

**Board of Supervisors Meeting**  
**March 9, 2017**  
**5:00 P.M.**

**NORTHUMBERLAND COUNTY, VA**

The meeting was convened for the regular monthly meeting of the Northumberland County Board of Supervisors that was held at Northumberland Courts Building, on Thursday, March 9, 2017.

Present:        Ronald L. Jett - Chairman  
                  Richard F. Haynie – Vice-Chairman  
                  Joseph Self, Sr. - Supervisor  
                  Thomas H. Tomlin - Supervisor  
                  James M. Long - Supervisor

                  W. Leslie Kilduff, Jr. – County Attorney  
                  Matson C. Terry, II – County Attorney  
                  Luttrell Tadlock – County Administrator

**RE: INVOCATION**

Pastor Jeff Withers, Gibeon Baptist Church led the invocation.

**RE: PLEDGE OF ALLEGIANCE**

Supervisor Self led in the Pledge of Allegiance.

**RE: APPROVAL OF MINUTES FOR FEBRUARY 9<sup>TH</sup>, FEBRUARY 16<sup>TH</sup>, FEBRUARY 17, 2017**

Upon motion by Richard F. Haynie duly seconded by A. Joseph Self, Sr., the Board voted to approve the minutes from the February 9<sup>th</sup>, February 16<sup>th</sup> and February 17, 2017. The vote on the motion is as follows.

Ronald L. Jett – AYE	A. Joseph Self, Sr. - AYE
James M. Long – AYE	Richard F. Haynie - AYE
Thomas H. Tomlin – AYE	

**RE: APPROVAL OF AGENDA**

Upon motion by Richard F. Haynie duly seconded by A. Joseph Self Sr., the Board voted to approve the agenda for today’s meeting with the following changes:

- 1) Ms. Sandy Graham, Regional Administrative Manager with the Department of Social Services will not be attending the meeting today.

The vote on the motion is as follows.

Ronald L. Jett – AYE  
James M. Long – AYE  
Thomas H. Tomlin – AYE

A. Joseph Self, Sr. - AYE  
Richard F. Haynie – AYE

**RE: VIRGINIA DEPARTMENT OF TRANSPORTATION**

Mr. Todd VanLandingham from the Lottsburg AHQ came today to update the Board. He stated there isn't any new news on the building of the salt house after it fell down a couple of months ago.

New signs will be installed from Callao to Heathsville as well as some crosswalks.

Supervisor Long asked about a brown sign that is missing. Mr. VanLandingham stated it has been put back up. Supervisor Tomlin noted an article he has read about snow fences and how in Iowa, farmers are leaving corn stalks standing to help with snow drifts. Chairman Jett noted that Hacks Neck road has a rough spot in the road. Chairman Jett also asked Mr. VanLandingham to find out the costs of the new Ferry signs.

**RE: DR. HOLLY WARGO, SUPERINTENDENT OF SCHOOLS**

Dr. Wargo updated the board on several issues and stated they are continuing to have a monthly meeting with the Treasurer and they have a current reconciliation.

She also reported on an art contest winner, Taylor Rice who presented her piece called "Celebrating our Differences". Recognition to our school was given for the "School to Pool" program we have for our second graders. Teacher of the Year at each school winners have been selected. Spring sports are in full swing.

Supervisor Tomlin questioned the accounting system the school finance personnel are using. Dr. Wargo stated that now it is the same system as the Treasurers department is using. She applauded Ms. Donna Booth for her work and long hours she has been putting in to get the financials all correct.

**RE: MR. PAUL LEE, ROBINSON, FARMER AND COX ASSOCIATES –DISCUSSION ON AUDIT**

Mr. Lee came today to discuss the FY 16 Audit. He gave information on the general fund balance as well as the internal weaknesses noted.

