

MINUTES
BOARD OF SUPERVISORS
COUNTY OF YORK

Regular Meeting
October 4, 2016

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, October 4, 2016, in the Board Room, York Hall, by Chairman Jeffrey D. Wassmer.

Attendance. The following members of the Board of Supervisors were present: Walter C. Zarembo, Sheila S. Noll, W. Chad Green, Jeffrey D. Wassmer, and Thomas G. Shepperd, Jr.

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

Invocation. John Trumble, Faith for Living Outreach Center, gave the invocation.

Pledge of Allegiance to the Flag of the United States of America. Chairman Wassmer led the Pledge of Allegiance

PRESENTATIONS

INTRODUCTION OF NEW MEMBERS TO YORK COUNTY BOARDS AND COMMISSIONS

Chairman Wassmer introduced and welcomed the following newly appointed members to Boards and Commissions and presented each with a Boards and Commissions Handbook and York County pin:

Viana Dail	Senior Center of York Board
Lynda Bush	Senior Center of York Board
Betty Titus	Senior Center of York Board

YORK COUNTY LIBRARY BOARD

Mr. Steven Sheriff, Chairman of the York County Library Board, gave the Board an update on the activities of the York County Library Board. He reviewed the mission of the Library Board, stating they have five citizen members. Next Mr. Sheriff reviewed the accomplishments of the Library Board for fiscal year 2016 as follows:

- Held monthly meetings
- Advised the Library Director
- Reviewed and approved Library Director’s recommendations for budget, programs, services, and policies
- Roundtable discussions at meetings sharing citizen and member input
- Revitalization of the Friends of the Library
- Outreach Services to convalescent centers, retirement communities, and the Senior Center of York
- STEM Educational Classes

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- Service to Home School students
- Partnering with the York County School Division
 - Transitions Special Education Program
 - Virtual High School
 - Career Mentorship Program
 - Student and Faculty Instruction
 - Teacher Continued Education via Universal Class

Mr. Sheriff also reviewed future goals for the Library Board as follows:

- Library Card for every student in York County
- Development of partnership opportunities with the Williamsburg Regional Library
- Continue the partnership with the York County School Division
- Continue seeking citizen input for Library services
- Continue review of the Library policies for better customer service
- Planning for the renovation and expansion of the Yorktown Library
- Increase communication with the public and establish new partnerships with businesses and civic organizations

Mr. Sherriff then stated the Library Board would like to continue receiving adequate funding for the libraries, for the expansion and renovations for the Yorktown Library, and for continued library services to District 1. He reviewed the library statistical highlights for fiscal year 2016, and he spoke of the County's partnership with the Williamsburg Regional Library for citizens of the upper County, stating York County represented 12 percent of its circulation.

Chairman Wassmer expressed this appreciation to Mr. Sherriff for his report. He noted in the past few months he had taken his three and a half year old granddaughter to the Library on their Friday dates, and it had been a real pleasure. He commended the Library Board and Mr. Smith and his staff for the excellent job they do running the Library.

Mrs. Noll thanked Mr. Sheriff for his service, stating he had been the backbone of the Library Board for a long time and it was most appreciated. She had noticed in his report that York County had a thousand more registered patrons than the Williamsburg Regional Library. She stated she thought the Library staff did very well with the funding they received from the Board, and it would like to give them more funding if it was possible to do so. Mrs. Noll stated she was looking forward to the expansion of the Yorktown Library, noting she did not know when it would take place, but it would happen at some time, as it was absolutely needed. She then expressed her appreciation to Mr. Sheriff and the Library Board for their patience.

Mr. Zarembo stated he thought Mr. Sherriff's presentation had been right on, and the citizens of District 1 in the Upper County absolutely believed their Library was, in fact, the Williamsburg-James City County system. He indicated they are very happy with that relationship and the \$44 per capita the County contributed for the library services to the upper County residents. He stated this partnership was a great example of the Upper County getting its share of the funding.

Mr. Sheriff stated that recently the communication between the Williamsburg Regional Library and the York County Library had been good enough to see the increase of benefits to the patrons in the upper County, noting they could take more books out, keep them longer, and have

more access to library facilities. He stated he would like to see that improve to where the upper County patrons would have full privileges.

Mr. Zaremba stated the privileges to the upper County were full with regard to the number of books individuals could take out, although the number might be a few less than the number for the citizens of Williamsburg and James City County; but in terms of the ability of the patrons to take books out, they would never be without a book, a disk, or other library services that were provided. Mr. Zaremba stated the residents in the upper County believe, because of the geographical distances, they need that library system to meet their requirements.

Chairman Wassmer thanked Mr. Sheriff for his presentation and asked him to express the Board's appreciation to the Library Board for its service and to the Library staff.

VIRGINIA PENINSULAS PUBLIC SERVICE AUTHORITY (VPPSA)

Mr. Steven Geissler, Executive Director, Virginia Peninsulas Public Service Authority (VPPSA), gave a brief background on VPPSA stating it was a regional government organization that was established in 1989, created under the Water and System Authority's Act, which was the same legislation under which the Hampton Roads Sanitation District was formed. He stated VPPSA has 10 city and county members, five on the Peninsula and five on the middle Peninsula. VPPSA was governed by a Board of Directors, made up of one member from each participating city and county. He noted Mr. Brian Woodward was the York County member, with Ms. Laurie Halperin serving as the alternate. He explained that VPPSA makes services available to the member cities and counties, but the decision to participate and take advantage of the services was made by the local governments. He stated the VPPSA Board could not obligate any locality to participate in a project, as the decision must come from the locality; and each service was paid for only by those cities and counties receiving the service. He noted some of the services were provided with contractors, and some were provided with VPPSA personnel.

Mr. Geissler then reviewed and gave an overview of the following services for York County:

- Curbside Recycling – started in 1991
- Household Chemical Collection
- Computer Recycling
- Landfill Monitoring as required by Department of Environmental Quality
- Compost Facility
- Debris Management services available to all VPPSA members

Mr. Geissler stated the County had used Crowder Gulf three times for debris management. He stated because of the potential storm conditions, Crowder Gulf would be put on notice tomorrow morning that its services might be needed. He explained there was no cost to the County for debris management until the County actually executed a task order with the contractor. He concluded by stating he hoped his presentation had given the Board a little understanding of VPPSA's mission.

