

VIRGINIA FOIA REQUEST AND RESPONSE

Former Broyhill Tract / Tax Map 9-37 - Land-Disturbance Permitting Records

Public website copy. Private-citizen names, personal email addresses, and other personal contact information have been removed. Government officials, government contact information, project identifiers, and corporate entities are retained. The wording below is drawn from the forwarded email correspondence provided to Transparency for New Kent; responsive PDF attachments are maintained separately as source records.

July 7, 2026 - Original FOIA Request

From: Requester [private contact information removed]

To: Rodney A. Hathaway, County Administrator, New Kent County, Virginia

Good afternoon, Mr. Hathaway,

I hope this email finds you well. Pursuant to the Virginia Freedom of Information Act, I am requesting existing records related to land-disturbance permitting for the following project/property:

Property: former Broyhill tract / Tax Map 9-37

Project Name: New Kent - Broyhill ESC Plan

DEQ General Permit Number: VAR10V945

Permittee/Applicant: Old Virginia Land and Timber, LLC

Proposed Land-Disturbing Activity: approximately 7.6 acres

Project Type/Permit Category: Commercial

Specifically, I request copies of the following documents:

- The engineered site plan submitted to New Kent County for the New Kent - Broyhill ESC Plan, including the cover sheet, plan sheets, limits-of-disturbance sheet, acreage calculations, revision dates, approval stamps, professional seal/certification, stormwater calculations, erosion and sediment control sheets, plan narrative, and any approval letter or approval conditions.
- The New Kent County Commercial/Industrial Site Development Land Disturbing Permit application and local permit record for this project, including the Project File number, date received, approval date, project description, responsible land disturber information, disturbed acreage, parcel acreage, zoning of land to be disturbed, GPIN/tax map information, and any indication that the permit was approved with conditions.
- The prior Single Family/Residential Land Disturbance Permit application and local permit record associated with this property, including the application form, project description, site plan or survey, limits of clearing/disturbance, disturbed acreage, parcel acreage, responsible land disturber information, Health Department permit information if applicable, SWPPP or agreement-in-lieu materials, any record showing the approval date, expiration date and closure date, and any record showing that the permit was closed, cancelled, converted, replaced, or superseded by the commercial permit.

I am not requesting a broad email search, inspection reports, enforcement records, or staff communications at this time. I am requesting the existing permit, plan, approval, and application for these specific land-disturbance permits.

Please provide the records electronically if available. If any records are withheld or redacted, please identify the specific exemption relied upon. If the anticipated cost of the records exceeds \$50, please provide me with a written estimate before processing.

Best regards,

July 15, 2026 - Requester Follow-Up

From: Requester [private contact information removed]

To: Rodney A. Hathaway, County Administrator, New Kent County, Virginia

Good morning, Mr. Hathaway,

I hope this email finds you well. I am following up on my Virginia FOIA request submitted on July 7, 2026, concerning land-disturbance permitting records for the former Broyhill tract, Tax Map 9-37.

The five-working-day response period passed yesterday. As of this morning, I have not received the requested records or any of the written responses required including notice that records are being withheld in whole or in part, a statement that the records could not be found or do not exist, or written notice invoking the additional seven-working-day response period.

Please advise how the County intends to proceed.

Best regards,

July 15, 2026 - County Acknowledgment / Additional Response Period

From: Rodney A. Hathaway, County Administrator, New Kent County, Virginia

To: Requester [private contact information removed]

Cc: Amanda A. Stanger, New Kent County

Unfortunately, I did not see your original email submitted on July 7, 2026 until now. Please accept this email as my confirmation of receipt of your FOIA request submitted on July 7, 2026.

Due to staffing constraints, and the fact that the five day response period has expired, I will follow up with you within the additional seven working day response period with the requested documents.

I will also waive all cost associated with this request since the original response period has expired.

Thank you,

Rodney Hathaway, County Administrator
New Kent County, Virginia
(804) 966-9683

July 15, 2026 - Requester Reply

From: Requester [private contact information removed]

To: Rodney A. Hathaway, County Administrator, New Kent County, Virginia

Cc: Amanda A. Stanger, New Kent County

Thank you Mr. Hathaway for addressing this matter promptly.

Take care,

July 20, 2026 - County Final Response

From: Rodney A. Hathaway, County Administrator, New Kent County, Virginia

To: Requester [private contact information removed]

Cc: Amanda A. Stanger, New Kent County

Please find the attached documents that are responsive to your Freedom of Information Act request received by my office on July 7, 2026. Please let me know if you have any questions.

Rodney Hathaway, County Administrator

New Kent County, Virginia

(804) 966-9683

Responsive records transmitted with the County's response

- Single Family Permit Documents_Combined.pdf
- New Kent - Broyhill ESC Plan.pdf
- Commercial Permit Documents_Combined.pdf

Publication note: This redacted copy is intended to document the FOIA request-and-response trail. It does not replace the underlying responsive records. The source PDFs should be linked separately under the site's Official Documents section.