**RE: BUILDING PERMIT REPORT**

Month of February 2017	2017	2016

Total construction cost for the month	\$ 2,031,243.00	\$ 755,195.17
Total Bldg. Permit Cost for Month	\$ 3,554.80	\$ 2,577.20
Total Zoning Permit Cost for the Month	\$ 2,110.00	\$ 620.00
Total Levy Fee for the Month	\$ 71.09	\$ 51.55
<b>Total Construction cost year to date</b>	<b>\$ 3,561,341.00</b>	<b>\$ 2,371,809.63</b>

**RE: APPOINTMENTS NEEDED**

Mr. Tadlock reminded the Board that an appointment is needed for a representative on the Community Services Board, CPMT Board, Bay Aging and Planning Commission.

**RE: PLANNING COMMISSION APPOINTMENT – PATRICK O’BRIEN DISTRICT II**

Upon motion by Mr. Richard F. Haynie, duly seconded by James M. Long, the board voted to appoint Mr. Patrick O’Brien, P.O. Box 631, Callao, VA 22435 to the Northumberland County Planning Commission as the District II member. Mr. O’Brien’s appointment will carry out Mr. William Klings’ appointment that expires on January 10, 2020. The vote on the motion is as follows:

Ronald L. Jett – YEA	A. Joseph Self, Sr. - YEA
James M. Long – YEA	Richard F. Haynie - YEA
Thomas H. Tomlin – YEA	

**RE: APPROPRIATION, SHERIFF OFFICE BODY CAMERAS GRANT RECEIVED**

Upon motion by A. Joseph Self, Sr., duly seconded by James M. Long, the board voted to appropriate the following:

\$ 12,460.00 – Received from grant for body cameras to account 3102-5414.

The vote on the motion is as follows:

Ronald L. Jett – AYE	A. Joseph Self, Sr. - AYE
James M. Long – AYE	Richard F. Haynie - AYE
Thomas H. Tomlin – AYE	

**RE: ANIMAL SHELTER APPROPRIATION**

Upon motion by Richard F. Haynie, duly seconded by James M. Long, the board voted to appropriate \$4,547.50 to line item 10-3501-1004 for funds received from animal shelter yard sale to cover additional funds to animal shelter employees.

The vote on the motion is as follows:

Ronald L. Jett – AYE	A. Joseph Self, Sr. - AYE
James M. Long – AYE	Richard F. Haynie - AYE

Thomas H. Tomlin – AYE

**RE: RESOLUTION – IN MEMORY OF MR. WILLIAM A. HUDNALL**

Upon motion by A. Joseph Self, Sr. duly seconded by James M. Long the board voted to adopt the following resolution:

**RESOLUTION  
IN HONOR AND MEMORY OF WILLIAM A. HUDNALL**

**WHEREAS;** Mr. William A. Hudnall was born on December 22, 1914, and

**WHEREAS;** Mr. Hudnall dedicated twenty-seven years of his life serving Northumberland County, fifteen of those years on the Planning Commission and twelve on the Board of Supervisors, and

**WHEREAS;** Mr. Hudnall demonstrated the most creditable standards of ethics and honesty in a caring and professional manner across the years of service as the Chairman of both the Planning Commission and Board of Supervisors, and

**WHEREAS;** the same William Hudnall held the respect and devotion of his friends and colleagues in the County, and

**WHEREAS;** the same William Hudnall always sought to promote the best interests of Northumberland County, thereby helping to secure its prosperity, growth and quality of life, and

**NOW, THEREFORE, BE IT RESOLVED, THAT THE** Northumberland County Board of Supervisors hereby expresses its deepest sadness at the passing of William A. Hudnall and hopes that his family and friends will always remember his accomplishments and dedication to Northumberland County, and

**BE IT FURTHER RESOLVED,** that this resolution is hereby adopted on this day, March 9, 2017.

The vote on the motion is as follows:

Ronald L. Jett – AYE  
James M. Long – AYE  
Thomas H. Tomlin – AYE

A. Joseph Self, Sr. - AYE  
Richard F. Haynie - AYE

**RE: PROCLAMATION – RED CROSS MONTH**

Upon motion by A. Joseph Self, Sr. duly seconded by James M. Long the board voted to adopt the following proclamation:

***Proclamation***

*Know all citizens by these presents that:*

*Whereas, President Franklin Roosevelt first proclaimed American Red Cross Month in March 1943 and since then, every president has called on Americans to support the organization's humanitarian mission; and*

