

MEMORANDUM

DATE: October 25, 2005  
TO: The Board of Supervisors  
FROM: Darryl E. Cook, Environmental Director  
SUBJECT: Erosion and Sediment Control Ordinance Violation - Civil Charge - 11125 Old Stage Road

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Attached is a resolution for Board consideration involving a violation of the Erosion and Sediment Control Ordinance. The case involves the disturbance of land for the purpose of clearing and grading roads without a land-disturbing permit or building permit. In accordance with provisions of the Ordinance, the County issued a notice of violation and a stop-work order. The owner, Toano Business Center, LLC, and Michael C. Brown, the Manager, have abated the violation. Under the provisions of the Ordinance, the Board may accept a civil charge of up to \$2,000 as offered by the responsible party. Rather than going to court, Mr. Brown has agreed to a civil charge of \$1,000. Staff believes that a civil charge of \$1,000 is equitable given the nature of the land disturbance and the cooperation of Mr. Brown in resolving the violation.

Staff recommends that the Board adopt the attached resolution accepting the civil charge for the erosion and sediment control violation.

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Darryl E. Cook

CONCUR:

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Leo P. Rogers

DEC/gb  
Violation\_brown.mem

Attachment