City County, Virginia, a portion of which is more particularly described on EXHIBIT A attached hereto and made a part hereof (the "Property").

R-2. The Property is subject to the proffers (the "Existing Proffers"), dated March 11, 1996, of record in the Clerk's Office of the Circuit Court for the City of Williamsburg and County of James City, Virginia (the "Clerk's Office") in Deed Book 803, at page 740. The Existing Proffers are made a part hereof and incorporated by reference.

R-3. The Property is also subject to a plan of development entitled "Exhibit F Master Plan of Powhatan" prepared by Langley and McDonald, P.C., dated July, 1982, last revised on February 29, 1996 (the "Existing Plan of Development"), a copy of which is on file with the County's Director of Planning.

R-4. Powhatan desires to amend the Existing Proffers and the Existing Plan of Development which changes only pertain to the Property.

R-5. Powhatan has reduced the allowable townhouse density within the News Road Comdor by a total of 188 units which development would have otherwise generated 1,504 vehicle trips per day pursuant to the Institute of Transportation Engineers ("ITE"). Based upon that reduction in townhouse density, the Existing Proffers, the Existing Plan of Development and the notes thereon, Powhatan, without further traffic studies, reviewed and approved by the Planning Director, is seeking to develop the Property with commercial and/or office uses which do not exceed a total of 62,000 square feet provided the ITE trip generation for such use(s) does not exceed 1,504 vehicles per day; however, the last sentence of proffer 20 of the Existing Proffers may conflict with the intended use by stating: "No commercial uses shall be permitted on the "Commercial/Office" area if the ITE trip generation for such commercial use per square foot exceeds the ITE trip generation for office use per square foot."

R-6. Powhatan has applied for a proffer amendment solely to allow commercial and/or office development on the Property without further traffic studies provided that the aggregate amount of square feet of commercial and/or office floor area does not exceed 62,000 square feet and provided further that the ITE trip generation for the commercial and/or office uses does not exceed 1,504 vehicles per day.

R-7. The provisions of the County's Zoning Ordinance ("Zoning Ordinance"), Section 24-1, et seq. of the County Code, may be deemed inadequate for protecting and enhancing orderly development of the Property. Accordingly, Powhatan, in furtherance of its application, desires to proffer certain additional conditions which are specifically limited solely to those set forth herein in addition to the regulations provided for by the Zoning Ordinance for the protection and enhancement of the development of the Property, in accordance with the

provisions of Section 15.2-2296 *et seq.* of the Code of Virginia (1950), as amended (the "Virginia Code") and Section 24-16 of the Zoning Ordinance.

R-8. The County constitutes a high-growth locality as defined by Section 15.2-2298 of the Virginia Code.

NOW, THEREFORE, for and in consideration of the approval by the Board of Supervisors of the County of the proffer amendments set forth above and the approval of these Supplemental Proffers and all related documents described herein, and pursuant to Section 15.2-2296, et seq., of the Virginia Code and Section 24-16 of the Zoning Ordinance, Powhatan agrees that all of the following conditions shall be met and satisfied in developing the Property.

PROFFERS:

PROFFERS APPLICABLE TO THE PROPERTY

1. Application of Existing Proffers and Existing Plan of Development. Development and use of the Property shall hereafter be subject to and in accordance with the Existing Proffers as amended hereby and the Existing Plan of Development as amended hereby, which are both incorporated herein by reference,

2. Amended Plan of Development. Powhatan will also develop the Property in accordance with a plan of development entitled "Plan of Development, Powhatan of Williamsburg Secondary, James City County, Virginia" prepared by Landmark Design Group dated January 6, 2004 ("the Amended Plan of Development").

3. Amended Proffer. The last sentence of proffer number 20 of the Existing Proffers is deleted and in lieu of the sentence deleted, the following sentence is substituted:

"Without additional traffic studies reviewed and approved by the Planning Director, no commercial and/or office uses shall be permitted on the Property if the ITE trip generation for such commercial and/or office uses exceeds 1,504 vehicles per day."