*Whereas, the American Red Cross has been helping people prevent, prepare for and respond to emergencies for more than 130 years; and*

*Whereas, the American Red Cross is celebrating and recognizing the **Everyday Heroes** in our community - those who help their neighbors by giving blood, volunteering or making a financial contribution; and*

*Whereas, the American Red Cross is present in communities across the United States providing disaster relief, health and safety training, ensuring a stable blood supply for hospital patients and more, none of which would be possible without the support of **Everyday Heroes** found in Northumberland County, Virginia, and across the world; and*

*Whereas, on average, the American Red Cross must collect 15,000 pints of blood every day to meet the needs of patients at approximately 2,700 hospitals and transfusion centers across the country; and*

*Whereas, while the American Red Cross works tirelessly to be there with help and hope when people need it most, without the support of volunteers and the public, the work of the American Red Cross and the Northumberland County Chapter would not be possible; and*

*Whereas, during the month of March, everyone is encouraged to uncover their inner hero and celebrate American Red Cross Month by donating blood, learning a lifesaving skill, volunteering, or making a financial donation to aid the efforts of this humanitarian organization,*

**NOW, THEREFORE, BE IT PROCLAIMED** that the Northumberland County Board of Supervisors does hereby proclaim the month of March 2017 as "**American Red Cross Month**" in Northumberland County, and urges all citizens to support the programs and services of the local American Red Cross organization by giving blood, through volunteerism, assisting with fundraising efforts, donating to the organization, and by becoming an **Everyday Hero**.

The vote on the motion is as follows:

Ronald L. Jett – AYE  
James M. Long – AYE  
Thomas H. Tomlin – AYE

A. Joseph Self, Sr. - AYE  
Richard F. Haynie - AYE

**RE: RESOLUTION – COUNTY ATTORNEY, LESLIE KILDUFF, JR.**

Upon motion by A. Joseph Self, Sr. duly seconded by James M. Long the board voted to adopt the following resolution:

**A RESOLUTION**

## **RECOGNITION TO W. LESLIE KILDUFF, JR.**

**WHEREAS**, Mr. W. Leslie Kilduff, Jr., graduated Northumberland High School in 1969 who later received his Bachelor of Arts degree from Davidson College and a Doctor of Law degree from Marshall-Wythe School of Law at the College of William and Mary; and,

**WHEREAS**, Mr. Kilduff, Jr. attended his first meeting as the Northumberland County Attorney on May 10, 1984 where, Chairman Edwin A. Sisson, William E. Sanford, Leonard W. Newsome and William A. Hudnall were the Board of Supervisor members at that time; and,

**WHEREAS**, the same Mr. Kilduff has demonstrated a true dedication to serving the public for almost thirty-three years as legal counsel for Northumberland County; and

**WHEREAS**, the same Mr. Kilduff has represented our local government with the highest expertise and with great distinction,

**NOW, THEREFORE, BE IT RESOLVED**, that the Northumberland County Board of Supervisors, on behalf of the County and all of its citizens hereby extends its deepest appreciation and gratitude to Leslie Kilduff, Jr. for all of his contributions and dedication of service to the County and its citizens; and

**BE IT FURTHER RESOLVED** that the Board hereby congratulates Mr. W. Leslie Kilduff upon his retirement and wishes him success, good health, and happiness in retirement.

The vote on the motion is as follows:

Ronald L. Jett – AYE  
James M. Long – AYE  
Thomas H. Tomlin – AYE

A. Joseph Self, Sr. - AYE  
Richard F. Haynie - AYE

## **RE: RESOLUTION – RECOGNITION OF THE POCAHONTAS HISTORY PROJECT**

Upon motion by A. Joseph Self, Sr. duly seconded by Richard F. Haynie the board voted to adopt the following resolution:

### **RESOLUTION RECOGNITION OF THE POCAHONTAS HISTORY PROJECT**

**WHEREAS**; the Pocahontas History Project reflects upon the 400<sup>th</sup> anniversary of Pocahontas' passing in England during March 1617; and

