

RESOLUTION

CHESAPEAKE BAY PRESERVATION ORDINANCE VIOLATION – CIVIL CHARGE -

DEBORAH L. SMITH

WHEREAS, Deborah L. Smith is the owner of a certain parcel of land, commonly know as 194 Racefield Drive, Toano, VA, designated as Parcel No. (1-5) on James City County Real Estate Tax Map No. (3-2), herein referred to as the (“Property”); and


WHEREAS, on or about May 5, 2006, Deborah L. Smith caused to be removed approximately five trees, ten understory trees, and 15 shrubs from within the Resource Protection Area on the Property; and

WHEREAS, Deborah L. Smith agreed to a Restoration Plan to replant 10 canopy trees, 20 understory trees, and 30 shrubs on the Property in order to remedy the violation under the County’s Chesapeake Bay Preservation Ordinance. Deborah L. Smith has posted sufficient surety to guaranteeing the installation of the aforementioned improvements and the restoration of the Resource Protection Area on the Property; and

WHEREAS, Deborah L. Smith has agreed to pay \$1,000 to the County as a civil charge under the County’s Chesapeake Bay Preservation Ordinance; and

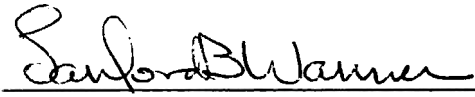
WHEREAS, the James City County Board of Supervisors is willing to accept the restoration of impacted area an the civil charge in full settlement of the Chesapeake Bay Preservation Ordinance violation, in accordance with Sections 23-10 and 23-18 of the Code of the County of James City.

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 \$1,000 civil charge from Deborah L. Smith, as full settlement of the Chesapeake Bay Preservation Ordinance Violation.



Bruce C. Goodson
Chairman, Board of Supervisors

ATTEST:



Sanford B. Wanner
Clerk to the Board

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

Adopted by the Board of Supervisors of James City County, Virginia, this 27th day of June, 2006.