4. Landscaping of the Property. Prior to the issuance of a certificate of occupancy for any development on the Property or portion thereof then being developed, Powhatan shall provide the following landscaping on the portion of the Property then being developed:

a. Powhatan shall provide enhanced landscaping along the frontage of the Property adjacent to News Road which landscaping shall exceed the number of plantings otherwise required by the Zoning Ordinance currently in effect by a factor of fifteen percent (15%); and

b. Powhatan shall provide a landscape buffer in the form of a berm, planted with a single row of trees the size and type of which shall be determined by Powhatan. The berm shall be located adjacent to and along the western boundary of the Property adjoining the common area of Powhatan Place, except that no berm shall be required in such areas where there are roadways, drainage structures, drainage facilities, 25% or greater slopes, wetlands, where such berm would not be permitted under applicable ordinances, statutes, or regulations, where such berm would not be permitted under applicable easements or other restrictions in the chain of title to the Property, where placement of the berm would raise safety concerns, and/or where placement of the berm would raise stormwater management concerns. The berm shall be 15 feet in width at the base and have a slope ratio (run : rise) of 3:1. The slope ratio may be steeper at Powhatan's discretion. Notwithstanding the aforesaid, the slope ratio of the berm shall not be steeper than that which is permitted by the County Code.

5. Limitation on Number of Curb Cuts. Access to News Road to the Property shall be limited to no more than two (2) curb cuts at existing locations; however, with the review and approval of the Planning Director, said locations may be changed but not increased in number.

6. Architectural Compatibility. Prior to final site plan approval for the Property or portion thereof then being developed, architectural elevations shall be submitted to the Planning Director for review and approval solely to determine the general compatibility of all buildings on the property with the design and materials of that currently in place at the Monticello Marketplace and the Marketplace Shoppes.

7. Sidewalk. Powhatan shall either construct a sidewalk parallel to and along the front property line of the Property within the existing right of way of News Road or, in the alternative, provide a bond in form and amount acceptable to the County to guarantee construction of the same when, as and if sidewalks are constructed on the adjacent properties. Provided, however that the sidewalk otherwise herein required shall be constructed not later than the time when a certificate of occupancy is issued for any building on the Property.

8. Prohibited Uses. The following uses which are generally permitted in the Residential Planned Community, R-4 zoning district are hereby prohibited:

- automobile service stations
- private clubs, civic or ~~service~~ clubs, lodges and fraternal organizations
- public billiard parlors, arcades, pool rooms, bowling alleys, dance halls and other centers of amusement
- fast food restaurants


9. Supplemental Proffers and Amended Plan of Development. These Supplemental Proffers and the Amended Plan of Development amend and supplement the Existing Proffers and the Existing Plan of Development but only as to the Property. No other amendment to the Existing Proffers and/or the Existing Plan of Development is intended or accomplished hereby. To the extent that the Amended Plan of Development or the provisions of these Supplemental Proffers conflict with the provisions of the Existing Plan of Development or the Existing

Proffers, the Amended Plan of Development and these Supplemental Proffers shall govern, but only as to the Property.

10. Recitals. The Recitals set forth above shall be included and read as a part of these Proffers and are incorporated by reference.

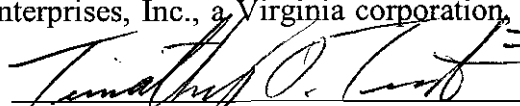
WITNESS the following signatures, thereunto duly authorized:

POWHATAN ENTERPRISES, INC.

By:   
Lawrence E. Beamer, President

COMMONWEALTH OF VIRGINIA  
COUNTY OF JAMES CITY, to wit:

The foregoing instrument was acknowledged before me this 26th day of February, 2004 by Lawrence E. Beamer, President of Powhatan Enterprises, Inc., a Virginia corporation, on its behalf.

  
NOTARY PUBLIC

My commission expires: 2/28/2005

#6048867 v6



**EXHIBIT A**

All that certain piece or parcel of land shown and set forth as "Comm./Office, 11.6 AC" including but not limited to the area designated as "Detention Pond, 3 AC" on that plan of development entitled "Exhibit "F," Master Plan of Powhatan" prepared by Langley and McDonald, P.C. dated July 1982 with revisions dated 6/2/86, 6/6/86, 6/10/86, 1/26/87, 3/30/89, 11/25/94, 12/15/95 and 2/29/96.