**WHEREAS**; Pocahontas came from the Powhatan Chiefdom which occupied lands now geographically known as Tidewater Virginia; and

**WHEREAS;** the Indian District called Chicacoan, near the northern edge of the Powhatan Chiefdom, in 1648 became known as Northumberland County, Virginia; and

**WHEREAS;** Northumberland County, Virginia was named after a County in England; and

**WHEREAS;** Pocahontas lived in a house with her family located on the estate of Syon Park, an area which has been in the Duke of Northumberland's family for over 400 years, for approximately six months due to the smoky air in London; and

**NOW, THEREFORE, BE IT RESOLVED, THAT THE** Board of Supervisors of Northumberland County, Virginia does hereby recognize the Pocahontas History Project, the continued celebration of the life and history of Pocahontas, and the building of ties between England and Virginia.

The vote on the motion is as follows:

Ronald L. Jett – AYE  
James M. Long – AYE  
Thomas H. Tomlin – AYE

A. Joseph Self, Sr. - AYE  
Richard F. Haynie - AYE

**RE: RESOLUTION – MIDDLE PENINSULA DETENTION PROVISION AGREEMENT**

County Administrator Tadlock stated that The Merrimac Juvenile Detention Center (“Merrimac”) is operated by the Middle Peninsula Juvenile Detention Commission for the Commonwealth of Virginia. It serves both the 9<sup>th</sup> and the 15<sup>th</sup> District Court Service Units for a total of 18 localities, including Northumberland County. On January 27, 2017 the Middle Peninsula Juvenile Detention Center Commission unanimously voted to recommend the revised service agreement changes to the respective governing boards. Any changes to the service agreement must be approved by the governing bodies of all eighteen member localities. A similar request was presented for consideration last year and the Northumberland County Board of Supervisors approved the amendments along with other localities, however, one member objected to the obsolete reference to the “per diem” term still present in that version and it did not pass all members.

Upon motion by A. Joseph Self, Sr. duly seconded by James M. Long the board voted to adopt the following resolution:

**CONCURRENT RESOLUTION OF THE MIDDLE PENINSULA DETENTION COMMISSION AND ITS MEMBER JURISDICTIONS, AMENDING THE PROVISIONS OF ITS DECEMBER 1994 SERVICE AGREEMENT.**

*Whereas,* the Service Agreement (“Agreement”) was signed by the Member Jurisdictions in December 1994 to govern the parties’ respective obligations before, during, and after the construction of the Middle Peninsula Detention Center (“Center”); and

*Whereas*, because the Agreement has been in effect for 23 years, and because the Center has been constructed and placed in service, the Commission and Member Jurisdictions realize that portions of the Agreement are no longer applicable or are no longer efficient; and

*Whereas*, the Commission and Member Jurisdictions desire to revise the Agreement by

1. Replacing the original “per diem” formula with a rolling 5-year member utilization method in order to improve predictability of the Member Jurisdictions’ and the Commission’s respective annual budget process beginning with Fiscal Year 2018;
2. Replacing “Per diem” with “Member Usage Fee” to better represent the new funding method;
3. Removing obsolete provisions that applied only during pre-construction and construction of the facility;
4. Removing references to King George County, which is no longer a member; and
5. Other technical revisions as set out in the amended Agreement attached hereto and incorporated herein.

*Whereas*, other than as amended hereby, the Agreement as originally adopted remains in effect; now therefore

*Be it concurrently resolved*, by the Middle Peninsula Juvenile Detention Commission, the Boards of Supervisors of the Counties of Caroline, Charles City, Essex, Gloucester, Hanover, James City, King and Queen, King William, Lancaster, Mathews, Middlesex, New Kent, Northumberland, Richmond, Westmoreland and York, and the Councils of the Cities of Poquoson and Williamsburg, that Agreement adopted by all of them effective December 12, 1994, is amended and readopted as set forth in the attached Agreement.