Chairman Wassmer expressed his appreciation to Mr. Geissler for VPPSA's partnership with the County in providing these critical services to the County.

Mr. Shepperd asked if there was already negotiated tonnage cost for debris pickup.

Mr. Geissler stated the costs were by the cubic yard, and those rates had already been negotiated. He noted there were four fee schedules that were probably 15 pages long covering everything with unit prices.

YORKTOWN DAY PRESENTATION

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Ms. Kym Hall, Superintendent, Colonial National Historical Park, gave the Board a presentation on Yorktown Day, stating the most exciting thing this year was the overlay between the National Park Service's 100th Year Centennial and the opportunity to have Yorktown Day as their signature event for the Centennial. She stated one of the big messages to come out of the National Park Service Centennial was celebrating the great things they had been doing for 100 years and making sure they were prepared for the next 100 years of stewardship. She spoke about the Centennial's emphasis on engaging youth and reconnecting the younger generation back to National parks for great family vacations and experiences. She noted this year's theme was Children of the American Revolution, noting the Park Service had reached out to the York County School Division with an art contest last spring to get students involved in the celebration. She stated the awards would be presented to the student winners on Yorktown Day. Ms. Hall noted the morning would kick off with some celebration and memorials for the French soldiers, and there would be a parade on Main Street with full military participation. The afternoon will end with an opportunity for the delegation from Zweibrucken, Germany, to participate in a commemoration at Redoubts 9 and 10. Ms. Hall stated that in the event of bad weather a rain plan was in place to protect the historical elements of the commemoration from being damaged.

Mrs. Noll asked when and where the student awards would be presented.

Ms. Hall stated she would be the keynote speaker for the patriotic exercise at end of the parade, and she would be presenting the awards at that time.

Mr. Shepperd stated the Park Service had done a great job with the removal of the bamboo on the Cook Road area, and he asked about the bamboo that was embedded in the battlement area by the monument as to whether or not the Park Service was planning to eliminate that bamboo also.

Ms. Hall stated they were planning to remove the bamboo, but they were taking it in phases. She noted the plan had been to take the first big area out and see how the treatment methods went and make sure they knew how to approach the problem because of the state archeological resources protection plan. She stated it took a lot of big heavy equipment to get in and remove the bamboo, so they had done some experimenting in different ways of getting in and getting the bamboo out safely. Ms. Hall noted they were also going to look at some treatment methods to make sure they could keep the bamboo knocked back with a more phased removal.

Mr. Shepperd noted he had also spoken to Ms. Hall about the battlefield and there being some unknowns about whether or not some soldiers had been buried there, and he asked if it confirmed whether or not that was true. If it was true, he asked if the Park Service was going to be able to do some type of survey to confirm those findings.

Ms. Hall stated she had received an update from her resources person regarding the battlefield this afternoon, and they have a contract with William & Mary to do the survey work for the Park Service. The anticipated kick off date was in next month or two, and they will do whatever work they can do over the winter; but she was not sure exactly what their field season was, so she was not sure if they would do the survey in the springtime or wait until classes were out and build it into a summer field season. She noted she had not been able to get a more specific time from William & Mary at this time.

Mr. Shepperd stated he knew that Mr. Zaremba had been concerned at one time about the area in Queens Lake where the Park Service had planned to put a fence to limit access to the Parkway, and he asked if that had been settled.

Ms. Hall stated her last recollection was that their Chief of Law Enforcement who had some concerns about the point of entry had gotten in touch with either the HOA Chairperson or someone who led that bicycle group, letting them know they would like to meet with some of their members. He asked them to pull some of their interested parties together and come meet with them, but they were having trouble getting people to meet with the Park Service. She noted as she had been out of the area for a few months, she needed to get back with them and determine if there was still an issue or if it had been laid to rest. Ms. Hall next updated the Board on the Yorktown Monument, stating there was a sign stating "the hand is missing." She

stated the Park Service was still working on it, noting there had been several cracks in the hand, and it was being compromised, so they had sent it off to their Preservation Center to do some repair work. When she recently inquired about the hand, she had been informed there was a problem, and they want to take the entire statute down and have it repaired. Ms. Hall stated they were now in discussions with the Preservation Center regarding their concerns about the deterioration of the overall statute. She stated she would keep the Board updated as she finds out more about that concern.

Mr. Zaremba stated he did not think it was still an issue.

Ms. Hall asked Mr. Zaremba to let her know if he heard of anything changing, as she would be happy to meet and try to get some positive resolutions.

Chairman Wassmer welcomed Superintendent Hall back to the area and expressed his appreciation to the Park Service and its staff for being in the County's backyard. He also expressed his appreciation for all the work done on the events where there was collaboration with the County day in and day out, but specifically on Yorktown Day. He stated everyone was looking forward to Yorktown Day, and he hoped it would be a sunny day.

Ms. Hall thanked the Board again for its support, stating the Park Service looked forward to Yorktown Day as it was always a joy to be able to celebrate. She thanked York County for being a great partner and neighbor.

CITIZENS COMMENT PERIOD

No one appeared to speak at this time.

COUNTY ATTORNEY REPORTS AND REQUESTS

Mr. Barnett stated he had no report.

COUNTY ADMINISTRATOR REPORTS AND REQUESTS

Mr. Morgan stated Superintendent Hall had discussed Yorktown Day and alluded to the Zweibrücken visit. He reminded everyone that Yorktown Day, Wednesday, October 19, was a holiday for regular County government, and he encouraged citizens to come out for the festivities. Superintendent Hall mentioned the Zweibrücken visitors, a delegation of 10 individuals from that city who would be arriving just before Yorktown Day. Mr. Morgan noted that while Zweibrücken was historically a German-speaking city, the particular area of Alsace-Lorraine where it was located was part of France at the time of the Revolutionary War so some of the French troops who fought at Yorktown were actually from Zweibrücken. He stated the County government would be involved in a lot of different activities hosting and touring the Delegation, and staff was looking forward to it. Mr. Geissler mentioned everyone was thinking about Hurricane Matthew; and as of the evening's forecast, it was looking like it could come reasonably close. The consensus forecast showed it coming as close as the Outer Banks on Saturday, so the County will continue to monitor it, and some preliminary work was already underway. He stated the hurricane could very well impact a lot of things around the Hampton Roads area over the next few days, and he encouraged all the citizens who were listening to make sure that all their affairs at their homes were in good order.

