

pppn 3.0.3V
102301

CITY OF CHESAPEAKE
PUBLIC WORKS DEPARTMENT 382-6101
LAND DISTURBING PERMIT

03/26/02

Permit Number N 0200443 00
Project AC Number 014082 00

Permit Date 03/26/02
Tax Map Number 0620000000020

Description of Land Disturbing Activity. Clearing, filling, excavating, grading or transporting or any combination thereof in accordance with approved plan of ETHERIDGE GREEN CILF COURSE

Location of Work 00000 WHITTAMORE ROAD

Contractor Number 1022

Name ATLANTIC COASTAL CLEARING & GRADING INC
916 EXECUTIVE COURT

City CHESAPEAKE

State VA Zip 23320

Phone

It is the landowner's responsibility to obtain appropriate clearances from other regulatory agencies. Improvements in any tidal or non-tidal wetlands area may require U.S. Army Corps of Engineers, Virginia Dept. of Environmental Quality, Coast Guard and/or local Wetlands Board approval. Approval and all permits from the proper environmental authorities shall be obtained prior to land disturbing activities.

In accordance with the provisions of Chapter 26 Article III of the City Code entitled "Erosion and Sediment Control Ordinance of Chesapeake, Virginia," the City of Chesapeake here by grants the permittee the right to engage in the land disturbing activities described in this permit at the location specified. Soil erosion that may arise from the aforesaid land disturbing activities shall be controlled by the soil erosion and sediment control measures described in and shown on the attached copy of the erosion and sediment control plan approved 1/16/02 and any Special Provisions contained herein. The work shall be carried out in accordance with the City of Chesapeake soil conservation program policies and practices described in the Chesapeake Erosion and Sediment Control Handbook. The Permittee is responsible for having knowledge of and adhering to the requirements described therein.

The erosion and sediment control work shall be performed in accordance with requirements of the approved soil erosion and sediment control plan in a manner satisfactory to the Department of Public Works, and if not so performed the City may in its discretion have emergency soil conservation measures taken at the expense of Permittee and/or Surety. The City of Chesapeake reserves full municipal control over subject of this permit.

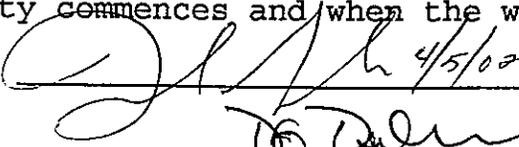
Receipt is acknowledged of bond, letter of credit or cash escrow security described below in the amount of \$200,000.00 as a performance guarantee for the soil conservation actions referred to herein and to insure the City may take the aforesaid emergency soil conservation measures at the expense of Permittee should Permittee fail to do so within the specified time.

Performance Guarantee: Bond Number 014082 00 03

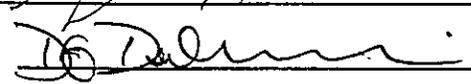
A charge equal to the cost of inspections shall be paid to the City prior to the release of the performance guarantee for the erosion and sediment control project.

Permittee agrees to perform the soil erosion and sediment control work herein described and to notify the Chesapeake Department of Public Works when the land disturbing activity commences and when the work has been completed.

Signature of Permittee

 4/5/02

Processed by DAVE



4/5/02

pwppn 3.0.3V
102301

CITY OF CHESAPEAKE
PUBLIC WORKS DEPARTMENT 382-6101
LAND DISTURBING PERMIT

03/26/02

Permit Number N 0200443 00
Project AC Number 014082 00

Permit Date 03/26/02
Tax Map Number 0620000000020

Description of Land Disturbing Activity. Clearing, filling, excavating, grading or transporting or any combination thereof in accordance with approved plan of ETHERIDGE GREEN CILF COURSE
Location of Work 00000 WHITTAMORE ROAD
Contractor Number 1022
Name ATLANTIC COASTAL CLEARING & GRADING INC
916 EXECUTIVE COURT
City CHESAPEAKE State VA Zip 23320 Phone

It is the landowner's responsibility to obtain appropriate clearances from other regulatory agencies. Improvements in any tidal or non-tidal wetlands area may require U.S. Army Corps of Engineers, Virginia Dept. of Environmental Quality, Coast Guard and/or local Wetlands Board approval. Approval and all permits from the proper environmental authorities shall be obtained prior to land disturbing activities.
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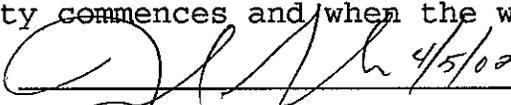
The erosion and sediment control work shall be performed in accordance with requirements of the approved soil erosion and sediment control plan in a manner satisfactory to the Department of Public Works, and if not so performed the City may in its discretion have emergency soil conservation measures taken at the expense of Permittee and/or Surety. The City of Chesapeake reserves full municipal control over subject of this permit.

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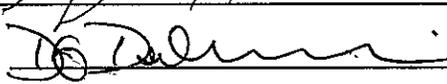
Performance Guarantee: Bond Number 014082 00 03

A charge equal to the cost of inspections shall be paid to the City prior to the release of the performance guarantee for the erosion and sediment control project.

Permittee agrees to perform the soil erosion and sediment control work herein described and to notify the Chesapeake Department of Public Works when the land disturbing activity commences and when the work has been completed.

Signature of Permittee  4/5/02

Processed by DAVE

 4/5/02

City of Chesapeake

Department of Public Works

Land Disturbing Permit Application

Section I

Land Owner

Name: Whittamore Properties, LLC

Address: 325 Volvo Parkway, Chesapeake, Virginia 23320

Phone: (757) 547-9531

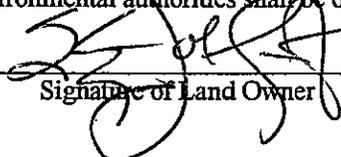
Location of Work: Centerville Turnpike & Whittamore Road

Description of Land Disturbing Activity: Golf Course construction

Section II

Right of Entry

I hereby grant designated representative of the City of Chesapeake the right to enter my Property for the purpose of evaluation, review, inspection and monitoring of the land disturbing activities and related soil erosion and sediment control measures described herein and in the erosion and sediment control plan. I acknowledge that it is my responsibility to obtain appropriate clearances from other regulatory agencies. Improvements in any tidal or non-tidal wetlands may require U.S. Army Corps of Engineers, Virginia Dept. of Environmental Quality, Coast Guard and/or local Wetlands Board approval. Approval and all required permits from the proper environmental authorities shall be obtained prior to land disturbing activities.



Signature of Land Owner

3/19/02

Date

Section III

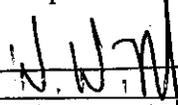
Plan Implementation

The permittee and Responsible Land Disturber (RLD) shall certify their intentions below.

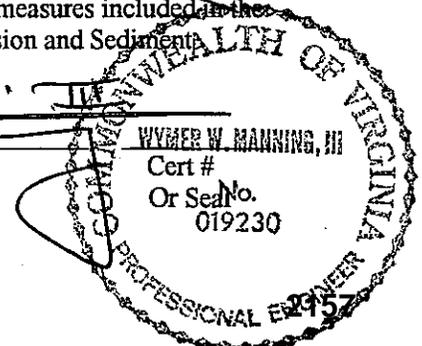
Permittee	RLD
Name: <u>Combustion Products Management</u>	<u>Hassell & Folkes, P.C.</u>
Address: <u>1229 Kingsbury Drive</u>	<u>325 Volvo Parkway</u>
<u>Chesapeake, VA 23322</u>	<u>Chesapeake, VA 23320</u>
Phone: <u>(757) 546-2462</u>	<u>(757) 547-9531</u>

I certify that I fully understand the requirements of the Chesapeake Erosion and Sediment Control Program and agree to properly perform the erosion and sediment control measures included in the approved plan and permit and will comply with the provisions of the Erosion and Sediment Control Ordinance of Chesapeake, Virginia.

Signature of Permittee



Signature of RLD



City of Chesapeake

Department of Public Works

Land Disturbing Permit Application

Section I

Land Owner

Name: _____

Address: _____

Phone: _____

Location of Work: _____

Description of Land Disturbing Activity: _____

Section II

Right of Entry

I hereby grant designated representative of the City of Chesapeake the right to enter my Property for the purpose of evaluation, review, inspection and monitoring of the land disturbing activities and related soil erosion and sediment control measures described herein and in the erosion and sediment control plan. I acknowledge that it is my responsibility to obtain appropriate clearances from other regulatory agencies. Improvements in any tidal or non-tidal wetlands may require U.S. Army Corps of Engineers, Virginia Dept. of Environmental Quality, Coast Guard and/or local Wetlands Board approval. Approval and all required permits from the proper environmental authorities shall be obtained prior to land disturbing activities.

Signature of Land Owner

Date

Section III

Plan Implementation

The permittee and Responsible Land Disturber (RLD) shall certify their intentions below.

Permittee

RLD

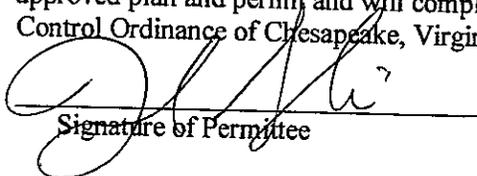
Name: Atlantic Coastal Conf. Daniel A. SANDERS JR

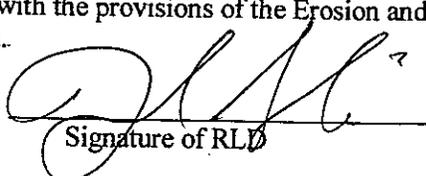
Address: 916 EXECUTIVE CRT 916 EXECUTIVE CT

CHESAPEAKE VA 23320 CHESAPEAKE VA 23320

Phone: 547-2220 547-2220

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Signature of Permittee


Signature of RLD

10297

Cert #
Or Seal

City of Chesapeake

Department of Public Works

Land Disturbing Permit Application

Section I

Land Owner

Name: Whittamore Properties, LLC

Address: 325 Volvo Parkway, Chesapeake, Virginia 23320

Phone: (757) 547-9531

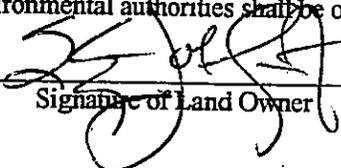
Location of Work: Centerville Turnpike & Whittamore Road

Description of Land Disturbing Activity: Golf Course construction

Section II

Right of Entry

I hereby grant designated representative of the City of Chesapeake the right to enter my Property for the purpose of evaluation, review, inspection and monitoring of the land disturbing activities and related soil erosion and sediment control measures described herein and in the erosion and sediment control plan. I acknowledge that it is my responsibility to obtain appropriate clearances from other regulatory agencies. Improvements in any tidal or non-tidal wetlands may require U.S. Army Corps of Engineers, Virginia Dept. of Environmental Quality, Coast Guard and/or local Wetlands Board approval. Approval and all required permits from the proper environmental authorities shall be obtained prior to land disturbing activities.



Signature of Land Owner

3/19/02

Date

Section III

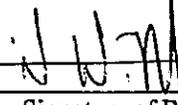
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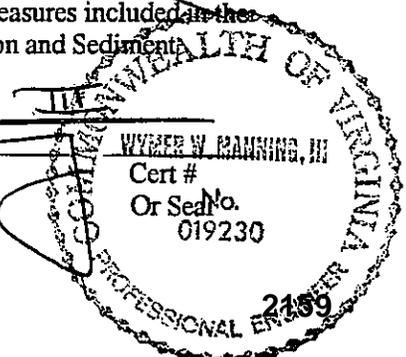
Permittee	RLD
Name: <u>Combustion Products Management</u>	<u>Hassell & Folkes, P.C.</u>
Address: <u>1229 Kingsbury Drive</u>	<u>325 Volvo Parkway</u>
<u>Chesapeake, VA 23322</u>	<u>Chesapeake, VA 23320</u>
Phone: <u>(757) 546-2462</u>	<u>(757) 547-9531</u>

I certify that I fully understand the requirements of the Chesapeake Erosion and Sediment Control Program and agree to properly perform the erosion and sediment control measures included in the approved plan and permit and will comply with the provisions of the Erosion and Sediment Control Ordinance of Chesapeake, Virginia.

Signature of Permittee



Signature of RLD


WYLER W. MANNING, III
Cert #
Or Seal No.
019230
2159
PROFESSIONAL ENGINEER

City of Chesapeake

Department of Public Works

Land Disturbing Permit Application

Section I

Land Owner

Name: _____

Address: _____

Phone: _____

Location of Work: _____

Description of Land Disturbing Activity: _____

Section II

Right of Entry

I hereby grant designated representative of the City of Chesapeake the right to enter my Property for the purpose of evaluation, review, inspection and monitoring of the land disturbing activities and related soil erosion and sediment control measures described herein and in the erosion and sediment control plan. I acknowledge that it is my responsibility to obtain appropriate clearances from other regulatory agencies. Improvements in any tidal or non-tidal wetlands may require U.S. Army Corps of Engineers, Virginia Dept. of Environmental Quality, Coast Guard and/or local Wetlands Board approval. Approval and all required permits from the proper environmental authorities shall be obtained prior to land disturbing activities.

Signature of Land Owner

Date

Section III

Plan Implementation

The permittee and Responsible Land Disturber (RLD) shall certify their intentions below.

Permittee

RLD

Name: Atlantic Coastal Cont. Daniel A. SANDERS JR

Address: 916 EXECUTIVE CT 916 EXECUTIVE CT

CHESAPEAKE VA 23320 CHESAPEAKE VA 23320

Phone: 547-2220 547-2220

I certify that I fully understand the requirements of the Chesapeake Erosion and Sediment Control Program and agree to properly perform the erosion and sediment control measures included in the approved plan and permit and will comply with the provisions of the Erosion and Sediment Control Ordinance of Chesapeake, Virginia.

[Signature]
Signature of Permittee

[Signature]
Signature of RLD

10297

Cert #

Or Seal

PERMIT BOND

Bond No. LPM 08586349

KNOW ALL MEN BY THESE PRESENTS, That we Atlantic Coastal Clearing & Grading, Inc.

Principal, and Fidelity and Deposit Company of Maryland, a corporation duly incorporated under the laws of the State of Maryland, Surety, are held and firmly bound unto the City of Chesapeake in the full and just sum of Two Hundred Thousand Dollars (\$ 200,000.00), current

money of the United States, to be paid to the said City of Chesapeake, to the payment whereof we hereby bind ourselves and each of us, our and each of our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents, sealed, with our seals and dated this 27th day of March, A. D. 20 02

WHEREAS, the principal hereunder has been, or will be granted, a permit or permits for the following purposes:

"Clearing, filling, excavating, grading or transporting or any combination thereof and installation and maintenance of all erosion and sediment control facilities in accordance with approved plan of Etheridge Greens Golf Course", AC#01408200

NOW, THEREFORE, The condition of this obligation is such that if the said principal, Atlantic Coastal Clearing & Grading, Inc.

shall in all respects comply with provisions of the permit or permits granted or to be granted and the requirements for permits as set forth in the City Code in effect at time of issuing permit and shall indemnify and save harmless the City of Chesapeake against and from all loss, cost, expense, damage or injury to highways, streets, avenues, roads, bridges, curbs and gutter, culverts and drainage ditches, and to persons and property lawfully on such highways, arising out of activity authorized by the permit or permits, then this obligation shall be void and no effect, otherwise it shall remain in full force and effect.

IN WITNESS WHEREOF, said principal and surety have caused these presents to be executed and their seals affixed the day and year first above written.

Atlantic Coastal Clearing & Grading, Inc.

(Principal)

By Phil C. Smoot (Seal)
VICE PRESIDENT

Witness:

916 Executive Court
(Address)

Chesapeake, VA 23320

Fidelity and Deposit Company of Maryland
(Surety)

Approved as to form

By Dawn E. Willett (Seal)
(Attorney-in-Fact)

AE Brubaker
Assistant City Attorney

Dawn E. Willett
CC-24,027/Revised April, 2000
Previous editions are obsolete

ACKNOWLEDGMENT OF PRINCIPAL

STATE OF Virginia,
City of Chesapeake, to-wit:
David G. Dombroski, a notary public in and for the

City of _____ aforesaid, in the State aforesaid, do certify that
MIKE A SEMONICH VICE - President of Atlantic Coastal Clearing & Grading, Inc.

Address: 916 Executive Court, Chesapeake, VA 23320

whose name is signed to the above bond, bearing date on the 27th day of March, 20 02

personally appeared before me in my _____ City _____ aforesaid, and acknowledged the same

I further certify that my term of office expires on the 31 day of JANUARY, 20 05

Given under my hand this 27th day of March, 20 02


Notary Public

AFFIDAVIT AND ACKNOWLEDGMENT OF SURETY

STATE OF Virginia,
City of Virginia Beach, to-wit:

I, Robert M. Siviter, a notary public in and for the
City _____ aforesaid, in the State aforesaid, do certify that

Dawn E. Willett personally appeared before me in

my _____ City _____ aforesaid and made oath that ~~he~~she is

Attorney-in-Fact _____ of the Fidelity and Deposit Company of Maryland

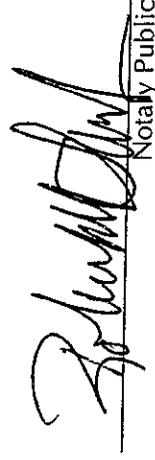
that ~~she~~she is duly authorized to execute the foregoing bond by virtue of a certain power of attorney of said company, dated
January 2, 1997, and recorded in the Clerk's Office of the Circuit Court

of Chesapeake, in Deed Book No. 3459, page 058, a certified copy of which is
attached hereto (required); that said power of attorney has not been revoked; that the said company has complied with all the
requirements of the law regulating the admission of such companies to transact business in the State of Virginia; that the said
company holds the certificate of the Commissioner of Insurance authorizing it to do business in the State of Virginia; that it has a
paid-up cash capital of not less than \$250,000; that the paid-up capital, plus the surplus and undivided profits of said company, is

\$ 193,000,000 that the penalty of the foregoing bond is not in excess of ten percentum of said
sum; that the said company is not by said bond incurring in the aggregate, on behalf or on account of the principal named in said
bond, a liability for an amount larger than one-tenth of its paid-up capital, plus its surplus and undivided profits; that the said
company is solvent and fully able to meet promptly all its obligations, and the said Dawn E. Willett
thereupon, in the name and on behalf of the said company, acknowledged the foregoing writings as its act and deed.

