

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF JAMES CITY, VIRGINIA, HELD ON THE 17TH DAY OF SEPTEMBER, NINETEEN HUNDRED NINETY, AT 1:00 P.M. IN THE COUNTY GOVERNMENT CENTER BOARD ROOM, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA.

A. ROLL CALL

Perry M. DePue, Chairman, Powhatan District  
Stewart U. Taylor, Vice Chairman, Stonehouse District

Judith N. Knudson, Jamestown District  
Jack D. Edwards, Berkeley District  
Thomas K. Norment, Jr., Roberts District  
David B. Norman, County Administrator  
Frank M. Morton, III, County Attorney

B. MINUTES - September 4, 1990

Mr. DePue asked if there were corrections or additions to the minutes.

Mr. Edwards made a motion to approve the minutes as presented.

On a roll call, the vote was AYE: Norment, Taylor, Edwards, Knudson, DePue (5). NAY: (0).

C. HIGHWAY MATTERS

Mr. Quentin Elliott, Assistant Resident Engineer, Virginia Department of Transportation, was present.

Mr. DePue stated that a citizen asked that the intersection at Brookwood and Lake Powell Roads be checked and consider installation of left-turn lanes into the school.

Mr. Elliott responded that the citizen had also telephoned him. He stated that upon investigation, the Department of Transportation had put "No Parking" signs on Lake Powell Road and determined that the distance from the intersection was insufficient for left-turn lanes.

Mr. DePue requested a follow-up telephone call from Mr. Elliott.

D. CONSENT CALENDAR

Mr. DePue asked if any Board member wished to remove any item from the Consent Calendar.

Mr. Norment asked that Items No. 7 and 8 be removed.

Mr. Taylor mentioned Item 3 and commended the Virginia Department of Transportation for completion of the Chickahominy Road without loss of homes.

Mr. DePue made a motion to approve the remaining items on the Consent Calendar.

On a roll call, the vote was AYE: Norment, Taylor, Edwards, Knudson, DePue (5). NAY: (0).

1. Red Ribbon Week - Drug Prevention

R E S O L U T I O N

RED RIBBON WEEK - DRUG PREVENTION

WHEREAS, Alcohol and other drug abuse in this nation has reached epidemic stages, and the 15-24 year old age group is dying at a faster rate than any other age group; and

WHEREAS, it is imperative that visible, unified prevention education efforts by community members be launched to reduce the demand for drugs; and

WHEREAS, the Virginia Federation of Communities for Drug-Free Youth and local police departments are sponsoring the National Red Ribbon Campaign offering citizens the opportunity to demonstrate their commitment to drug-free life-styles; and

WHEREAS, the National Red Ribbon Campaign will be celebrated in every community in America during "Red Ribbon Week," October 20-28, 1990; and

WHEREAS, citizens, community groups, students, business and government will demonstrate their commitment to drug-free, healthy life-styles by wearing and displaying red ribbons during this week-long campaign.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby support October 20-28, 1990, as Red Ribbon Week, and encourages its citizens to participate in drug prevention education activities and to make a visible statement of a strong commitment to a drug-free community.

BE IT FURTHER RESOLVED, that the Board of Supervisors of James City County, Virginia, encourages all citizens to pledge; My Choice . . . Drug Free.

2. Constitution WeekR E S O L U T I O NCITIZENSHIP DAY AND CONSTITUTION WEEK

WHEREAS, the United States Constitution was signed on September 17, 1787; and

WHEREAS, the Federal Government proclaimed September 17 as Citizenship Day and the period beginning September 17 and ending September 23 as Constitution Week; and

WHEREAS, to recognize the authority bestowed by "We the People" and the primary role that citizenship plays in our system of government; and

WHEREAS, to commemorate the events that led to the framing of the Constitution and the struggle to preserve it.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby designates and proclaims September 17 as Citizenship Day and the week of September 17-23 as Constitution Week, and encourage its citizens to study and consider the Constitution and participate in celebration activities.