MATTERS PRESENTED BY THE BOARD

Chairman Wassmer stated he had visited with Sheriff Diggs and Fire Chief Kopczynski today, and the County staff was gearing up for the storm. He stated there had been a little talk on social media about communications, and he encouraged those who have an emergency to call 9-1-1 or the non-emergency number. He stated the County emergency staff had a long list of things to do at the Emergency Operations Center, and they were not able to monitor social

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media. He stated it is often very busy in the Center, and the non-emergency line might not be answered immediately; but please stay on the line. Mr. Wassmer then wished the County's Jewish community a very Happy New Year as they celebrated the last evening of Rosh Hashanah.

Mr. Green encouraged citizens to watch the weather forecast and be prepared, as there were many low lying areas in District 3 with the potential to flood. He urged those citizens to start making preparations, but he hoped the storm would skip the County.

Mr. Shepperd reminded everyone of the District 5 Town Meeting on October 11 at 7:00 p.m. at Tabb Elementary school. He thanked staff for the tremendous work they did in helping prepare the slides for the presentation and the 3,000 flyers distributed for the meeting. He stated it would be a very interesting presentation with a lot of good information on things that were going on in the County, especially in District 5.

Mrs. Noll stated York County has York Alert on the County's website where citizens can sign up and get notification from County staff automatically in real time. She stated last week she and Mr. Green had attended an emergency drill at Plains with the scenario of a ship that had hit the pier and broken an oil line. She noted there were people there from Texas, Washington, the County Sheriff's Department, and Fire and Life Safety, plus different emergency organizations in the area. It had been a very interesting thing to see and observe, and every department had on a different vest so everyone was able to immediately pick out who was working where and what their responsibility was going to be. Mrs. Noll stated the cooperation among the various groups was phenomenal, and she thought they should have gotten an A++ on the preparation. Mrs. Noll thanked Graham Martinez, the Assistant Terminal Manager, for inviting them and giving them the opportunity to see the drill and spread the word about what they are doing in the County.

Mr. Zaremba spoke about the significant amount of voter fraud that took place in the Commonwealth last November. While he did not think the County could do much with respect to the Commonwealth at large, he hoped the Governor and his people were doing something to preclude it from happening on the 8th of November. He stated the Board certainly wanted to make sure that all the support that was needed was given to Mr. Walt Latham, York County Voter Registrar, during the November 8 election. In today's Daily Press there had been a headline about one of York County's educators being one of five to win a national prize, noting Ms. Carol Bauer had been many times in front of the Board articulating the needs of the education division. He noted she had taught nearly every grade at Grafton Bethel Elementary School for her 21 years of teaching, and she was one of the five teachers across the country to be awarded the 2017 Horace Mann Award for teaching excellence, a title bestowed by the National Education Association Foundation. He spoke of her interaction with her students, stating he looked at this as another indication of what the York County School Division was all about, and he extended his congratulations to Ms. Bauer.

Chairman Wassmer thanked Mr. Zaremba for his comments, adding the Board's congratulations, and stating he thought Ms. Bauer would receive the award in February. He stated Ms. Bauer did a phenomenal job and was a great example of our York County School Division.

Meeting Recessed. At 6:55 p.m., Chairman Wassmer declared a short recess.

Meeting Reconvened. At 7:05 p.m., the meeting was reconvened in open session as ordered by the Chair.

PUBLIC HEARINGS

APPLICATION NO. PD-42-16, MARQUIS WILLIAMSBURG RE HOLDINGS LLC

Mr. Timothy Cross, Principal Planner, gave a presentation on Application No. PD-42-16 requesting a rezoning of approximately 11.9 acres of a 112.6-acre parcel located at 900 Marquis Parkway from Economic Opportunity to Planned Development Residential and to amend previously approved conditions of approval applicable to the referenced parcel. Mr. Cross explained the need to amend paragraph 2(d) concerning the separation of single family detached units by

15 feet versus 20 feet. He indicated there were two items listed, either one of which would have to be addressed in order to reduce the separation between single family units below 20 feet, but not both. He stated they would only have to do one of the two items, so proposed Ordinance No. 16-10 would need to be revised with the removal “and/” and become Ordinance No. 16-10(R). The Planning Commission considered the application and forwarded it to the Board of Supervisors with a recommendation of approval 4:1; and staff recommended approval of the application through the adoption of proposed Ordinance No. 16-10(R).

Mr. Green stated Mr. Cross had mentioned there were 300 apartment units in this plan, and he asked how many school children it would generate for the schools. He noted it had also been mentioned that Yorktown Elementary School was at capacity.

Mr. Cross stated there were originally 300 apartment units, and the proposal actually brought it up to 418 apartment units. As far the number of students overall, and based on the County’s estimates using multipliers and various assumptions, the number of school students from this development would be 238. The elementary school as was currently planned would be built for 500 students with core facilities that could accommodate up to a 700-student capacity. He stated the students from the Marquis were not going to fill that school, so the idea was that this school would take pressure of Magruder Elementary to the north and Yorktown Elementary to the south, depending on how the School Division redrew the attendance boundaries.

Mr. Shepperd stated Yorktown Elementary was close to 700 students, which was essentially at capacity, so his thinking was that, ideally, they would have a student population there closer to 500 or slightly below that, which would mean the School Division would have to rezone and move other children to take full advantage of the school.

Mr. Cross stated this was 238 total students total from the Marquis which would be grades K through 12. He noted the number of elementary students would be approximately half of the 238 students.

Mr. Shepperd surmised it would result in about 350 students initially in a school with a capacity of 500.

Mr. Cross stated that was the estimation.

Mrs. Noll asked if it would include the development on the other side of the Marquis.

Mr. Cross stated the likelihood was that students from Whitaker's Mill would be zoned for the new school.

Chairman Wassmer stated that Dr. James from the School Division was in the audience if the Board had any specific questions.

Further discussion ensued regarding the number of students that could come from the new development.

