

MINUTES  
BOARD OF SUPERVISORS  
COUNTY OF YORK

Regular Meeting  
December 17, 2013

6:00 p.m.

Meeting Convened. A Regular Meeting of the York County Board of Supervisors was called to order at 6:00 p.m., Tuesday, December 17, 2013, in the Board Room, York Hall, by Chairman Walter C. Zaremba.

Attendance. The following members of the Board of Supervisors were present: Walter C. Zaremba, Sheila S. Noll, Donald E. Wiggins, George S. Hrichak, and Thomas G. Shepperd, Jr.

Also in attendance were James O. McReynolds, County Administrator; J. Mark Carter, Assistant County Administrator; Vivian A. Calkins-McGettigan, Deputy County Administrator; and James E. Barnett, County Attorney.

RECOGNITION OF BOY SCOUT TROOP 200. (Not on Agenda)

Chairman Zaremba recognized members of Boy Scout Troop 200 from St. Luke's United Methodist Church Yorktown.

Invocation. Michaela Svaranowic, York County Youth Commission, gave the invocation.

Pledge of Allegiance to the Flag of the United States of America. Boy Scout Troop 200, St. Luke's United Methodist Church, led the Pledge of Allegiance

**PRESENTATIONS**

INTRODUCTION OF NEW MEMBER TO YORK COUNTY BOARDS AND COMMISSIONS

Chairman Zaremba introduced and welcomed Pamela H. Franz as the Board's first appointee to the Williamsburg Regional Library Board of Trustees, and presented her with a Boards and Commissions Handbook and York County pin.

GIFT FROM PORT VENDRES

Mr. Don Willis, President of Sister Cities Yorktown, presented the Board of Supervisors with a commemorative plate from Port Vendres, France, which the delegation received from the Mayor of the town during their recent visit and cultural exchange in Port Vendres, France. He noted that in 2015, Sister Cities Yorktown would be hosting a delegation from France.

YOUTH COMMISSION QUARTERLY REPORT

Ms. Jess Chandrasekhar, Chairman of the Youth Commission, made the Commission's second quarterly report. She updated the Board on the Cafeteria Suggestion Box Program (CSBP) established to solicit student input on topics of interest to the youth of York County, stating this year they had achieved the largest participation rate of 47 percent of the total high school student population. She stated the Youth Commissioners would report the results of the first two survey questions at the January 27, 2014, School Board Meeting. She stated in October Mr. Shepperd had requested that the Commissioners look into the topic of bullying, and she noted the last two questions on the survey were related to bullying. She then reviewed the results of survey, noting the Commission had not yet had the time to discuss the results of the last two questions or possible actions that could be taken to alleviate the problem of bullying,

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but she indicated it would be included in the Commission's next meeting agenda in January. She then stated the Public Relations Committee had reviewed the Commission's website and made recommended revisions, which have been made. In January the Committee would meet with the County's Webmaster to learn about possibilities for further improvements. The Special Projects Committee was planning the Commission's Homeless Awareness Night event scheduled for February 28 at Bailey Field and the County-wide high school Talent Show on May 2 at Grafton High School. Ms. Chandrasekhar indicated the next program would be the 13th annual ski trip to Wintergreen on January 24. She also noted the annual 2014 Outstanding Youth Award nominations were due by February 12, 2014, and the 2014-2014 York County Youth Commission applications were due by March 5. On behalf of the Commissioners, Ms. Chandrasekhar thanked the Board of Supervisors for the opportunity to report to them this evening.

Mr. Zaremba thanked Ms. Chandrasekhar for the outstanding presentation.

Mr. Wiggins asked what percentage of the youth in the high schools had been subject to bullying.

Ms. Chandrasekhar stated that according to the survey, over 40 percent had experienced bullying.

Mr. Wiggins asked Ms. Chandrasekhar if she had experienced any bullying.

Ms. Chandrasekhar stated she had.

Mr. Wiggins asked if she had notified the School Board about the situation, and if they had done anything about it.

Ms. Chandrasekhar stated that when it became threatening to her being in school, her parents contacted the school.

Mr. Wiggins asked what she suggested could be done about bullying, as the statistics she presented were high.

Ms. Chandrasekhar stated in her opinion the School Administration was already doing everything it could do at this point. She stated it was a matter of students coming forward so something could be done.

Mrs. Noll expressed her appreciation for a job well done on the presentation and also on the answers to the survey questions.

Mr. Shepperd thanked Ms. Chandrasekhar for the great presentation. He stated the implications of the survey were pretty serious. He stated this was probably the most disturbing information that had ever been presented by the Commission. He stated York County, as a public education system, was considered a quality school system. He stated the Supervisors had talked with a lot of folks who have told them the reason they come to York County was because of the schools. He asked if the results of the survey had been presented to the School Board, and he insisted that she take the information to the School Board because they needed to hear the information. Mr. Shepperd stated the numbers presented were too high, and the School Board was not doing enough. He stated it only took one student having a problem before it becomes a crisis in the schools. Mr. Shepperd thanked the Commissioners for taking on this concern, stating they had made a great impression on him.

Mr. Hrichak asked if he had heard correctly that the Commissioners were going to place more emphasis on the problem of bullying in subsequent surveys to be developed for the schools.

Ms. Chandrasekhar stated they were going to try and figure out what they should go forward with on future questions, particularly school questions and mini-surveys throughout the year. She stated the Commission also plans to look at how to fix this problem in the schools, and more on a student level, by trying how to figure out to get students to come forward.

Chairman Zaremba reiterated Mr. Shepperd's comments that it was imperative to get this information to the School Board. He hoped the principals of the high schools were aware of this information.

Mr. Rick Smethurst stated the Youth Commission had been invited to appear before the School Board and that meeting had been set for January 27th. He noted everyone had been extremely supportive at the schools, and they were very aware of the bullying issue. Mr. Smethurst stated with cyber-bullying, the bullying goes way beyond just the schools.

#### **CITIZENS COMMENT PERIOD**

No one appeared to speak at this time.

#### **COUNTY ATTORNEY REPORTS AND REQUESTS**

Mr. Barnett had no report at this time.

Mr. Shepperd stated he had attended a meeting where Chairman Howell gave a presentation about his transportation bill, House Bill No. 2. He thought this bill needed to be followed as they were going to initiate studies to see how they can implement and use technology to improve transportation. He stated that, although the state wants to insure that the transportation money was spent correctly, one of his biggest concerns was that it might circumvent some of the prioritization that had been established in this region through the TPO. He stated it had been pointed out that the TPO prioritization process was being touted as something that should be used throughout the state.