My term of office expires March 31, 20 03

Given under my hand this 27th day of March, 20 02


Notary Public

Power of Attorney
FIDELITY AND DEPOSIT COMPANY OF MARYLAND

HOME OFFICE: P.O. BOX 1227, BALTIMORE, MD 21203-1227

Know ALL MEN BY THESE PRESENTS: That the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, a corporation of the State of Maryland, by W. B. WALBRECHER, Vice-President, and T. E. SMITH, Assistant Secretary, in pursuance of authority granted by Article VI, Section 2, of the By-Laws of said Company, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, does hereby nominate, constitute and appoint **Robert M. Siviter and Dawn E. Willett, both of Virginia Beach, Va.,** EACH its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed: **any and all bonds and undertakings** and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Company, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the Company at its office in Baltimore, Md., in their own proper persons. This power of attorney revokes that issued on behalf of W. B. Siviter, etal, dated October 14, 1993.

The said Assistant Secretary does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article VI, Section 2, of the By-Laws of said Company, and is now in force.

IN WITNESS WHEREOF, the said Vice-President and Assistant Secretary have hereunto subscribed their names and affixed the Corporate Seal of the said FIDELITY AND DEPOSIT COMPANY OF MARYLAND, this 2nd day of January, A.D. 1997.

ATTEST:

FIDELITY AND DEPOSIT COMPANY OF MARYLAND



T. E. Smith
Assistant Secretary

By: W. B. Walbrecher
Vice-President

State of Maryland } ss:
County of Baltimore }

**FOR YOUR PROTECTION,
LOOK FOR THE F&D WATERMARK**

On this 2nd day of January, A.D. 1997, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, came W. B. WALBRECHER, Vice-President and T. E. SMITH, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and they each acknowledged the execution of the same, and being by me duly sworn, severally and each for himself depose and saith, that they are the said officers of the Company aforesaid, and that the seal affixed to the preceding instrument is the Corporate Seal of said Company, and that the said Corporate Seal and their signatures as such officers were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.



Carol J. Fader
Notary Public
My Commission Expires: August 1, 2000

CERTIFICATE

I, the undersigned, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the original Power of Attorney of which the foregoing is a full, true and correct copy, is in full force and effect on the date of this certificate; and I do further certify that the Vice-President who executed the said Power of Attorney was one of the additional Vice-Presidents specially authorized by the Board of Directors to appoint any Attorney-in-Fact as provided in Article VI, Section 2, of the By-Laws of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed."

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the said Company, this

27th day of March, 2002.

S. D. Matis
Assistant Secretary

EXTRACT FROM BY-LAWS OF FIDELITY AND DEPOSIT COMPANY OF MARYLAND

“Article VI, Section 2. The Chairman of the Board, or the President, or any Executive Vice-President, or any of the Senior Vice-Presidents or Vice-Presidents specially authorized so to do by the Board of Directors or by the Executive Committee, shall have power, by and with the concurrence of the Secretary or any one of the Assistant Secretaries, to appoint Resident Vice-Presidents, Assistant Vice-Presidents and Attorneys-in-Fact as the business of the Company may require, or to authorize any person or persons to execute on behalf of the Company any bonds, undertakings, recognizances, stipulations, policies, contracts, agreements, deeds, and releases and assignments of judgements, decrees, mortgages and instruments in the nature of mortgages, . . . and to affix the seal of the Company thereto.”

CITY OF CHESAPEAKE
PUBLIC WORKS DEPARTMENT 382-6101
COMMERCIAL ROW PERMIT

02/22/02

Permit Number C 0200267 00
Project AC Number/Bond Number 014082 00 02

Permit Date 02/22/02

Description of work. Construct all improvements in accordance with approved
plan of: ETHERIDGE GREENS

Total Value of Construction \$82,000.00

Tax Map Number 0620000000020

Property Street 00000 NEED A STREET NAME Suite Zip

Contractor Number 1273 Type of Contractor I
Licence Number City 0000000 State 2701016639A

Name INNER VIEW LTD C/O

2nd Name

Address 1140 KEMPSVILLE ROAD

City CHESAPEAKE

State VA Zip 233248127 Phone 8045479711

CLOSED 5/13/05 REPLACED BY C05104450

Permission is hereby granted the permittee, insofar as the City of Chesapeake has the right and power to grant same, to perform the above described work at the location specified in accordance with City Standards.

The work shall be carried out in accordance with Chapter 66 of the Chesapeake City Code, entitled "Streets and Sidewalks," and PERMIT STANDARD PROVISIONS. Said work shall be completed in a manner satisfactory to the Department of Public Works within 180 days from the date of this permit and if not so completed the Department of Public Works may, in its discretion, complete the work at the expense of the applicant. The City of Chesapeake reserves full municipal control over the subject of this permit.

Receipt is acknowledged of \$312.00 which covers fees for inspection.

Processed by LUTHER


PW signature

2/27/02
date

Permittee further agrees to notify the Department of Public Works when the work herein referred to begins and when completed and to maintain said work thereafter in a manner approved.

Signature Permittee: W. LA

Permit is not valid without customer and Public Works signatures, exact fee and permit electronically approved.

* *****
*
* ATTENTION *
* ALL DISTURBED PUBLIC RIGHT-OF-WAY MUST BE FULLY RESTORED WITHIN *
* TWO WEEKS OF INITIAL DISTURBANCE *
*
* *****
*
* 48 HOURS NOTICE MUST BE GIVEN TO THE PUBLIC WORKS PERMIT ENGINEER *
* 382-6101 BEFORE BEGINNING CONSTRUCTION ON PUBLIC RIGHT-OF-WAY. *
*
* *****

CITY OF CHESAPEAKE
PUBLIC WORKS DEPARTMENT 382-6101
LAND DISTURBING PERMIT

Permit Number N 0200269 00
Project AC Number 014082 00

Permit Date 02/22/02
Tax Map Number 0620000000020

Description of Land Disturbing Activity. Clearing, filling, excavating, grading or transporting or any combination thereof in accordance with approved plan of ETHERIDGE GREENS

Location of Work 00000 NEED A STREET NAME

Contractor Number 1273

Name INNER VIEW LTD

1140 KEMPSVILLE ROAD

City CHESAPEAKE State VA Zip 233248127 Phone

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The erosion and sediment control work shall be performed in accordance with requirements of the approved soil erosion and sediment control plan in a manner satisfactory to the Department of Public Works, and if not so performed the City may in its discretion have emergency soil conservation measures taken at the expense of Permittee and/or Surety. The City of Chesapeake reserves full municipal control over subject of this permit.

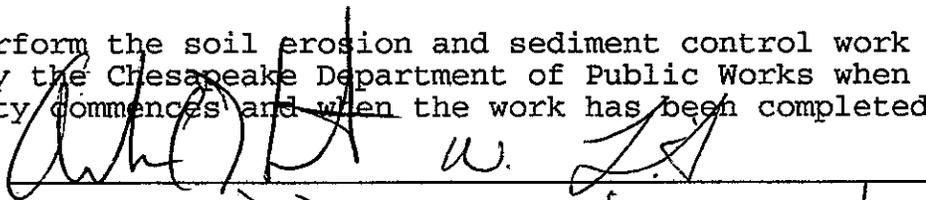
Receipt is acknowledged of bond, letter of credit or cash escrow security described below in the amount of \$82,000.00 as a performance guarantee for the soil conservation actions referred to herein and to insure the City may take the aforesaid emergency soil conservation measures at the expense of Permittee should Permittee fail to do so within the specified time.

Performance Guarantee: Bond Number 014082 00 02

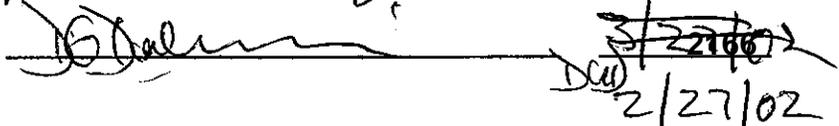
A charge equal to the cost of inspections shall be paid to the City prior to the release of the performance guarantee for the erosion and sediment control project.

Permittee agrees to perform the soil erosion and sediment control work herein described and to notify the Chesapeake Department of Public Works when the land disturbing activity commences and when the work has been completed.

Signature of Permittee



Processed by LUTHER



City of Chesapeake

Department of Public Works

Land Disturbing Permit Application

Section I

Land Owner

Name: City Property

Address:

Phone:

Location of Work: CENTERVILLE TURNPIKE & WATTAMORE RD - ESTHERIDGE GREENS

Description of Land Disturbing Activity: ROAD IMPROVEMENTS

Section II

Right of Entry

I hereby grant designated representative of the City of Chesapeake the right to enter my Property for the purpose of evaluation, review, inspection and monitoring of the land disturbing activities and related soil erosion and sediment control measures described herein and in the erosion and sediment control plan. I acknowledge that it is my responsibility to obtain appropriate clearances from other regulatory agencies. Improvements in any tidal or non-tidal wetlands may require U.S. Army Corps of Engineers, Virginia Dept. of Environmental Quality, Coast Guard and/or local Wetlands Board approval. Approval and all required permits from the proper environmental authorities shall be obtained prior to land disturbing activities.

Signature of Land Owner

Date

Section III

Plan Implementation

The permittee and Responsible Land Disturber (RLD) shall certify their intentions below.

Permittee

RLD

Name: INNER-VIEW, LTD.

Address: 1140 KEMPSVILLE ROAD

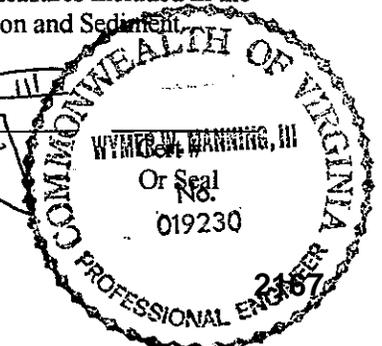
CHESAPEAKE VIRGINIA 23320

Phone: (757) 547-9711

I certify that I fully understand the requirements of the Chesapeake Erosion and Sediment Control Program and agree to properly perform the erosion and sediment control measures included in the approved plan and permit and will comply with the provisions of the Erosion and Sediment Control Ordinance of Chesapeake, Virginia.

Signature of Permittee

Signature of RLD



CITY OF CHESAPEAKE
PUBLIC WORKS DEPARTMENT 382-6101
COMMERCIAL ROW PERMIT

02/22/02

Permit Number C 0200267 00
Project AC Number/Bond Number 014082 00 02

Permit Date 02/22/02

Description of work. Construct all improvements in accordance with approved
plan of: ETHERIDGE GREENS
Total Value of Construction \$82,000.00

Tax Map Number 0620000000020
Property Street 00000 NEED A STREET NAME Suite Zip

Contractor Number 1273 Type of Contractor I
Licence Number City 000000 State 2701016639A
Name INNER VIEW LTD C/O
2nd Name
Address 1140 KEMPSVILLE ROAD
City CHESAPEAKE State VA Zip 233248127 Phone 8045479711

Permission is hereby granted the permittee, insofar as the City of Chesapeake
has the right and power to grant same, to perform the above described work at
the location specified in accordance with City Standards.

The work shall be carried out in accordance with Chapter 66 of the Chesapeake
City Code, entitled "Streets and Sidewalks," and PERMIT STANDARD PROVISIONS.
Said work shall be completed in a manner satisfactory to the Department of
Public Works within 180 days from the date of this permit and if not so
completed the Department of Public Works may, in its discretion, complete
the work at the expense of the applicant. The City of Chesapeake reserves full
municipal control over the subject of this permit.

Receipt is acknowledged of \$312.00 which covers fees for inspection.

Processed by LUTHER


PW signature

2/27/02
date

Permittee further agrees to notify the Department of Public Works when the
work herein referred to begins and when completed and to maintain said work
thereafter in a manner approved.

Signature Permittee: W. LA

Permit is not valid without customer and Public Works signatures, exact fee
and permit electronically approved.

* *****
*
* ATTENTION *
* ALL DISTURBED PUBLIC RIGHT-OF-WAY MUST BE FULLY RESTORED WITHIN *
* TWO WEEKS OF INITIAL DISTURBANCE *
*
* *****
*
* 48 HOURS NOTICE MUST BE GIVEN TO THE PUBLIC WORKS PERMIT ENGINEER *
* 382-6101 BEFORE BEGINNING CONSTRUCTION ON PUBLIC RIGHT-OF-WAY. *
*
* *****

pwppp 3.0.3V
102301

CITY OF CHESAPEAKE
PUBLIC WORKS DEPARTMENT 382-6101
LAND DISTURBING PERMIT

02/22/02

Permit Number N 0200269 00
Project AC Number 014082 00

Permit Date 02/22/02
Tax Map Number 0620000000020

Description of Land Disturbing Activity. Clearing, filling, excavating, grading or transporting or any combination thereof in accordance with approved plan of ETHERIDGE GREENS

Location of Work 00000 NEED A STREET NAME
Contractor Number 1273
Name INNER VIEW LTD
1140 KEMPSVILLE ROAD
City CHESAPEAKE State VA Zip 233248127 Phone

It is the landowner's responsibility to obtain appropriate clearances from other regulatory agencies. Improvements in any tidal or non-tidal wetlands area may require U.S. Army Corps of Engineers, Virginia Dept. of Environmental Quality, Coast Guard and/or local Wetlands Board approval. Approval and all permits from the proper environmental authorities shall be obtained prior to land disturbing activities.

In accordance with the provisions of Chapter 26 Article III of the City Code entitled "Erosion and Sediment Control Ordinance of Chesapeake, Virginia," the City of Chesapeake here by grants the permittee the right to engage in the land disturbing activities described in this permit at the location specified. Soil erosion that may arise from the aforesaid land disturbing activities shall be controlled by the soil erosion and sediment control measures described in and shown on the attached copy of the erosion and sediment control plan approved 1/16/02 and any Special Provisions contained herein. The work shall be carried out in accordance with the City of Chesapeake soil conservation program policies and practices described in the Chesapeake Erosion and Sediment Control Handbook. The Permittee is responsible for having knowledge of and adhering to the requirements described therein.

The erosion and sediment control work shall be performed in accordance with requirements of the approved soil erosion and sediment control plan in a manner satisfactory to the Department of Public Works, and if not so performed the City may in its discretion have emergency soil conservation measures taken at the expense of Permittee and/or Surety. The City of Chesapeake reserves full municipal control over subject of this permit.

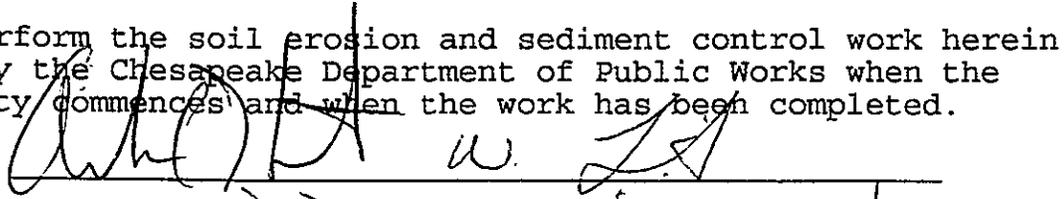
Receipt is acknowledged of bond, letter of credit or cash escrow security described below in the amount of \$82,000.00 as a performance guarantee for the soil conservation actions referred to herein and to insure the City may take the aforesaid emergency soil conservation measures at the expense of Permittee should Permittee fail to do so within the specified time.

Performance Guarantee: Bond Number 014082 00 02

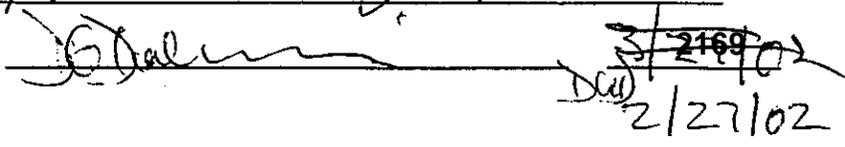
A charge equal to the cost of inspections shall be paid to the City prior to the release of the performance guarantee for the erosion and sediment control project.

Permittee agrees to perform the soil erosion and sediment control work herein described and to notify the Chesapeake Department of Public Works when the land disturbing activity commences and when the work has been completed.

Signature of Permittee



Processed by LUTHER



3/21/02
2/27/02

City of Chesapeake

Department of Public Works

Land Disturbing Permit Application

Section I

Land Owner

Name: CITY PROPERT

Address: _____

Phone: _____

Location of Work: CENTERVILLE TURNPIKE & WHITTAMORE RD - ESTHERIDGE GREENS

Description of Land Disturbing Activity: ROAD IMPROVEMENTS

Section II

Right of Entry

I hereby grant designated representative of the City of Chesapeake the right to enter my Property for the purpose of evaluation, review, inspection and monitoring of the land disturbing activities and related soil erosion and sediment control measures described herein and in the erosion and sediment control plan. I acknowledge that it is my responsibility to obtain appropriate clearances from other regulatory agencies. Improvements in any tidal or non-tidal wetlands may require U.S. Army Corps of Engineers, Virginia Dept. of Environmental Quality, Coast Guard and/or local Wetlands Board approval. Approval and all required permits from the proper environmental authorities shall be obtained prior to land disturbing activities.

Signature of Land Owner

Date

Section III

Plan Implementation

The permittee and Responsible Land Disturber (RLD) shall certify their intentions below.

Permittee

RLD

Name: INNER-VIEW LTD.

Address: 1140 KEMPVILLE ROAD

CHESAPEAKE VIRGINIA 23320

Phone: (757) 547-9711

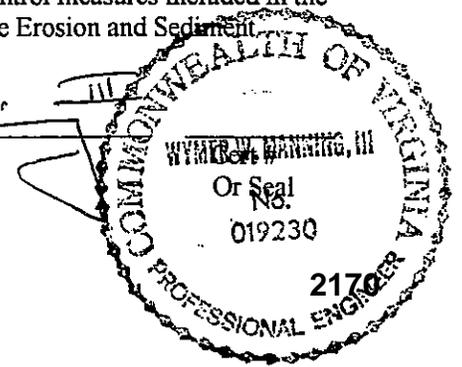
I certify that I fully understand the requirements of the Chesapeake Erosion and Sediment Control Program and agree to properly perform the erosion and sediment control measures included in the approved plan and permit and will comply with the provisions of the Erosion and Sediment Control Ordinance of Chesapeake, Virginia.

[Handwritten Signature]

Signature of Permittee

[Handwritten Signature]

Signature of RLD



KNOW ALL MEN BY THESE PRESENTS, That we Inner View, Ltd.

Principal, and North American Specialty Insurance Company, a corporation duly

incorporated under the laws of the State of New Hampshire. Surety, are held and firmly bound unto the City of Chesapeake in the full and just sum of Eighty Two Thousand Dollars and 00/100 Dollars (\$82,000.00), current

money of the United States, to be paid to the said City of Chesapeake, to the payment whereof we hereby bind ourselves and each of us, our and each of our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents, sealed, with our seals and dated this 26th day of February, A. D. 2002.

WHEREAS, the principal hereunder has been, or will be granted, a permit or permits for the following purposes:

"Clearing, filling, excavating, grading or transporting or any combination thereof, installation and maintenance of all erosion and sediment control facilities and construction of all improvements in accordance with approved plan of Etheridge Greens".

