

RESOLUTION

REVISION AND RE-ADOPTION OF THE

YARMOUTH CREEK WATERSHED MANAGEMENT PLAN

- WHEREAS, the Yarmouth Creek Watershed is a resource of local and national significance; and
- WHEREAS, the Board authorized staff to prepare a Management Plan to help the County and landowners protect the watershed and its natural resources; and
- WHEREAS, stakeholders, staff, and consultants have met over a period of 12 months to share information, set goals, and develop the Watershed Management Plan; and
- WHEREAS, by resolution dated October 14, 2003, the Board adopted the Yarmouth Creek Watershed Management Plan dated July 14, 2003, with the exception of Priority No. 3, Special Stormwater Criteria; and
- WHEREAS, by resolution dated December 14, 2004, the Board adopted the Special Stormwater Criteria.
- NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby adopts Priority No. 3 of the Yarmouth Creek Watershed Management Plan dated July 14, 2003.
- BE IT FURTHER RESOLVED that the Board hereby adopts Priority No. 14 of the Yarmouth Creek Watershed Management Plan as amended and restated below.

Priority No. 14 shall be entitled "Riparian Buffers" and include the following:

- 14a. Implement the RPA requirements per current County Chesapeake Bay Preservation Ordinance.
- 14b. Implement a 50-foot intermittent stream buffer and a 50-foot non-RPA wetland buffer in legislative cases.
- 14c. Implement a three-zone riparian buffer in the tidal mainstem and non-tidal mainstem of Yarmouth Creek. The first zone (Zone 1) is the regulatory, 100-foot RPA buffer. The second zone (Zone 2) is a variable width buffer, up to 175 feet, based upon site characteristics. The third zone (Zone 3) is a 25-foot buffer. Zone 1 restrictions are outlined in the Chesapeake Bay Preservation Ordinance. Zone 2 restrictions are similar to Zone 1, with the exception that stormwater management facilities and passive recreation facilities may be located within this zone. Zone 3 restrictions are no impervious cover (primary residence, decks, patios, garages, sidewalks, driveways, pools, sheds, gazebos, etc.) and no septic systems or fields. Zone 1 and Zone 2 must have a Natural Open Space Easement recorded for those areas prior to plan approval. This is to be applied in legislative cases.

- 14d. Implement buffer management criteria per the current County Chesapeake Bay Preservation Ordinance.
- 14e. Directing required open space or natural areas derived from clustered development to riparian buffer areas.
- 14f. Continue watershed education on buffer management.

Bruce C. Goodson
Chairman, Board of Supervisors

ATTEST:

Sanford B. Wanner
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 10th day of October, 2006.

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