

**RESOLUTION**

**CHESAPEAKE BAY PRESERVATION ORDINANCE VIOLATION -**

**CIVIL CHARGE - DAVID R. TUFTEE**

WHEREAS, David R. Tuftee is the owner of a certain parcel of land, commonly know as 4047 South Riverside Drive, designated as Parcel No. (5-0) on James City County Real Estate Tax Map No. (19-1) herein referred to as the ("Property"); and

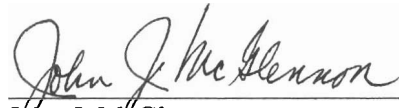
WHEREAS, on or about November 1, 2006, David R. Tuftee removed vegetation and installed 374 square feet of impervious walkway within the seaward 50-foot Resource Protection Area (RPA) buffer; and

WHEREAS, David R. Tuftee agreed to a Mitigation Plan and has planted four trees within the RPA on the property in order to remedy the violation under the County's Chesapeake Bay Preservation Ordinance; and

WHEREAS, David R. Tuftee has agreed to pay \$1,500 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 mitigation for the impacted area 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 \$1,500 civil charge from David R. Tuftee as full settlement of the Chesapeake Bay Preservation Ordinance Violation.



John J. McGlennon  
Chairman, Board of Supervisors

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

ATTEST:



Sanford B. Wanner  
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 27th day of February, 2007.