NOW, THEREFORE, The condition of this obligation is such that if the said principal,

Inner View, Ltd.

shall in all respects comply with provisions of the permit or permits granted or to be granted and the requirements for permits as set forth in the City Code in effect at time of issuing permit and shall indemnify and save harmless the City of Chesapeake against and from all loss, cost, expense, damage or injury to highways, streets, avenues, roads, bridges, curbs and gutter, culverts and drainage ditches, and to persons and property lawfully on such highways, arising out of activity authorized by the permit or permits, then this obligation shall be void and no effect, otherwise it shall remain in full force and effect.

IN WITNESS WHEREOF, said principal and surety have caused these presents to be executed and their seals affixed the day and year first above written.

Witness:

Approved as to form

Assistant City Attorney

Inner View, Ltd.

(Principal)

By (Seal)

1140 Kempsville Road

(Address)

Chesapeake, VA 23324-8127

North American Specialty Insurance Company

(Surety)

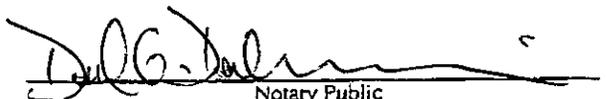
By (Seal)

(Attorney-in-Fact)

William E. Crawley

STATE OF Virginia
City _____ of Chesapeake, to-wit:
I, David G. Dombroski a notary public in and for the
State at Large aforesaid, in the State aforesaid, do certify that
W. Lewis Witt President of Inner View, Ltd.

Address: 1140 Kempsville Road, Chesapeake, VA 23324-8127
whose name is signed to the above bond, bearing date on the 26th day of February, 20 02,
personally appeared before me in my City aforesaid, and acknowledged the same.
I further certify that my term of office expires on the 31 day of JANUARY, 20 02.
Given under my hand this 26th day of February, 20 02

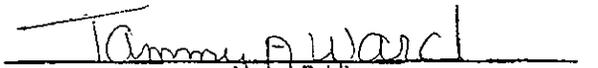

Notary Public

AFFIDAVIT AND ACKNOWLEDGMENT OF SURETY

STATE OF Virginia
City _____ of Virginia Beach, to-wit:
I, Tammy A. Ward a notary public in and for the
City _____ aforesaid, in the State aforesaid, do certify that
William E. Crawley personally appeared before me in
my City aforesaid and made oath that he/she is
Attorney-in-Fact of the North American Specialty Insurance Company

that he/she is duly authorized to execute the foregoing bond by virtue of a certain power of attorney of said company, dated
August 17, 2001, and recorded in the Clerk's Office of the Circuit Court
Instrument No. 010033181
of Chesapeake, in Deed Book No. 4389, page 781, a certified copy of which is
attached hereto (required); that said power of attorney has not been revoked; that the said company has complied with all the
requirements of the law regulating the admission of such companies to transact business in the State of Virginia; that the said
company holds the certificate of the Commissioner of Insurance authorizing it to do business in the State of Virginia; that it has a
paid-up cash capital of not less than \$250,000; that the paid-up capital, plus the surplus and undivided profits of said company, is
\$ 10,176,000.00 that the penalty of the foregoing bond is not in excess of ten percentum of said
sum; that the said company is not by said bond incurring in the aggregate, on behalf or on account of the principal named in said
bond, a liability for an amount larger than one-tenth of its paid-up capital, plus its surplus and undivided profits; that the said
company is solvent and fully able to meet promptly all its obligations, and the said William E. Crawley
thereupon, in the name and on behalf of the said company, acknowledged the foregoing writings as its act and deed.

My term of office expires September 30, 20 02.
Given under my had this 26th day of February, 20 02


Notary Public
Tammy A. Ward

NAS SURETY GROUP

NORTH AMERICAN SPECIALTY INSURANCE COMPANY
WASHINGTON INTERNATIONAL INSURANCE COMPANY

GENERAL POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, THAT North American Specialty Insurance Company, a corporation duly organized and existing under laws of the State of New Hampshire, and having its principal office in the City of Manchester, New Hampshire, and Washington International Insurance Company, a corporation organized and existing under the laws of the State of Arizona and having its principal office in the city of Itasca, Illinois, each does hereby make, constitute and appoint:

MARK C. BUNDY, NANCY R. CHUNTA, TAMMY A. WARD

AND WILLIAM E. CRAWLEY

JOINTLY OR SEVERALLY

Its true and lawful Attorney(s)-in-Fact, to make, execute, seal and deliver, for and on its behalf and as its act and deed, bonds or other writings obligatory in the nature of a bond on behalf of each of said Companies, as surety, on contracts of suretyship as are or may be required or permitted by law, regulation, contract or otherwise, provided that no bond or undertaking or contract or suretyship executed under this authority shall exceed the amount of:
TEN MILLION (10,000,000.00) DOLLARS

This Power of Attorney is granted and is signed by facsimile under and by the authority of the following Resolutions adopted by the Boards of Directors of both North American Specialty Insurance Company and Washington International Insurance Company at meetings duly called and held on the 24th of March, 2000:

"RESOLVED, that any two of the President, any Senior Vice President, any Vice President, any Assistant Vice President, the Secretary or any Assistant Secretary be, and each or any of them hereby is authorized to execute a Power of Attorney qualifying the attorney named in the given Power of Attorney to execute on behalf of the Company bonds, undertakings and all contracts of surety, and that each or any of them hereby is authorized to attest to the execution of any such Power of Attorney and to attach therein the seal of the Company; and it is

FURTHER RESOLVED, that the signature of such officers and the seal of the Company may be affixed to any such Power of Attorney or to any certificate relating thereto by facsimile, and any such Power of Attorney or certificate bearing such facsimile signatures or facsimile seal shall be binding upon the Company when so affixed and in the future with regard to any bond, undertaking or contract of surety to which it is attached."



By [Signature]
Daniel G. Gibson, VP, CFO & Treasurer of North American Specialty Insurance Company & Washington International Insurance Company



By [Signature]
Steven P. Anderson, Sr. Vice President of Washington International Insurance Company & Vice President of North American Specialty Insurance Company

IN WITNESS WHEREOF, North American Specialty Insurance Company and Washington International Insurance Company have caused their official seals to be hereunto affixed, and these presents to be signed by their authorized officers this 17 day of August, 2001.

North American Specialty Insurance Company
Washington International Insurance Company

State of Illinois
County of DuPage ss:

17 day of August, 2001, before me, a Notary Public personally appeared and Daniel G. Gibson, VP, CFO and Treasurer of both aforementioned companies and Steven P. Anderson, Sr. Vice President of Washington International Insurance Company and Vice President of North American Specialty Insurance Company personally known to me, who being by me duly sworn, acknowledged that they signed the above Power of Attorney as officers of and acknowledged said instrument to be the voluntary act and deed of their respective companies.



[Signature]

Yasmin A. Patel, Notary Public

I, Robert I. Cate, the duly elected VP & Assistant Secretary of North American Specialty Insurance Company and Washington International Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney given by said North American Specialty Insurance Company and Washington International Insurance Company, which is still in full force and effect.

IN WITNESS WHEREOF, I have set my hand and affixed the seals of the Companies this 26th day of February, 2002.

[Signature]

Robert I. Cate, VP & Assistant Secretary

Department of Public Works
Post Office Box 15225
Chesapeake, Virginia 23328
(757) 382-6101
(757) 382-6310 FAX
(757) 382-8537 FAX

December 23, 2002

Wymer W. Manning, III, P.E.
Hassell & Folkes, P.C.
325 Volvo Parkway
Chesapeake, Virginia 23320

RE: Etheridge Greens, AC# 014082

Dear Mr. Manning:

Enclosed is one (1) copy of the revised site plan for the referenced project received on December 23, 2002 approved for construction of erosion & sediment control facilities and storm drainage facilities only. This approval is based on your certification that the design of all improvements conforms to applicable sections of the Chesapeake City Code and to all volumes of the current Public Facilities Manual. Any nonconforming designs must be corrected prior to acceptance of the improvements.

This approval is subject to:

1. The individual responsible for land disturbing activities holding a Certificate of Competence.
2. The same provisions as the approved plan of January 16, 2002,^d and the subsequent revision approved May 8, 2002.^v

The change approved by this revision is the addition of several BMPs (water features for the golf course).

Any deviation from the approved plan to include field conditions that are different will have to be submitted as a plan revision and approved by this department prior to construction.

If I can be of further assistance, you may reach me at (757) 382-6257.

December 23, 2002
Wymer W. Manning, III, P.E.
Hassell & Folkes, P.C.
RE: Etheridge Greens, AC# 014082

Page 2

Yours very truly,



Ed West, P.E.
Engineer II

Enclosure (1)

cc: Mr. Tim Davis, Zoning Administrator (w/enclosure - 1)
David G. Dombroski, Permits Engineer (w/enclosures - 2)
File Room (w/enclosures - 2)

Mr. Robert DiBerardinis
Combustion Products Management, Inc.
1229 Kingsbury Drive
Chesapeake, Virginia 23322

Department of Public Works
Post Office Box 15225
Chesapeake, Virginia 23328
(757) 382-6101
(757) 382-6310 FAX
(757) 382-8537 FAX

May 8, 2002

Wymer W. Manning, III, P.E.
Hassell & Folkes, P.C.
325 Volvo Parkway
Chesapeake, Virginia 23320

RE: Revision to Etheridge Greens Golf Course Erosion and Sediment Control Plan, AC# 014082

Dear Mr. Manning:

Enclosed are two (2) copies of the revised site plan received on May 7, 2002 approved for construction of erosion & sediment control facilities and storm drainage facilities only.

This approval is based on your certification that the design of all improvements conforms to the current Public Facilities Manual. Any non-conforming designs must be corrected prior to acceptance of the improvements.

Certain minor revisions are noted in red on the plans. These plans are approved subject to incorporation of these revisions.

This approval is subject to the same provisions as the approved plan of January 16, 2002.

The changes approved by this revision are as follows:

1. Construction of the BMP and associated structures.
2. Location of construction entrance to coincide with that shown on right-of-way improvement plans approved March 21, 2002.
3. Addition of BMP information to coversheet (stapled).

Any further deviation from the approved plan will have to be submitted as a plan revision and approved by this Department prior to construction.

At the time of construction, should field conditions be different from those represented by the plans,

May 8, 2002

Wymer W. Manning, III, P.E.

Hassell & Folkes, P.C.

RE: Revision to Etheridge Greens Golf Course Erosion and Sediment Control Plan, AC# 014082

Page 2

a plan revision must be submitted to this office for approval prior to construction on any items that could be affected by the revision.

Should you have any questions or need additional information, please contact me at (757) 382-6257.

Sincerely,



Ed West

Engineer II

Enclosure

cc: Mr. Tim Davis, Zoning Administrator (w/enclosure - 1)
Mr. David G. Dombroski, Permits Engineer (w/enclosures - 2)
File Room (w/enclosures - 2)

Mr. Robert DiBerardinis
Combustion Products Management, Inc.
1229 Kingsbury Drive
Chesapeake, Virginia 23322

Department of Public Works
Post Office Box 15225
Chesapeake, Virginia 23328
(757) 382-6101
(757) 382-6310 FAX
(757) 382-8537 FAX

March 8, 2002

Mr. Wymer W. Manning, P.E.
Hassell & Folkes, P.C.
325 Volvo Parkway
Chesapeake, VA 23320

RE: Etheridge Greens - AC #014082 00

Dear Mr. Manning:

Enclosed is one (1) copy of the revised site plan received on March 8, 2002 approved for construction of entrance and street improvements and erosions and sediment control.

This approval is based on your certification that the design of all improvements conforms to the current Public Facilities Manual. Any non conforming designs must be corrected prior to acceptance of the improvements.

Certain minor revisions are noted in red on the plans. These plans are approved subject to incorporation of these revisions.

This approval is subject to the same provisions as the approved plan of January 23, 2002.

The changes approved by this revision are as follows:

1. The storm drainage from 1 to 4.
2. Curb notch.

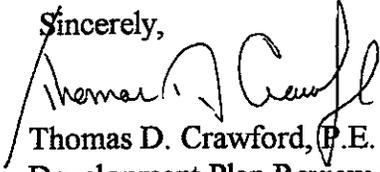
Any further deviation from the approved plan will have to be submitted as a plan revision and approved by this Department prior to construction.

At the time of construction, should field conditions be different from those represented by the plans, a plan revision must be submitted to this office for approval prior to construction on any items that could be affected by the revision.

Mr. Wymer W. Manning, P.E.
RE: Etheridge Greens - AC #014082 00
March 8, 2002, page 2

Should you have any questions or need additional information, please contact me at (757) 382-6274.

Sincerely,



Thomas D. Crawford, P.E.
Development Plan Review Supervisor

TDC/ses
Enclosure

cc: Mr. Tim Davis, Zoning Administrator (w/enclosure - 1)
Department of Public Utilities (w/enclosure - 1)
Mr. David G. Dombroski, Permits Engineer (w/enclosures - 2)
Mr. Harold W. Creason, Fire Inspector
File Room (w/enclosures - 2)

Combustion Products Management, Inc.
1229 Kingsbury Drive
Chesapeake, VA 23322

Bob DiBernardinis
546 2462

Department of Public Works
Post Office Box 15225
Chesapeake, Virginia 23328
(757) 382-6101
(757) 382-6310 FAX
(757) 382-8537 FAX

January 28, 2002

Mr. Butch Manning, P.E.
Hassell & Folkes, P.C.
325 Volvo Parkway
Chesapeake, VA 23320

82,000
462

**RE: SITE PLAN - ETHERIDGE GREENS
CENTERVILLE TURNPIKE & WHITTAMORE ROAD IMPROVEMENTS
AC# 014082 00**

Dear Mr. Manning:

Enclosed is one (1) copy of the site plan for the referenced project received on December 28, 2001 and conditionally approved for construction of entrance and street improvements and erosion & sediment control. This approval is based on your certification that the design of all improvements conforms to applicable sections of the Chesapeake City Code and to all volumes of the current Public Facilities Manual. Any nonconforming designs must be corrected prior to acceptance of the improvements.

This plan approval is subject to a plan revision addressing the following items:

1. Roadway Improvements:
 - a. A detail shall be provided to show proposed curve geometry for Centerville Turnpike. Show the following: point of tangency, point of curvature, radii of inside, center, and outside curves, transition length (L=WS) from the curve to the inside and outside curves, length of transition (LS), etc. Per review, it is unclear how the transition is made from the existing roadway to the outside and inside curve radii. The transition should be made using L=WS. Please revise plan as needed.
 - b. Provide additional grades at the intersection of Centerville Turnpike and Whittamore Road to clearly show the grade transitions.
2. Storm Sewer Drainage System:
 - a. Revise the proposed drainage along the northern section of Centerville Turnpike. Provide a catch basin with a cross culvert at station 7+42(+/-). The culvert will connect into a proposed drop inlet on the eastern side of Centerville Turnpike. The storm sewer system on the eastern side shall be re-aligned such that the pipes are behind the curb and gutter. From the drop inlet, a pipe will exit, cross underneath the proposed entrance, and connect into the existing ditch to the south. Sand Cement bags (EC-2) shall be provided at the pipe outlet until 2:1 side slopes can be established.
 - b. Between Structures 2 and the red-lined drop inlet, revise rim elevations and swale

configuration to drain the right-of-way behind the curb to the proposed storm sewer system. Please provide all necessary calculations to support design.

- c. The storm sewer piping inverts shall remain deep to provide for future development.
 - d. From station 7+42(+/-) to the proposed structure 5, where applicable, fill the existing swale/ditch to avoid future drainage and erosion problems. The adjacent area behind the curb may be drained by the proposed curb and gutter. The gutter pan may be extended beyond two (2) feet to provide for drainage of adjacent areas. Please review and revise applicable areas and sections accordingly.
 - e. Per PFM, Volume II, MCB-1A is a double catch basin structure. Provide a detail for the proposed "triple" MCB-1A
3. Please note that one (1) additional copy of the site plan has been provided to show red-line comments for the future plan revision submittal.

This approval is subject to:

1. The individual responsible for land disturbing activities holding a Certificate of Competence.
2. Certain minor revisions are noted in red upon the plans. These plans are approved subject to incorporation of these revisions.

In addition to the above required changes, the following are advisory:

1. Prior to site plan approval for the proposed golf course, a deed is required for right-of-way dedication and drainage easements.
2. Along Centerville Turnpike and Whittamore Road, ditch and shoulder improvements will be required for the full extent of the roadside frontage for the golf course site plan.

It is the developer's responsibility to obtain the appropriate clearances from the Virginia Department of Health and Department of Environmental Quality. Improvements within any wetlands area may require Army Corps of Engineers, Department of Environmental Quality, Coast Guard or the Local Wetlands Board approval. It is the responsibility of the developer and his consultant engineer to determine if approval is required from these or any other regulatory agencies. Approval and all permits from the proper environmental authorities shall be obtained prior to land disturbing.

This approval is valid for a period of five (5) years. Permits requested subsequent to January 24, 2007 will be subject to the regulations and specifications of the City of Chesapeake which are in effect at that time.

Any deviation from the approved plan to include field conditions that are different will have to be submitted as a plan revision and approved by this department prior to construction.

Prior to construction:

1. Contact the Permits Engineer, Mr. David G. Dombroski (757) 382-6304, for the following:

- a) A Land Disturbing Permit must be obtained from this department prior to commencing any land disturbing. The permittee must provide a Certificate of Competence that qualifies the contractor to perform land disturbing activities.

Excavation shall be limited to the specified areas indicated on the approved construction plan. Excavation not conducted for the sole purpose of preparing a site for construction, as shown on the approved construction plan, requires a Use Permit in accordance with Chapter 26, Article VII of the City Code, if the excavated material is removed from the site. Prior to removal of any excavated material from the site, all bonds and permits necessary for plan implementation shall be posted and obtained.

- b) A Stormwater Permit must be obtained prior to any permit other than Land Disturbing Permit.
- c) A Right-of-Way Permit must be obtained prior to commencing work within a City maintained right-of-way or easement.
- d) Once these permits are obtained, it is required that the Permits Engineer be notified at least forty-eight (48) hours prior to commencement of construction of public facilities so that inspection may be scheduled.

2. Permit approval from the proper environmental authorities shall be obtained.

3. Prior to beginning construction, it is the developer's responsibility to contact Virginia Power to ensure the proposed improvements do not conflict with restrictions that apply within their rights-of-way and/or easements.

Prior to issuance of a building permit:

1. A Land Disturbing Permit, a Right-of-Way Permit, and a Stormwater Permit must be obtained.

Prior to receiving a Certificate of Occupancy from the Department of Inspections:

1. The Public Works related improvements proffered by the developer shall be inspected and approved.

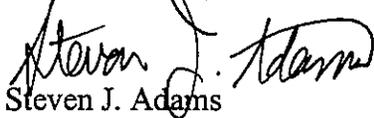
2. The Stormwater Management Plan shall be implemented and approved.
3. Site engineer must submit a Statement of Completion to the Department of Inspections.