The vote on the motion is as follows:

Ronald L. Jett – AYE  
James M. Long – AYE  
Thomas H. Tomlin – AYE

A. Joseph Self, Sr. - AYE  
Richard F. Haynie - AYE

RE: CALLAO REVITALIZATION PLAN- NEXT PHASE, APPLICATION AUTHORIZATION TO SEND ON TO THE DEPARTMENT OF HOUSING

County Administrator Tadlock informed the board that the Callao Revitalization group is ready to submit the grant application on to the Department of Housing and Community Development. The total grant applied for is in the amount of \$1,190,000. The monies received from the Virginia Community Development Block Funds total \$690,000 with the remaining funds from private funds and the Virginia Department of Transportation.

Upon motion by James M. Long, duly seconded by A. Joseph Self, Sr., the board voted to approve the following resolution:



**AUTHORIZATION TO SUBMIT VIRGINIA DEVELOPMENT BLOCK GRANT PROPOSAL**

**BE IT RESOLVED THAT**, pursuant to two public hearings, **Northumberland County** wishes to apply for \$690,000 of Virginia Community Development Block Grant funds for its **Village of Callao Business District Revitalization Project**.

**WHEREAS**, the project will have a total budget of \$1,190,000; and

**WHEREAS**, the project will improve building façades, remove blight, install signage, street furniture, landscaping, sidewalks, street lighting, crosswalks, and develop a marketing program;

**BE IT FURTHER RESOLVED**, that **Luttrell Tadlock, County Administrator**, is hereby authorized to sign and submit appropriate documents for the submittal of this Virginia Community Development Block Grant proposal, including all required pre-contract documents.

Adopted by the **Northumberland County Board of Supervisors** on March 9, 2017.

Ronald L. Jett – AYE	A. Joseph Self, Sr. - AYE
James M. Long – AYE	Richard F. Haynie - AYE
Thomas H. Tomlin – AYE	

**RE: RENEWAL OF HEALTH INSURANCE WITH LOCAL CHOICE**

County Administrator Tadlock stated that we have received information from the Local Choice Group that Administers our health insurance for our County employees. Currently the County pays 100 percent of the Key Advantage 1000 with Comprehensive Dental for each County employee which is \$534.00 a month. We have been informed that rates have gone down this year to \$514 for the Key Advantage 1000 with Comprehensive Dental and will save the County over \$21,000 thousand dollars for the same coverage. The Board needs to consider adoption of the plan resolution prior to April 1<sup>st</sup>.

Upon motion by A. Joseph Self, Sr., duly seconded by James M. Long, the Board voted to approve the renewal with Local Choice and continue payment of the 100% employee’s individual share of the Key Advantage 1000 including the dental comprehensive.

The vote on the motion is as follows:

Ronald L. Jett – AYE	A. Joseph Self, Sr. - AYE
James M. Long – AYE	Richard F. Haynie - AYE
Thomas H. Tomlin – AYE	

**RE: RESCUE SQUAD ASSISTANTS FUNDS GRANT APPLIED FOR**

County Administrator Tadlock stated that Chief McClure would like to apply for the Rescue Squad assistance fund for the County. The grant is 50/50 match and the deadline is March 15<sup>th</sup>. The grant is

for equipment and an ambulance. If we don't submit by the March deadline we would have to wait until September to apply.

Supervisor Self asked if there was any reason we should not apply now. Supervisor Tomlin said the budget aspect would be one question and then asked about the mileage estimate on the ambulance we currently have. Supervisor Long asked Mr. Tadlock what he suggests. Mr. Tadlock said he didn't want to leave the County in a bad spot and not have an ambulance that is reliable. A new squad is approximately \$200,000 to 250,000 without equipment. Supervisor Self questioned if we even have a choice at this point, and asked, why wait? Supervisor Tomlin gave information on the equipment that would be in the new squads including the life Pak 15, Lucus 3. He then noted that procedures were not fully discussed on the squads. Supervisor Self said there is no quick fix and thinks we need to go ahead and proceed because the process takes a while and we can have it as a budgeted item.

Upon motion by A. Joseph Self, Sr., duly seconded by James M. Long, the board voted to approve and proceed forward with applying for the RSAF Spring grant cycle for rescue squad equipment and an ambulance.