Mr. Barnett stated House Bill No. 2 was already on his list, and he would be getting an updated list before the end of the week. He noted that bills were still trickling in.

#### **COUNTY ADMINISTRATOR REPORTS AND REQUESTS**

Mr. McReynolds stated the Governor's budget had been issued, and he had seen a few comments on that budget; but it did not look like it would be particularly good for local government. He stated it was subject to change, and staff would be closely monitoring it with the new governor coming in. He reminded the Board that its regular meetings for January 2014 were on the 7th (Organizational Meeting) and the 21st. Mr. McReynolds wished everyone a Merry Christmas and a Happy New Year.

Chairman Zaremba stated all the Board members had been reading about the School Board's meeting with respect to the CIP, and he asked when the Board would have the Joint Meeting with the School Board.

Mr. McReynolds stated February 4th was tentatively scheduled for the Joint Meeting for the CIP and operating budget.

Mr. Shepperd asked if his understanding was correct that the School Board was going to make a request for \$24 million because of all the capital improvements.

Mr. McReynolds stated there had not been an opportunity for the School Board to fully vet its proposed requested CIP, and staff would be looking at it in more detail during the budget process. He noted it would mean a \$2 million increase in debt service on an annualized basis for 20 years.

Mr. Shepperd asked for confirmation that the requirements for a new school and added classrooms were being driven by circumstances that had evolved over the last decade.

Mr. McReynolds stated the need for the elementary school was driven by a number of factors, and population growth in general, as well as certain rezonings. He noted it was not a matter of when or if a new elementary was needed, and it might be accelerated by a year or two depending on how the population continued to grow and when the timing was appropriate.

**MATTERS PRESENTED BY THE BOARD**

Mr. Shepperd stated this was a time for families to come together and for the citizens of the country to celebrate the joy of living in the United States and to be proud of all that has been accomplished. He spoke of the freedoms enjoyed by American citizens, largely because of the responsibility and dedication, and sacrifices made by American military forces. He noted it was also important to remember the police, Sheriff's Department, deputies, firefighters, doctors, and nurses who protect everyone here at home, as well as the organizations that help out the elderly and the homeless. Mr. Shepperd then wished everyone a Merry Christmas and a Happy New Year.

Mr. Hrichak spoke of the annual holiday meeting of the York County Chamber of Commerce he had attended last evening. He stated the York Chamber was still one of the fastest growing Chambers in the area, noting how it had been trying to raise money through the business communities and had announced last night that the Plains All American Pipeline Terminal had come on board as its first corporate sponsor. He wished everyone a Merry Christmas.

Mrs. Noll stated the first Board meeting in January would be the Board's organizational meeting. She spoke of how a year ago in November she had been told by two of the Board members that she was going to the Chairman of the Board for 2013, but that did not happen. She stated the Board members like to say that the Chairman and Vice Chairman positions rotate each year; and while that might appear to be true, for the past 14 years those positions had only rotated among the four male members of the Board of Supervisors. Mrs. Noll stated she wished to make the public aware that she did want to be Chairman of the Board of Supervisors, and she hoped in 2014 one of the Board members would have the courage to nominate her for that position. She stated her focus would always be on the service she gives to the people in this County because together great things could be accomplished. Mrs. Noll then wished everyone a Merry Christmas, Happy New Year, and a blessed holiday for those citizens who did not celebrate Christmas. Her hope was for everyone to have a prosperous New Year and for the economy to turn around and for the County to continue to move forward.

Mr. Wiggins spoke of the upcoming budget for FY2015, stating he wanted to share with the citizens that there would be cost increases because of the insurance costs constantly going up and especially since Obamacare had come into place. He stated Board knows how difficult it was for citizens who are living on a fixed income. The Board did not want to raise the tax rate, but that possibly might have to happen; and he wanted to let the citizens know some of the reasons why it might happen. The schools, the fire and emergency services, and the Sheriff's Department make up over 70 percent of the County's budget leaving only about 30 percent to run the rest of County services. The Supervisors hear from the citizens who indicate they do not want any reductions to the schools, fire and emergency services, and the Sheriff's operations. For the past seven or eight years, the budget was reduced until it could not be any further without a reduction in services or a reduction in the number of County employees. Mr. Wiggins reminded the citizens that the School Board was a board elected by the citizens of the County; and once the School Board budget was approved by the Board of Supervisors, the Board could not tell the Schools how to spend the money. He urged citizens who have issues with the way the Schools spend money to contact their elected School Board member. Mr. Wiggins stated the Board was always happy to receive comments regarding the budget.

Chairman Zaremba stated the one thing Mr. Wiggins had not spoken about was what kind of revenue the County was going to experience in the next year to meet the requirements to which the citizens of the County had become accustomed. He noted indications were that revenues were up, and the Board would attempt to minimize any increases in taxes with the goal of maintaining the high standards of living enjoyed in York County. He thanked the Board, Mr. McReynolds, and the staff for making the year a very positive year while he was the Chairman. He wished everyone a safe and Merry Christmas and Happy New Year. Mr. Zaremba then reminded the Board members of the ground breaking ceremony to be held tomorrow for the Marine Corps Security Force facilities at the Naval Weapons Station. He informed the Board that the Greater Williamsburg Chamber of Commerce and Alliance had selected Ms. Karen Riordan as President and CEO to replace Mr. Dick Schrieber who would be retiring at the end of the year. A welcoming reception for Ms. Riordan would be held at the Burwell Plantation Ballroom at Kingsmill on January 8th from 4:00 to 6:00 p.m. Mr. Zaremba also noted there

had been a lot going on with the transition between the Williamsburg Area Destination Marketing Committee and the Alliance, noting the marketing plan for the year had recently been approved and would soon be released.

Meeting Recessed. At 6:57 p.m. Chairman Zaremba declared a short recess.

Meeting Reconvened. At 7:07 p.m. the meeting was reconvened in open session as ordered by the Chair.

### **PUBLIC HEARINGS**

#### **APPLICATION NO. PD-36-13, RESERVE AT WILLIAMSBURG LLC**

Mr. Carter gave a presentation on Application No. PD-36-13 to amend the conditions of approval applicable to The Reserve at Williamsburg Planned Development, pursuant to the York County Zoning Ordinance, by modifying the requirement that the properties would be developed and operated as age-restricted senior housing and that no resident of any of the units in the development would be under the age of 19. The Planning Commission considered the application and forwarded it to the Board of Supervisors with a recommendation of approval 5:0, and staff recommended approval of the application through the adoption of proposed Ordinance No. 13-17.