Mr. Greg Davis, attorney with Kaufman & Canoles, spoke on behalf of the applicant. He noted also in attendance this evening was attorney Adam Pratt, Shawn Todd of Marquis Williamsburg Holdings, and the project engineer Steve Romeo. He stated after the 2013 rezoning that approved residential development in the South Pod, there had been three key developments that had taken place since the original rezoning was approved:

- The York County School Division staff determined the original school site that had been identified and designed in the South Pod was too small.
- The hotel site that had been left zoned EO in the South Pod was determined not viable.
- The parcel of about four acres near the interstate that had been left EO and was designed to hold signage visible from the interstate was determined not to be a viable signage site.

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Mr. Davis stated those three developments led them to reengage with the School Division with conversations that went on for many months as they talked about the acreage necessary to make room for a bus loop, bus parking, athletic fields, and a public road for access to the school site, and ultimately led to the plan now under consideration. He stated Dr. James was supportive of the application, and he could answer any questions the Board might have. Mr. Davis stated the County would benefit from the decrease in the number of units and school children. In regard to Mr. Zaremba's concern about the number of students, he stated this development was targeted to "dinks" which are dual income, no-children families. He stated they will retain a critical mass of rooftops next to the Marquis which Mr. Todd felt was critical to the ongoing success of the development. He reminded the Board that the residential development of this South Pod had already been approved by the Board, and it was just tweaks that were before them this evening. Mr. Davis requested the Board follow the recommendation of the Planning Commission and approve the application.

Mr. Zaremba asked if the separation between the school and athletic fields was because of the terrain.

Mr. Davis stated there were wetlands between the school and the athletic fields, and it was determined a bridge that could carry pedestrian traffic, emergency vehicles, mowing, and landscaping equipment was doable. He stated his client had the wetlands permitting necessary to allow construction of that bridge, and one of the proffers was for those permits to be transferred to the County or the School Division to allow the construction of that bridge.

Mr. Zaremba asked what the rationale was for doing away with townhouses.

Mr. Davis stated it was a market driven decision. The townhouses were not as attractive to potential builders as a single family detached lot or an apartment site.

Mr. Zaremba stated the apartments would not be owned by the occupants of the units, and he was concerned about crime. He stated as he scanned the Greater Williamsburg area or he saw apartments clustered, he saw more crime in those areas than in areas that were owner occupied. He asked what the average square footage of the apartments would be as well as the price range.

Mr. Davis stated the apartments had not been designed at this time, but it would be a blend of one to two bedroom and some three bedroom units. He stated it was too early to say what the rent rates would be, but it would not be entry level.

Mrs. Noll stated she wanted to feel comfortable with how Dr. James felt with regards to the athletic fields being apart from the school and the safety of walking between the school and the fields.

Dr. Carl James stated School Division staff had looked at the issue of getting the students to and from the athletic fields several times, and they had also looked at the acreage for the large parcel for the school and how a design could provide some green space closer to the school. He stated they had looked at a multi-story school or perhaps a two-story school to give them more available green space on the school site that was away from the athletic fields. He noted athletic fields were primarily used by Parks and Recreation and the high schools; and as the schools have a need for the fields, he saw this as a win-win for the School Division and the County.

Chairman Wassmer called to order a public hearing on Application No. PD-42-16, which was duly advertised as required by law. Proposed Ordinance No. 16-10(R) is entitled:

AN ORDINANCE TO APPROVE AN APPLICATION TO REZONE APPROXIMATELY 11.9 ACRES OF A 112.6-ACRE PARCEL LOCATED AT 900 MARQUIS PARKWAY FROM ECONOMIC OPPORTUNITY TO PLANNED DEVELOPMENT RESIDENTIAL AND TO AMEND PREVIOUSLY APPROVED CONDITIONS OF APPROVAL APPLICABLE TO THE REFERENCED PARCEL

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

Mr. Shepperd moved the adoption of proposed Ordinance No. 16-10(R) that reads:

AN ORDINANCE TO APPROVE AN APPLICATION TO REZONE APPROXIMATELY 11.9 ACRES OF A 112.6-ACRE PARCEL LOCATED AT 900 MARQUIS PARKWAY FROM ECONOMIC OPPORTUNITY TO PLANNED DEVELOPMENT RESIDENTIAL AND TO AMEND PREVIOUSLY APPROVED CONDITIONS OF APPROVAL APPLICABLE TO THE REFERENCED PARCEL

WHEREAS, Marquis Williamsburg RE Holding LLC has submitted Application No. PD-42-16 to request to 1) amend the York County Zoning Map by reclassifying two areas encompassing a total of 11.9 acres along the northern boundary of the 112.6-acre Marquis South Pod property located at 900 Marquis Parkway and further identified as Assessor's Parcel No. 11-4-12 (GPIN I13c-0012-1173) from EO (Economic Opportunity) to PDR (Planned Development Residential); and 2) amend the approved Overall Development Master Plan and conditions of approval set forth in Ordinance No. 13-15(R) for the Marquis South Pod property referenced above; 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 4th day of October, 2016, that Application No. PD-42-16 be, and it is hereby, approved to amend the York County Zoning Map by reclassifying from EO (Economic Opportunity) to PDR (Planned Development Residential) two portions, with a combined area of approximately 11.9 acres, of an approximately 112.6-acre parcel of land located on the east side of Interstate 64 south of the Route 199 (Marquis Center Parkway) interchange, further identified as Assessor's Parcel No. 11-4-12 (GPIN I13c-0012-1173) and more fully described below:

Area 1

Beginning at a point having Virginia State Plane South Zone coordinates N=3621380.9147, E=12025844.4862; Thence S 33° 32' 35" W, 338.00 feet to a point; Thence S 42° 54' 54" W, 327.09 feet to a point; Thence N 42° 25' 44" W, 697.76' feet to a point; Thence N 71° 32' 57" E, 45.25 feet to a point; Thence N68° 35' 19" E, 324.70 feet to a point; Thence S 87° 07' 01" E, 235.21 feet to a point; Thence S 66° 53' 34" E, 266.21' feet to a point; Thence S 76° 01' 05" E, 49.10' feet to a point; Thence N 78° 31' 22" E 7.77 feet, returning to the point of beginning and containing 6.9875 acres.

