

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

R-43-10

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 9th day of August, 2010:

| Present: | Vote: |
|------------------|-------|
| Stran L. Trout | Aye |
| W. R. Davis, Jr. | Aye |
| Thomas W. Evelyn | Aye |
| James H. Burrell | Aye |
| David M. Sparks | Aye |

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

**A RESOLUTION RECOMMENDING APPROVAL
FOR THE CREATION OF THE TIMBER SWAMP
AGRICULTURAL AND FORESTAL DISTRICT
WITH TAX MAP PARCELS
35-48, 35-49, 35-50, 35-47, AND 36-7B**

WHEREAS, Floyd M. Philbates and Betty J. Philbates have applied to create the Timber Swamp Agricultural and Forestal District with tax map parcels, GPIN #, 35-48, G24-2167-4116; 35-49, G24-3241-3388; and 35-50, G24-3191-4607 consisting of 97.6 acres; to join with parcels 35-47, H24-3940-1213 and 36-7B, G25-0798-3700 totaling 142.64 (currently enrolled in the AFD program) for a total district acreage of 240.24 acres; and

WHEREAS, this request is in accordance with state and local laws governing Agricultural and Forestal Districts; and

WHEREAS, this application was thoroughly considered by the Agricultural and Forestal District Advisory Committee; and

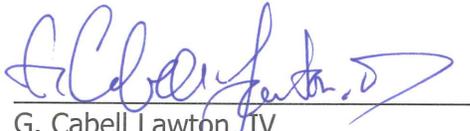
WHEREAS, the Agricultural and Forestal District Advisory Committee voted 7:0:1 to forward a favorable recommendation of this application; and

WHEREAS, this application was thoroughly considered by the Planning Commission who, after conducting a duly advertised public hearing in accordance with the applicable requirements of the Code of Virginia, voted 9:0:1 to forward the request with a favorable recommendation; and

WHEREAS, this application has been advertised for public hearing before the Board of Supervisors in full accordance with the applicable provisions of the Code of Virginia;

NOW THEREFORE BE IT RESOLVED, this the 9th day of August, 2010, by the New Kent County Board of Supervisors, the creation of the Timber Swamp Agricultural and Forestal District with tax map parcels, 35-48, GPIN # G24-2167-4116; 35-49; G24-3241-3388; and 35-50, G24-3191-4607 consisting of 97.6 acres; to join with parcels 35-47, H24-3940-1213 and 36-7B, G25-0798-3700 totaling 142.64 (currently enrolled in the AFD program) for a total district acreage of 240.24 acres is hereby approved.

BE IT FURTHER RESOLVED, the review date for the Timber Swamp AFD shall be set in August of 2011 and shall be no less than four (4) years and no more than ten (10) years from the date of approval.



G. Cabell Lawton, IV
County Administrator



David M. Sparks
Chairman