Mrs. Noll asked if and when a fire station was built, would it have to be signalized.

Mr. Carter stated he did not feel there would be enough traffic to require signalization, but perhaps there might be a warning light.

Chairman Zaremba asked what the additional requirements would be for Fire and Life Safety and the Sheriff's Department.

Mr. Carter stated the units were already factored in, and there would be 459 units on this project whether they were senior housing or not. There might be more impact from an emergency services standpoint, at least from the medical side, associated with the senior project than with the non-age restricted project. Staff felt those impacts were manageable and would not increase with the removal of the age restriction.

Chairman Zaremba stated there was another approved project on Bypass Road back where the 1776 hotel was, and he asked how the two projects would impact the schools.

Mr. Carter stated he could not remember the number of children associated with that project, but he thought it was 120 units maximum, and they were proposing rental townhouses. He stated the School Division did have additions planned at Waller Mill Elementary, noting they had originally talked about nine classrooms but have since upped that number to ten classrooms in recognition of this possibility that the Reserve age restriction might be removed in addition to some of the other things that had taken place in that area. He stated capacity would need to increase, and it would be a factor of how fast either of the projects built out. Mr. Carter stated this particular developer had a rather optimistic and aggressive build-out schedule in mind, and if that materialized, the timing of that school addition would become more critical.

Further discussion ensued regard the school impact.

Mr. Shepperd stated the project the Board was seeing was a different kind of structure in that this application which catches all aspects, with condos and senior housing that were not conducive to a lifestyle with children. He asked Mr. Carter if he agreed with his comment.

Mr. Carter answered he did, stating this particular developer had some marketing and home feature ideas in mind that would try to target a young professional, empty nester type of a market versus a large family market. He stated that Staff felt this project would fit well in this area.

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Mr. Shepperd spoke of the \$590,000 proffer being offered by the developer, and he asked how the County would benefit by it.

Mr. Carter stated staff looked at it in terms of the capital aspect, and he indicated that about one to one and one-half classrooms would be the benefit of this \$590,000.

Further discussion followed regarding the generation of revenue from the project that would outweigh the net cost to the County in terms of fire protection, teachers, and government administration.

Mr. Hrichak asked if the site for a fire station had been deeded to the County.

Mr. Carter stated it had not yet been deeded to the County, and it would be an on-demand requirement by the County to the developer when the County had the need to build another fire station.

Mr. Hrichak asked if it would be the County's decision to build a fire station, sell the property, or use the property for something else

Mr. Carter stated it would be the County's decision.

Mr. Hrichak asked why there was a significant difference between the developer's and the County's multiplier for the school kids.

Mr. Carter stated the County's was based on York County projects and the developer's multiplier was based on their experience in other jurisdictions. From a safety standpoint, the County felt more comfortable using statistics that were generated by York County projects. He indicated staff felt that on a relative scale those were conservative estimates versus the kinds of estimates that come with using projects from wherever.

Chairman Zaremba asked to what extent the County tried to validate the developer's numbers.

Mr. Carter explained that the Planning staff as well as the financial staff of the County reviewed the fiscal impact studies.

Mr. Vernon Geddy, 1177 Jamestown Road, Williamsburg, representing the applicant, stated the purpose of the application was solely to remove age restriction for undeveloped sections of project because of the significant and adverse change in the real estate market since the project was first approved was in 2006. He stated Mr. Milhaupt had been back for a series of changes as they had tried to address these changing market conditions and keep the project moving forward in a positive way. He stated what they were now facing was that section two, the multi-family section, was not developable with the age restriction. Mr. Geddy noted the other sections would make a go of it, but they would develop substantially slower with the age restriction. He stated the applicant realized this proposal changed the impacts. The traffic conditions would require the necessary turn lanes at Mooretown which was really not particularly heavily traveled, so the applicant felt that was adequately mitigated. He stated the applicant had developed the proposed cash proffer to offset the capital costs of the additional classroom space, and he had also made some non-cash proffers to address and minimize the number of school children with the prohibition of three- and four-bedroom and studio apartments in the universal design features. He stated the intent was to make these units attractive to the empty-nester market. The applicant felt this would be a change that would be good for both the county and applicant and allow the project to move forward in a much accelerated pace. The applicant also thought the increased residential development would help both with the development of the commercial parcel and also help other shopping centers on either end of Mooretown Road. He stated the proffers and conditions attached to the application assured that it would be the same high quality as the Verena project. He stated whichever set of assumptions the Board chose to use, the project would show a positive fiscal impact.

Mr. Mike Milhaupt, First Centrum LLC, 21400 Ridgetop Circle, Sterling, Virginia, stated the reason this application had not been included in prior matters brought before the Board was that the applicant had been waiting until the Comprehensive Plan was changed. He reiterated he would only be removing the age restrictions on three of the parcels, parcels 2, 3, and 5. He noted that he had also looked at including condos in 2006, but now he did not feel that was

feasible. Mr. Milhaupt stated this change would allow them to sell and develop a high quality project. Ryan Homes had parcels three and five under contract with the contract requiring them to deliver finished lots. He stated their takedown of lots would be faster without the age restriction removed; however, it would still be targeting primarily empty-nesters. The town-houses would range in price from \$250,000 to \$275,000 and have two car garages, and the single family homes would be approximately \$350,000. He noted construction was expected to start this month, with the contractor selected, the plans fully approved, and all they have left was to post their bonds, have the pre-construction meeting, and close the loan with the lender. Mr. Milhaupt stated parcel 3 would begin about six to eight months behind that. He stated they were careful with the cash proffers not to assume that their numbers were right on the school children generated, so they had made a proffer amount that covered the classroom and one-half which fit pretty much with the County's numbers had come up with. Mr. Milhaupt indicated their fiscal analyst, Ted Figura, was also present to answer any questions regarding his report. He expressed appreciation to the Planning Commission, the Board, and County staff for their professionalism in helping this project move forward.

Mrs. Noll stated she appreciated the fact that the developer had said there would only be one- and two-bedroom apartments; however, she noted she had seen many instances where people bought two apartments and knocked down a wall to have three or four bedrooms. She asked if that would be allowed in this development.

Mr. Milhaupt stated the units would be rentals.

Mrs. Noll asked for confirmation that there would be no condos where the size could be increased.

Mr. Milhaupt he stated their anticipation was that all would be rental units because that was where the demand was. He stated that included in the proffers was a minimum square footage for each unit and design elements so they would be high quality units. Mr. Milhaupt stated this was to protect the community as well as them wanting something nice behind the Verena. He stated the developer had done what it could do under fair housing.

