

## **RESOLUTION**

### **CASE NO. C-18-0123, HAMPTON ROADS SANITATION DISTRICT TREATMENT PLANT**

### **EXPANSION WITHIN CARTER'S GROVE AGRICULTURAL AND FORESTAL DISTRICT**

- WHEREAS, Hampton Roads Sanitation District ("HRSD") owns property located at 300 Ron Springs Drive, further identified as James City County Real Estate Tax Map Parcel No. 5820100003, on which it operates the Williamsburg Treatment Plant; and
- WHEREAS, Carter's Grove Associates, LLC owns property located at 250 Ron Springs Drive, further identified as James City County Real Estate Tax Map Parcel No. 5820100002 (the "Parcel"), which is located within the Carter's Grove Agricultural and Forestal District (the "Carter's Grove AFD"); and
- WHEREAS, HRSD has entered into a Consent Decree with the United States of America for the purpose of fulfilling the objectives of the Clean Water Act; and
- WHEREAS, HRSD has stated it requires land adjacent to its Williamsburg Treatment Plant to add advanced water treatment facilities to support alternative disposal of wastewater; and
- WHEREAS, HRSD has stated there is insufficient property at 300 Ron Springs Drive to accommodate the construction of such facilities; and
- WHEREAS, in accordance with Sections 25.1-106 and 15.2-4313 of the Code of Virginia, 1950, as amended (the "Virginia Code"), HRSD has filed notice of its intent to acquire ±53 acres of the Parcel by condemnation for public utility purposes; and
- WHEREAS, the Board of Supervisors, in consultation with the Planning Commission and Agricultural and Forestal District Advisory Committee, finds that the proposed action is consistent with the criteria established by Section 15.2-4313 of the Virginia Code as shown on Attachment No. 11 of the staff report.
- NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby adopt the written findings presented in the staff report and affirmatively find that: i) the proposed action will not have an unreasonable effect upon the preservation and enhancement of agriculture and forestry and agricultural and forestal resources within the District and the policy of Chapter 43 of Title 15.2 of the Virginia Code; ii) the proposed action is necessary to provide service to the public in the most economical and practical manner; iii) there are no reasonable alternatives to the proposed action that are available that would minimize or avoid any adverse impacts on agricultural and forestal resources within the district; and iv) the proposed action will not have an unreasonable adverse effect upon either state or local policy.

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James O. Icenhour, Jr.  
Chairman, Board of Supervisors

ATTEST:

VOTES

	<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>
HIPPLE	_____	_____	_____
LARSON	_____	_____	_____
SADLER	_____	_____	_____
MCGLENNON	_____	_____	_____
ICENHOUR	_____	_____	_____

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Teresa J. Fellows  
Deputy Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 12th day of March, 2019.

CP18-123HRSDApp-res