Prior to final inspection, acceptance, and activation of any public facilities or utilities, it will be necessary that the following documents be submitted to this department:

1. A Defect Bond to guarantee the performance of the public facilities for a period of two (2) years from the date of acceptance of all physical improvements.
2. A set of reproducible "Construction Record Drawings" for these public facilities. These drawings shall consist of plans that have been corrected to include all construction amendments.
3. Submit additional documents as required by the Department of Public Utilities. A letter will be forthcoming from that Department requesting this information. Any required approvals or certificates from Virginia Department of Health and Department of Environmental Quality must be received by Department of Public Utilities.

If I can be of further assistance, you may reach me at (757) 382-6126.

Yours very truly,



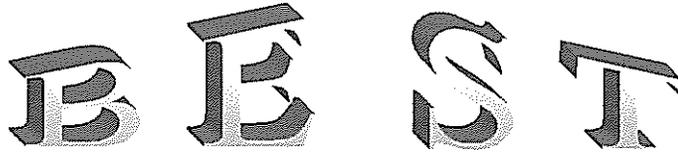
Steven J. Adams
Civil Engineer II

Enclosure (1)

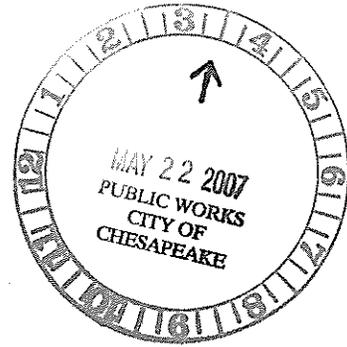
cc: Mr. Tim Davis, Zoning Administrator (w/enclosure - 1)
Department of Public Utilities (w/enclosure - 1)
Mr. David G. Dombroski, Permits Engineer (w/enclosures - 2)
Mr. Harold W. Creason, Fire Inspector
File Room (w/enclosures - 2)

Virginia Department of Health
Southeast Virginia Engineering Field Office
5700 Thurston Avenue, Suite 203
Virginia Beach, Virginia 23455-3302

Combustion Products Management, Inc.
1229 Kingsbury Drive
Chesapeake, VA 23322



Blake Engineering Services of Tidewater, PLLC.



May 22, 2007

Mr. Jay Tate, PE
City of Chesapeake
Department of Public Works
P.O. Box 15225
Chesapeake, Virginia 23328-5225

RE: Etheridge Greens
AC#014082

Dear Mr. Tate:

On behalf of our client, we are respectfully requesting a substitution for the replacement of 10" of asphalt as directed by the City's letter of May 26, 2004. Per the inappropriately pavement depth on the above referenced project, it is acknowledged that the thickness of the pavement placed does not meet the design as shown by the pavement cores taken. There is also no debate that that a "mill and overlay" will not substitute for actual pavement thickness either. But as the attached photographs show the pavement in the project vicinity has held up well with construction truck traffic for the past three years. (the exception being the pavement failure directly above the storm drainage pipe crossing). This is not to challenge the actual pavement design. As a suggestion, instead of replacing pavement that appears to be structurally sound for the most part, a mill and overlay for both the project area and expanded areas immediately to the north to say Fentress Road would seem more beneficial to the traveling public.

Please contact me if you have any questions or should wish to discuss the matter further at (757) 237-1657.

Sincerely,

John W. Blake, II, P.E.











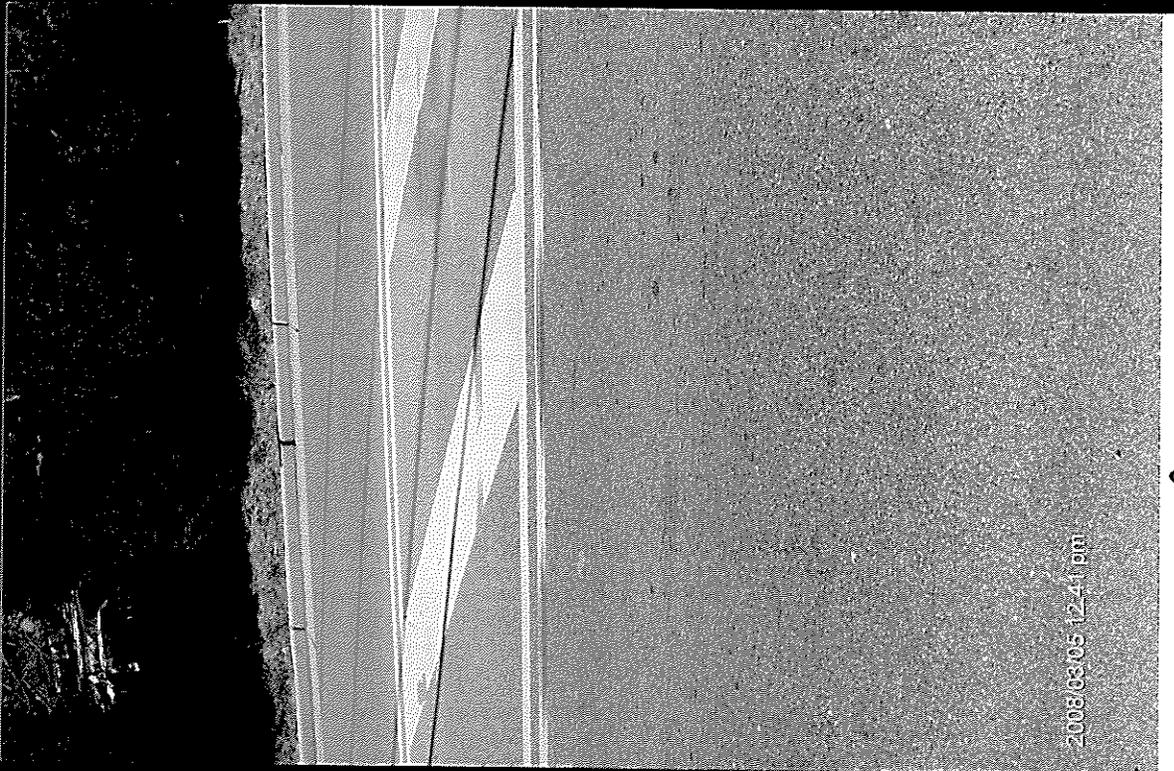






2008/03/05 12:40 pm

GOOD PAVEMENT



2008/03/05 12:41 pm

GOOD PAVEMENT



GOOD PAVEMENT



CRACKED PAVEMENT



OFF SITE PAYMENT



6000
PAYMENT → OFF SITE



2008/03/05 12:46 pm

North Street - Pleasant

Dave Dombroski - Re: Centerville Turnpike

From: Dave Dombroski
To: John Blake
Date: 2/13/2007 4:28:35 PM
Subject: Re: Centerville Turnpike
CC: Jay Tate; Mark Curry

John,

A simple mill and overlay will not restore pavement strength. Please review my letter of May 26, 2004 and the core sample report dated December 22, 2003(Attached) and use them as the basis for a pavement reconstruction design. Should you need additional information, please call or email.

>>> "John Blake" <johnb@midgetteandassociates.com> 02/01/07 11:13 AM >>>
At your earliest connivance, would you please let me know the requirement for Centerville Turnpike improvements? Personally, I am thinking that milling and overlaying a larger area than the original project scope as a compromise. As I would think it would be a waste to just dig up the road and put more asphalt for a road section that "appears" to be working for the most part. I am suggesting as a compromise, that instead of tearing up the project area's asphalt and repaving that we mill and overlay more than the project area..... say 500 hundred feet north and south of the project area.

Please let me know As all of us would like the issue to go away
Thanks

John W. Blake, II, P.E.
JohnB@midgetteandassociates.com

Midgette and Associates, P.C.
115 Bruton Court, Unit C
Chesapeake, Virginia 23322
Phone: (757) 547-3686
Fax: (757) 547-5701

October 11, 2005

City of Chesapeake
Department of Public Works
PO Box 15225
Chesapeake, VA 23328



Re. Fentress Property
Centerville Tpk. & Whittamore Rd.
Tax Map No. 0620000000050
DB 3847 pg. 224

Att: Dave Dunbrowski:

As owner of a 1/3 undivided interest in the above parcel of land and on behalf of the other undivided owners, namely, my sister Paige Fentress Custer, and my two nieces, Sue Fentress Phelps and Bonnie Fentress Baldwin, who have authorized me to write on their behalf, I hereby grant permission and authorize the City of Chesapeake to install pipe in the ditch along the east side of Centerville Turnpike and around the corner turn onto Whittamore Road, without expense to the owners.

My telephone number is 482-3560 if there are any questions.

Sincerely,

Bettie Fentress Grissom

DATE 3/07/05
TIME 16:22:37

CITY OF CHESAPEAKE
TAX ID # ASSESSMENT SUMMARY

PARCEL - 0620000000050
BORO - 04 RATE .01280

OWNER - CUSTER PAIGE F ET ALS
PROJECT -
PROPERTY- WHITTAMORE ROAD
LEGAL - TRS 2-8 & 11 ROACHE & FENTRESS PLAT 149.720 AC

OWNER CD -
CEN TRACT-
STAT AREA-
ZONING - A1

PURCHASE DATE - 03/08/99 PURCHASE AMOUNT -
DEED BOOK REF. 3847 DEED PAGE REF. 224
MAP BOOK REF. 21 MAP PAGE REF. 24

TAX ID # STATUS: EXISTING SINCE UNKNOWN NC- 0472 PT- RL
CREATED FROM TAX ID 000000000000 STATE CLS- 006
SPECIAL PROGRAMS 1- 2- *CURRENT LAND USE PARCEL*

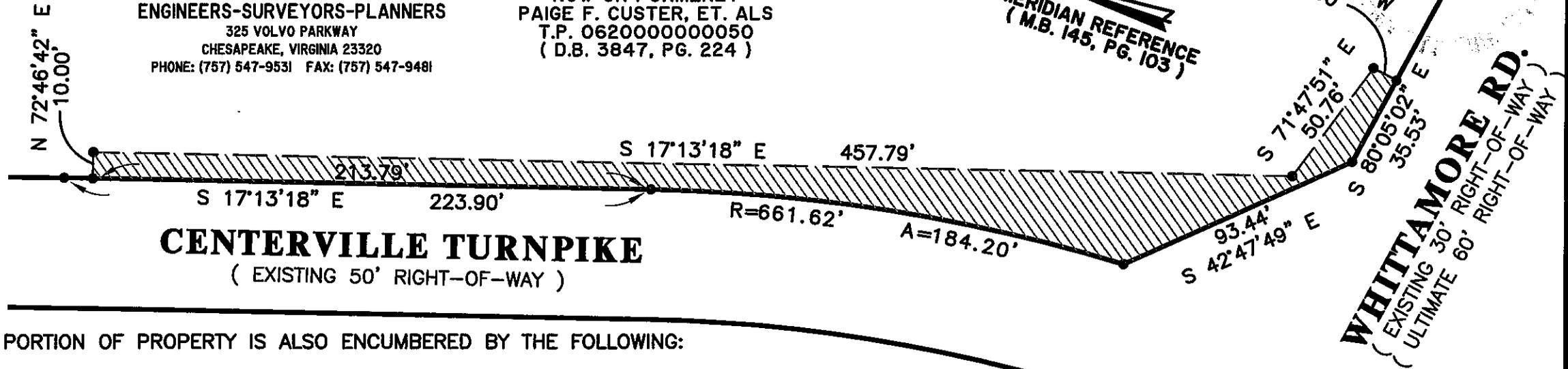
-----ASSESSMENT VALUES-----
LAND IMPROVEMENT TOTAL
PREVIOUS TAX YEAR 299,400 299,400
CURRENT TAX YEAR 299,400 299,400
ADJ CUR TAX YEAR
FUTURE TAX YEAR 329,400 329,400

-----SCREEN OPTIONS-----
OPT'S 1 FW; 2 BW; 3 NAM; 4 ST; 5 OWNERS; 6 TAX; 7 MADD; 8 IMPV DESC; 10 LAND
9 HELP; 12 OTHER OPTIONS MENU OPTION.. PA2 EXIT REAL07M



HASSELL & FOLKES, P.C.
 ENGINEERS-SURVEYORS-PLANNERS
 325 VOLVO PARKWAY
 CHESAPEAKE, VIRGINIA 23320
 PHONE: (757) 547-9531 FAX: (757) 547-9481

NOW OR FORMERLY
 PAIGE F. CUSTER, ET. ALS
 T.P. 062000000050
 (D.B. 3847, PG. 224)



THIS PORTION OF PROPERTY IS ALSO ENCUMBERED BY THE FOLLOWING:

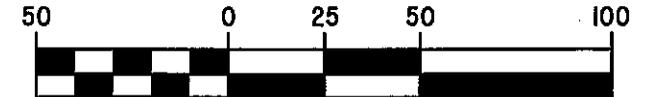
- 1.) 10' TELEPHONE COMPANY ESM'T (SHPB 1, PG. 467)
- 2.) 20' VA. NATURAL GAS PERMANENT R/W ESM'T (D.B. 4587, PG. 764)
- 3.) VARIABLE WIDTH H.R.S.D. ESM'T (D.B. 5120, PG. 53) (M.B. 145, PG. 103)

THESE EASEMENTS ARE REFERENCED BUT NOT SHOWN FOR CLARITY.

BOUNDARY AND EASEMENTS AS SHOWN ON "PLAT SHOWING EASEMENT FOR HAMPTON ROADS SANITATION DISTRICT SOUTHEASTERN I.F.M. FROM PAIGE F. CUSTER et. als. PLEASANT GROVE BOROUGH - CHESAPEAKE VIRGINIA" DATED OCTOBER 7, 2002, PREPARED BY LEE S. ROOD, P.C. AND RECORDED IN MAP BOOK 145, PAGE 103.



DENOTES VARIABLE WIDTH
 PUBLIC DRAINAGE EASEMENT
 AREA = 7,341 SQ. FT.
 AREA = 0.169 ACRES



1 inch = 50 ft.

EXHIBIT "A" SHOWING
**VARIABLE WIDTH PUBLIC
 DRAINAGE EASEMENT**

T.P. 062000000050
 NOW OR FORMERLY

PAIGE F. CUSTER, ET. ALS

BUTTS ROAD BOROUGH CHESAPEAKE, VIRGINIA
 SCALE: 1"=50' DECEMBER 12, 2003 2200

Department of Public Works
Post Office Box 15225
Chesapeake, Virginia 23328
(757) 382-6101
(757) 382-6310 FAX
(757) 382-8537 FAX

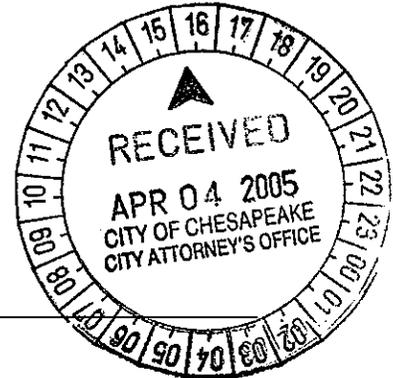
MEMORANDUM

TO: Mr. Ronald S. Hallman, City Attorney

FROM: David G. Dombroski, Permits Engineer, Public Works *DGD*

DATE: April 4, 2005

RE: **ETHERIDGE GREENS – AC #01408200**



Please find attached permit bond for the above referenced site. The bond amount is correct.

Please approve same as to form and return to this office for further handling.

Please call Lutricia Sykes at ext. 6269 when ready for pick up.

DGD:ls
Attachment

MEMORANDUM

TO: Mr. Ronald S. Hallman, City Attorney

FROM: David G. Dombroski, Permits Engineer, Public Works 

DATE: April 4, 2005

RE: **ETHERIDGE GREENS – AC #01408200**

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Please approve same as to form and return to this office for further handling.

Please call Lutricia Sykes at ext. 6269 when ready for pick up.

DGD:ls
Attachment

Department of Public Works
Post Office Box 15225
Chesapeake, Virginia 23328
(757) 382-6101
(757) 382-6310 FAX
(757) 382-8537 FAX

March 24, 2005

Adroit Utilities
Mr. Brian Malcolm
1729 West Road, Suite 4
Chesapeake, VA 23323

SUBJECT: Etheridge Greens, AC# 01408200

Dear Mr. Malcolm,

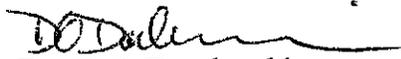
As per your request, please find enclosed one permit bond form and two unsigned right-of-way permits for the referenced site. The required permit bond amount is \$82,000.00 and the permit fee is \$147.00. This will cover the right-of-way permit only. It is the responsibility of the permittee to obtain all permits that may be required by any other regulatory agencies. Please be advised that authorization under Section 404 of the Clean Water Act may be required prior to discharging dredged or fill material on this or any other site. The verbiage for the permit bond is as follows:

“Construct all improvements in accordance with approved plan of Etheridge Greens”

If a letter of credit is to be used as bond, it must be good for one year longer than the permit and it must be negotiable in the local Hampton Roads area. Please contact me for more detailed information regarding the execution of the bond form, if a letter of credit is to be used. In any event, be certain that the name and title of the person or persons signing any and all documents is typed beneath their signature. Only the president or a vice-president may sign for a corporation, unless a valid power of attorney for the person signing is submitted with the documents that person signed. Also, the permittee must submit evidence of contractor's public liability insurance (insurance certificate) with the permit bond. The amount of the insurance policy cannot be less than \$50,000.00. Failure to submit the insurance certificate with the bond form will result in a processing delay.

If I can be of any assistance regarding this matter, please advise.

Cordially,


David G. Dombroski
Permits Engineer

G:\sefolder\bmary\dombroski\01408200 Etheridge 032405 L16

**CPM Virginia LLC
Caribe Aggregates, LTD**

Neil Wallace, President
ntwallace@aol.com

February 1, 2005

Mr. David Dombroski
Permits Engineer
Department of Public Works
Chesapeake, VA 23328

Dear Dave:

This letter will confirm our agreement that CPM Virginia LLC intends to solicit bids in the next two weeks to do the pipe work on the Grissom property with the intent that the work be completed within sixty days from today's date and that as part of the bid request, bidders will be required to post the bond for \$82,000.

Very truly yours,



Neil Wallace

MEMORANDUM

To: David G. Dombroski, Permits Engineer/Public Works Dept.

From: Joseph M. DuRant, Assistant City Attorney 

Re: Etheridge Green
Ac #01408200
Permit Bond

Date: January 25, 2005

Please note that the above-referenced document has been approved as to form and is being returned to you for further handling.