Mrs. Noll asked what the occupancy rate was for the Verena apartments.

Mr. Milhaupt stated the occupancy rate was at about 65 percent, with about 73 or 74 percent leased at the present time.

Mr. Shepperd asked what design elements would make this development the high quality he had heard mentioned.

Mr. Milhaupt stated it was required that the exterior would be either brick or stone and cement siding. The roof pitch was required to be a minimum pitch if it was a pitched roof. They required certain amenities to be included in the property, and there was also a requirement that there could be no studio apartments, as they did not want to aim at the undergraduate market. He stated they wanted this development to be aimed at the young professional market.

Mr. Shepperd stated he thought there was already a developer for the apartments.

Mr. Milhaupt stated they have people who were interested in talking with them about purchasing. He stated the proffer would affect whoever builds the apartments, and they would require them to spend a fair amount of money on the units, so they would therefore have to charge decent rents to get that money back.

Mr. Shepperd asked if any consideration had been given to having elevators.

Mr. Milhaupt stated that had not been included in the proffers.

Mr. Shepperd asked if any special consideration was given to sound barriers between the apartments.

Mr. Milhaupt stated there were various STC sound transmission criteria that were mandated by code. He noted from time to time they had gone beyond code if it was on a busy highway or next to a railroad track. He stated between the exterior finishes, roof pitch, and the minimum

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unit size, they had tried to control the quality. He stated they would still have actual control as part of their contract before plans would be submitted to the County.

Mr. Shepperd asked what the target customer would be.

Mr. Milhaupt stated Ryan Homes was targeting an average age of mid 50s to high 60s, and the townhouses would be in a similar age group. He stated the average resident in a rental was about 75 percent women around 78 years old.

Mr. Shepperd asked, without the age restriction, what the average household income would be for a person that would live in these units.

Mr. Milhaupt stated the income for the single family homes would be \$75,000 to \$100,000 a year or in that range. He stated the apartments would probably be looking at a \$30,000 to \$40,000 minimum income.

Mr. Shepperd asked Mr. Milhaupt to explain the positive cash flow.

Mr. Milhaupt stated Mr. Figura could address that question as he had done the reports, but he felt the correct answer was that it was scalable as properties are delivered, occupied, and as property taxes were collected by the County. He stated that would happen over time as the community grew.

Mr. Ted Figura, Asheville, North Carolina, stated the \$350,000 projected annual positive fiscal impact was at the stabilization year of the project when the project was built out. He noted that until then there would be fluctuations from year to year. He stated it was basically at the same ratio of costs and revenues that would be generated on an annual basis from the households. He noted that during build period there would also be a series of one time revenues that would be flowing into the County from development fees, building permit fees, recordation taxes, etc. He stated the cash flow would vary and be higher in some years. He noted in the years up to the build out year and in the year in which the school capital cost would come into consideration, there was actually a negative cash flow in that one year that would be offset by the proffers which were not included in the fiscal impact analysis.

Mr. Shepperd asked Mr. Figura if he was stating this would actually be a positive cash flow to the County from the beginning.

Mr. Figura stated once the proffer was taken into consideration the answer was yes. He stated another element that should be considered was that the \$350,000 positive cash flow at the stabilization year did not include the significant surplus revenues over cost that would be flowing into the County's enterprise funds. He stated that would add another \$150,000 a year getting up to half a million plus dollars a year once the revenues were thrown in and the operating costs were subtracted out for the County's enterprise funds. He then addressed the school generation rates.

Chairman Zaremba then called to order a public hearing on Application No. PD-36-13 which was duly advertised as required by law. Proposed Ordinance No. 13-17 is entitled:

AN ORDINANCE TO AMEND THE CONDITIONS OF APPROVAL  
FOR THE RESERVE AT WILLIAMSBURG PLANNED DEVELOP-  
MENT ON MOORETOWN ROAD BY MODIFYING THE AGE RE-  
STRICTION REQUIREMENTS

There being no one present who wished to speak regarding the subject application, Chairman Zaremba closed the public hearing.

Mrs. Noll stated if the Board approved the application this evening they would also be approving the apartments by right and she asked what oversight they would actually have on the apartments.

Mr. Carter stated the proffers addressed various aspects of the apartment construction from exterior materials to the size of the units, to the number of bedrooms, and he noted the plans must be review by County before any construction can occur. He stated the plans do not come

back to the Planning Commission and the Board but are reviewed by the staff per the proffers. He noted it was also important from a definitional standpoint to note that whether the unit is a rental or ownership unit it would still be considered an apartment per the terms of proffers so where the proffers say no apartment will have more than two bedrooms that would apply whether it was a rental or an ownership. He stated the term apartment in this context meant a unit that could be a rental or an ownership unit.

Mrs. Noll stated if a person bought two condos next to each other they could break down the wall between the two and then it would become not a two bedroom unit.

Mr. Carter stated should that happen it would become a violation of the zoning conditions and the proffers. He stated a building permit would be needed to do that legally and based on the proffers, staff would not issue a building permit for that to occur.

Mrs. Noll asked if there would elevator access to the apartments.

Mr. Carter stated that would be a function of the building code and the number of floors there were in the unit.

Mrs. Noll asked if the building code said three story apartments to do not need an elevator.

Mr. Carter stated that was his recollection.

Mrs. Noll asked if the County had any control over that code and if not who had the control.

Mr. Carter stated the code that the County enforces is a national code that had been adapted and amended by the State of Virginia. He thought the state would have the authority to amend the code to require an elevator for fewer floors than it currently requires.

Mrs. Noll moved the adoption of proposed Ordinance No. 13-17 that reads:

AN ORDINANCE TO AMEND THE CONDITIONS OF APPROVAL  
FOR THE RESERVE AT WILLIAMSBURG PLANNED DEVELOPMENT  
ON MOORETOWN ROAD BY MODIFYING THE AGE RESTRICTION  
REQUIREMENTS

WHEREAS, the York County Board of Supervisors on September 5, 2006 approved Application No. PD-17-06 to authorize the establishment of a Planned Development consisting of a 63-acre independent living senior housing development with a 7.7-acre commercial center on property located on the east side of Mooretown Road approximately 2,030 feet west of the intersection of Mooretown Road (Route 603) and Waller Mill Road (Route 713) and further identified as Assessor's Parcel Nos. 5-18-1 (GPIN D16c-0176-0313), 5-18-2 (GPIN D16c-0531-0677), 5-18-3 (GPIN D16c-1123-1278), 5-18-4 (GPIN D16c-1211-0942), 5-18-5 (GPIN D16c-1552-0671), 5-18-6 (GPIN D15a-0393-4728), and 5-18-7 (D15a-0315-434); and

