

RESOLUTION

CHESAPEAKE BAY PRESERVATION ORDINANCE VIOLATION - CIVIL CHARGE

- WHEREAS, Frank A. Thomas, III, Trustee of the Hack Family Qualified Personal Residence Trust is the owner of a 1.126 ± acre parcel of land, commonly known as 3004 Kitchum's Close, designated as Parcel No. (7-0015) on James City County Real Estate Tax Map No. (44-2) (the "Property"), and Edriene G. Hack and other family members reside on the Property; and
- WHEREAS, Governor's Land Foundation is the owner of a certain 1.951 ± acre parcel of land located in the Governor's Land Subdivision, and designated as Parcel No. (07-0-001B) on James City County Real Estate Tax Map No. (44-2), also identified as Major Open Space No. 23; and
- WHEREAS, on or about January 4, 2001, contractors working for Mrs. Hack removed vegetation from approximately 2,000-square feet of area in the Resource Protection Area on the Property and Major Open Space No. 23; and
- WHEREAS, Mrs. Hack agreed to a Restoration Plan to replant 10 trees, and 24 shrubs, on the Property in order to remedy the clearing violation under the County's Chesapeake Bay Preservation Ordinance and Mrs. Hack has completed the restoration of the Resource Protection Area on the Property; and
- WHEREAS, Mrs. Hack has reached agreement with Governor's Land Foundation and the County to restore the impacts to Major Open Space No. 23; and
- WHEREAS, Mrs. Hack 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 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 \$1,500 civil charge from Edriene G. Hack as full settlement of the Chesapeake Bay Preservation Ordinance Violation.

John J. McGlennon
Chairman, Board of Supervisors

ATTEST:

Sanford B. Wanner
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 23rd day of
October, 2001.

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