Enclosure



Department of Public Works
Post Office Box 15225
Chesapeake, Virginia 23328
(757) 382-6101
(757) 382-6310 FAX
(757) 382-8537 FAX

MEMORANDUM

TO: Mr. Ronald S. Hallman, City Attorney 
FROM: David G. Dombroski, Permits Engineer, Public Works
DATE: January 25, 2005
RE: **ETHERIDGE GREEN – AC #01408200**

Please find attached permit bonds for the above referenced site. The bond amounts are correct.

Please approve same as to form and return to this office for further handling.

Please call Lutricia Sykes at ext. 6269 when ready for pick up.

DGD:ls
Attachment

January 19, 2005

Department of Public Works
Post Office Box 15225
Chesapeake, Virginia 23328
(757) 382-6101
(757) 382-6310 FAX
(757) 382-8537 FAX

VFL Technology Corporation
Mr. Jim Delizzio
16 Hagerty Boulevard
West Chester, PA 19382

RE: ETHERIDGE GREENS, PHASE IA – AC #01408200

Dear Mr. DeLizzio:

As per your request, please find enclosed one permit form, one land disturbing permit application, two unsigned land disturbing permits and two unsigned stormwater permits for the referenced site. The required permit bond amount is \$320,000.00 and the permit fee is \$150.00. This will cover the land disturbing and stormwater permits only. Please be advised that obtaining a land disturbing permit does not authorize the operation of a borrow pit or the excavation of retention/detention area; these types of excavations must be approved, bonded and conducted in accordance with Chapter 26, Article VII of the Chesapeake City Code. It is the responsibility of the permittee to obtain all permits which may be required by any other regulatory agencies. Please be advised that authorization under Section 404 of the Clean Water Act may be required prior to discharging dredged or fill material into wetlands on this or any other site. The verbiage for the permit bond is as follows:

“Clearing, filling, excavating, grading or transporting or any combination thereof, installation and maintenance of all erosion and sediment control facilities and construction of all stormwater management facilities in accordance with approved plan of Etheridge Greens, Phase IA“.

If a letter of credit is to be used as bond, it must be good for one year longer than the permit and it must be negotiable in the local Hampton Roads area. Please contact me for more detailed information regarding the execution of the bond form if a letter of credit is to be used. In any event, be certain that the name and title of the person or persons signing any and all documents is typed beneath their signature. Only the president or a vice-president may sign for a corporation unless a valid power of attorney for the person signing is submitted with the documents that person signed. Also, the permittee must submit evidence of contractors public liability insurance (insurance certificate) with the permit bond. The amount of the insurance policy cannot be less than \$50,000.00. Failure to submit the insurance certificate with the bond will result in a processing fee.

Should you require any additional information, please contact me at (757) 382-6304.

Sincerely,



David G. Dombroski
Permits Engineer

DGD:ls
Enclosure

January 19, 2005

Department of Public Works
Post Office Box 15225
Chesapeake, Virginia 23328
(757) 382-6101
(757) 382-6310 FAX
(757) 382-8537 FAX

VFL Technology Corporation
Mr. Jim DeLizzio
16 Hagerty Boulevard
West Chester, PA 19382

RE: ETHERIDGE GREENS, PHASE I – AC #01408200

Dear Mr. DeLizzio:

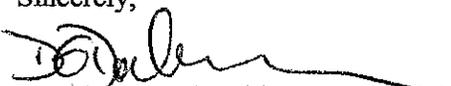
As per your request, please find enclosed one permit form, one land disturbing permit application, two unsigned land disturbing permits and two unsigned stormwater permits for the referenced site. The required permit bond amount is \$184,000.00 and the permit fee is \$150.00. This will cover the land disturbing and stormwater permits only. Please be advised that obtaining a land disturbing permit does not authorize the operation of a borrow pit or the excavation of retention/detention area; these types of excavations must be approved, bonded and conducted in accordance with Chapter 26, Article VII of the Chesapeake City Code. It is the responsibility of the permittee to obtain all permits which may be required by any other regulatory agencies. Please be advised that authorization under Section 404 of the Clean Water Act may be required prior to discharging dredged or fill material into wetlands on this or any other site. The verbiage for the permit bond is as follows:

“Clearing, filling, excavating, grading or transporting or any combination thereof, installation and maintenance of all erosion and sediment control facilities and construction of all stormwater management facilities in accordance with approved plan of Etheridge Greens, Phase I”.

If a letter of credit is to be used as bond, it must be good for one year longer than the permit and it must be negotiable in the local Hampton Roads area. Please contact me for more detailed information regarding the execution of the bond form if a letter of credit is to be used. In any event, be certain that the name and title of the person or persons signing any and all documents is typed beneath their signature. Only the president or a vice-president may sign for a corporation unless a valid power of attorney for the person signing is submitted with the documents that person signed. Also, the permittee must submit evidence of contractors public liability insurance (insurance certificate) with the permit bond. The amount of the insurance policy cannot be less than \$50,000.00. Failure to submit the insurance certificate with the bond will result in a processing fee.

Should you require any additional information, please contact me at (757) 382-6304.

Sincerely,



David G. Dombroski
Permits Engineer

DGD:ls
Enclosure

**** Transmit Conf. Report ****

P:1

Jan 19 2005 10:58

Fax/Phone Number	Mode	Start	Time	Page	Result	Note
916109187222	NORMAL	19,10:58	2'00"	10	# 0 K	



City of Chesapeake
 Department of Public Works
 Post Office Box 15225
 Chesapeake, Virginia 23328-5225
 (757) 382-6101
 Fax. (757) 382-6310
 Fax. (757) 382-8537

FAX COVER SHEET

TO: Jim DELIZIO	FROM: Dave Dombrowski
Company Name: WFL	Date: 1/19/05
Office Location:	Division/Office Location: PUBLIC WORKS - ENGINEERING
Fax Number: 610 918 7222	Phone Number: 757 382 6304

SUBJECT: ETHERIDGE GREENS ACT# 01408200

- Urgent
 Reply ASAP
 Please Comment
 Please Review
 For Your Information
 As Requested
 As Discussed

Total pages, including cover: 10

COMMENTS: Jim,
 GIVE ME A CALL IF YOU NEED SOME HELP.
 2209

City of Chesapeake
 Department of Public Works
 Post Office Box 15225
 Chesapeake, Virginia 23328-5225
 (757) 382-6101
 Fax. (757) 382-6310
 Fax. (757) 382-8537

FAX COVER SHEET

TO: Jim DELIZZIO	FROM: Dave Dombroski
Company Name: WFL	Date: 1/19/05
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Fax Number: 610 918 7222	Phone Number: 757 382 6304

SUBJECT: Etheridge GREENS ACT# 01408200

Urgent
 Reply ASAP
 Please Comment
 Please Review
 For Your Information
 As Requested
 As Discussed

Total pages, including cover: 10

COMMENTS: Jim,
 GIVE ME A CALL if you need some help.



Original will be sent via US Mail
 Unless requested otherwise, this is the only copy you will be sent.

Copy Forwarded to: _____

pwppn 3.0.3V
102301

CITY OF CHESAPEAKE
PUBLIC WORKS DEPARTMENT 382-6101
LAND DISTURBING PERMIT

01/19/05

Permit Number N 0500047 00
Project AC Number 014082 00

Permit Date 01/19/05
Tax Map Number 0620000000020

Description of Land Disturbing Activity. Clearing, filling, excavating, grading or transporting or any combination thereof in accordance with approved plan of ETHERIDGE GREENS PHASE 1
Location of Work 00000 WHITTAMORE ROAD
Contractor Number 5255
Name VFL TECHNOLOGY CORP
16 HAGERTY BLVD
City WEST CHESTER State PA Zip 19382 Phone

It is the landowner's responsibility to obtain appropriate clearances from other regulatory agencies. Improvements in any tidal or non-tidal wetlands area may require U.S. Army Corps of Engineers, Virginia Dept. of Environmental Quality, Coast Guard and/or local Wetlands Board approval. Approval and all permits from the proper environmental authorities shall be obtained prior to land disturbing activities.

In accordance with the provisions of Chapter 26 Article III of the City Code entitled "Erosion and Sediment Control Ordinance of Chesapeake, Virginia," the City of Chesapeake here by grants the permittee the right to engage in the land disturbing activities described in this permit at the location specified. Soil erosion that may arise from the aforesaid land disturbing activities shall be controlled by the soil erosion and sediment control measures described in and shown on the attached copy of the erosion and sediment control plan approved 1/16/02 and any Special Provisions contained herein. The work shall be carried out in accordance with the City of Chesapeake soil conservation program policies and practices described in the Chesapeake Erosion and Sediment Control Handbook. The Permittee is responsible for having knowledge of and adhering to the requirements described therein.

The erosion and sediment control work shall be performed in accordance with requirements of the approved soil erosion and sediment control plan in a manner satisfactory to the Department of Public Works, and if not so performed the City may in its discretion have emergency soil conservation measures taken at the expense of Permittee and/or Surety. The City of Chesapeake reserves full municipal control over subject of this permit.

Receipt is acknowledged of bond, letter of credit or cash escrow security described below in the amount of \$184,000.00 as a performance guarantee for the soil conservation actions referred to herein and to insure the City may take the aforesaid emergency soil conservation measures at the expense of Permittee should Permittee fail to do so within the specified time.

Performance Guarantee: Bond Number 014082 00 11

A charge equal to the cost of inspections shall be paid to the City prior to the release of the performance guarantee for the erosion and sediment control project.

Permittee agrees to perform the soil erosion and sediment control work herein described and to notify the Chesapeake Department of Public Works when the land disturbing activity commences and when the work has been completed.

Signature of Permittee _____

Processed by DAVE

2211

Number W 0500048 00 Date 01/19/05
Tax Map Number 0620000000020
Project AC Number 014082 00
Plan Approval Date 1/16/02 Bond 014082 00 11
Description of work ETHERIDGE GREENS PHASE 1
Location of Work 00000 WHITTAMORE ROAD
Contractor Number 5255
Name VFL TECHNOLOGY CORP

16 HAGERTY BLVD
WEST CHESTER State PA Zip 19382 Phone

Work under this permit shall be done under and in accordance with the provisions of the Chesapeake City Code, Chapter 26 Article VIII; and the Public Facilities Manual; and any improvements and stormwater facilities approved will be constructed, operated and maintained in a manner satisfactory to the Department of Public Works so far as said rules are applied hereto. This permit is required for all proposed stormwater facilities which discharge into the stormwater system of the City of Chesapeake or directly into the waters of the Commonwealth of Virginia and of the United States.

Said work shall be completed in a manner satisfactory to the Department of Public Works within 180 days from the date of this permit and if not so completed the Department of Public Works may, in its discretion, complete the work at the expense of the applicant, and may further make a claim against any surety, bond, or collateral held by the City. The City of Chesapeake reserves full municipal control over the subject of this permit, and reserves all rights and remedies accorded thereby.

The permittee agrees as follows: (1) To construct stormwater facilities as indicated on City approved site, construction or development plans and in accordance with the approved stormwater management plan; (2) To indemnify and hold the City harmless from all claims and damages arising from the work cited on this permit; (3) To comply with all applicable City or State construction standards or specifications; and (4) To allow access of City personnel upon the property to inspect the work.

The permittee and owner agree to operate and maintain stormwater facilities in accordance with the City approved Stormwater Management Plan; copy of which is attached hereto. The permittee and owner also agree to allow access of City personnel upon the property for maintenance inspections.

The permittee is also subject to the following special conditions:

This permit shall become void if the authorized work is not completed within three years after issuance of the permit or if the authorized work is suspended or abandoned for twelve consecutive months.

Permittee and owner agree to notify the Department of Public Works 48 hours before the work begins and when completed and to inspect and maintain the work as required by law. Permittee and owner acknowledge that Certified Construction Record Drawings shall be submitted to the Department of Public Works prior to the the issuance of a certificate of occupancy.

Signature of Permittee _____

pwppn 3.0.3V
102301

CITY OF CHESAPEAKE
PUBLIC WORKS DEPARTMENT 382-6101
LAND DISTURBING PERMIT

01/19/05

Permit Number N 0500049 00
Project AC Number 014082 00

Permit Date 01/19/05
Tax Map Number 0620000000020

Description of Land Disturbing Activity. Clearing, filling, excavating, grading or transporting or any combination thereof in accordance with approved plan of ETHERIDGE GREENS PHASE 1A
Location of Work 00000 WHITTAMORE ROAD
Contractor Number 5255
Name VFL TECHNOLOGY CORP
16 HAGERTY BLVD
City WEST CHESTER State PA Zip 19382 Phone

It is the landowner's responsibility to obtain appropriate clearances from other regulatory agencies. Improvements in any tidal or non-tidal wetlands area may require U.S. Army Corps of Engineers, Virginia Dept. of Environmental Quality, Coast Guard and/or local Wetlands Board approval. Approval and all permits from the proper environmental authorities shall be obtained prior to land disturbing activities.

In accordance with the provisions of Chapter 26 Article III of the City Code entitled "Erosion and Sediment Control Ordinance of Chesapeake, Virginia," the City of Chesapeake here by grants the permittee the right to engage in the land disturbing activities described in this permit at the location specified. Soil erosion that may arise from the aforesaid land disturbing activities shall be controlled by the soil erosion and sediment control measures described in and shown on the attached copy of the erosion and sediment control plan approved 1/16/02 and any Special Provisions contained herein. The work shall be carried out in accordance with the City of Chesapeake soil conservation program policies and practices described in the Chesapeake Erosion and Sediment Control Handbook. The Permittee is responsible for having knowledge of and adhering to the requirements described therein.

The erosion and sediment control work shall be performed in accordance with requirements of the approved soil erosion and sediment control plan in a manner satisfactory to the Department of Public Works, and if not so performed the City may in its discretion have emergency soil conservation measures taken at the expense of Permittee and/or Surety. The City of Chesapeake reserves full municipal control over subject of this permit.

Receipt is acknowledged of bond, letter of credit or cash escrow security described below in the amount of \$320,000.00 as a performance guarantee for the soil conservation actions referred to herein and to insure the City may take the aforesaid emergency soil conservation measures at the expense of Permittee should Permittee fail to do so within the specified time.

Performance Guarantee: Bond Number 014082 00 12

A charge equal to the cost of inspections shall be paid to the City prior to the release of the performance guarantee for the erosion and sediment control project.

Permittee agrees to perform the soil erosion and sediment control work herein described and to notify the Chesapeake Department of Public Works when the land disturbing activity commences and when the work has been completed.

Signature of Permittee _____

Number W 0500050 00 Date 01/19/05
Tax Map Number 0620000000020
Project AC Number 014082 00
Plan Approval Date 1/16/02 Bond 014082 00 12
Description of work ETHERIDGE GREENS PHASE 1A
Location of Work 00000 WHITTAMORE ROAD
Contractor Number 5255
Name VFL TECHNOLOGY CORP

16 HAGERTY BLVD
WEST CHESTER State PA Zip 19382 Phone

Work under this permit shall be done under and in accordance with the provisions of the Chesapeake City Code, Chapter 26 Article VIII; and the Public Facilities Manual; and any improvements and stormwater facilities approved will be constructed, operated and maintained in a manner satisfactory to the Department of Public Works so far as said rules are applied hereto. This permit is required for all proposed stormwater facilities which discharge into the stormwater system of the City of Chesapeake or directly into the waters of the Commonwealth of Virginia and of the United States.

Said work shall be completed in a manner satisfactory to the Department of Public Works within 180 days from the date of this permit and if not so completed the Department of Public Works may, in its discretion, complete the work at the expense of the applicant, and may further make a claim against any surety, bond, or collateral held by the City. The City of Chesapeake reserves full municipal control over the subject of this permit, and reserves all rights and remedies accorded thereby.

The permittee agrees as follows: (1) To construct stormwater facilities as indicated on City approved site, construction or development plans and in accordance with the approved stormwater management plan; (2) To indemnify and hold the City harmless from all claims and damages arising from the work cited on this permit; (3) To comply with all applicable City or State construction standards or specifications; and (4) To allow access of City personnel upon the property to inspect the work.

The permittee and owner agree to operate and maintain stormwater facilities in accordance with the City approved Stormwater Management Plan; copy of which is attached hereto. The permittee and owner also agree to allow access of City personnel upon the property for maintenance inspections.

The permittee is also subject to the following special conditions:

This permit shall become void if the authorized work is not completed within three years after issuance of the permit or if the authorized work is suspended or abandoned for twelve consecutive months.

Permittee and owner agree to notify the Department of Public Works 48 hours before the work begins and when completed and to inspect and maintain the work as required by law. Permittee and owner acknowledge that Certified Construction Record Drawings shall be submitted to the Department of Public Works prior to the the issuance of a certificate of occupancy.

Signature of Permittee _____

Department of Public Works
Post Office Box 15225
Chesapeake, Virginia 23328
(757) 382-6101
(757) 382-6310 FAX
(757) 382-8537 FAX

January 18, 2005

CPM Virginia, LLC
Mr. Neil T. Wallace
P. O. Box 6902
Williamsburg, Va 23188

Subj: ETHERIDGE GREENS - AC #01408200

Dear Mr. Wallace:

We have recently inspected the subject site and discovered multiple use permit violations. Approximately 8 acres of fly ash was uncovered at the time of inspection and additional fly ash was being delivered to the site with no active effort to cover it with soil. Use Permit 01-03 requires that no more than 4 acres of fly ash be exposed at any time and that the maximum period of exposure is seven days from the time of delivery. The fly ash has been exposed for more than seven days. The inspector also observed that electrical power to the well has been cut off preventing the regular application of water as is required by the use permit. We understand that the electrical power was restored on January 11, 2005, however, water is not being applied to the fly ash.

Additionally, it is our understanding that Inner View, Ltd. and C & M Contracting, Inc. are no longer involved with this project. It is required that the bonds supplied by these entities and the permits they secure be replaced. The paperwork to effect this transition was faxed to you on December 10, 2004.

Finally, the intersection improvements on Centerville Turnpike at Whittamore Road remain incomplete. This department allowed the commencement of fly ash delivery to the site based on the installation of a serviceable left turn land and the assurances of CPM Virginia, LLC that the ditch at the northeast quadrant of the Centerville/Whittamore intersection would be piped in a timely manner. Fly ash delivery has continued for approximately 18 months while the ditch remains unpiped. Lack of piping represents a degradation of pre-existing shoulder conditions which must be corrected.

Please be advised that no further fly ash delivery is permitted until the following actions are completed:

- 1) All exposed fly ash is covered with soil.
- 2) Water is regularly applied to any exposed fly ash.

CPM Virginia, LLC
RE: ETHERIDGE GREENS – AC #01408200
January 18, 2005
Page 2

- 3) All bonds and permits now supplied by Inner View Ltd. and C & M Contracting, Inc. be replaced.
- 4) Your submittal and our approval of a completion time line for the required pipe at the northeast quadrant of the Centerville/Whitamore intersection.