WHEREAS, the referenced ordinance specifies that the residential component of this Planned Development shall be developed and operated as age-restricted senior housing and no resident of any of the units in the development shall be under the age of nineteen (19); and

WHEREAS, Reserve at Williamsburg LLC has submitted Application No. PD-36-13 to amend the conditions of approval for the above-referenced Planned Development, set forth in Ordinance No. 06-18(R) and revised by Ordinance Nos. 09-20 and 13-10, by removing the age restriction requirements from future phases of the project while retaining them for the existing Verena apartment complex located at 121 Reserve Way (Assessor's Parcel No. 5-18-1); and

WHEREAS, said application has been forwarded to the York County Planning Commission in accordance with applicable procedure; and

WHEREAS, the Planning Commission recommends approval of this application; and

WHEREAS, the York County Board of Supervisors has conducted a duly advertised public hearing on this application; and

WHEREAS, the Board has carefully considered the public comments and Planning Commission recommendation with respect to this application;

NOW, THEREFORE, BE IT ORDAINED by the York County Board of Supervisors this the 17th day of December, 2013, that Application No. PD-36-13 be, and it is hereby, approved to amend the conditions of approval set forth in Ordinance No. 06-18(R), as amended by Ordinance Nos. 09-20, 12-9, and 13-10 for The Reserve at Williamsburg Planned Development located on the east side of Mooretown Road (Route 603) approximately 2,030 feet west of its intersection with Waller Mill Road (Route 713) and further identified as Assessor's Parcel Nos. 5-18-1 (GPIN D16c-0176-0313), 5-18-2 (GPIN D16c-0531-0677), 5-18-3 (GPIN D16c-1123-1278), 5-18-4 (GPIN D16c-1211-0942), 5-18-5 (GPIN D16c-1552-0671), 5-18-6 (GPIN D15a-0393-4728), and 5-18-7 (D15a-0315-434), as set forth below:

1. Age Restriction

~~The residential component of this Planned Development 7.3-acre parcel located at 121 Reserve Way and further identified as Assessor's Parcel No. 5-18-1 shall be developed and operated as age-restricted senior housing in accordance with the definitions of Senior Housing-Independent Living Facility and, as applicable, Senior Housing-Assisted Living Facility set forth in Section 24.1-104 of the York County Zoning Ordinance. Furthermore, no resident of any of the units in the development on this parcel shall be under the age of nineteen (19).~~

2. General Layout, Design, and Density

- a) A site plan, prepared in accordance with the provisions of Article V of the Zoning Ordinance, shall be submitted to and approved by the Department of Environmental and Development Services, Division of Development and Compliance prior to the commencement of any land clearing or construction activities on the site. Said site plan shall be in substantial conformance with the conceptual plans titled "Master Plan Amendment for The Reserve at Williamsburg," prepared by AES Consulting Engineers and dated April 2, 2012 and revised May 1, 2013, except as modified herein. Substantial deviation, as determined by the Zoning Administrator, from the general design and layout as depicted on the "Non-Binding Illustrative Plan" or amended herein shall require resubmission and approval in accordance with all applicable provisions as established by the York County Zoning Ordinance. Limited deviations from the "Non-Binding Illustrative Plan" as depicted on the plan titled "Master Plan Amendment" prepared by AES Consulting Engineers, dated April 2, 2012 and revised May 1, 2013, shall be permitted.
- b) Architectural design of all residential structures, including the clubhouse, shall be in substantial conformance with the building elevations submitted by the applicant and titled "Architectural Renderings: The Reserve at Williamsburg," dated May 12, 2006, "BLDG, 'A'-Verena at Williamsburg," dated July 1, 2009, and "The Reserve at Williamsburg: Townhome Elevations," dated March 29, 2012, and the townhouse and single-family detached house elevations submitted by the applicant as part of the "Master Plan/Planned Development Amendment For The Reserve at Williamsburg" prepared by AES Consulting engineers and dated May 1, 2013, copies of which shall be kept on file in the York County Planning Division.
- c) The layout and design of the residential development shall be in conformance with the performance standards for senior housing set forth in Section 24.1-411 of the York County Zoning Ordinance, except as modified herein.
- d) The commercial center shall be developed in accordance with the standards for nonresidential uses within the PD district set forth in Section 24.1-361(h) of the Zoning Ordinance. Commercial uses in the development shall be consistent with the list of uses permitted in the EO-Economic Opportunity district, subject to the exclusions contained in the proffer statement submitted by the applicant and referenced herein. Furthermore, under no circumstance shall tattoo parlors, pawn shops or payday loan establishments be permitted on the property.

- e) The maximum number of residential units shall be 459.
- f) The maximum building height shall be 69 feet for rental apartment buildings and 72 feet for condominium apartment buildings.
- g) The minimum building separation for single-family detached, townhouse, and duplex units shall be twenty feet (20').
- h) In areas designated for single-family detached homes, the minimum distance between any principal building and any public or private street right-of-way shall be twenty feet (20'), provided that such single-family structure includes a covered front porch having a depth of at least four feet (4') and an area of at least fifty square feet (50 s.f.). In the event a front porch is not provided on the structure, the minimum setback shall be thirty feet (30').
- i) In areas designated for townhouses, the minimum distance between any principal building and any public or private street right-of-way shall be twenty feet (20').
- j) Freestanding signage for the residential portion of the project shall be limited to a single monument-type community identification sign along Mooretown Road measuring no greater than 32 square feet in area and six feet (6') in height. Signage for the commercial parcel shall be in accordance with the provisions for LB-Limited Business districts, as established in Section 24.1-703 of the Zoning Ordinance.
- k) For any rental apartment building, a minimum of one (1) off-street parking space per residential unit shall be required and no additional spaces shall be required for visitor parking provided that, pursuant to Section 24.1-604(b) of the Zoning Ordinance, an area equal to one-half of the difference between the number of parking spaces provided and the number that would otherwise be required in accordance with the requirements set forth in the Zoning Ordinance shall be reserved for a period of five (5) years following the issuance of a Certificate of Occupancy for such building and shall be maintained as landscaped open space during that time.

