

RESOLUTION

CASE NO. HW-5-06. SETTLER'S MARKET AT NEW TOWN

WHEREAS, Mr. John Abernathy, on behalf of AIG Baker Development, LLC, has applied for a height limitation waiver to allow for the construction of five Mixed Use buildings as shown on the plan titled "Settler's Market at New Town" prepared by AIG Baker Real Estate, LLC, dated March 26, 2007, in excess of 60 feet in height; and

WHEREAS, a public hearing was advertised, adjoining property owners notified and a hearing was held on Case No. HW-5-06; and

WHEREAS, the Mixed Use buildings will be located on property zoned MU, Mixed Use, with proffers and is further identified as Parcels Nos. (1-2), (1-3), (1-52), and a portion of (1-56) on James City County Real Estate Tax Map No. (38-4); and

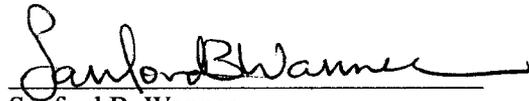
WHEREAS, the Board of Supervisors finds that the requirements of Section 24-525 of the James City County Zoning Ordinance have been satisfied in order to grant a height limitation waiver to allow the erection of structures in excess of 60 feet.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, following a public hearing, does hereby approve Case No. HW-5-06.



John J. McGlennon
Chairman, Board of Supervisors

ATTEST:



Sanford B. Wanner
Clerk to the Board

<u>SUPERVISOR</u>	<u>VOTE</u>
HARRISON	AYE
BRADSHAW	AYE
GOODSON	AYE
ICENHOUR	NAY
MCGLENNON	NAY

Adopted by the Board of Supervisors of James City County, Virginia, this 24th day of April, 2007.

Hw-5-06SettlersMarket.res