Should you need additional information, please call me at (757) 382-6304.

Cordially,



David G. Dombroski
Permits Engineer

DGD:ls

cc: Eric J. Martin, P.E., City Engineer
Jay B. Tate, Assistant City Engineer
Joe DuRant, Assistant City Attorney

Dominion Virginia Power
Mr. Max Bartholomew, Senior Manager External Affairs
4901 Princess Anne Road
Virginia Beach, Virginia 23462-4309

**** Transmit Conf. Report ****

P.1

Jan 19 2005 8:20

Fax/Phone Number	Mode	Start	Time	Page	Result	Note
95479481	NORMAL	19, 8:20	0'24"	3	# 0 K	



City of Chesapeake
 Department of Public Works
 Post Office Box 15225
 Chesapeake, Virginia 23328-5225
 (757) 382-6101
 Fax. (757) 382-6310
 Fax. (757) 382-8537

FAX COVER SHEET

TO: Grey	FROM: Dave Dombroski
Company Name: H & F	Date: 1/19/05
Office Location:	Division/Office Location: PUBLIC WORKS - ENGINEERING
Fax Number: 547 9481	Phone Number: 382-6304

SUBJECT: Etheridge GREENS A# 01408200

- Urgent
 Reply ASAP
 Please Comment
 Please Review
 For Your Information

- As Requested
 As Discussed

Total pages, including cover: 3

COMMENTS:
FYI

City of Chesapeake
Department of Public Works
Post Office Box 15225
Chesapeake, Virginia 23328-5225
(757) 382-6101
Fax: (757) 382-6310
Fax: (757) 382-8537

FAX COVER SHEET

TO: GREY	FROM: DAVE Dombroski
Company Name: H&F	Date: 1/19/05
Office Location:	Division/Office Location: PUBLIC WORKS - ENGINEERING
Fax Number: 547 9481	Phone Number: 382-6304

SUBJECT: Etheridge GREENS A# 01408200

Urgent
 Reply ASAP
 Please Comment
 Please Review
 For Your Information
 As Requested
 As Discussed

Total pages, including cover: 3

COMMENTS:

FYI

Original will be sent via US Mail

Unless requested otherwise, this is the only copy you will be sent.

Copy Forwarded to: _____

January 18, 2005

CPM Virginia, LLC
Mr. Neil T. Wallace
P. O. Box 6902
Williamsburg, Va 23188

Subj: ETHERIDGE GREENS - AC #01408200

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CPM Virginia, LLC
RE: ETHERIDGE GREENS – AC #01408200
January 18, 2005
Page 2

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Cordially,



David G. Dombroski
Permits Engineer

DGD:ls

cc: Eric J. Martin, P.E., City Engineer
Jay B. Tate, Assistant City Engineer
Joe DuRant, Assistant City Attorney

Dominion Virginia Power
Mr. Max Bartholomew, Senior Manager External Affairs
4901 Princess Anne Road
Virginia Beach, Virginia 23462-4309

**** Transmit Conf. Report ****

P.1

Jan 21 2005 11:53

Fax/Phone Number	Mode	Start	Time	Page	Result	Note
96453755	NORMAL	21,11:53	0'31"	3	# 0 K	



City of Chesapeake
 Department of Public Works
 Post Office Box 15225
 Chesapeake, Virginia 23328-5225
 (757) 382-6101
 Fax. (757) 382-6310
 Fax. (757) 382-8537

FAX COVER SHEET

TO: NEIL WALLACE	FROM: DAVE DOMBROSKI
Company Name: CPM VIRGINIA LLC	Date: 1/21/05
Office Location:	Division/Office Location: PUBLIC WORKS - ENGINEERING
Fax Number: 757 645-3755	Phone Number: 382-6304

SUBJECT: EMERIDGE GREEN ACT# 01408200

- Urgent
 Reply ASAP
 Please Comment
 Please Review
 For Your Information
 As Requested
 As Discussed

Total pages, including cover: 3

COMMENTS: Give me a call if I can help.

City of Chesapeake
 Department of Public Works
 Post Office Box 15225
 Chesapeake, Virginia 23328-5225
 (757) 382-6101
 Fax. (757) 382-6310
 Fax. (757) 382-8537

FAX COVER SHEET

TO: NEIL WALLACE	FROM: DAVE DOMBROSKI
Company Name: CAM VIRGINIA LLC	Date: 1/21/05
Office Location:	Division/Office Location: PUBLIC WORKS - ENGINEERING
Fax Number: 757 645-3755	Phone Number: 382-6304

SUBJECT: ETHERIDGE GREEN AC# 01408200

Urgent
 Reply ASAP
 Please Comment
 Please Review
 For Your Information
 As Requested
 As Discussed

Total pages, including cover: 3

COMMENTS: GIVE ME A CALL IF I CAN HELP.



Original will be sent via US Mail
 Unless requested otherwise, this is the only copy you will be sent.

Copy Forwarded to: _____

DEPARTMENT OF PUBLIC WORKS
P.O. Box 15225
Chesapeake, Virginia 23328

TO: CPM, CⁱM, VFL

FROM: KWHarrell

DATE: 1/11/05

SUBJECT: Etheridge Greens, # 014082

MESSAGE: The delivery of ash is to be immediately stopped due to the lack of covering of the ash, on site.

A letter from Dave Dombroski is forthcoming with further details/directives. (KWH)

REPLY:

for the CⁱM
Left Message for Charles

of VFL @ 9:53 @ 435-0382

CPM

A-1/2-

Lem @ 816-5730

2223

CⁱM FAX 421-7549

CG-24,083/R-93

Department of Public Works
Post Office Box 15225
Chesapeake, Virginia 23328
(757) 382-6101
(757) 382-6310 FAX
(757) 382-8537 FAX

May 26, 2004

Combustion Products Management, Inc.
Mr. Robert S. DiBerardinis
1229 Kingsbury Drive
Chesapeake, VA 23322

RE: Etheridge Greens – AC #014082 00

Dear Mr. DiBerardinis:

Thank you for our meeting of May 25, 2004 wherein we discussed my letter of April 27, 2004 and your response of May 6, 2004. I feel that we have reached an equitable agreement regarding the resolution of the three items discussed in those letters: repair of the Whitmore Road pavement, restoration of the Centerville Turnpike pavement section and installation of pipe to restore the shoulder width at the northeast quadrant of the Whitmore Road/Centerville Turnpike intersection.

It was agreed that the damaged areas on Whitmore Road will be repaired by mid June. Those areas will be marked by our inspection staff Thursday May 27, 2004 at 9:00 am. The damaged areas shall be excavated to a depth of 10" and replaced with 10" of BM-2 installed in three lifts. Prior to the placement of the asphalt the sub-base shall be inspected and any unsuitable material discovered shall be undercut and backfilled with compacted select material. It is the contractor's responsibility to notify the inspector 48 hours prior to commencing the repair work. A seal coat shall be applied to the BM-2 after placement.

The north and southbound lanes of Centerville Turnpike shall be reconstructed from the northern limits of construction to a point 50' south of the C-4 core location (ECS, LTD cores sampled 12/21/03) to meet or exceed the design pavement section or equivalent per the approved Etheridge Greens Centerville Turnpike & Whitmore Road improvement plan. Those plans shall be revised to delineate the limits of reconstruction. It is agreed that the reconstruction of this area may be delayed until the first quarter of 2007 or until the area begins to deteriorate, whichever occurs soonest.

Public Works staff will contact the consultant to determine if efforts to obtain a drainage easement at the northeast quadrant of the Centerville Turnpike/Whitmore Road intersection have been exhausted. If it is determined the efforts have been exhausted, Public Works will directly approach the landowner to facilitate the installation of the proposed pipe. When this is achieved the plan revision showing the proposed pipe shall be approved and installation of the pipe shall proceed within 60 days of plan approval.

Combustion Products Management, Inc.
RE: Etheridge Greens – AC #014082 00
May 26, 2004, page 2

Public Works shall recalculate the right-of-way permit bond for the Centerville Turnpike and Whitamore Road improvement plan to include the proposed pipework, reconstruction of Centerville Turnpike and repair of Whitamore Road as described above and to exclude work already completed. A third party contractor shall provide surety and be issued a permit for the work described in this letter to be completed in the timeframes established in this letter and agreed to in our meeting. This permit and surety will replace those now on file from Inner-View LTD effecting their release. Please have your contractor contact this office as soon as possible so that we can provide the necessary paperwork.

We appreciate your cooperation reaching these accords and your ongoing efforts to keep Whitamore Road serviceable. Should your understanding of our agreements differ from those stated in this letter please notify me promptly.

Cordially,



David G. Dombroski
Permits Engineer

DGD/sew

cc: J.B. Tate, P.E., Assistant City Engineer
Ed West, P.E., Review Engineer
Karen W. Harrell, Construction Inspector

Inner-View, LTD
Mr. W. Lewis W.H.
1140 Kempsville Road
Chesapeake, VA 23320

Hassell & Folkes
325 Volvo Parkway
Chesapeake, VA 23320
Attn: Mr. Grey Folkes

Combustion Products Management, Inc.
1229 Kingsbury Drive • Chesapeake, VA 23322 • 757.546.2462 voice/fax



May 6, 2004

City of Chesapeake
Mr. Dave Dombroski
Permits Engineer
Department of Public Works
P.O. Box 15225
Chesapeake, VA 23328

Dear Mr. Dombroski,

We are in receipt of your letter dated April 27, 2004. In reference to this letter, Combustion Products Management Inc. would respectfully request your consideration on the following items.

CPM acknowledges that the deterioration of Whittamore Road has occurred mostly due to the excessive truck traffic generated from the golf course project. We have been working diligently in repair of the deteriorating section as is evidenced by the three sets of patches installed by both Inner View, LTD. and C&M Contracting. The last repair was completed just two weeks ago. We have every intention of completing the repairs as budgetary funds permit. CPM would, however, request a temporary alternate pavement section that is stronger yet less costly for continued repairs, acknowledging that Whittamore Road must be rebuilt from Centerville to the entrance of the golf course at the culmination of the project. I would suggest using a 10.5 inch layer of binder asphalt, eliminating the stone and the topping to increase the strength of the road. This solution would more than likely last the entirety of the project opposed to the current section.

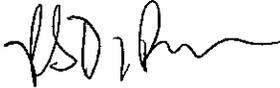
To my knowledge, the road improvements initially made to Centerville Turnpike were constructed according to the specification of the approved plans. The lack of pavement section in the areas highlighted is also a concern to CPM. Given the fact that CPM acted according to proffer, in good faith, we would request that a more creative solution be applied. One solution would be to raise the curb and increase the pavement section to meet the standards required. It seems that this could be easily done over the approximately 270' of repair that you called for. I would also ask that this work be held to the end of the project or until some deterioration of Centerville is evidenced.

Finally, I will be in contact with Hassell and Folkes PC, to inquire as to the status of the plan revision regarding the northeast quadrant of the Whittamore Road / Centerville Turnpike intersection. As the timing of the submission is not in our control we would ask that the required date of submission be coordinated with the engineers.

Combustion Products Management, Inc.
1229 Kingsbury Drive • Chesapeake, VA 23322 • 757.546.2462 voice/fax

I appreciate your concerns regarding right of way improvements on this project and would encourage a personal meeting to discuss options and strategies. As you can imagine, the concern also extends to our friends at Dominion Energy and I would like to invite them to participate as well. I can be contacted at 757.560.4204 at any time.

Sincerely,



Robert S. DiBerardinis
Combustion Products Management, Inc.

Cc: Neil Wallace
Combustion Products Management, Inc.
1769 Jamestown Road, Suite 106
Williamsburg, VA 23185

Dave Bristow
Dominion / Virginia Power
5000 Dominion Blvd
Glen Allen, VA 23060

Max Bartholomew – Senior Manager External Affairs
Dominion / Virginia Power
4901 Princess Anne Road
Virginia Beach, VA 23462-4309

April 27, 2004

Combustion Products Management, Inc.
Mr. Robert S. Diberandinis
1229 Kingsbury Drive
Chesapeake, VA 23322

RE: *Etheridge Greens – AC #014082 00*

Dear Mr. Diberandinis:

On April 22, 2004, we received results of the core samples taken December 21, 2003 on Centerville Turnpike near Whitamore Road. Per my letter of December 10, 2003, discovery of core samples having a pavement section less than the existing pavement section will necessitate corrective work in those areas. Analysis of the core samples indicate that C-2, C-3 and C-4 do not meet the existing section.

It is required that the north and southbound lanes of Centerville Turnpike from the northern limits of construction to 50' south of the C-4 core location be reconstructed to meet or exceed the design pavement section or equivalent.

All reconstruction shall be in accordance with all PFM requirements including, but not limited to, cross slopes. Repair methods and traffic control shall be approved by this department prior to commencement of the corrective work.

Please note that the plan revision for the northeast quadrant of the Whitamore Road / Centerville Turnpike intersection, which was returned to your consultant with comments on January 28, 2004, has not been resubmitted. It is required that the revision be resubmitted and that all review comments be addressed.

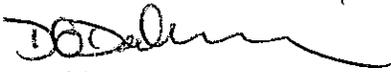
Finally, the condition of Whitamore Road has deteriorated due to the excessive truck traffic entering and leaving the site. All damaged areas of Whitamore Road must be repaired.

Please be advised that the reconstruction of Centerville Turnpike, the resubmittal of the plan revision and the repair of Whitamore Road must be complete no later than May 28, 2004.

Combustion Products Management, Inc.
RE: Etheridge Greens - AC #014082 00
April 27, 2004, page 2

Should you need additional information, please advise.

Cordially,



David G. Dombroski
Permits Engineer

DGD/sew

cc: J.B. Tate, P.E., Assistant City Engineer

S. Grey Folkes, Jr., P.E.
325 Volvo Parkway
Chesapeake, VA 23320

Inner-View, LTD
Mr. W. Lewis Witt
1140 Kempsville Road
Chesapeake, VA 23320

December 10, 2004

Department of Public Works
Post Office Box 15225
Chesapeake, Virginia 23328
(757) 382-6101
(757) 382-6310 FAX
(757) 382-8537 FAX

CPM Virginia, LLC
Mr. Neil T. Wallace
P. O. Box 6902
Williamsburg, VA 23188

RE: ETHERIDGE GREENS, PHASE I A- AC #01408200

Dear Mr. Wallace:

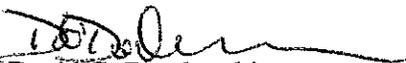
As per your request, please find enclosed one permit form, one land disturbing permit application, two unsigned land disturbing permits and two unsigned stormwater permits for the referenced site. The required permit bond amount is \$320,000.00 and the permit fee is \$150.00. This will cover the land disturbing and stormwater permits only. Please be advised that obtaining a land disturbing permit does not authorize the operation of a borrow pit or the excavation of retention/detention area; these types of excavations must be approved, bonded and conducted in accordance with Chapter 26, Article VII of the Chesapeake City Code. It is the responsibility of the permittee to obtain all permits which may be required by any other regulatory agencies. Please be advised that authorization under Section 404 of the Clean Water Act may be required prior to discharging dredged or fill material into wetlands on this or any other site. The verbiage for the permit bond is as follows:

“Clearing, filling, excavating, grading or transporting or any combination thereof, installation and maintenance of all erosion and sediment control facilities and construction of all stormwater management facilities in accordance with approved plan of Etheridge Greens”.

If a letter of credit is to be used as bond, it must be good for one year longer than the permit and it must be negotiable in the local Hampton Roads area. Please contact me for more detailed information regarding the execution of the bond form if a letter of credit is to be used. In any event, be certain that the name and title of the person or persons signing any and all documents is typed beneath their signature. Only the president or a vice-president may sign for a corporation unless a valid power of attorney for the person signing is submitted with the documents that person signed. Also, the permittee must submit evidence of contractor's public liability insurance (insurance certificate) with the permit bond. The amount of the insurance policy cannot be less than \$50,000.00. Failure to submit the insurance certificate with the bond will result in a processing fee.

Should you require any additional information, please contact me at (757) 382-6304.

Sincerely,



David G. Dombroski
Permits Engineer

DGD:ls
Enclosure

pwppn 3.0.3V
102301

CITY OF CHESAPEAKE
PUBLIC WORKS DEPARTMENT 382-6101
LAND DISTURBING PERMIT

12/10/04

Permit Number N 0401972 00
Project AC Number 014082 00

Permit Date 12/10/04
Tax Map Number 0620000000020

Description of Land Disturbing Activity. Clearing, filling, excavating, grading or transporting or any combination thereof in accordance with approved plan of ETHERIDGE GREENS PHASE 1 A
Location of Work 00000 WHITTAMORE ROAD
Contractor Number 5220
Name CPM VIRGINIA LLC
P O BOX 6902
City WILLIAMSBURG State VA Zip 23188 Phone

It is the landowner's responsibility to obtain appropriate clearances from other regulatory agencies. Improvements in any tidal or non-tidal wetlands area may require U.S. Army Corps of Engineers, Virginia Dept. of Environmental Quality, Coast Guard and/or local Wetlands Board approval. Approval and all permits from the proper environmental authorities shall be obtained prior to land disturbing activities.

In accordance with the provisions of Chapter 26 Article III of the City Code entitled "Erosion and Sediment Control Ordinance of Chesapeake, Virginia," the City of Chesapeake here by grants the permittee the right to engage in the land disturbing activities described in this permit at the location specified. Soil erosion that may arise from the aforesaid land disturbing activities shall be controlled by the soil erosion and sediment control measures described in and shown on the attached copy of the erosion and sediment control plan approved 1/16/02 and any Special Provisions contained herein. The work shall be carried out in accordance with the City of Chesapeake soil conservation program policies and practices described in the Chesapeake Erosion and Sediment Control Handbook. The Permittee is responsible for having knowledge of and adhering to the requirements described therein.

The erosion and sediment control work shall be performed in accordance with requirements of the approved soil erosion and sediment control plan in a manner satisfactory to the Department of Public Works, and if not so performed the City may in its discretion have emergency soil conservation measures taken at the expense of Permittee and/or Surety. The City of Chesapeake reserves full municipal control over subject of this permit.

Receipt is acknowledged of bond, letter of credit or cash escrow security described below in the amount of \$320,000.00 as a performance guarantee for the soil conservation actions referred to herein and to insure the City may take the aforesaid emergency soil conservation measures at the expense of Permittee should Permittee fail to do so within the specified time.

Performance Guarantee: Bond Number 014082 00 09

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Permittee agrees to perform the soil erosion and sediment control work herein described and to notify the Chesapeake Department of Public Works when the land disturbing activity commences and when the work has been completed.

