

**BOARD OF SUPERVISORS
COUNTY OF NEW KENT
VIRGINIA**

R-32-17

At the regular meeting of the Board of Supervisors of the County of New Kent, in the Boardroom of the Administration Building in New Kent, Virginia, on the 5th day of September, 2017:

<u>Present:</u>	<u>Vote:</u>
Thomas W. Evelyn	Aye
C. Thomas Tiller, Jr.	Aye
Patricia A. Paige	Aye
Ron Stiers	Aye
W. R. Davis, Jr.	Aye

Motion was made by Mr. Tiller, which carried 5:0, to adopt the following ordinance:

**A RESOLUTION TO APPROVE AMENDMENTS TO THE
NEW KENT COUNTY COMPREHENSIVE PLAN**

WHEREAS, Section 15.2-2223 of the Code of Virginia requires that each jurisdiction in Virginia adopt a comprehensive plan; and

WHEREAS, the New Kent County Comprehensive Plan was adopted by the New Kent County Board of Supervisors on October 9, 2012; and

WHEREAS, pursuant to 62.1-44.15:69 and 62.1-44.15:71 of the Chesapeake Bay Preservation Act (Bay Act) and 9VAC25-830-260 of the Chesapeake Bay Preservation Area Designation and Management Regulation, Department of Environmental Quality (DEQ) is required to complete compliance reviews of a local governments program on a five-year cycle. If deficiencies are found, the board will establish a corrective action plan and a schedule for the local government to come into compliance. The board shall provide a copy of its decision to the local government that specifies the deficiencies, actions needed to be taken, and the approved compliance schedule. Based upon the review provided to the county February 27, 2017, there were a total of seven recommendations including updating the comprehensive plan; and

WHEREAS, the Board finds that the proposed amendments to the Comprehensive Plan will address deficiencies in the DEQ compliance review; and

WHEREAS, in accordance with Section 15.2-2225 of the Code of Virginia the amendments were considered by the New Kent County Planning Commission (the "Planning

Commission”) in accordance with applicable procedures at a formal and duly advertised public hearing on August 21, 2017, where they carefully considered the public comment received and voted 8:0:1 to forward a recommendation of approval to the Board of Supervisors; and

WHEREAS, within the timeframes established by the Code of Virginia and New Kent County Code, the Board of Supervisors scheduled and conducted a formal and duly advertised public hearing on September 5, 2017, and carefully considered the comments received; and

WHEREAS, the Board finds that proposed amendments to the Comprehensive Plan are to address, protect, and promote public convenience, necessity, general welfare, and good zoning practices in the County and the health, safety, and general welfare of the Citizens in the County;

NOW THEREFORE, BE IT RESOLVED that the New Kent County Comprehensive Plan be amended as follows:

1. Page 21 in the Comprehensive Plan to include the following:

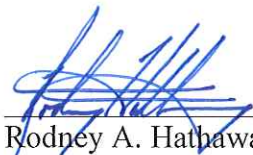
NATURAL HAZARDS AND ENVIRONMENTALLY SENSITIVE AREAS

Areas of natural hazards and environmental sensitivity are shown on the Environmental Constraints Map. This map also shows areas with slopes over 25%, wetlands, and flood hazard areas.

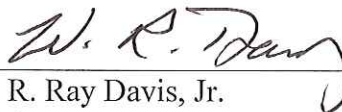
Areas with slopes over 25% are found throughout the County. These areas are highly erodible, tend to be rocky, and when disturbed, allow for increased sedimentation and pollution of surface waters. Most of these steeply sloped areas are found along the tributaries of the York, Pamunkey, and Chickahominy Rivers.

2. Page 120 in the Comprehensive Plan (Table of Maps) to add in a Map entitled “Chesapeake Bay Resource Protection and Management Areas” (attached)
3. Adding the above-mentioned Map into the Maps section of the Comprehensive Plan.

Attest:



Rodney A. Hathaway
County Administrator



W. R. Ray Davis, Jr.
Chairman