Area 2

Beginning at a point having Virginia State Plane South Zone coordinates N= 3620995.4442, E=12023626.4960; Thence N 74° 01' 06" E, 184.13 feet to a point; Thence S 80° 26' 33" E, 122.90 feet to a point; Thence N 72° 30' 45" E, 272.04 feet to a point; Thence S 32° 50' 51" E, 300.00 feet to a point; Thence S 57° 09' 09" W, 539.15 feet to a point; Thence N 32° 50' 51" W, 205.58 feet to a point; Thence N 30° 58' 48" W, 302.94 feet, returning to the point of beginning and containing 4.9143 acres.

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BE IT FURTHER ORDAINED that development of the above-referenced parcel identified as Assessor's Parcel No. 11-4-12 (GPIN I13c-0012-1173) and containing approximately 112.6 acres shall be subject to the following conditions:

1. General Layout, Design, and Density

- a) The development shall be designed and constructed in accordance with the provisions of 24.1-361, Planned Development Residential district, except as modified herein.
- b) A site plan or subdivision plan, prepared in accordance with the provisions of Article V of the Zoning Ordinance or Chapter 20.5, Subdivision Ordinance, shall be submitted to and approved by the Division of Development Services prior to the commencement of any land clearing or construction activities on the site for each phase of the development. Except as modified herein, said site plan or subdivision plan shall be in substantial conformance with the overall development master plan titled "South Pod Concept Plan," prepared by VHB and dated ~~November 12, 2013~~June 28, 2016.
- c) The maximum number of residential units shall be ~~650~~600, including ~~approximately 300~~up to 418 apartments, ~~189 townhouses~~, and not more than ~~161~~182 single-family detached units.

2. Residential Area Design Parameters

- a) The minimum lot width for single-family detached homes shall be 45 feet, provided, however, that a minimum lot width of 35 feet shall be permitted for up to 5% of the lots.
- b) The minimum front yard setback for single-family detached ~~and single family attached~~ homes shall be twenty feet (20').
- c) The minimum rear yard setback for single-family detached homes shall be ten feet (10'). Attached decks or porches shall be subject to the 10-foot setback requirement
- d) The minimum building separation between any two principal buildings, including attached decks or porches, shall be fifteen feet (15') for single-family detached homes ~~and single family attached homes~~, provided, however, that where two adjacent structures are separated by less than twenty feet (20'), the following conditions shall be met:
 1. Structures shall be constructed with an approved NFPA 13R Sprinkler System, ~~and/or~~
 2. All adjacent facing walls shall be constructed with an approved fire-resistive exterior finish (or other approved alternatives) and said fire-resistive construction shall include associated projections (cornices, eaves, overhangs, fireplaces, etc). This shall include the projections for the fireplaces extending into the fifteen-foot (15') separation. Furthermore, in order to accommodate design features, a limited percentage (exact percentage to be determined by the Department of Fire and Life Safety) of the fire-resistive section of the structure could be allowed to have unprotected openings.
- e) The minimum side yard setback for single-family detached homes shall be 7.5 feet.
- f) The maximum building height for multi-family residential structures shall be 75 feet.

3. Streets and Roads

Shoulder bike lanes with a minimum width of four feet (4') shall be provided along both sides of Marquis Parkway between the northern parcel boundary and the single-family detached section of the development.

4. Fire and Life Safety

All roads and parking lots shall be designed to accommodate the turning radius of large fire and rescue apparatus.

5. Open Space and Recreation

- a) Common open space shall be provided as generally depicted on the referenced Concept Plan and in accordance with the provisions set forth in Section 24.1-361.1(e) of the Zoning Ordinance. In no event shall the amount of common open space be less than 25% of the total gross area of the planned development.
- b) Recreational facilities shall be in accordance with the provisions set forth in Section 24.1-361(e)(3), with the following exceptions:
 - i) A swimming pool shall be provided specifically for the proposed apartment units and shall be a resort-style or lap pool. Nothing herein shall preclude the developer or developers from voluntarily making arrangements and agreements that would enable residents of other portions of the development to have access to the apartment project pool.
 - ii) In lieu of the otherwise required tennis courts and playgrounds, a minimum of two (2) outdoor activity facility areas designed for activities such as community picnic shelters, barbecue grilling areas, horseshoe pits, etc. shall be provided. Such facilities shall be located so as to be visible for security and safety purposes, easily accessible for residents and for maintenance, and located or buffered so as not to create the potential for adverse impacts (e.g., noise, lack of privacy, security, etc.) on any adjoining residential properties.
 - iii) Notwithstanding the provisions of Section 24.1-361(e)(3)d of the Zoning Ordinance, portions of recreation areas may be located in areas containing fuel, power, or other transmission lines and rights-of-way provided that those utility features do not interfere with or create hazards for use of the recreational facilities.

6. Environment

- a) Prior to the approval of any site plans for this development, the developer shall submit a Natural Resources Inventory of the property prepared in accordance with Section 23.2-6 of the York County Code and evidence of all environmental permits.
- b) Any proposed disturbance of wetlands on the property shall require a permit from the U.S. Army Corps of Engineers and/or Virginia Department of Environmental Quality. Chesapeake Bay Preservation Area (CBPA) buffers shall be measured from the limits shown on the latest ACOE-approved wetlands delineation.

7. Proffered Conditions

The reclassification shall be subject to the conditions listed in the proffer statement titled "THE MARQUIS - SOUTH PARCEL (GPIN: I13c-0012-1173) PDR [REZONING AMENDED AND RESTATED](#) PROFFERS" dated ~~November 13, 2013~~ [June 29, 2016](#) and signed by Shawn Todd.

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BE IT STILL FURTHER ORDAINED that in accordance with Section 24.1-114(e)(1) of the York County Zoning Ordinance, 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 prior to application for site plan approval.

On roll call the vote was:

Yea: (4) Zaremba, Noll, Shepperd, Wassmer
Nay: (1) Green

APPLICATION NO. ZT-171-16, YORK COUNTY BOARD OF SUPERVISORS

Chairman Wassmer gave an overview of Application No. ZT-171-16, stating it was to incorporate a procedural change necessitated by legislation adopted by the 2016 Virginia Assembly by amending Chapter 24.1, Zoning, Section 24.1-801, of the York County Code.