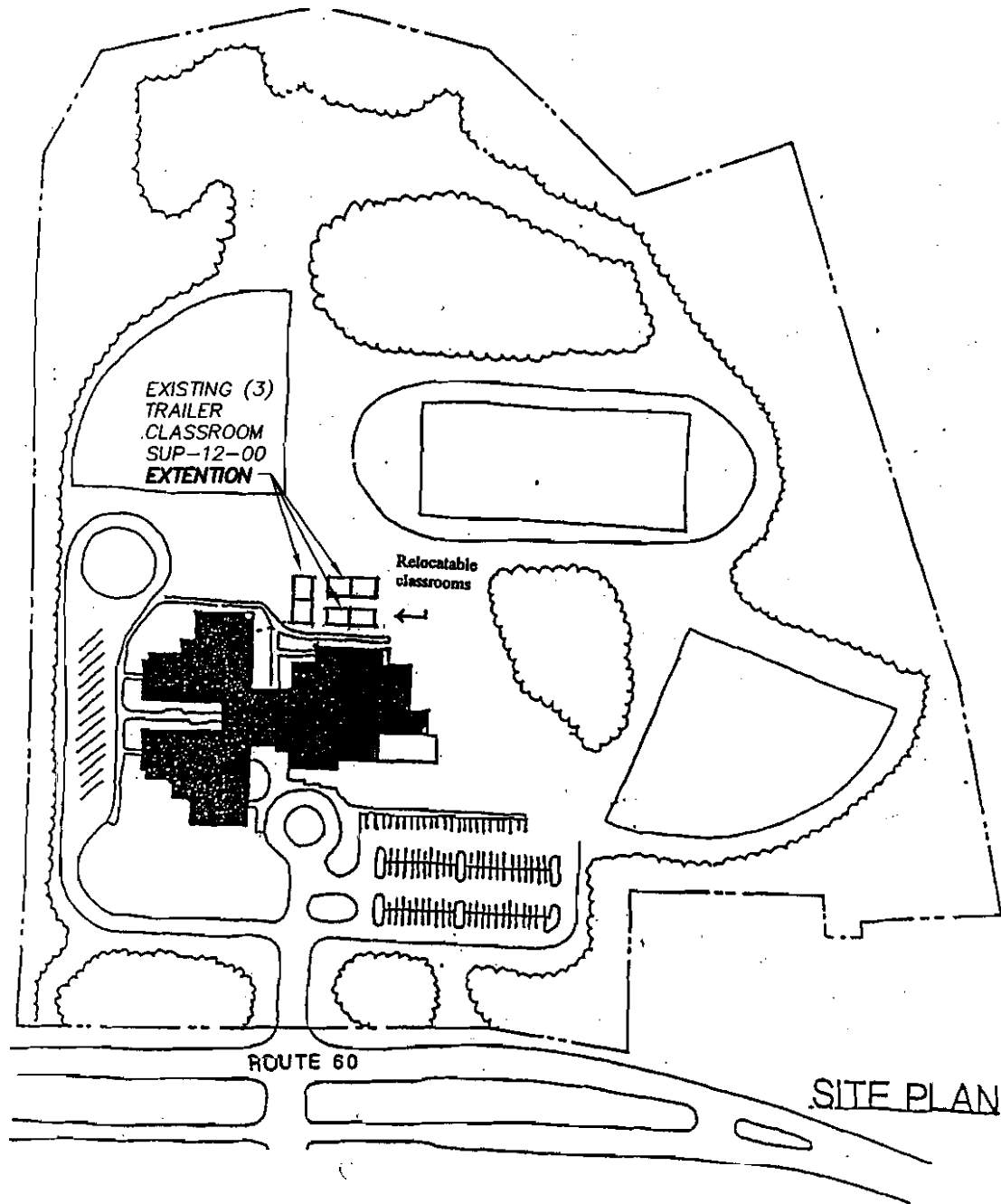
VIRGINIA: CITY OF WILLIAMSBURG & COUNTY OF JAMES CITY  
This document was admitted to record on 4-26-2004  
at 8:57 AM/PM. The taxes imposed by Virginia Code  
Section 58.1-801, 58.1-802 & 58.1-814 have been paid.