Signature of Permittee _____

Processed by DAVE

2231

Project AC Number 014082 00
Plan Approval Date 1/16/02 Bond 014082 00 09
Description of work ETHERIDGE GREENS PHASE 1 A
Location of Work 00000 WHITTAMORE ROAD
Contractor Number 5220
Name CPM VIRGINIA LLC

Number W 0401973 00 Date 12/10/04
Tax Map Number 0620000000020

P O BOX 6902
WILLIAMSBURG State VA Zip 23188 Phone

Work under this permit shall be done under and in accordance with the provisions of the Chesapeake City Code, Chapter 26 Article VIII; and the Public Facilities Manual; and any improvements and stormwater facilities approved will be constructed, operated and maintained in a manner satisfactory to the Department of Public Works so far as said rules are applied hereto. This permit is required for all proposed stormwater facilities which discharge into the stormwater system of the City of Chesapeake or directly into the waters of the Commonwealth of Virginia and of the United States.

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Signature of Permittee _____

December 10, 2004

Department of Public Works
Post Office Box 15225
Chesapeake, Virginia 23328
(757) 382-6101
(757) 382-6310 FAX
(757) 382-8537 FAX

CPM Virginia, LLC
Mr. Neil T. Wallace
P. O. Box 6902
Williamsburg, VA 23188

RE: ETHERIDGE GREENS, PHASE I – AC #01408200

Dear Mr. Wallace:

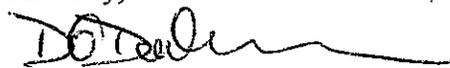
As per your request, please find enclosed one permit form, one land disturbing permit application, two unsigned land disturbing permits and two unsigned stormwater permits for the referenced site. The required permit bond amount is \$184,000.00 and the permit fee is \$150.00. This will cover the land disturbing and stormwater permits only. Please be advised that obtaining a land disturbing permit does not authorize the operation of a borrow pit or the excavation of retention/detention area; these types of excavations must be approved, bonded and conducted in accordance with Chapter 26, Article VII of the Chesapeake City Code. It is the responsibility of the permittee to obtain all permits which may be required by any other regulatory agencies. Please be advised that authorization under Section 404 of the Clean Water Act may be required prior to discharging dredged or fill material into wetlands on this or any other site. The verbiage for the permit bond is as follows:

“Clearing, filling, excavating, grading or transporting or any combination thereof, installation and maintenance of all erosion and sediment control facilities and construction of all stormwater management facilities in accordance with approved plan of Etheridge Greens, Phase I”.

If a letter of credit is to be used as bond, it must be good for one year longer than the permit and it must be negotiable in the local Hampton Roads area. Please contact me for more detailed information regarding the execution of the bond form if a letter of credit is to be used. In any event, be certain that the name and title of the person or persons signing any and all documents is typed beneath their signature. Only the president or a vice-president may sign for a corporation unless a valid power of attorney for the person signing is submitted with the documents that person signed. Also, the permittee must submit evidence of contractor's public liability insurance (insurance certificate) with the permit bond. The amount of the insurance policy cannot be less than \$50,000.00. Failure to submit the insurance certificate with the bond will result in a processing fee.

Should you require any additional information, please contact me at (757) 382-6304.

Sincerely,



David G. Dombroski
Permits Engineer

DGD:ls
Enclosure

pwppn 3.0.3V
102301

CITY OF CHESAPEAKE
PUBLIC WORKS DEPARTMENT 382-6101
LAND DISTURBING PERMIT

12/10/04

Permit Number N 0401974 00
Project AC Number 014082 00

Permit Date 12/10/04
Tax Map Number 0620000000020

Description of Land Disturbing Activity. Clearing, filling, excavating, grading or transporting or any combination thereof in accordance with approved plan of ETHERIDGE GREENS PHASE 1

Location of Work 00000 WHITTAMORE ROAD

Contractor Number 5220

Name CPM VIRGINIA LLC

P O BOX 6902

City WILLIAMSBURG

State VA Zip 23188

Phone

It is the landowner's responsibility to obtain appropriate clearances from other regulatory agencies. Improvements in any tidal or non-tidal wetlands area may require U.S. Army Corps of Engineers, Virginia Dept. of Environmental Quality, Coast Guard and/or local Wetlands Board approval. Approval and all permits from the proper environmental authorities shall be obtained prior to land disturbing activities.

In accordance with the provisions of Chapter 26 Article III of the City Code entitled "Erosion and Sediment Control Ordinance of Chesapeake, Virginia," the City of Chesapeake here by grants the permittee the right to engage in the land disturbing activities described in this permit at the location specified. Soil erosion that may arise from the aforesaid land disturbing activities shall be controlled by the soil erosion and sediment control measures described in and shown on the attached copy of the erosion and sediment control plan approved 1/16/02 and any Special Provisions contained herein. The work shall be carried out in accordance with the City of Chesapeake soil conservation program policies and practices described in the Chesapeake Erosion and Sediment Control Handbook. The Permittee is responsible for having knowledge of and adhering to the requirements described therein.

The erosion and sediment control work shall be performed in accordance with requirements of the approved soil erosion and sediment control plan in a manner satisfactory to the Department of Public Works, and if not so performed the City may in its discretion have emergency soil conservation measures taken at the expense of Permittee and/or Surety. The City of Chesapeake reserves full municipal control over subject of this permit.

Receipt is acknowledged of bond, letter of credit or cash escrow security described below in the amount of \$184,000.00 as a performance guarantee for the soil conservation actions referred to herein and to insure the City may take the aforesaid emergency soil conservation measures at the expense of Permittee should Permittee fail to do so within the specified time.

Performance Guarantee: Bond Number 014082 00 10

A charge equal to the cost of inspections shall be paid to the City prior to the release of the performance guarantee for the erosion and sediment control project.

Permittee agrees to perform the soil erosion and sediment control work herein described and to notify the Chesapeake Department of Public Works when the land disturbing activity commences and when the work has been completed.

Signature of Permittee _____

Processed by DAVE

2234

Project AC Number 014082 00
Plan Approval Date 1/16/02 Bond 014082 00 10
Description of work ETHERIDGE GREENS PHASE 1
Location of Work 00000 WHITTAMORE ROAD
Contractor Number 5220
Name CPM VIRGINIA LLC
Number W 0401975 00 Date 12/10/04
Tax Map Number 0620000000020

P O BOX 6902
WILLIAMSBURG State VA Zip 23188 Phone

Work under this permit shall be done under and in accordance with the provisions of the Chesapeake City Code, Chapter 26 Article VIII; and the Public Facilities Manual; and any improvements and stormwater facilities approved will be constructed, operated and maintained in a manner satisfactory to the Department of Public Works so far as said rules are applied hereto. This permit is required for all proposed stormwater facilities which discharge into the stormwater system of the City of Chesapeake or directly into the waters of the Commonwealth of Virginia and of the United States.

Said work shall be completed in a manner satisfactory to the Department of Public Works within 180 days from the date of this permit and if not so completed the Department of Public Works may, in its discretion, complete the work at the expense of the applicant, and may further make a claim against any surety, bond, or collateral held by the City. The City of Chesapeake reserves full municipal control over the subject of this permit, and reserves all rights and remedies accorded thereby.

The permittee agrees as follows: (1) To construct stormwater facilities as indicated on City approved site, construction or development plans and in accordance with the approved stormwater management plan; (2) To indemnify and hold the City harmless from all claims and damages arising from the work cited on this permit; (3) To comply with all applicable City or State construction standards or specifications; and (4) To allow access of City personnel upon the property to inspect the work.

The permittee and owner agree to operate and maintain stormwater facilities in accordance with the City approved Stormwater Management Plan; copy of which is attached hereto. The permittee and owner also agree to allow access of City personnel upon the property for maintenance inspections.

The permittee is also subject to the following special conditions:

This permit shall become void if the authorized work is not completed within three years after issuance of the permit or if the authorized work is suspended or abandoned for twelve consecutive months.

Permittee and owner agree to notify the Department of Public Works 48 hours before the work begins and when completed and to inspect and maintain the work as required by law. Permittee and owner acknowledge that Certified Construction Record Drawings shall be submitted to the Department of Public Works prior to the the issuance of a certificate of occupancy.

Signature of Permittee _____

December 10, 2004

Department of Public Works
Post Office Box 15225
Chesapeake, Virginia 23328
(757) 382-6101
(757) 382-6310 FAX
(757) 382-8537 FAX

CPM Virginia, LLC
Mr. Neil T. Wallace
P. O. Box 6902
Williamsburg, Virginia 23188

**RE: ETHERIDGE GREENS
AC #01408200**

Dear Mr. Wallace:

As per your request please find enclosed one permit bond form, one land disturbing permit application, two unsigned land disturbing permits and two unsigned right of way permits for the referenced site. The required permit bond amount is \$82,000.00 and the permit fee is \$462.00. This will cover the right of way and land disturbing permits only. Please be advised that obtaining a land disturbing permit does not authorize the operation of a borrow pit or the excavation of retention/detention area; these types of excavations must be approved, bonded and conducted in accordance with Chapter 26 Article VII of the Chesapeake City Code. It is the responsibility of the permittee to obtain all permits which may be required by any other regulatory agencies. Please be advised that authorization under Section 404 of the Clean Water Act may be required prior to discharging dredged or fill material into wetlands on this or any other site. The verbiage for the permit bond is as follows:

"Clearing, filling, excavating, grading or transporting or any combination thereof, installation and maintenance of all erosion and sediment control facilities and construction of all improvements in accordance with approved plan of Etheridge Greens" .

If a letter of credit is to be used as bond it must be good for one year longer than the permit and it must be negotiable in the local Hampton Roads area. Please contact me for more detailed information regarding the execution of the bond form if a letter of credit is to be used. In any event be certain that the name and title of the person or persons signing any and all documents is typed beneath their signature. Only the president or a vice-president may sign for a corporation unless a valid power of attorney for the person signing is submitted with the documents that person signed. Also, the permittee must submit evidence of contractors public liability insurance (insurance certificate) with the permit bond. The amount of the insurance policy cannot be less than \$50,000.00. Failure to submit the insurance certificate with the bond form will result in a processing delay.

If I can be of any assistance regarding this matter, please advise.

Cordially,



David G. Dombroski
Permits Engineer

DGD/lis
Enclosure

CITY OF CHESAPEAKE
PUBLIC WORKS DEPARTMENT 382-6101
COMMERCIAL ROW PERMIT

12/10/04

Permit Number C 0401970 00
Project AC Number/Bond Number 014082 00 08

Permit Date 12/10/04

Description of work. Construct all improvements in accordance with approved
plan of: ETHERIDGE GREENS INTERSECTION IMPROVEMENTS
Total Value of Construction \$82,000.00

Tax Map Number 0620000000020
Property Street 00000 WHITTAMORE ROAD Suite Zip

Contractor Number 5220 Type of Contractor O
Licence Number City 0000000 State
Name CPM VIRGINIA LLC C/O
2nd Name NEIL WALLACE, AGENT
Address P O BOX 6902
City WILLIAMSBURG State VA Zip 23188 Phone 784-0050

Permission is hereby granted the permittee, insofar as the City of Chesapeake
has the right and power to grant same, to perform the above described work at
the location specified in accordance with City Standards.

The work shall be carried out in accordance with Chapter 66 of the Chesapeake
City Code, entitled "Streets and Sidewalks," and PERMIT STANDARD PROVISIONS.
Said work shall be completed in a manner satisfactory to the Department of
Public Works within 180 days from the date of this permit and if not so
completed the Department of Public Works may, in its discretion, complete
the work at the expense of the applicant. The City of Chesapeake reserves full
municipal control over the subject of this permit.

Receipt is acknowledged of \$320.00 which covers fees for inspection.

Processed by DAVE

PW signature date

Permittee further agrees to notify the Department of Public Works when the
work herein referred to begins and when completed and to maintain said work
thereafter in a manner approved.

Signature Permittee:_____

Permit is not valid without customer and Public Works signatures, exact fee
and permit electronically approved.

* *****
*
* ATTENTION *
* ALL DISTURBED PUBLIC RIGHT-OF-WAY MUST BE FULLY RESTORED WITHIN *
* TWO WEEKS OF INITIAL DISTURBANCE *
*
* *****
*
* 48 HOURS NOTICE MUST BE GIVEN TO THE PUBLIC WORKS PERMIT ENGINEER *
* 382-6101 BEFORE BEGINNING CONSTRUCTION ON PUBLIC RIGHT-OF-WAY. *
*
* *****

pwppn 3.0.3V
102301

CITY OF CHESAPEAKE
PUBLIC WORKS DEPARTMENT 382-6101
LAND DISTURBING PERMIT

12/10/04

Permit Number N 0401971 00
Project AC Number 014082 00

Permit Date 12/10/04
Tax Map Number 0620000000020

Description of Land Disturbing Activity. Clearing, filling, excavating, grading or transporting or any combination thereof in accordance with approved plan of ETHERIDGE GREENS INTERSECTION IMPROVEMENTS

Location of Work 00000 WHITTAMORE ROAD

Contractor Number 5220

Name CPM VIRGINIA LLC

P O BOX 6902

City WILLIAMSBURG

State VA Zip 23188

Phone

It is the landowner's responsibility to obtain appropriate clearances from other regulatory agencies. Improvements in any tidal or non-tidal wetlands area may require U.S. Army Corps of Engineers, Virginia Dept. of Environmental Quality, Coast Guard and/or local Wetlands Board approval. Approval and all permits from the proper environmental authorities shall be obtained prior to land disturbing activities.

In accordance with the provisions of Chapter 26 Article III of the City Code entitled "Erosion and Sediment Control Ordinance of Chesapeake, Virginia," the City of Chesapeake here by grants the permittee the right to engage in the land disturbing activities described in this permit at the location specified. Soil erosion that may arise from the aforesaid land disturbing activities shall be controlled by the soil erosion and sediment control measures described in and shown on the attached copy of the erosion and sediment control plan approved 1/16/02 and any Special Provisions contained herein. The work shall be carried out in accordance with the City of Chesapeake soil conservation program policies and practices described in the Chesapeake Erosion and Sediment Control Handbook. The Permittee is responsible for having knowledge of and adhering to the requirements described therein.

The erosion and sediment control work shall be performed in accordance with requirements of the approved soil erosion and sediment control plan in a manner satisfactory to the Department of Public Works, and if not so performed the City may in its discretion have emergency soil conservation measures taken at the expense of Permittee and/or Surety. The City of Chesapeake reserves full municipal control over subject of this permit.

Receipt is acknowledged of bond, letter of credit or cash escrow security described below in the amount of \$82,000.00 as a performance guarantee for the soil conservation actions referred to herein and to insure the City may take the aforesaid emergency soil conservation measures at the expense of Permittee should Permittee fail to do so within the specified time.

Performance Guarantee: Bond Number 014082 00 08

A charge equal to the cost of inspections shall be paid to the City prior to the release of the performance guarantee for the erosion and sediment control project.

Permittee agrees to perform the soil erosion and sediment control work herein described and to notify the Chesapeake Department of Public Works when the land disturbing activity commences and when the work has been completed.

Signature of Permittee _____

Processed by DAVE

2238

City of Chesapeake

Department of Public Works

Land Disturbing Permit Application

Section I

Land Owner

Name: _____

Address: _____

Phone: _____

Location of Work: _____

Description of Land Disturbing Activity: _____

Section II

Right of Entry

I hereby grant designated representative of the City of Chesapeake the right to enter my Property for the purpose of evaluation, review, inspection and monitoring of the land disturbing activities and related soil erosion and sediment control measures described herein and in the erosion and sediment control plan. I acknowledge that it is my responsibility to obtain appropriate clearances from other regulatory agencies. Improvements in any tidal or non-tidal wetlands may require U.S. Army Corps of Engineers, Virginia Dept. of Environmental Quality, Coast Guard and/or local Wetlands Board approval. Approval and all required permits from the proper environmental authorities shall be obtained prior to land disturbing activities.

Signature of Land Owner

Date

Section III

Plan Implementation

The permittee and Responsible Land Disturber (RLD) shall certify their intentions below.

Permittee

RLD

Name: _____

Address: _____

Phone: _____

I certify that I fully understand the requirements of the Chesapeake Erosion and Sediment Control Program and agree to properly perform the erosion and sediment control measures included in the approved plan and permit and will comply with the provisions of the Erosion and Sediment Control Ordinance of Chesapeake, Virginia.

Signature of Permittee

Signature of RLD

Cert #
Or Seal

PERMIT BOND

Bond No. _____

KNOW ALL MEN BY THESE PRESENTS, That we _____
Principal, and _____, a corporation duly
incorporated under the laws of the State of _____, Surety, are held and firmly bound unto the
City of Chesapeake in the full and just sum of _____ Dollars (\$ _____); current
money of the United States, to be paid to the said City of Chesapeake, to the payment whereof we hereby bind ourselves and each
of us, our and each of our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents,
sealed, with our seals and dated this _____ day of _____, A. D. 20 _____.

WHEREAS, the principal hereunder has been, or will be granted, a permit or permits for the following purposes:

NOW, THEREFORE, The condition of this obligation is such that if the said principal, _____
shall in all respects comply with provisions of the permit or permits granted or to be granted and the requirements for permits as
set forth in the City Code in effect at time of issuing permit and shall indemnify and save harmless the City of Chesapeake against
and from all loss, cost, expense, damage or injury to highways, streets, avenues, roads, bridges, curbs and gutter, culverts and
drainage ditches, and to persons and property lawfully on such highways, arising out of activity authorized by the permit or
permits, then this obligation shall be void and no effect, otherwise it shall remain in full force and effect.

IN WITNESS WHEREOF, said principal and surety have caused these presents to be executed and their seals affixed the day
and year first above written.

(Principal)

By _____ (Seal)

(Address)

(Surety)

By _____ (Seal)
(Attorney-in-Fact)

Assistant City Attorney
CG-24,027/Revised April, 2000
Previous editions are obsolete

ACKNOWLEDGMENT OF PRINCIPAL

STATE OF _____, to-wit:
_____ of _____, to-wit:
I, _____ a notary public in and for the
_____ aforesaid, in the State aforesaid, do certify that
_____ President of _____

Address: _____
whose name is signed to the above bond, bearing date on the _____ day of _____, 20_____,
personally appeared before me in my _____ aforesaid, and acknowledged the same.
I further certify that my term of office expires on the _____ day of _____, 20_____.
Given under my hand this _____ day of _____, 20_____.