The vote on the motion is as follows:

Ronald L. Jett – AYE  
James M. Long – AYE  
Thomas H. Tomlin – AYE

A. Joseph Self, Sr. - AYE  
Richard F. Haynie - AYE

#### **RE: METROCAST CABLE NEXT MONTH**

Mr. Tadlock informed the board that Bill Newborg plans to attend the meeting next month to address the concerns.

#### **RE: BUDGET SCHEDULE PRESENTATION BY THE SCHOOL BOARD DATE**

The School Board will present their budget to the Board of Supervisors on March 23, 2017 at 5pm at the School Board office in Lottsburg.

#### **RE: BOARD COMMENT PERIOD**

Chairman Jett spoke on the new tower in Reedville with complaints that it only works some of the time.

#### **RE: CHECK REGISTER**

Upon motion by James M. Long, duly seconded by Richard F. Haynie the board voted to approve the check register.

The vote on the motion is as follows:

Ronald L. Jett – AYE  
A. Joseph Self, Sr. – AYE  
James M. Long – AYE

Thomas H. Tomlin – AYE  
Richard F. Haynie – AYE

**RE: CLOSED MEETING**

Upon motion by A. Joseph Self, Sr., duly seconded by, Richard F. Haynie, the Board voted unanimously to convene into closed meeting to discuss a personnel matter and discussion of a contractual matter as permitted by Virginia Code Section 2.2-3711 (A) (7). The vote on the motion was as follows:

A. Joseph Self, Sr. – AYE	Ronald L. Jett – AYE
Richard F. Haynie – AYE	James M. Long – AYE
Thomas H. Tomlin – AYE	

**RE: OPEN MEETING**

The Board convened back into open session upon motion by Thomas H. Tomlin, duly seconded by A. Joseph Self, Sr., the Board voted unanimously that in the closed meeting just concluded, nothing was discussed except the matters lawfully permitted to be so discussed under the provisions of the Virginia Freedom of Information Act cited in the motion. The vote on the motion was as follows:

A. Joseph Self, Sr. – AYE	Ronald L. Jett – AYE
Richard F. Haynie – AYE	James M. Long – AYE
Thomas H. Tomlin – AYE	

**RE: MOTION AND CERTIFICATION OF CLOSED MEETING**

A motion was made by A. Joseph Self, Sr., duly seconded by Richard F. Haynie, the Board voted unanimously to certify the closed meeting:

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

WHEREAS, 2.1-344.1 of the Code of Virginia requires a certification by this Board that such closed meeting was conducted in conformity with Virginia law;

NOW THEREFORE, BE IT RESOLVED that the Board hereby certifies that, to the best of each member’s knowledge, (i) 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 (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Board specifically to discuss a personnel matter, use of public property and a contract matter.

The vote on the motion was passed by a roll call vote as follows:

Ronald L. Jett – AYE	A. Joseph Self, Sr. - AYE
James M. Long – AYE	Richard F. Haynie - AYE
Thomas H. Tomlin – AYE	

**RE: ACTION TAKEN**

No action was taken as a result of the closed meeting

**PUBLIC HEARINGS**

**RE: REQUEST BY THE NORTHUMBERLAND COUNTY BOARD OF ELECTIONS FOR A POLLING PLACE CHANGE IN ELECTION DISTRICT 3, PRECINCT A FROM NORTHUMBERLAND COUNTY LIBRARY TO LIGHT OF CHRIST ANGLICAN CHURCH, LOCATED AT 9500 NORTHUMBERLAND HWY. HEATHSVILLE**

County Administrator Tadlock described the request for the polling place change. He has not received any comments on the request.

Public Hearing Open

No comments were given.

Public Hearing Closed

Upon motion by James M. Long duly seconded by A. Joseph Self, Sr., the board voted to approve the following polling place change:

**Chapter 9. Elections**

**Article II. Precincts**

[Adopted 5-9-2002[1]]

Editor's Note: This ordinance superseded former Art. II, Precincts, adopted 7-13-1995, as amended.