STATE TAX LOCAL TAX ADDITIONAL TAX

§ \_\_\_\_\_ § \_\_\_\_\_ § \_\_\_\_\_  
TESTE: BETSY B. WOOLRIDGE, CLERK

BY: Betsy B. Woolridge Clerk





Toano Middle School  
 7817 Richmond Road  
 (12-4) (1-51)

SITE PLAN



Consulting Engineers

Engineers, Surveyors, Planners

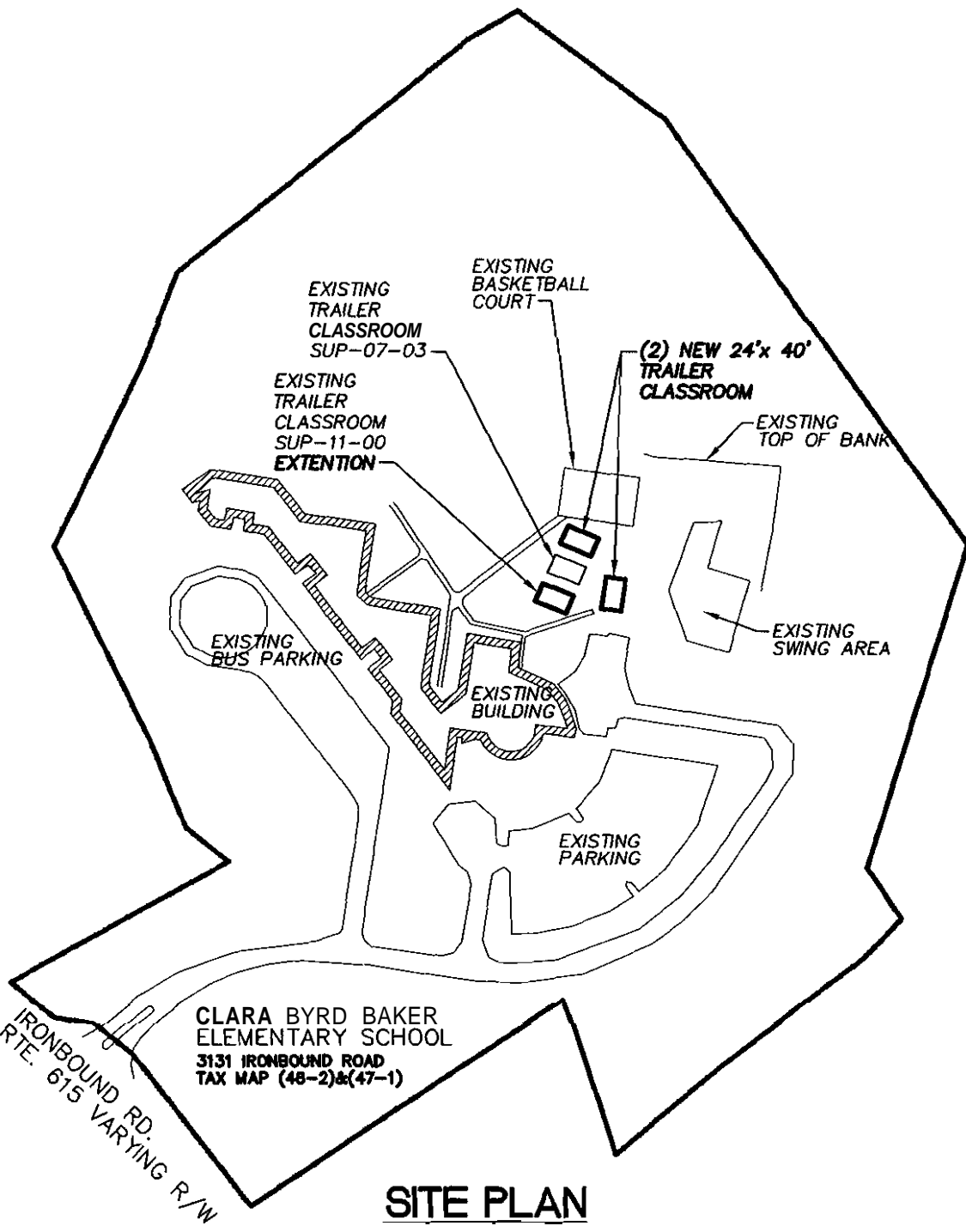
Williamsburg, Virginia

TRAILER CLASSROOM  
**TOANO MIDDLE SCHOOL**

WILLIAMSBURG/JAMES CITY COUNTY SCHOOLS

STONEHOUSE DISTRICT

JAMES CITY COUNTY VIRGINIA



CLARA BYRD BAKER  
ELEMENTARY SCHOOL  
3131 IRONBOUND ROAD  
TAX MAP (48-2)&(47-1)