Notary Public

AFFIDAVIT AND ACKNOWLEDGMENT OF SURETY

STATE OF _____, to-wit:
_____ of _____, to-wit:
I, _____ a notary public in and for the
_____ aforesaid, in the State aforesaid, do certify that
_____ personally appeared before me in
my _____ aforesaid and made oath that he/she is
_____ of the _____

that he/she is duly authorized to execute the foregoing bond by virtue of a certain power of attorney of said company, dated
_____, and recorded in the Clerk's Office of the _____

of _____, in Deed Book No. _____, page _____, a certified copy of which is
attached hereto (required); that said power of attorney has not been revoked; that the said company has complied with all the
requirements of the law regulating the admission of such companies to transact business in the State of Virginia; that the said
company holds the certificate of the Commissioner of Insurance authorizing it to do business in the State of Virginia; that it has a
paid-up cash capital of not less than \$250,000; that the paid-up capital, plus the surplus and undivided profits of said company, is
\$ _____ that the penalty of the foregoing bond is not in excess of ten per centum of said
sum; that the said company is not by said bond incurring in the aggregate, on behalf or on account of the principal named in said
bond, a liability for an amount larger than one-tenth of its paid-up capital, plus its surplus and undivided profits; that the said
company is solvent and fully able to meet promptly all its obligations, and the said
thereupon, in the name and on behalf of the said company, acknowledged the foregoing writings as its act and deed.

My term of office expires _____, 20_____.
Given under my hand this _____ day of _____, 20_____.

Notary Public

PERMIT BOND

Bond No. _____

KNOW ALL MEN BY THESE PRESENTS, That we _____
Principal, and _____, a corporation duly
incorporated under the laws of the State of _____, Surety, are held and firmly bound unto the
City of Chesapeake in the full and just sum of _____ Dollars (\$ _____), current
money of the United States, to be paid to the said City of Chesapeake, to the payment whereof we hereby bind ourselves and each
of us, our and each of our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents,
sealed, with our seals and dated this _____ day of _____, A. D. 20_____.

WHEREAS, the principal hereunder has been, or will be granted, a permit or permits for the following purposes:

NOW, THEREFORE, The condition of this obligation is such that if the said principal, _____
shall in all respects comply with provisions of the permit or permits granted or to be granted and the requirements for permits as
set forth in the City Code in effect at time of issuing permit and shall indemnify and save harmless the City of Chesapeake against
and from all loss, cost, expense, damage or injury to highways, streets, avenues, roads, bridges, curbs and gutters, culverts and
drainage ditches, and to persons and property lawfully on such highways, arising out of activity authorized by the permit or
permits, then this obligation shall be void and no effect, otherwise it shall remain in full force and effect.

IN WITNESS WHEREOF, said principal and surety have caused these presents to be executed and their seals affixed the day
and year first above written.

(Principal)

By _____ (Seal)

(Address)

Approved as to form
(Surety)

By _____ (Seal)
(Attorney-in-Fact)

Assistant City Attorney
CG-24,027/Revised April, 2000
Previous editions are obsolete

ACKNOWLEDGMENT OF PRINCIPAL

STATE OF _____, to-wit:
_____ of _____, a notary public in and for the
_____ aforesaid, in the State aforesaid, do certify that
_____ President of _____

Address: _____
whose name is signed to the above bond, bearing date on the _____ day of _____, 20_____,
personally appeared before me in my _____ aforesaid, and acknowledged the same.
I further certify that my term of office expires on the _____ day of _____, 20_____.
Given under my hand this _____ day of _____, 20_____.

Notary Public

AFFIDAVIT AND ACKNOWLEDGMENT OF SURETY

STATE OF _____, to-wit:
_____ of _____, a notary public in and for the
_____ aforesaid, in the State aforesaid, do certify that
my _____ personally appeared before me in
_____ aforesaid and made oath that he/she is
_____ of the _____

that he/she is duly authorized to execute the foregoing bond by virtue of a certain power of attorney of said company, dated
_____, and recorded in the Clerk's Office of the _____

of _____, in Deed Book No. _____, page _____, a certified copy of which is
attached hereto (required); that said power of attorney has not been revoked; that the said company has complied with all the
requirements of the law regulating the admission of such companies to transact business in the State of Virginia; that the said
company holds the certificate of the Commissioner of Insurance authorizing it to do business in the State of Virginia; that it has a
paid-up cash capital of not less than \$250,000; that the paid-up capital, plus the surplus and undivided profits of said company, is
\$ _____ that the penalty of the foregoing bond is not in excess of ten percentum of said
sum; that the said company is not by said bond incurring in the aggregate, on behalf or on account of the principal named in said
bond, a liability for an amount larger than one-tenth of its paid-up capital, plus its surplus and undivided profits; that the said
company is solvent and fully able to meet promptly all its obligations, and the said
thereupon, in the name and on behalf of the said company, acknowledged the foregoing writings as its act and deed.

My term of office expires _____, 20_____.
Given under my hand this _____ day of _____, 20_____.

Notary Public

FAX COVER SHEET

TO: NEIL WALLACE	FROM: DAVE DOMBRASKI
Company Name: CPM VIRGINIA LLC	Date: 12/10/04
Office Location:	Division/Office Location: PUBLIC WORKS - ENGINEERING
Fax Number: 757 645 3755	Phone Number: 757 382-6304

SUBJECT: Etheridge GREENS, A/C# 01408200

Urgent
 Reply ASAP
 Please Comment
 Please Review
 For Your Information
 As Requested
 As Discussed

Total pages, including cover: 13

COMMENTS: NEIL,
 GIVE ME A CALL IF YOU NEED
 SOME HELP.

①

Original will be sent via US Mail
 Unless requested otherwise, this is the only copy you will be sent.

Copy Forwarded to: _____

**** Transmit Conf. Report ****

P.1

Dec 10 2004 15:45

Fax/Phone Number	Mode	Start	Time	Page	Result	Note
96453755	NORMAL	10,15:45	2'39"	13	# O K	



City of Chesapeake
 Department of Public Works
 Post Office Box 15225
 Chesapeake, Virginia 23328-5225
 (757) 382-6101
 Fax. (757) 382-6310
 Fax. (757) 382-8537

FAX COVER SHEET

TO: NEIL WALLACE	FROM: DAVE DOMBRASKI
Company Name: CPM VIRGINIA LLC	Date: 12/10/04
Office Location:	Division/Office Location: PUBLIC WORKS - ENGINEERING
Fax Number: 757 645 3755	Phone Number: 757 382-6304

SUBJECT: Etheridge GREENS, AC# 01408200

- Urgent
 Reply ASAP
 Please Comment
 Please Review
 For Your Information
 As Requested
 As Discussed

Total pages, including cover: 13

COMMENTS: NEIL,
 Give me a call if you need
 some help. 2245

From: Dave Dombroski
To: bdebar@cox.net
Date: 8/26/04 11:22AM
Subject: Etheridge Green

Bob,

Give me a call so we can discuss restoration of Whittamore Road. Your commitment was to complete one third by 6/30, the second third by 7/30 and the final third by 8/30. To date approximately one third of the repairs have been completed.

David G. Dombroski, Permits Engineer
City of Chesapeake
Department of Public Works
PO Box 15225
Chesapeake, VA 23328
Phone (757) 382-6304
Fax (757) 382-6310 or 8537
email dombroski@mail.city.chesapeake.va.us

Dave Dombroski - Delivery Status Notification (Failure)

From: <postmaster@mail-gw.idax.com>
To: <dombroski@pw.city.chesapeake.va.us>
Date: 8/26/2004 11:23 AM
Subject: Delivery Status Notification (Failure)

This is an automatically generated Delivery Status Notification.

Delivery to the following recipients failed.

bdebar@cox.net

From: Dave Dombroski
To: bdebar@cox.net
Date: 6/17/04 11:47AM
Subject: Etheridge Greens, AC#01408200

Bob,

We accept your proposed repair schedule for Whitamore Road, with the provision that should the road become unsafe, in the sole opinion of the Department of Public Works, all hauling will be stopped until the repairs have been completed. Also, make sure all work is coordinated with the Fire Station.

David G. Dombroski, Permits Engineer
City of Chesapeake
Department of Public Works
PO Box 15225
Chesapeake, VA 23328
Phone (757) 382-6304
Fax (757) 382-6310 or 8537
email dombroski@mail.city.chesapeake.va.us

CC: Karen Harrell

Department of Public Works
Post Office Box 15225
Chesapeake, Virginia 23328
(757) 382-6101
(757) 382-6310 FAX
(757) 382-8537 FAX

June 14, 2004

Combustion Products Management, Inc.
Mr. Bob DiBerardinis
1229 Kingbury Drive
Chesapeake, VA 23322

RE: Etheridge Greens – AC #014082 00

Dear Mr. DiBerardinis:

Reference is made to your letter of June 11, 2004. We agree to allow you until mid-June to obtain quotes from the contractors. Also, we understand that this is a busy time of year for the development community. However, as our greatest concern is public safety, we are certain that you will understand that should Whittamore Road deteriorate to the point it adversely affects public safety, in the sole opinion of the Department of Public Works, all hauling operations shall be immediately halted until road repairs are completed.

If I can be of further assistance regarding this matter, please call me at (757) 382-6304.

Cordially,



David G. Dombroski
Permits Engineer

DGD/sew

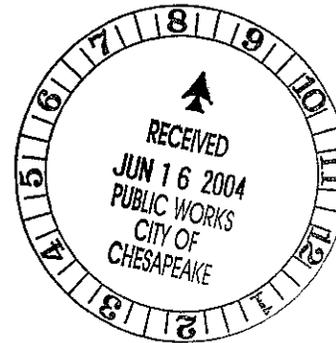
cc: Eric J. Martin, P.E., City Engineer
J.B. Tate, P.E., Assistant City Engineer

Neil Wallace
Combustion Products Management, Inc.
1769 Jamestown Road, Suite 106
Williamsburg, VA 23185

Dave Bristow
Dominion Virginia Power
5000 Dominion Boulevard
Glen Allen, VA 23060

Max Bartholomew – Senior Manager External Affairs
Dominion Virginia Power
4901 Princess Anne Road
Virginia Beach, VA 23462-4309

Combustion Products Management, Inc.
1229 Kingsbury Drive • Chesapeake, VA 23322 • 757.546.2462 voice/fax



June 11, 2004

City of Chesapeake
Mr. Dave Dombroski
Permits Engineer
Department of Public Works
P.O. Box 15225
Chesapeake, VA 23328

Dear Dave,

We have received quotes for the repair of Whittamore Road and will be utilizing the services of C&M Contracting to complete this work. Due to the high cost of the construction, CPM would request that the road be separated into three phases. The first phase would repair the items most desperate for repair representing approximately one-third of the total repairs. This work would be completed by June 30, 2004. The second phase would repair another third of the road to be completed by July 30, 2004. The final phase would be completed by August 30, 2004. Please let me know if this is acceptable, either by mail, e-mail (bdebar@cox.net), or by telephone (757.560.4204). We are trying diligently to rectify this issue and with your help we can finally put this issue behind us.

I appreciate your help in this matter,

Sincerely,

Bob DiBerardinis
Combustion Products Management, Inc.

Cc: Neil Wallace
Combustion Products Management, Inc.
1769 Jamestown Road, Suite 106
Williamsburg, VA 23185

Dave Bristow
Dominion / Virginia Power
5000 Dominion Blvd
Glen Allen, VA 23060

Max Bartholomew – Senior Manager External Affairs
Dominion / Virginia Power
4901 Princess Anne Road
Virginia Beach, VA 23462-4309

Combustion Products Management, Inc.
1229 Kingsbury Drive • Chesapeake, VA 23322 • 757.546.2462 voice/fax



June 11, 2004

City of Chesapeake
Mr. Dave Dombroski
Permits Engineer
Department of Public Works
P.O. Box 15225
Chesapeake, VA 23328

Dear Mr. Dombroski,

We are in receipt of your letter dated May 26, 2004 and are in agreement will all but one point. It was my recollection and the recollection of Dave Bristow and Max Batholomew that CPM was to have until mid-June to obtain quotations from contractors. As you know, due to busy schedules we are at the mercy of contractors. We have obtained quotes from C&M Contracting, Contractors Paving, and are still awaiting a quote from VICO Construction which has been promised today or tomorrow.

We would ask again that we be allow to continue our operation until one of these contractors can be chosen in a fiscally responsible manner and they are given proper time to fit the project into there busy schedules.

I would appreciate any consideration,

Thank you,

Bob DiBerardinis
Combustion Products Management, Inc.

Cc: Neil Wallace
Combustion Products Management, Inc.
1769 Jamestown Road, Suite 106
Williamsburg, VA 23185

Dave Bristow
Dominion / Virginia Power
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Certificate of Insurance

The Company indicated below certifies that the insurance afforded by the policy or policies numbered and described below is in force as of the effective date of this certificate. This Certificate of Insurance does not amend, extend, or otherwise alter the Terms and Conditions of Insurance coverage contained in any policy or policies numbered and described below.

Certificate Holder's Name and Address:
City of Chesapeake Department of Public Works
PO Box 15225
Chesapeake, VA 23328

Insured's Name and Address:
Atlantic ChemDry
360 Cleveland Pl
Virginia Beach, VA 23462

TYPE OF INSURANCE	POLICY NUMBER AND ISSUING COMPANY	POLICY EFFECTIVE DATE	POLICY EXPIRATION DATE	LIMITS OF LIABILITY (*Limits At Inception)
<input type="checkbox"/> GENERAL LIABILITY <input type="checkbox"/> Premises-Operations <input type="checkbox"/> Products-Completed Operations <input type="checkbox"/> Personal & Advertising Injury <input type="checkbox"/> Medical Expense <input type="checkbox"/> Fire Damage Legal <input type="checkbox"/> Other Liability <input type="checkbox"/> GARAGE LIABILITY-PREMISES				General Agg Each Occ Prod/Comp Ops Any One Person Any Person Any One Fire
<input checked="" type="checkbox"/> AUTOMOBILE LIABILITY # <input checked="" type="checkbox"/> BUSINESS AUTO <input type="checkbox"/> GARAGE <input checked="" type="checkbox"/> Owned <input checked="" type="checkbox"/> Hired <input type="checkbox"/> Non-Owned # Fill in Either Combined Single Limits or Split Limits	53BA 135599 Nationwide Mutual Insurance Company	05/08/04	05/08/05	Bodily Injury (Each Person) (Each Accident) Property Damage (Each Accident) Combined Single Limit \$1,000,000
EXCESS LIABILITY <input type="checkbox"/> Umbrella Form				Each Occurrence Aggregate*
<input checked="" type="checkbox"/> Workers' Compensation and <input checked="" type="checkbox"/> Employers' Liability	TWC 03011776 Technology Ins. Company	05/12/04	05/12/05	STATUTORY LIMITS Bodily Injury Each Accident \$100,000 <hr/> Bodily Injury Each Employee \$100,000 <hr/> Bodily Injury Policy Limit by Disease \$500,000
Description-				

Should any of the above described policies be cancelled before the expiration date thereof, the issuing company will endeavor to mail 30 days notice to the certificate holder named above.

5/17/04
 Date Certificate Issued
 Cas. 3640-A (9-89)

Michelle Jones
 Countersigned at:

2252

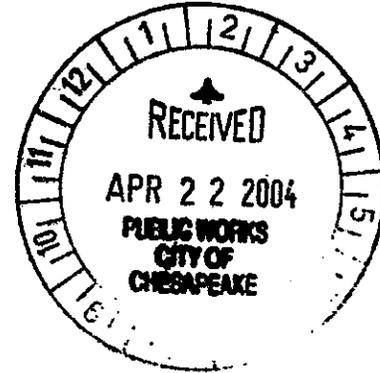


ENGINEERING CONSULTING SERVICES, LTD.
 Geotechnical • Construction Materials • Environmental



December 22, 2003

Ms. Lynn Sears
 CPM Virginia, LLC
 1541 Alta Drive
 Whitehall, Pennsylvania 18052



Reference: Centerville Turnpike Pavement Cores
 Centerville Turnpike and Whittamore Road
 Chesapeake, Virginia

ECS Project No. 04:6585

Dear Ms. Sears:

On December 21, 2003, coring was performed within the existing pavement of Centerville Turnpike near its intersection with Whittamore Road, in the City of Chesapeake, Virginia. We performed the cores at the approximate locations shown on the Pavement Core Plan prepared by Hassell & Folkes dated Sept., 2003. Ten 4-inch diameter cores were performed within the right-of-way of Centerville Turnpike. Four cores were performed in the north-bound lane and six cores were performed in the south-bound lane. Eight of the cores (C-2 through C-9) were performed within the recently completed limits of the Centerville Turnpike and Whittamore Road Improvements for the Etheridge Greens development. One core (C-1) was performed in the roadway north of the improvement limits and another core (C-10) was performed in the roadway south of the improvement limits. A location plan showing the approximate core locations and the core numbering system is included in Enclosure 1.

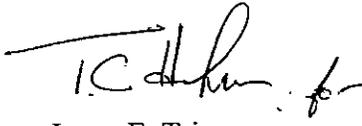
Diamond Equipment Contracting Corporation performed the cores utilizing a 4-inch core bit and an electric coring machine. The asphalt pavement depths recorded at the core locations varied from 3 to 11 inches. Underlying the asphalt, we encountered aggregate base course material that was noted to vary from 4 inches to 6-¾ inches in thickness. Typically the base course aggregate appeared to be a dense graded crushed stone similar to VDOT 21B stone. However, at a couple of the core holes, we observed the presence of much larger-sized aggregate similar to VDOT No. 1 stone mixed in with dense graded aggregate. Our pavement core observations are summarized in the following table.

Core #	Lane	Asphalt Thickness (inches)	Aggregate Base Course Thickness (inches)
C-1	Southbound	5-1/2	6-3/4
C-2	Southbound	3	6
C-3	Northbound	4	6
C-4	Southbound	4-1/2	6
C-5	Southbound	11	6
C-6	Southbound	8	6
C-7	Northbound	10	5
C-8	Southbound	5	8
C-9	Northbound	11	4
C-10	Northbound	10	4

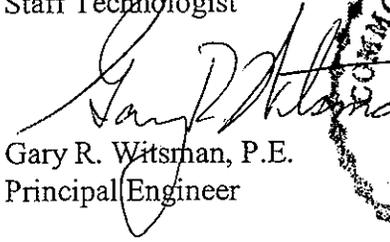
We appreciate the opportunity to be of service to you on this project. If we can be of any further assistance, please feel free to contact this office.

Very truly yours,

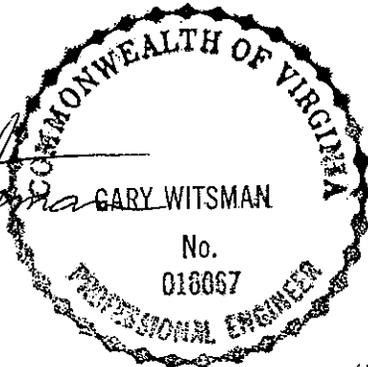
ENGINEERING CONSULTING SERVICES, LTD.



Jason E. Trimyer
 Staff Technologist



Gary R. Witsman, P.E.
 Principal Engineer



- Copies: (2) CPM Virginia, LLC (Ms. Lynn Sears)
- (2) Combustion Project Management (Mr. Robert DeBerardinis)
- (1) Hassell & Folkes, P.C. (Mr. Wymer Manning III, P.E.)