**§ 9-4. Statutory authority.**

Pursuant to authority contained in Code of Virginia (1950), as amended, §§ 24.2-307 through 24.2-310.1, the precincts and their respective polling places for Northumberland County, Virginia, are hereby recreated and reestablished as set forth in this article.

**§ 9-5. Polling places by precinct.**

The precincts for each election district and the polling place for each precinct shall be as set forth below:

<b>Election District</b>	<b>Precinct</b>	<b>Polling Place</b>
Election District 1	Precinct A	Callao Volunteer Fire Department

<b>Election District</b>	<b>Precinct</b>	<b>Polling Place</b>
		314 Northumberland Hwy., Callao
Election District 2	Precinct A	St. Stephen's Episcopal Church, 6807 Northumberland Hwy., Heathsville
Election District 3	Precinct A	Light of Christ Anglican Church, 9500 Northumberland Hwy., Heathsville
	Precinct B	Mt. Olive Baptist Church, 6749 Jessie Dupont Mem. Hwy., Wicomico Church
Election District 4	Precinct A	Wicomico Parish Church, 5191 Jessie Dupont Mem. Hwy., Wicomico Church
Election District 5	Precinct A	Fairfields Volunteer Fire Department, 119 Main Street, Reedville
Centralized Absentee	Precinct	Northern Wing, Old Courthouse Building at 72 Monument Place, Heathsville

The vote on the motion was as follows:

A. Joseph Self, Sr. – AYE	Ronald L. Jett – AYE
Richard F. Haynie – AYE	James M. Long – AYE
Thomas H. Tomlin – AYE	

**RE: TABLED FROM LAST MONTH, REQUEST BY PAUL M. GRYSKEWICZ, OWNER, FOR AN AFTER THE FACT EXCEPTION TO THE BAY ACT FOR A 16' X 24' DECK. THE PROPERTY IS LOCATED AT 154 DENVER ROAD IN BAY QUARTER SHORES SUBDIVISION.**

Zoning Administrator Marston described the request. He has not received any comments on the request.

Mr. Rawleigh Simmons, Attorney for Mr. Gryskewicz stated that they have been looking for pictures from the original deck when it was built but they aren't having any luck with any documents or pictures that can be found. He said they have looked in the tax card records and still cannot prove the original deck was built in the 1970's. He said the original deck was built on cinderblocks and the building of the new deck was an innocent mistake.

Mr. Paul Gryskewicz stated that the house was constructed in 1975 and as things happened the house sat there for 30 years untouched. He said he talked with a representative from DEQ about the process and how to proceed. He said he called for an electrical inspection and found out he had to apply for an after the fact permit for the deck. He said there aren't any pictures of the original deck. He is trying to make the property look nice and he didn't know he needed a variance.

Public Hearing Open

No comments were given.

Public Hearing Closed

Supervisor Haynie said he remembers there was a deck on the house a long time ago but does not remember how big it was.

Supervisor Haynie suggested approving the request in good faith.

Upon motion by Richard F. Haynie, duly seconded by A. Joseph Self, Sr., the board voted to approve the request with the following conditions:

1. Stormwater mitigation shall be provided for the impervious surface through plantings and infiltration.
2. After-the-fact permit fees shall be paid in the amount of \$1050.00 minus the \$300.00 application fee and an additional \$100.00 civil penalty.
3. The deck must pass all building inspections.

The vote on the motion was:

Ronald L. Jett – AYE  
A. Joseph Self, Sr. – AYE  
James M. Long – AYE

Thomas H. Tomlin – AYE  
Richard F. Haynie – AYE

**RE: PUBLIC COMMENT PERIOD**

No comments were given.

**RE: CARRY OVER**

Upon motion by A. Joseph Self, Sr., seconded by Richard F. Haynie, the Board voted to carry over the meeting until March 23, 2017. The vote on the motion was:

Ronald L. Jett – AYE  
A. Joseph Self, Sr. – AYE  
James M. Long – AYE

Thomas H. Tomlin – AYE  
Richard F. Haynie – AYE

---

E. Luttrell Tadlock, Clerk