**SITE PLAN**  
NOT TO SCALE



**Consulting Engineers**

Engineers, Surveyors, Planners

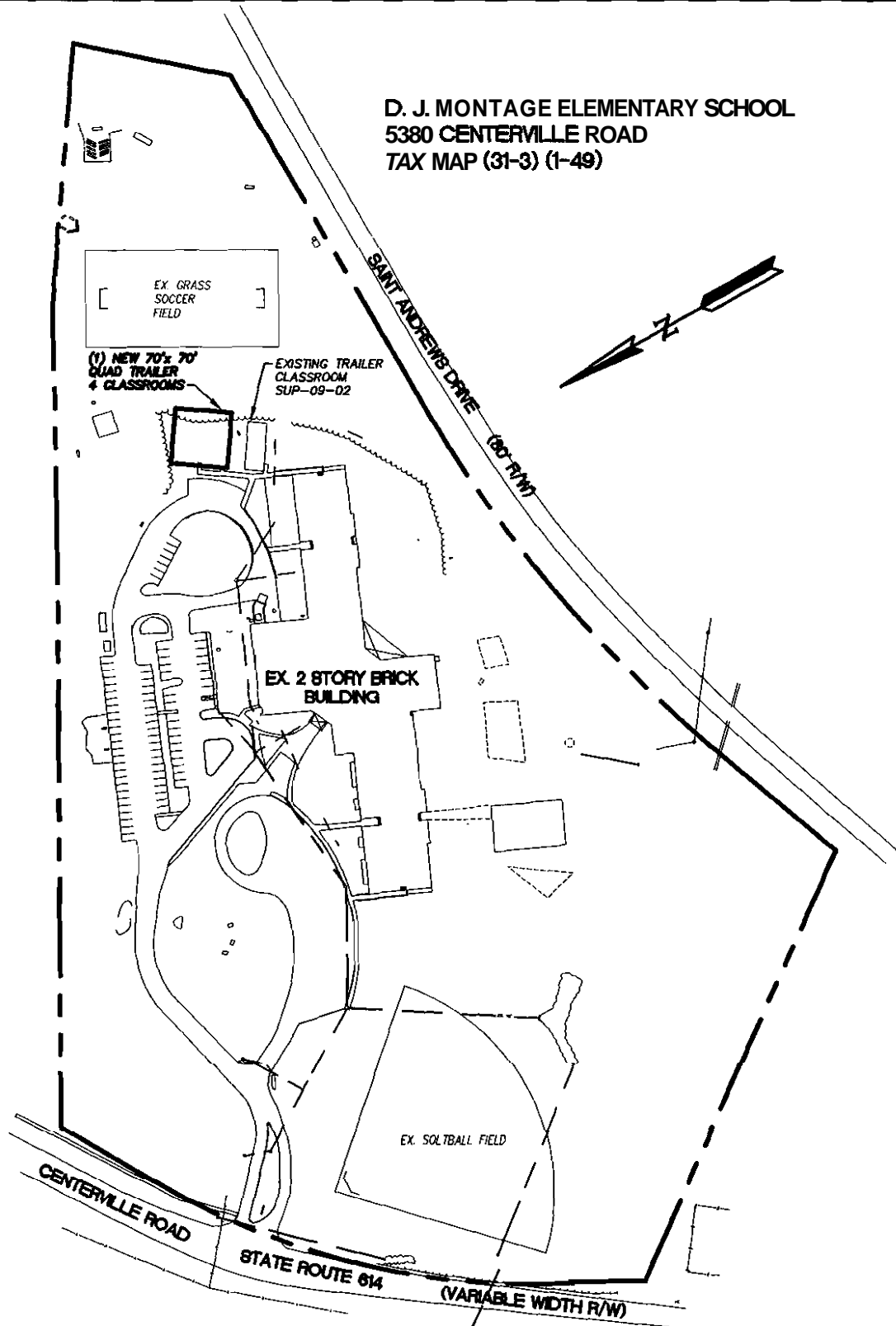
**Williamsburg, Virginia**

TRAILER CLASSROOM  
**CLARA BYRD BAKER ELEMENTARY SCHOOL**  
**WILLIAMSBURG/JAMES CITY COUNTY SCHOOLS**

BERKELY DISTRICT

JAMES CITY COUNTY VIRGINIA

