

**BK 0560PG0533**  
**BOARD OF SUPERVISORS**  
**COUNTY OF NEW KENT**  
**VIRGINIA**

**O-21-09**

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 13<sup>th</sup> day of October, 2009:

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

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Motion was made by Mr. Sparks, which carried 4:0:1, to adopt the following ordinance:

**AN ORDINANCE TO APPROVE  
REZONING APPLICATION ZM-11-09,  
COMPREHENSIVE ZONING  
MAP RECONCILIATION**

WHEREAS, the New Kent County Board of Supervisors approved Ordinance O-15-08 (R2) on January 12, 2009, which amended the New Kent County Zoning Ordinance and Map; and

WHEREAS, the following parcels in New Kent County were inadvertently either left out of the approved Ordinance O-15-08 (R2) or off of the adopted map; and

WHEREAS, said application was formally referred to the New Kent County Planning Commission (the "Planning Commission") in accordance with applicable procedures; and

WHEREAS, within the timeframes established by the Code of Virginia and the New Kent County Code, the Planning Commission scheduled and conducted a formal and duly advertised public hearing on September 21, 2009, and carefully considered the application; and

WHEREAS, the Planning Commission voted 7:0:1 to forward the subject application to the New Kent County Board of Supervisors ("the Board of Supervisors") with a favorable recommendation; and

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

WHEREAS, approval of the rezoning request through the adoption of this Ordinance will rectify an unintentional administrative error and in so doing will address, protect, and promote

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public necessity, convenience, general welfare and good zoning practices in the County of New Kent; and

NOW THEREFORE BE IT ORDAINED this, the 13<sup>th</sup> day of October 2009, by the New Kent County Board of Supervisors, that application ZM-11-09 be, and it hereby is, approved by amending the New Kent County Zoning Map to rezone the parcels listed below as follows:

## PARCELS TO BE ZONED AS A-1, AGRICULTURAL

41-11C	Evans, Kenneth & Cynthia
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## PARCELS TO BE ZONED AS BUSINESS

20-32	Putze, Peggy D
21-32	Washington, Luther F
21-9	Verizon
21-5-2	Horsley, David L Sr.
21-6-8A	Horsley, David L Sr.
21A-1-2	Murphy, Cory M
21A-1-3	Daniel, Mark & Joanne
28A1-2-11	Chetan Hospitality LLC
28A1-2-12	Chetan Hospitality LLC
28A1-3-102	Alley, Robert G INC
28A1-3-103	Alley, Robert G INC
28A1-3-110	Siefring, Joseph A
28A1-3-111	Deskins, David & Laura
28A1-3-112	Deskins, David & Laura
28A1-3-113	Deskins, David & Laura
28A1-3-114	Deskins, David & Laura
28A1-3-115	Franklin, Thomas
28A1-3-116	Britt, John B
28A1-3-117	Britt, John B
28A1-3-118	Britt, John B
28A1-3-119	Britt, John B
28A1-3-12	Coxcom INC
28A1-3-120	Britt, John B
28A1-3-202	Siefring, Joseph
28A1-3-203	Kentwood Development INC
28A1-3-204	Kentwood Development INC
28A1-3-205	Kentwood Development INC
28A1-3-209	Kentwood Development INC
28A1-3-210	Kentwood Development INC
28A1-3-211	Kentwood Development INC
28A1-3-212	Kentwood Development INC
28A1-3-250A	Kentwood Development, INC
28A1-3-2	Daniel, Rhetta

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28A1-3-3	Daniel, Rhetta
28A1-3-4	Daniel, Rhetta
28A1-3-6	Johnson, Dr. U H
28A1-3-6A	Johnson, Henry B
28A1-3-7A	Johnson, Dr. U H
28A1-3-8	Johnson, Dr. U H
30-6D	Marston, Thomas & Vicky
41-30D	Marshburn, Ronald
41A1-1-5	Fitzgerald, Angel Dawn
41A1-1-6	Fitzgerald, Lola M
41A1-1-7	Fitzgerald, Lola M
41A1-2-1A	Verizon
41A1-2-1B	Verizon
45-61F	Hubbard, John & Ruth
45-61L	Hubbard, Anne W
46-36A	Everett Thompkins LLC
46-29A	United States Postal Service
51A1-3-1	Johncox, Walter

**PARCELS TO BE ZONED AS ECONOMIC OPPORTUNITY**

26-98A	Williams, Stephen A
26-107	Kinney, J C & Caruthers P Trustee
27-10	Kinney, J C & Caruthers P Trustee
3-10I	Adams, James & Douglas
34-4-14	Stolz Family Wright Tract
34-4-15	Stolz Family Wright Tract
37-9	Greene, Andrea K
45-32A	Lemons, Eric & Frances