### 3. Streets and Circulation

- a) In order to provide for safe, convenient, and continuous pedestrian circulation throughout the development, a four-foot (4') wide sidewalk shall be constructed on at least one side of all private residential streets within the development and shall include pedestrian connections to off-road walkways and walking trails and to the commercial center.
- b) Street lighting shall be provided at each street intersection and at other such locations determined by the subdivision agent to maximize vehicle and pedestrian safety. The design of the street lighting shall be consistent with the design and character of the development.
- c) The developer shall install a 200-foot left-turn lane with a 200-foot taper and appropriate transitions on southbound Mooretown Road at the main road, as well as northbound right turn ~~tapers~~ lanes on Mooretown Road at both the main road and the ~~right turn in/right turn out~~ commercial center driveway (150' tapers), if such additional driveway is determined to be acceptable in accordance with Zoning Ordinance requirements. ~~The right turn in/right turn out driveway shall be constructed with an appropriate channelizing island.~~ Construction of all turn lanes shall be in accordance with the requirements and design standards of the Virginia Department of Transportation (VDOT) and shall occur prior to the issuance of a Certificate of Occupancy for any development on the commercial center parcel further identified as Assessor's Parcel No. 5-18-6.
- d) The main entrance shall include one dedicated left-turn lane and one dedicated right-turn lane for egress.

- e) The spacing from the edge of Mooretown Road to the first internal access point shall be 200 feet or greater, unless otherwise approved by the Virginia Department of Transportation.
- f) Pursuant to Section 24.1-255(b) of the Zoning Ordinance, the developer shall provide a transit bus shelter and pullout, the design and location of which shall be subject to the approval of the Williamsburg Area Transport.
- g) Pursuant to Section 24.1-252(b)(2) of the Zoning Ordinance, the ~~right-turn in/right-turn-out~~ entrance to the commercial center depicted on the referenced plan shall be permitted only if the need for and safety of such is substantiated by a traffic impact analysis prepared in accordance with Section 24.1-251(b) of the Zoning Ordinance.

#### 4. Utilities and Drainage

- a) Public sanitary sewer service shall serve this development, the design of which shall be subject to approval by the County Administrator or his designated agent in consultation with the Department of Environmental and Development Services and in accordance with all applicable regulations and specifications. The applicant shall grant to the County all easements deemed necessary by the County for the maintenance of such sewer lines.
- b) A public water supply and fire protection system shall serve the development, the design of which shall be subject to approval by the County Administrator or his designated agent in consultation with the Department of Environmental and Development Services and the Department of Fire and Life Safety in accordance with all applicable regulations and specifications. The applicant shall grant to the County or the City of Williamsburg all easements deemed necessary by the County for maintenance of such water lines.
- c) The development shall be served by a stormwater collection and management system, the design of which shall be approved by the County Administrator or his designated agent in consultation with VDOT and in accordance with applicable regulations and specifications. Any easements deemed necessary by the County for maintenance of the stormwater system shall be dedicated to the County; however, the County shall bear no responsibility for such maintenance.
- d) The property owners' association(s) shall own and be responsible for the perpetual maintenance of all stormwater retention facilities serving the Planned Development.

#### 5. Open Space and Recreation

- a) The location and arrangement of open space shall be generally as depicted on the plan titled "Master Plan for The Reserve at Williamsburg," prepared by AES Consulting Engineers, dated February 28, 2006, and revised May 12, 2006 and April 2, 2012 and revised May 1, 2013.
- b) On the property located at 121 Reserve Way and further identified as Assessor's Parcel No. 5-18-1, a minimum of 200 square feet of common active/passive outdoor recreation area per dwelling unit shall be provided. On the other residential properties within the development, a minimum of 25% of the combined gross area shall be reserved as open space in accordance with the provisions of Section 24.1-361(e) of the Zoning Ordinance, and 10% of the combined gross area shall be reserved and developed specifically as a recreation area or areas set aside for the common use of the residents of the Planned Development. Said Outdoor recreation area(s) within the Planned Development shall include, at a minimum, the following facilities and amenities:
  - Swimming pool (~~indoor or~~ outdoor)
  - Covered pavilion

- Barbecue/picnic area
  - Walking trails
  - Fountains (2)
  - Benches (10)
  - Trellises (3)
  - Yard game areas
  - Gazebos (2)
- c) Indoor recreational amenities shall consist of, at a minimum, a combined total of 8,250 square feet of indoor recreation space, including 2,775 square feet in the rental apartments and 2,475 square feet in the condominium/rental apartments and a 3,000-square foot clubhouse/recreation center, each with an exercise room, multi-purpose community room, bistro-style (non-commercial) kitchen, fireplace, and other amenities as set forth in written materials supplied by the applicant and dated May 12, 2006.
- d) All common and public improvements within the development shall be subject to the standards governing timing, performance agreements, and surety requirements set forth in Sections 24.1-362(b)(3) and (4) of the Zoning Ordinance.
- e) The location and manner of development for the recreation area shall be fully disclosed in plain language to all home purchasers in this development prior to closing.
- f) All common open space and recreational facilities shall be protected and perpetual maintenance guaranteed by appropriate covenants as required in the York County Zoning Ordinance and submitted with development plans for the project.
6. Fire and Life Safety
- a) In conjunction with the site plan submittals for this project, the developer shall submit a detailed description of the proposed features of the project and building design related to protection and safety of the residents, as well as operational procedures to ensure and facilitate the safety of the residents in the event of fire or other emergencies.
- b) All rental and condominium apartment units shall be equipped with an approved (NFPA 13) fire suppression system throughout (including attic areas), underground vault(s), PIV(s), and FDC(s).

7. Proffered Conditions

The reclassification shall be subject to the conditions voluntarily proffered by the property owners in the proffer statement titled "Conditions Voluntarily Proffered for the Reclassification of Property Identified as a Portion of Tax Parcel Nos. 5-18-1 (GPIN D16c-0176-0313), 5-18-2 (GPIN D16c-0531-0677), 5-18-3 (GPIN D16c-1123-1278) , 5-18-4 (GPIN D16c-1211-0942), 5-18-5 (GPIN D16c-1552-0671) , 5-18-6 (GPIN D15a-0393-4728), and 5-18-7 (D15a-0315-434)," ~~05-00-00-052, GPIN D16c-1780-1578,~~" signed by Michael Milhaupt Jackson C. Tuttle, Williamsburg City Manager, and dated November 7, 2013~~May 25, 2006,~~ except as modified herein.

8. Restrictive Covenants

Prior to final plan approval, the applicant shall submit restrictive covenants for review by the County Attorney for their consistency with the requirements of Section 24.1-497 of the Zoning Ordinance.

BE IT FURTHER ORDAINED, pursuant to Section 24.1-114(e) of the Zoning Ordinance, that a certified copy of this ordinance, together with a duly signed copy of the proffer statement, shall be recorded at the expense of the applicant in the name of the property owner as grantor in the office of the Clerk of the Circuit Court.