3. Chickahominy Road New LocationsR E S O L U T I O NCHICKAHOMINY ROAD NEW LOCATIONS

WHEREAS, the Virginia Department of Transportation (VDOT) has reconstructed Chickahominy Road (Route 631) from Richmond Road (Route 60) to Cranston's Mill Pond Road (Route 632); and

WHEREAS, VDOT recommends that seven sections in old locations be abandoned and that seven sections in new locations be added to the secondary highway system.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County, Virginia, that the following sections of old roadway be abandoned.

Sections to be abandoned:

<u>Section</u>	<u>Station</u>	<u>Station</u>	<u>Miles</u>
Section 1	6+00	10+83	0.09
Section 2	22+00	30+52	0.16
Section 3	65+51.68	70+41.87	0.09
Section 4	78+00	82+75	0.09
Section 5	82+75	87+15.66	0.08
Section 6	87+15.66	99+65	0.24
Section 7	102+25	112+25	0.19

BE IT FURTHER RESOLVED that the following Sections of new roadway be added to the secondary highway system.

Sections to be added:

<u>Section</u>	<u>Station</u>	<u>Station</u>	<u>Miles</u>
Section 8	6+00	10+83	0.09
Section 9	22+00	30+52	0.16
Section 10	65+51.68	70+41.87	0.09
Section 11	78+00	82+75	0.09
Section 12	82+75	87+15.66	0.08
Section 13	87+15.66	99+65	0.24
Section 14	102+25	112+25	0.19

4. Naming of Street - Longhill Connector Road

R E S O L U T I O N

NAME FOR NEW PUBLIC STREET

WHEREAS, it is in the interest of public safety and convenience to assign a street name to heretofore unnamed new streets in James City County in order to assign street addresses to them.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, assigns the name of Longhill Connector Road to a new public road which connects Longhill Road and Ironbound Road located east of Eastern State Hospital.

5. Allocation for Virginia Family Violence Prevention Program -  
Project: Intercept

R E S O L U T I O N

APPROPRIATION TO THE SOCIAL SERVICES DEPARTMENT

WHEREAS, the State Department of Social Services has provided funding to render services through the Family Violence Prevention Program - Project: Intercept of the local Department of Social Services (Account No. 007-088-6100).

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby authorizes the following appropriation amendments:

Revenues:

Revenues From the Commonwealth	\$ 21,462
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Expenditures:

Family Violence Prevention Program Project: Intercept	\$ 21,462
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6. Appointment of Alternate Member to Board Governing Virginia  
Peninsulas Public Service Authority

R E S O L U T I O N

VIRGINIA PENINSULAS PUBLIC SERVICE AUTHORITY

WHEREAS, the Articles of Incorporation of the Virginia Peninsulas Public Service Authority, authorize the governing body of each member political subdivision to appoint an alternate who may attend meetings of the Authority, but who shall be entitled to vote only in the absence of the designated member for which such alternate is serving; and

WHEREAS, the Board of Supervisors of James City County, Virginia, desire to appoint the Assistant County Administrator as said alternate.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby appoint the Assistant County Administrator to serve as an alternate in the absence of the County Administrator at such meetings of the Virginia Peninsulas Public Service Authority.

9. Centerville Road Sidewalks - Richmond Road to Adam's Hunt Drive

R E S O L U T I O N

CENTERVILLE ROAD SIDEWALKS · RICHMOND ROAD TO ADAM'S HUNT DRIVE

WHEREAS, the Virginia Department of Transportation State Highway Project No. 0614 047 132, Sections M-503 and M-504 provide for improvements to Centerville Road (Route 614) from .016 miles east of Jolly Pond Road (Route 611) to Richmond Road (Route 60), a distance of 1.67 miles; and

WHEREAS, the Virginia Department of Transportation will include construction of sidewalks in the Centerville Road improvements project upon request by the James City County Board of Supervisors; and

WHEREAS, the James City County Comprehensive Plan recommends a sidewalk on Centerville Road (Route 614) between Jolly Pond Road (Route 611) and Richmond Road (Route 60).

