

ADOPTED

APR 14 2020

Board of Supervisors
James City County, VA

ORDINANCE NO.: 65A-10

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 22, WETLANDS, OF THE CODE OF JAMES CITY COUNTY BY AMENDING ARTICLE II, USE PERMITS, SECTION 22-4, REQUIRED FOR CERTAIN ACTIVITIES; APPLICATION GENERALLY; FEE BY DELETING REFERENCES TO FEES AND ADDING THAT ADMINISTRATIVE FEES ARE SET FORTH IN COUNTY CODE APPENDIX A - FEE SCHEDULE FOR DEVELOPMENT RELATED PERMITS.

BE IT ORDAINED by the Board of Supervisors of the County of James City, Virginia, that Chapter 22, Wetlands, is hereby amended and reordained by amending Section 22-4, Required for certain activities; application generally; fee.

Chapter 22. Wetlands

Article I. In General

Sec. 22-1. Purpose of chapter.

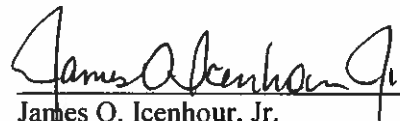
The governing body of the county acting pursuant to Virginia Code sections 28.2-1300 et seq., for purposes of fulfilling the policy standards set forth in such sections, adopts this chapter regulating the use and development of wetlands.

Article II. Use Permits


Sec. 22-4. Required for certain activities; application generally; fee.

- (a) Any person who desires to use or develop any wetland within this county, other than for the purpose of conducting the activities specified in section 22-3 of this chapter, shall first file an application for a permit directly with the wetlands board or with the commission.
- (b) The permit application shall include the following: The name and address of the applicant; a detailed description of the proposed activities; a map, drawn to an appropriate and uniform scale, showing the area of wetlands directly affected, the location of the proposed work thereon, the area of existing and proposed fill and excavation, the location, width, depth and length of any proposed channel and disposal area, and the location of all existing and proposed structures, sewage collection and treatment facilities, utility installations, roadways and other related appurtenances or facilities, including those on adjacent uplands; a description of the type of equipment to be used and the means of equipment access to the activity site; the names and addresses of owners of record of adjacent land and known claimants of water rights in or adjacent to the wetland of whom the application has notice; an estimate of cost; the primary purpose of the project; any secondary purposes of the project, including further projects; the public benefit to be derived from the proposed project; a complete description of measures to be taken during and after the alteration to reduce detrimental off-site effects; the completion date of the proposed work, project, or structure; and such additional materials and documentation as the wetlands board may require.
- (c) A nonrefundable processing fee shall accompany each permit application to cover the cost of processing as follows set forth in *Appendix A - Fee Schedule for Development Related Permits*:
 - (1) ~~For permits affecting 20,000 square feet or less of wetlands—\$100.00.~~

- (2) ~~For permits affecting more than 20,000 but not more than 40,000 square feet of wetlands—
\$200.00.~~
- (3) ~~For permits affecting more than 40,000 square feet of wetlands—\$200.00 plus \$100.00 for each
acre in excess of one acre of affected wetlands.~~
- (4) Payment of any permit fees established in section 24-4 shall be waived for the county, any entity created solely by the county and those regional entities to which the county is a party provided that: (1) The other parties to the regional entity similarly waive fees; and (2) The regional entity has locations in more than one locality.


James O. Icenhour, Jr.
Chairman, Board of Supervisors

ATTEST:


Teresa J. Fellows
Deputy Clerk to the Board

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

Adopted by the Board of Supervisors of James City County, Virginia, this 14th day of April, 2020.