December 17, 2013

On roll call the vote was:

Yea: (5) Noll, Wiggins, Hrichak, Shepperd, Zaremba  
Nay: (0)

PROHIBITED PARKING—SHERWOOD FOREST SUBDIVISION

Mr. Carter gave a presentation on proposed Ordinance No. 13-19 to amend the York County Code to add the Sherwood Forest subdivision to the list of specific areas where parking of certain classifications of commercial, recreational, and passenger carrying vehicles on public streets is prohibited.

Mr. Hrichak asked if there was language in the County’s code that required an owner of an RV to park it on their property.

Mr. Carter stated there were regulations that require a RV owner who parks his RV on his own property to park it on a paved driveway if it was parked in front of the house; but if it was parked on the side or rear of the property, it did not have to be on a paved area. He stated there was nothing in the restriction that would affect one’s ability to park an RV on their private property.

Mr. Hrichak asked if the application was from the HOA or the residents of the area.

Mr. Carter stated the application had been submitted on behalf of the neighborhood by the president of the HOA.

Mr. Hrichak asked if the residents were behind this request.

Mr. Frederick R. Kienle, 700 Robin Hood Drive, Sherwood Forest Homeowners’ Association President, stated this request had virtually unanimous backing of the residents of the community. He noted he had received more phone calls regarding this subject than anything else in his past several years of being the HOA president.

Mr. Shepperd agreed with Mr. Kienle that this was a problem in the Sherwood Forrest community, and he asked the Board to support this action.

Chairman Zaremba then called to order a public hearing on Ordinance No. 13-19 which was duly advertised as required by law. Proposed Ordinance No. 13-19 is entitled:

AN ORDINANCE TO AMEND SECTION 15-48, PARKING PROHIBITED OR RESTRICTED IN SPECIFIC PLACES, OF THE YORK COUNTY CODE, TO ADD THE SHERWOOD FOREST SUBDIVISION TO THE LIST OF SPECIFIC AREAS WHERE THE PARKING OF COMMERCIAL, RECREATIONAL AND PASSENGER-CARRYING VEHICLES ON PUBLIC STREETS IS PROHIBITED

There being no one present who wished to speak regarding the subject application, Chairman Zaremba closed the public hearing.

Mr. Shepperd moved the adoption of proposed Ordinance No. 13-19 that reads:

AN ORDINANCE TO AMEND SECTION 15-48, PARKING PROHIBITED OR RESTRICTED IN SPECIFIC PLACES, OF THE YORK COUNTY CODE, TO ADD THE SHERWOOD FOREST SUBDIVISION TO THE LIST OF SPECIFIC AREAS WHERE THE PARKING OF COMMERCIAL, RECREATIONAL AND PASSENGER-CARRYING VEHICLES ON PUBLIC STREETS IS PROHIBITED

WHEREAS, the York County Board of Supervisors has determined that the parking of large vehicles along certain streets, other than for temporary periods to allow deliveries, may present safety hazards for other vehicles and for pedestrians and may contribute to premature failure of road surfaces designed to accommodate primarily passenger vehicles; and

WHEREAS, pursuant to Section 46.2-1222 of the Code of Virginia, the Board has adopted an ordinance that prohibits the parking of certain classifications of vehicles on certain secondary system highways in designated areas of the County; and

WHEREAS, pursuant to a request made by the President of the Sherwood Forest Homeowners Association, and the investigation of the street and parking characteristics, the Board has determined that it would be appropriate and desirable to add Sherwood Forest and its streets, Robin Hood Drive, Arrow Court, and a short segment of Pohick Run, to the list of areas subject to the special parking restrictions;

NOW, THEREFORE, BE IT ORDAINED by the York County Board of Supervisors this 17th day of December, 2013, that Section No. 15-48(c)(3) of Chapter 15, Motor Vehicles and Traffic, York County Code, be and it is hereby amended to add a new subsection mm., as follows:

\*\*\*

(3) Designation of Specific Vehicle Classifications and Areas Subject to Restriction

\*\*\*

ll. Kings Court and Hickory Hill and Barham Boulevard

mm. Sherwood Forest

\*\*\*

On roll call the vote was:

Yea: (5) Wiggins, Hrichak, Shepperd, Noll, Zaremba  
Nay: (0)

**CONSENT CALENDAR**

Mr. Hrichak moved that the Consent Calendar be approved as submitted, Item Nos. 3 and 4, respectively.

On roll call the vote was:

Yea: (5) Hrichak, Shepperd, Noll, Wiggins, Shepperd  
Nay: (0)

**Item No. 3. APPROVAL OF MINUTES**

The minutes of the November 19, 2013, Regular Meeting of the York County Board of Supervisors were approved.

**Item No. 4. SPONSORSHIP OF ZONING MAP AMENDMENTS – COMPREHENSIVE PLAN IMPLEMENTATION: Resolution R13-136**

WHEREAS, on September 3, 2013, the York County Board of Supervisors adopted an updated Comprehensive Plan for the County titled *Charting the Course to 2035*; and

WHEREAS, several of the land use designations as applied to various properties throughout the County have changed as a result of the Comprehensive Plan update; and

WHEREAS, Implementation Strategy No. 3 of the Land Use element of the Plan recommends that the Zoning Ordinance and Map be revised as necessary to conform with the 2035 Land Use Map; and

December 17, 2013

WHEREAS, consistent with previous practice, the Board considers it appropriate to review the York County Zoning Map to determine those areas where it would be appropriate to amend the zoning classifications in accordance with the updated Comprehensive Plan;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this the 17th day of December, 2013, that it does hereby sponsor an application to amend the Zoning Map by reclassifying the following properties as set forth below:

Property Address	Assessor's Parcel No.	Property Owner	Acres	From	To
700 Back Creek Rd	25-18-B	The Nature Conservancy	17.3	IG	RC
510 Back Creek Rd	25-206	James Alvin Cook Estate	0.5	IG	RR
512 Back Creek Rd	25-207	C. H. Barber Estate	2.9	IG	RR
514 Back Creek Rd	25-208	Jerome T. Brisco	2.0	IG	RR
516 Back Creek Rd	25-208A	Robert Barber et al	1.0	IG	RR
518 Back Creek Rd	25-209	Joseph R. Viets	4.0	IG	RR
600 Back Creek Rd	25-210	Shirley D. Brown & Jerome Brisco	4.0	IG	RR
602 Back Creek Rd	25-211	Robert Lee Barbour	3.0	IG	RR
604 Back Creek Rd	25-211A	Tammy Beaumont	1.0	IG	RR
606 Back Creek Rd	25-212A	James Wilkins/Robert Alexander	2.0	IG	RR
608 Back Creek Rd	25-212	Dorothea B. Freeman et al	2.9	IG	RR
610 Back Creek Rd	25-213	Almond Contracting & Consulting	2.0	IG	RR
612 Back Creek Rd	25-213A	F. Lee Cogdill & James A. Dawson	1.5	IG	RR
1707 Baptist Road	18-6	City of Newport News	11.5	R13	RC
1051 Bypass Rd (part)	6-3-1B	Colonial Williamsburg Foundation	8.0	LB	RC
1051 Bypass Rd (part)	6-3-1B	Colonial Williamsburg Foundation	5.5	GB	RC
903 Denbigh Blvd	28-1	McCale Development Corp	3.1	PD	RC
903-C Denbigh Blvd	28-4	McMurrin Fam. York Co Prop LLC	7.6	PD	RC
2499-LL Denbigh Blvd	24-148	City of Newport News	12.0	GB	RC
2701 Denbigh Blvd	24-149	City of Newport News	20.1	GB	RC
2801 Denbigh Blvd	24-147	City of Newport News	15.5	GB	RC
610 Goodwin Neck Rd	24-251C	Hampton Roads Sanitation District	0.2	IG	IL
1500 Goodwin Neck Rd (part)	20-1	The Nature Conservancy	522.2	IG	RC
1500 Goodwin Neck Rd (part)	20-1	The Nature Conservancy	16.8	RR	RC
1500 Goodwin Neck Rd (part)	20-1	The Nature Conservancy	16.5	RR	RC
1500 Goodwin Neck Rd (part)	20-1	The Nature Conservancy	3.7	RR	RC
1500 Goodwin Neck Rd (part)	20-1	The Nature Conservancy	8.5	RR	RC
1501 Goodwin Neck Rd	20-1D	The Nature Conservancy	30.6	IG	RC
1318 Hornsbyville Rd	20-1E	The Nature Conservancy	5.8	RR	RC
106 Mays Landing	17-11-2	City of Newport News	4.3	R13	RC
327-LL Oriana Road	29-109	Peninsula Airport Commission	36.4	RC	IL
329-LL Oriana Road	29-99A	Peninsula Airport Commission	86.1	RC	IL
1201 Route 132 (part)	10-3	Colonial Williamsburg Foundation	6.5	LB	RC
1201 Route 132 (part)	10-3	Colonial Williamsburg Foundation	3.2	GB	RC
1400 Route 132 (2 parcels)	10-4	Colonial Williamsburg Foundation	67.7	LB	RC
1900 Route 132	6-2-C	Colonial Williamsburg Foundation	10.5	EO	RC
801 Seaford Road (part)	25-317	County of York	9.0	IG	RC
300 Terrebonne Drive (part)	24-146	City of Newport News	30.0	R20	RC
300 Terrebonne Drive (part)	24-146	City of Newport News	9.8	GB	RC
409 Waller Mill Rd (part)	6-3-1	Colonial Williamsburg Foundation	226.6	R20	RC
409 Waller Mill Rd (part)	6-3-1	Colonial Williamsburg Foundation	21.7	GB	RC
409 Waller Mill Rd (part)	6-3-1	Colonial Williamsburg Foundation	5.9	GB	R20
409 Waller Mill Rd (part)	6-3-1	Colonial Williamsburg Foundation	15.0	LB	R20
409 Waller Mill Rd (part)	6-3-1	Colonial Williamsburg Foundation	50.4	LB	RC

**CLOSED MEETING.** At 8:09 p.m. Mr. Wiggins moved that the meeting be convened in Closed Meeting pursuant to Section 2.2-3711(a)(1) of the Code of Virginia pertaining to appointments to Boards and Commissions.

On roll call the vote was:

Yea: (5) Shepperd, Noll, Wiggins, Hrichak, Zaremba  
Nay: (0)

Meeting Reconvened. At 8:16 p.m. the meeting was reconvened in open session by order of the Chair.

Mr. Hrichak moved the adoption of proposed Resolution SR-1 that reads:

A RESOLUTION TO CERTIFY COMPLIANCE WITH THE FREEDOM OF INFORMATION ACT REGARDING MEETING IN CLOSED MEETING

WHEREAS, the York County Board of Supervisors has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3711.1 of the Code of Virginia requires a certification by the York County Board of Supervisors that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this the 17th day of December, 2013, hereby certifies that, to the best of each member's knowledge, (1) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (2) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed, or considered by the York County Board of Supervisors.

On roll call the vote was:

Yea: (5) Noll, Wiggins, Hrichak, Shepperd, Zaremba  
Nay: (0)

APPOINTMENTS TO THE TRANSPORTATION SAFETY COMMISSION

Mrs. Noll moved the adoption of proposed Resolution R13-134 that reads:

A RESOLUTION TO APPOINT TWO MEMBERS TO THE YORK COUNTY TRANSPORTATION SAFETY COMMISSION

WHEREAS, Mr. Alex Wallace and Ms. Tammie Webb of the Transportation Safety Commission will complete their terms on December 31, 2013; and

WHEREAS, Ms. Webb has indicated her desire to be reappointed for another term; and

WHEREAS, Mr. Wallace has indicated he will not seek another term; and

WHEREAS, the Board has carefully considered the qualifications of candidates who have expressed interest in serving on the Transportation Safety Commission;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this the 17th day of December, 2013, that the following individuals be, and they hereby are, appointed to serve on the York County Transportation Safety Commission for terms to begin January 1, 2014 and expire December 31, 2016:

Tammie S. Webb

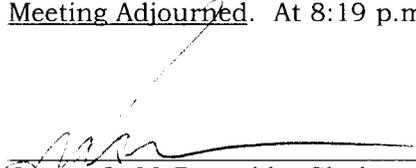
Ronald O. Fowler

On roll call the vote was:

Yea: (5) Wiggins, Hrichak, Shepperd, Noll, Zaremba  
Nay: (0)

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Meeting Adjourned. At 8:19 p.m. Chairman Zaremba declared the meeting adjourned sine die.



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James O. McReynolds, Clerk  
York County Board of Supervisors



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Walter C. Zaremba, Jr., Chairman  
York County Board of Supervisors

NOTE: In accordance with Section 15.2-1241 of the Code of Virginia, the minutes of this meeting were read at the January 17, 2014, Regular Meeting of the Board of Supervisors, and Chairman Wiggins was directed to sign such.