

## RESOLUTION

### CASE NO. SUP-19-01. WILLIAMSBURG LANDING EXPANSION

- WHEREAS, the Board of Supervisors of James City County has adopted by ordinance specific land uses that shall be subjected to a special use permit process; and
- WHEREAS, Mr. Alvin Anderson has applied on behalf of Norman G. Beatty, Katharine M. Beatty, and Williamsburg Landing, Inc. for a special use permit to expand the continuing care retirement community by extending SUP-7-95 to the Beatty property, and increasing the number of nursing units by 30 and number of assisted living units by 30 on both the Beatty property and the Williamsburg Landing property at 3110 Lake Powell Road and 5560 Williamsburg Landing Drive; and
- WHEREAS, the proposed expansion is shown on the master plan "Williamsburg Landing Master Plan" prepared by CS&D; and
- WHEREAS, the property is located on land zoned R-5, Multi-Family Residential District, and can be further identified as Parcel No. (1-33) on James City County Real Estate Tax Map No. (48-1), and Parcel No. (1-3) on James City County Real Estate Tax Map No. (48-2); and
- WHEREAS, the Planning Commission, following its public hearing on November 5, 2001, voted 5-0 with one abstention to approve this application.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby approve the issuance of Special Use Permit No. SUP-19-01 as described herein with the following conditions:

1. If construction has not commenced on the project within 36 months from the issuance of the special use permit, it shall become void. Construction shall be defined as obtaining permits for building construction and installation of footings and/or foundations.
2. This special use permit shall be limited to the following specially permitted uses:
  - Single-family dwellings.
  - Nursing homes and facilities for the residence and/or care of the aged.

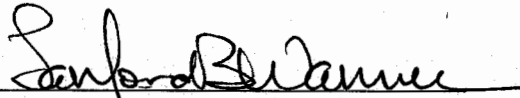
These specially permitted uses are in addition to those generally permitted uses specified in Proffer 1 of the Proffer Agreement. Nursing home facilities shall be limited to one 90-bed nursing home. Assisted living units shall be limited to 90 units. The aggregate number of generally and specially permitted living units, over and above the sum of a 90-bed nursing home and a 90-unit assisted-living facility, shall not exceed two dwelling units per acre of the gross acreage of the property.

3. This special use permit is not severable. Invalidation of any word, phrase, clause, sentence, or paragraph shall invalidate the remainder.



John J. McGlennon  
Chairman, Board of Supervisors

ATTEST:



Sanford B. Wanner  
Clerk to the Board

<u>SUPERVISOR</u>	<u>VOTE</u>
HARRISON	AYE
KENNEDY	AYE
NERVITT	AYE
GOODSON	AYE
MCGLENNON	AYE

Adopted by the Board of Supervisors of James City County, Virginia, this 11th day of December, 2001.

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