**D. J. MONTAGUE ELEMENTARY SCHOOL**  
**5380 CENTERVILLE ROAD**  
**TAX MAP (31-3) (1-49)**



**SITE**  
 NOT TO SCALE

**ES** Consulting Engineers      Engineers, Surveyors, Planners      Williamsburg, Virginia

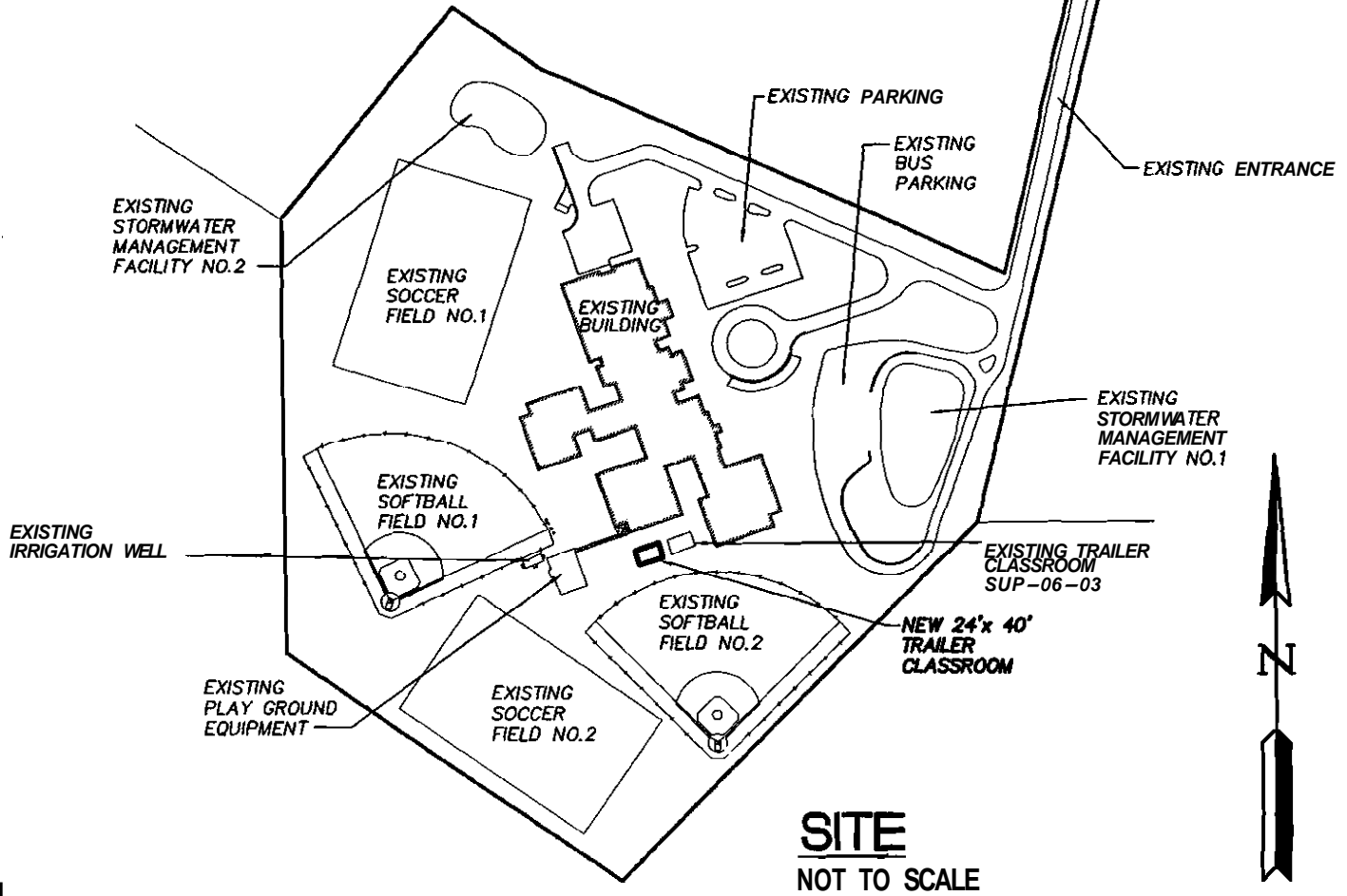
TRAILER CLASSROOM  
**D. J. MONTAGUE ELEMENTARY SCHOOL**  
**WILLIAMSBURG/JAMES CITY COUNTY SCHOOLS**