Chairman Wassmer called to order a public hearing on Application No. ZT-171-16, which was duly advertised as required by law. Proposed Ordinance No. 16-11 is entitled:

AN ORDINANCE TO AMEND CHAPTER 24.1, ZONING, SECTION 24.1-801, OF THE YORK COUNTY CODE TO INCORPORATE A PROCEDURAL CHANGE NECESSITATED BY LEGISLATION ADOPTED BY THE 2016 VIRGINIA GENERAL ASSEMBLY

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

Mrs. Noll moved the adoption of proposed Ordinance No. 16-11 that reads:

AN ORDINANCE TO AMEND CHAPTER 24.1, ZONING, SECTION 24.1-801, OF THE YORK COUNTY CODE TO INCORPORATE A PROCEDURAL CHANGE NECESSITATED BY LEGISLATION ADOPTED BY THE 2016 VIRGINIA GENERAL ASSEMBLY

WHEREAS, on June 21, 2016, the York County Board of Supervisors sponsored Application No. ZT-171-16 to amend Section 24.1-801 of the York County Zoning Ordinance to incorporate the provisions set forth in House Bill 367, adopted by the Virginia General Assembly in the 2016 session and signed by the Governor; and

WHEREAS, said application has been referred to the York County Planning Commission for review and recommendation in accordance with applicable procedures; 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 4th day of October, 2016, that Application No. ZT-171-16 be, and it is hereby, approved to amend Section 24.1-801 of the York County Zoning Ordinance to read and provide as follows:

Sec. 24.1-801. Nonconforming uses.

- (a) *Enlargement or extension.* A nonconforming use shall not be enlarged, extended, reconstructed, or structurally altered except in conformance with the provisions of this sec-

tion.

- (1) Structural additions, either attached or detached, may be made to single-family detached residences located in non-residential districts provided that such additions comply with all applicable setback and yard requirements for the district in which located and that the minimum open space provisions for said district are observed.
 - (2) No other nonconforming uses shall be enlarged or extended in any way except and unless the board shall authorize such enlargement or expansion through the issuance of a special exception which shall be processed and administered in the same way as are special use permits, provided, however, in addition to the standards set out in article I, the board shall consider whether the character of the existing use will be preserved in the event of the proposed enlargement. All owners of property located within five hundred feet (500') of the subject parcel, whether abutting or not, shall be sent notice of public hearings pertaining to the request. In no case shall the nonconforming use be permitted to expand by more than fifty percent (50%) of its size measured in building floor area on the date that it became nonconforming.
- (b) *Discontinuance.* In the event a nonconforming use ceases for any reason for a period of more than two (2) consecutive years, such nonconforming use shall not be reestablished. For purposes of this section, the term "discontinued" shall mean a cessation of a use or of any portion of a use, regardless of any intent by the user or owner to reestablish the use in the future. Discontinuance shall not be synonymous with abandonment and this shall be construed to incorporate both time and place, such that if the nonconforming use ceases in a particular structure or location for more than two (2) years even though it continues elsewhere on the same lot or parcel, the nonconforming use may not be reestablished in the structure or location where it was discontinued.
- (c) *Damage or destruction.* In the event a nonconforming use, or the structure(s) associated with that nonconforming use, is damaged or destroyed by a natural disaster or other cause beyond the control of the owner, such use and associated structure(s) may be reestablished or reconstructed within two (2) years of the date of such damage or destruction provided, however, that such reestablishment or reconstruction shall not have the effect of enlarging or extending the nonconforming use or associated structure(s), unless in conformance with the provisions of section 24.1-801(a) above. However, if the nonconforming use is in an area under a federal disaster declaration and the damage or destruction is a direct result of the conditions that gave rise to the declaration, then the allowable timeframe for reestablishment or reconstruction shall be four (4) years. For a use which is dependent upon occupancy of a destroyed or damaged structure, the use shall be deemed to be reestablished upon the issuance of a building permit for the structure, provided the completion of the structure is thereafter diligently pursued. In the event the use does not involve a structure, the actual operation and conduct of the use shall be the measure of reestablishment. After two (2) years, or four (4) years if applicable, of the damage or destruction, all nonconforming use rights shall be lost.

Reconstruction of structures pursuant to the above provisions shall be in compliance with the terms of the Virginia Uniform Statewide Building Code and all applicable terms of the Floodplain Management Overlay District regulations (section 24.1-373 of this chapter) and in a manner that eliminates or reduces nonconforming features to the extent possible. The reconstruction of any nonconforming structures shall be in accordance with the terms of section 24.1-802.

Nothing in this section shall be construed to prohibit normal and ordinary repairs and maintenance for a structure housing a nonconforming use. However, owner-initiated demolition and rebuilding/reconstruction of all or any structural portion of a building housing such use, shall not be permitted unless the need for demolition is the result of a natural disaster or other cause beyond the control of the owner.

Nothing in this section shall be construed to prevent the removal of a valid nonconforming manufactured housing unit from property and its replacement with another compa-

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nable manufactured housing unit in accordance with section 24.1-802(c).

- (d) *Changes in use.* A nonconforming use may at any time, upon approval of a site plan submitted in accordance with article V of this chapter, be changed to a conforming use or to a use which is more nearly conforming with the regulations of the district in which it is located.
- (e) *Movement.* Except as provided in section 24.1-801(a) above, no nonconforming use shall be moved in whole or in part on the same lot or parcel or to any other lot or parcel which is not properly zoned to permit such use.
- (f) *Construction.* Except as provided in section 24.1-801(a) above, no additional structures which do not conform to the requirements of this chapter shall be erected in connection with such nonconforming use of land.
- (g) *Rezoning/Special Use Permit.* If a use does not conform to the zoning prescribed for the district in which such use is situated, and if (i) a business license was issued by the locality for such use and (ii) the holder of such business license has operated continuously in the same location for at least 15 years and has paid all local taxes related to such use, the holder of such business license may apply for a rezoning or a special use permit without charge for fees associated with such filing.

On roll call the vote was:

Yea: (5) Noll, Green, Shepperd, Zaremba, Wassmer
 Nay: (0)

CONSENT CALENDAR

Mr. Zaremba moved that the Consent Calendar be approved as submitted, Item Nos. 3, 4, 5, and 6, respectively.