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County, Virginia, that the Virginia Department of Transportation is hereby requested to include the construction of 4-foot wide sidewalks in the Centerville Road (Route 614) improvement project, Sections M-503 and M-504, from Adam's Hunt Drive (Route 1500) to Richmond Road (Route 60).

BE IT FURTHER RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby agree and commit to participate in the sidewalk construction costs from Adam's Hunt Drive (Route 1500) to Richmond Road (Route 60) and does hereby approve the encumbrance of \$31,753 from sidewalk CIP funds for this purpose.

7. Award Contract for Expansion of Law Enforcement Center

8. Landfill Compactor Bid Contract

Mr. Norment questioned whether capital expenditures were being reviewed in view of the State budget cutback.

Mr. DePue declared Items 7 and 8 postponed until after the Reports of the County Administrator later in the meeting.

## E. PUBLIC HEARINGS

1. Case No. SUP-40-90. Doris M. Lockley

Mr. Allen J. Murphy, Jr., Principal Planner, stated that Ms. Doris M. Lockley had submitted an application for a special use permit to allow the replacement of a manufactured home on 40 acres, zoned A-1, General Agricultural, at 5624 Riverview Road, further identified as Parcel (1-4) on James City County Real Estate Tax Map No. (15-4).

Staff recommended approval with conditions listed in the resolution.

Mr. DePue opened the public hearing, and as no one wished to speak, he closed the public hearing.

Mr. Taylor made a motion to approve the resolution.

On a roll call, the vote was AYE: Norment, Taylor, Edwards, Knudson, DePue (5). NAY: (0).

R E S O L U T I O NCASE NO. SUP-40-90. DORIS M. LOCKLEY

WHEREAS, it is understood that all conditions for the consideration of an application for a special use permit have been met.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County, Virginia, that a Special Use Permit be granted for the placement of a manufactured home on property owned and developed by the applicant as described below and on the attached site location map.

Applicant:	Ms. Doris M. Lockley
Real Estate Tax Map ID:	(15-4)
Parcel No:	(1-4)
Address:	5624 Riverview Road
District:	Stonehouse
Zoning:	A-1, General Agriculture

## Conditions:

1. This permit shall be valid only for the manufactured home applied for. If the manufactured home is removed, this permit shall become void. Any replacement shall require a new permit from the Board of Supervisors. If the permit is not exercised, it shall become void one year from the date of approval.
2. The manufactured home shall be skirted and meet the requirements of the Department of Housing and Urban Development Manufactured Home Construction and Safety Standard.
3. The manufactured home shall have no more than 3 bedrooms.
4. The existing manufactured home shall be removed within 30 days of the placement of the proposed manufactured home.
5. The proposed manufactured home is to be located on the existing manufactured home site.
6. Existing vegetation shall be maintained within 20 feet of all property lines except where clearing is required for utilities and necessary entrances.

2. Ordinance Amendment, Chapter 18, Taxation, Food and Beverages Tax

Mr. Leo P. Rogers, Assistant County Attorney, stated that this ordinance amendment was proposed to exempt tax for certain food items sold by bakeries or bakery counters, defined as a restaurant in Section 35.1-1(9) of the State Code and Section 18-34 of the County Code.

Mr. Rogers further stated that the proposed ordinance amendment also modified the definition of "food" and "snack food."

The Commissioner of the Revenue and County Administration recommended denial of the exemption of tax for certain food items sold by bakeries or bakery counters, and recommended approval of the modification of the definition of "food" and "snack food."

Mr. DePue opened the public hearing.

1. Mr. Michael Abley, co-owner of the European Common Market, stated that a bakery was not included or excluded in examples under State law 35.1-1(9), and in his opinion, voters supported the food and beverage tax referendum to obtain additional revenue from tourist trade in restaurants, not from loaves of bread, which are staples.

2. Ms. Nancy Rodrigues, co-owner of the European Common Market, stated the bakery was inspected by the Department of Agriculture and that packaging bread in plastic was detrimental as trash to the landfill. As an alternative to raising revenues through this tax, she suggested having a volunteer collect all foreign currency found in business cash registers throughout the County.