POWHATAN DISTRICT      JAMES CITY COUNTY VIRGINIA

STATE ROUTE NO. 90  
ROCHAMBEAU DRIVE  
250' ROW  
(STATE HIGHWAY PLAT BOOK 3, PAGE 39)

STATE ROUTE NO. 746  
OLD STAGE ROAD

STONEHOUSE ELEMENTARY SCHOOL  
3651 ROCHAMBEAU DRIVE  
TAX MAP # (13-1)(1-20)



**SITE**  
NOT TO SCALE



Consulting Engineers

Engineers, Surveyors, Planners

Williamsburg, Virginia

TRAILER CLASSROOM  
**STONEHOUSE ELEMENTARY SCHOOL**  
WILLIAMSBURG/JAMES CITY COUNTY SCHOOLS

STONEHOUSE DISTRICT

JAMES CITY COUNTY VIRGINIA

ADOPTED

MAR 9 2004

ORDINANCE NO. 31A-213

BOARD OF SUPERVISORS  
JAMES CITY COUNTY  
VIRGINIA

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 24, ZONING, OF THE CODE OF THE COUNTY OF JAMES CITY, VIRGINIA, BY AMENDING ARTICLE II, SPECIAL REGULATIONS, DIVISION 3, EXTERIOR SIGNS, SECTION 24-74, EXEMPTIONS

BE IT ORDAINED by the Board of Supervisors of the County of James City, Virginia, that Chapter 24, Zoning, is hereby amended and reordained by amending Article II, Special Regulations, Division 3, Exterior Signs, Section 24-74, Exemptions.

#### **Chapter 24. Zoning**

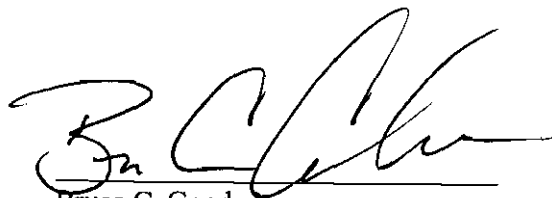
#### **ARTICLE II. SPECIAL REGULATION**

#### **DIVISION 3. EXTERIOR SIGNS**

#### **Sec. 24-74. Exemptions.**

The following signs are exempted from the provisions of these regulations and may be erected or constructed without a permit but in accordance with the structural and safety requirements of the building code:

- (11) Signs within a business or manufacturing district *or within a nonresidential development in any zoning district* which are not visible from a public road or abutting property line;



Bruce C. Goodson  
Chairman, Board of Supervisors

ATTEST:



Sanford B. Wanner  
Clerk to the Board

<u>SUPERVISOR</u>	<u>VOTE</u>
BRADSHAW	AYE
HARRISON	AYE
BROWN	<u>AYE</u>
MCGLENNON	AYE
GOODSON	AYE

Adopted by the Board of Supervisors of James City County, Virginia, this 9th day of March, 2004.