

RESOLUTION

CASE NO. SUP-08-01. HOGAN DAY CARE

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, Mrs. Cathrine K. Hogan has applied for a special use permit to allow a child day care center for eight children within her existing home located at 233 Nina Lane; and

WHEREAS, the property is located on land zoned R-1, Limited Residential District, and can be further identified as Parcel No. (3-203) on James City County Real Estate Tax Map No. (23-4); and

WHEREAS, the Planning Commission, following its public hearing on July 2, 2001, voted 5 to 2 to deny this application.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby approve the issuance of Special Use Permit No. SUP-08-01 as described herein with the following conditions:

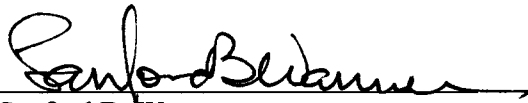
1. If a certificate of occupancy has not been obtained for the project within thirty-six months from the issuance of the special use permit, the permit shall become void.
2. No more than eight children shall be permitted at the day care center.
3. The applicant shall receive full approval from the Health Department for septic tank and drain field capacity prior to final site plan approval.
4. The owner/operator of the child day care center shall reside on the property.
5. All play areas shall be screened with fencing or shrubbery, to be approved by the Planning Director.
6. Hours of operation shall be limited from 7:00 a.m. to 1:30 p.m., Monday through Friday.
7. A site plan shall be submitted to and approved by the Planning Director.
8. This special use permit shall be valid for a period of thirty-six months from the date of issuance of this special use permit.
9. No additional exterior lighting shall be permitted on the property other than lighting typically used at a single-family residence.
10. No signage shall be permitted on the property.

11. 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 10th day of July,
2001.

hogan.res