On roll call the vote was:

Yea: (5) Green, Shepperd, Zaremba, Noll, Wassmer
 Nay: (0)

Thereupon, the following minutes were approved and resolutions adopted:

Item No. 3. APPROVAL OF MINUTES

The minutes of the September 6, 2016, Regular Meeting, of the York County Board of Supervisors were approved.

Item No. 4. COMMENDATION OF RETIRING EMPLOYEE: Resolution R16-111

A RESOLUTION TO COMMEND RALPH V. BACOTE, HOUSING SPECIALIST, DIVISION OF HOUSING AND NEIGHBORHOOD REVITALIZATION, DEPARTMENT OF COMMUNITY SERVICES, ON THE OCCASION OF HIS RETIREMENT FROM COUNTY SERVICE

WHEREAS, Ralph V. Bacote, began employment August 24, 1987, and on November 1, 2016, will retire from his present position as Housing Specialist after 29 years of service; and

WHEREAS, during his tenure, Mr. Bacote was responsible for the implementation of rental subsidy programs funded through the U.S. Department of Housing and Urban Development (HUD). The programs support lower income, primarily underemployed County residents in securing safe, decent and affordable housing; and

WHEREAS, Mr. Bacote worked in partnership with the private sector property community, and each year helped oversee the transfer of close to \$2 million in subsidies, utility assistance and family payments; and

WHEREAS, Mr. Bacote recruited property owners, conducted home inspections, and worked tirelessly with families to process eligibility and to assist them in identifying suitable housing. He developed leases and contracts, and counseled both renters and owners; and

WHEREAS, Mr. Bacote worked with officials of the Virginia Housing Development Authority (VHDA) and HUD and in addition to a detailed technical knowledge of the Housing Choice Voucher Program, he addressed voluntary compliance with state and federal Fair Housing and Equal Opportunity laws and with disability issues; and

WHEREAS, due to Mr. Bacote's efforts, York County was named a "High Performing Organization" by VHDA, and his efforts to provide full leasing of available units earned a bonus in administrative fees from VHDA; and

WHEREAS, Mr. Bacote has performed his duties as Housing Specialist with the highest level of commitment and integrity; and

WHEREAS, Mr. Bacote has provided 29 years of dedicated, responsive, and loyal service to York County and its citizens and has gained the utmost respect and admiration of his fellow employees, as well as the citizens and professionals he has dealt with and served over his career;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this 4th day of October, 2016, that it takes great pleasure in recognizing the significant achievements of Ralph V. Bacote, and herewith expresses its sincere gratitude for the invaluable contribution he has made to York County throughout the past 29 years.

BE IT FURTHER RESOLVED that the Board's heartfelt best wishes be, and they are hereby, extended to Mr. Bacote for a long, well-deserved, and pleasurable retirement.

Item No. 5. PUBLIC SEWER EXTENSION AGREEMENT: HUNTFIELD: Resolution R16-112

A RESOLUTION TO AUTHORIZE AN EXTENSION OF THE COUNTY'S SANITARY SEWER SYSTEM TO A PROPOSED DEVELOPMENT KNOWN AS HUNTFIELD, AND AUTHORIZING EXECUTION OF THE NECESSARY PUBLIC SEWER EXTENSION AGREEMENT

WHEREAS, Huntfield, L.L.C., has requested that the County enter into a public sewer extension agreement pursuant to § 18.1-53 (b) of the York County Code to serve six new residential lots; and

WHEREAS, the plan for the proposed project has been reviewed by the County; and

WHEREAS, prior to final approval of these plans and the initiation of any construction activity, it is necessary that a determination be made as to whether the Board will authorize the extension of the public sewer facilities of the County to serve the proposed development; and

WHEREAS, it has been determined that sufficient capacity exists in the County's existing sewer system to serve the proposed development, or will exist when the facilities proposed by the developer are constructed; and

WHEREAS, in accordance with the terms of Chapter 18.1 of the York County Code the total connection fee to be paid to the County for the proposed extension to serve this development has been determined to be \$19,200.00;

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NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this 4th day of October, 2016, that the Board approves the extension of the County's public sewer system to serve the proposed development, Huntfield, and that the County Administrator be, and he hereby is, authorized to execute a public sewer extension agreement with Huntfield, L.L.C. for the proposed extension; such agreement to be approved as to form by the County Attorney.

Item No. 6. EMERGENCY OPERATIONS PLAN RE-ADOPTION: Resolution R16-116

A RESOLUTION TO READOPT THE COUNTY OF YORK EMERGENCY OPERATIONS PLAN

WHEREAS, the York County Board of Supervisors is greatly concerned with the health, safety and welfare of its citizens, businesses and visitors and desires that the best possible emergency services be available to them; and

WHEREAS, the Commonwealth of Virginia Emergency Services and Disaster Law of 1973, as amended, requires that each city and county develop and maintain a current Emergency Operations Plan which addresses its planned response to emergency situations; and

WHEREAS, such a plan has been developed by County staff in coordination with the Virginia Department of Emergency Management and input from responsible local, state, and federal agencies and/or planning guidance;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this 4th day of October, 2016, that the County of York Emergency Operations Plan dated October, 2016, be and it is hereby readopted as the basic plan for implementation by the County for emergency operations during significant events/incidents, disasters, and/or large scale emergencies.

BE IT FURTHER RESOLVED that the County Administrator and his designee(s) are authorized to maintain and revise the Emergency Operations Plan on a regular basis and/or as required by the Commonwealth of Virginia and/or the Federal Government and to promulgate the changes as necessary.

BE IT STILL FURTHER RESOLVED that those County officials charged with planning and operational responsibility in the Emergency Operations Plan become knowledgeable of such responsibilities and be prepared to execute their respective responsibilities upon notification of implementation of the plan.

NEW BUSINESS

Chairman Wassmer stated there was an area on Bypass Road where improvements were needed to connect two existing sidewalks to allow citizens and visitors to walk from some of the County's hotels into Williamsburg. He stated staff was proposing to apply for funding through the Federal Transportation Alternatives Program. The County would be required to pay 20 percent of the total cost of about \$750,000. He stated the County's part would be a minimum of \$150,000.