**PARCELS TO BE ZONED AS INDUSTRIAL**

20-69B	Bennett, William & Karen
20-69C	Glass, Willie & Shirley
27-16B	Britt, John B
37-14C	Kings Rental INC
40-10	Vulcan Lands INC

**PARCELS TO BE ZONED AS C-1, CONSERVATION**

37-12	County of New Kent
20-7-B	County of New Kent
20-7-C	County of New Kent

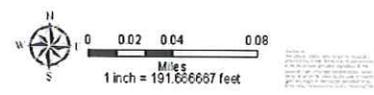
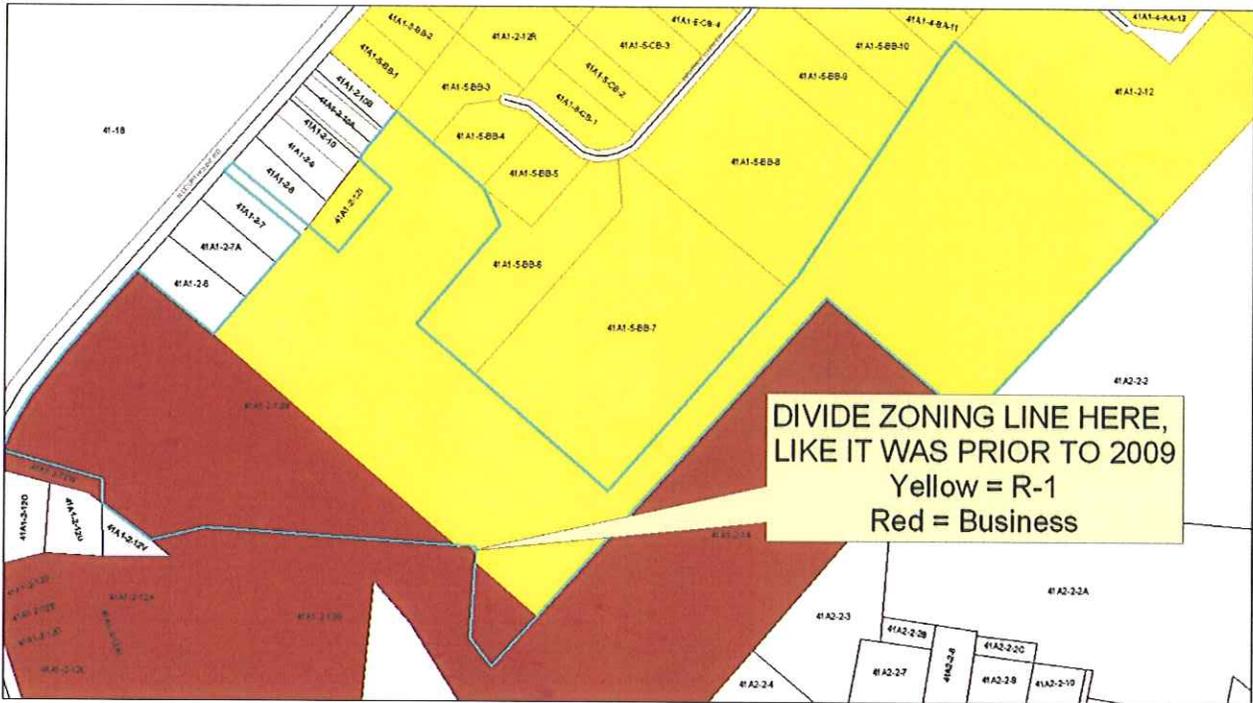
INSTRUMENT #090003977  
RECORDED IN THE CLERK'S OFFICE OF  
NEW KENT COUNTY ON  
OCTOBER 16, 2009 AT 12:09PM

**PROPERTY TO BE PARTIALLY REZONED**

KAREN A. BUTLER, CLERK  
RECORDED BY: KSM

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41A1-2-12M - Partially zoned Business and partially zoned R-1, in accordance with the ZORC recommendation (see map)



BE IT FURTHER ORDAINED, that the Interim County Administrator be, and he is hereby, directed to have a fully executed copy of this Ordinance recorded upon the Land Records of the County in the office of the Clerk of the Circuit Court.

*William Whitley*  
William Whitley  
Interim County Administrator

*W.R. Davis, Jr.*  
W.R. Davis, Jr.  
Chairman

STATE OF VIRGINIA, County of New Kent, to-wit:  
Subscribed to before me, the undersigned Notary Public, in New Kent County, Virginia, on October 15, 2009. My commission expires 5/31/12



*Connie C. Nalls*  
Notary Public