Mr. Morgan stated in last year's proposal the County had gone with a minimum 20 percent match, and it had not been sufficient with other competitive projects; so this year's proposal, with VDOT's input, was to dial up the local match and propose \$180,000 as opposed to last year's failed request at \$150,000. Staff felt this was the best place to take advantage of this program, where there was a deteriorated asphalt sidewalk running in front of about 600 of the County's highest quality hotel rooms. He stated this project would facilitate the guests being able to walk into Williamsburg.

Mrs. Noll moved the adoption of proposed Resolution R16-114 that reads:

A RESOLUTION TO ENDORSE A PROPOSED SIDEWALK REHABILITATION PROJECT ON BYPASS ROAD UNDER THE FEDERAL TRANSPORTATION ALTERNATIVES PROGRAM

WHEREAS, in accordance with the Commonwealth Transportation Board construction allocation procedures, it is necessary that a resolution be received from the sponsoring local jurisdiction or agency requesting the Virginia Department of Transportation, hereinafter referred to as VDOT, to establish a Transportation Alternatives Set-Aside project to be administered by York County; and

WHEREAS, a VDOT-sponsored bicycle/pedestrian safety study of Bypass Road (Route 60) has identified the need to replace the existing asphalt path along the south side of Bypass Road;

NOW, THEREFORE, BE IT RESOLVED, by the York County Board of Supervisors this the 4th day of October, 2016 that it does hereby request the Commonwealth Transportation Board to establish a sidewalk rehabilitation project for Bypass Road (Route 60).

BE IT FURTHER RESOLVED that the Board of Supervisors hereby commits to provide up to a twenty-four percent (24%) matching contribution (up to \$180,000) for this project and any additional funds necessary to complete the project.

BE IT STILL FURTHER RESOLVED that the Board hereby agrees to enter into a project administration agreement with VDOT and provide the necessary oversight to ensure that the project is developed in accordance with all state and federal requirements for design, right-of-way acquisition, and construction of a federally funded transportation project.

BE IT STILL FURTHER RESOLVED that York County will be responsible for maintenance and operating costs of any improvement/facility constructed with Transportation Alternatives Set-Aside funds unless other arrangements have been made with VDOT.

BE IT STILL FURTHER RESOLVED that if the Board subsequently elects to cancel this project, it hereby agrees to reimburse VDOT for the total amount of costs expended by VDOT through the date that VDOT is notified of such cancellation. The Board also agrees to repay any funds previously reimbursed that are later deemed ineligible by the Federal Highway Administration.

BE IT STILL FURTHER RESOLVED that the Board hereby grants authority for the County Administrator to execute project agreements for any approved Transportation Alternatives Set-Aside projects for Fiscal Year 2017-18.

BE IT STILL RESOLVED that any such grant funds as may be received from the Virginia Department of Transportation (VDOT) for this project be, and hereby are, appropriated in the County Capital Fund without need for further action by the Board.

On roll call the vote was:

Yea: (5) Shepperd, Zaremba, Noll, Green, Wassmer
Nay: (0)

CLOSED MEETING. At 7:35 p.m. Mrs. Noll 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) Zaremba, Noll, Green, Shepperd, Wassmer
Nay: (0)

Meeting Reconvened. At 7:51 p.m. the meeting was reconvened in open session by order of the Chair.

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Mrs. Noll 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 4th day of October, 2016, 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, Green, Shepperd, Zaremba, Wassmer
Nay: (0)

APPOINTMENTS TO THE YORK COUNTY CIVIC AND CULTURAL GRANT ADVISORY COMMITTEE

Mr. Zaremba moved the adoption of proposed Resolution R16-110 that reads:

A RESOLUTION TO APPOINT REPRESENTATIVES TO THE YORK COUNTY CIVIC AND CULTURAL GRANT ADVISORY COMMITTEE

WHEREAS, on September 30, 2016, the terms of Walter Akers, Robin Andleton, Richard Biege, Bruce Keener, and John Zwirschitz on the York County Civic and Cultural Grant Advisory Committee will expire;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this 4th day of October, 2016, that Walter Akers and Robin Andleton be, and they are hereby, appointed as a representatives to the York County Civic and Cultural Grant Advisory Committee for a term to begin October 1, 2016, and end September 30, 2019.

BE IT FURTHER RESOLVED that Richard Biege, Bruce Keener, and John Zwirschitz be, and they are hereby, appointed as representatives to the York County Civic and Cultural Grant Advisory Committee for a term to begin October 1, 2016, and end September 30, 2018.

On roll call the vote was:

Yea: (5) Green, Shepperd, Zaremba, Noll, Wassmer
Nay: (0)

APPOINTMENTS TO THE YORK COUNTY CHESAPEAKE BAY BOARD

Mr. Green moved the adoption of proposed Resolution R16-78 that reads:

A RESOLUTION TO APPOINT TWO MEMBERS TO THE YORK COUNTY CHESAPEAKE BAY BOARD

WHEREAS, Kenneth Reynolds resigned from the Chesapeake Bay Board on June 22, 2016; and

WHEREAS, the term of Kenneth Reynolds expires on January 31, 2018; and

WHEREAS, Steven Meade resigned from the Chesapeake Bay Board on June 22, 2016; and

WHEREAS, the term of Steven Meade expires on January 31, 2020;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this, the 4th day of October, 2016, that Paul Brindza be, and he is hereby, appointed as a member of the York County Chesapeake Bay Board to fill the remainder of Kenneth Reynolds' term, such term to begin immediately and expire on January 31, 2018; and

BE IT FURTHER RESOLVED by the York County Board of Supervisors, that Michael Woolson be, and he is hereby, appointed as a member of the York County Chesapeake Bay Board to fill the remainder of Steven Meade's term, such term to begin immediately and expire on January 31, 2020.

BE IT STILL FURTHER RESOLVED by the York County Board of Supervisors, that Bradley Berrane be, and he is hereby, appointed as an alternate member of the York County Chesapeake Bay Board to fill the remainder of Paul Brindza's term, such term to begin immediately and expire on January 31, 2019.

On roll call the vote was:

Yea: (5) Shepperd, Zaremba, Noll, Green, Wassmer
Nay: (0)

Meeting Adjourned. At 7:53 p.m. Chairman Wassmer declared the meeting adjourned sine die.

Neil A. Morgan
County Administrator

Jeffrey D. Wassmer, Chairman
York County Board of Supervisors