Mr. DePue closed the public hearing.

Mr. Norment made a motion to approve the ordinance amendment modifying the definition of "food" and "snack food."

Board discussion was held regarding packaged products, manufactured and prepared food, approval of exemption setting precedent for other businesses to come forward to request exemption and code could be changed at State level.

The Board expressed appreciation to the co-owners of the European Common Market for their business in James City County.

On a roll call, the vote was AYE: Norment, Taylor, Edwards, Knudson, DePue (5). NAY: (0).

No action was taken on the amendment for exemption of tax certain food items sold by bakeries or bakery counters.

#### F. BOARD CONSIDERATIONS

##### 1. Case No. SUP 40-90. Williamsburg-James City County Schools Operations and Maintenance Center

Mr. O. Marvin Sowers, Jr., Director of Planning, stated that this case was postponed at the September 4, 1990, Board of Supervisors' meeting to allow further discussion with School personnel.

Staff recommended approval of the conditions listed in the resolution.

Mr. DePue thanked the Board for agreeing to postpone the item at the last Board meeting, and expressed appreciation to Mr. Paul Ogg and Dr. Gayden Carruth for their immediate response to his concerns.

Mr. DePue made a motion to approve the resolution.

On a roll call, the vote was AYE: Norment, Taylor, Edwards, Knudson, DePue (5). NAY: (0).

R E S O L U T I O N

CASE NO. SUP 32-90. WILLIAMSBURG/JAMES CITY COUNTY

OPERATIONS AND MAINTENANCE CENTER

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, the Planning Commission of James City County, following its public hearing voted 7-3 to recommend approval of Case No. SUP-32-90 to permit a public building in the A-1, General Agricultural district on property identified as part of Parcel (1-2) on James City County Real Estate Tax Map No. (30-2).

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-32-90 as described herein with the following conditions:

- 1. If construction has not commenced on this project within a period of 18 months from the date of issuance of this permit, it shall become void.
- 2. No more than one entrance shall be permitted on Jolly Pond Road. No more than one entrance shall be permitted on Cranston's Mill Pond Road.
- 3. Any entrances on Cranston's Mill Pond Road shall be located at least 240 feet from the centerline of relocated Jolly Pond Road.
- 4. A fence, approved in design by the Development Review Committee, shall be provided around the bus storage and refueling area.
- 5. A fence, approved in design by the Development Review Committee, shall be provided between the garage activities and adjacent property. This fence shall provide an effective visual and acoustical barrier between the garage-type activities of the proposed use and the adjacent property.

2. Human Services Space Needs Task Force Funding Request

Mr. Edwards stated he had attended the task force meetings and that Mr. Don Messmer, Chairman of the Committee, had asked the Graduate Market Research Class at the College of William and Mary to undertake a comprehensive study of agency space needs. Mr. Edwards further stated that a request was being made for the County, along with City of Williamsburg and United Way, to provide funding for out-of-pocket expenses for that study.

Mr. Edwards made a motion to approve the resolution.

On a roll call, the vote was AYE: Norment, Taylor, Edwards, Knudson, DePue (5). NAY: (0).

## R E S O L U T I O N

### HUMAN SERVICES SPACE NEEDS TASK FORCE FUNDING REQUEST

WHEREAS, the James City County Board of Supervisors are desirous of assisting in the assessment of the community human services organizations' space needs; and

WHEREAS, the task force conducting that assessment has requested funding support from the County.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, transfer \$1,000.00 from its Contingency Account to the College of William and Mary School of Business Administration Sponsors, Inc., for the purpose of defraying a portion of the out-of-pocket expenses of the assessment.

Mr. Edwards offered his position on the committee to any other Board member. The Board, by acclamation, appointed Mr. Edwards to the Human Services Space Needs Task Force.

### 3. VPSA Bonds Application - Middle School

Mr. John E. McDonald, Manager of Financial and Management Services, requested Board approval of the resolution to authorize submittal of an application by September 21, for \$6,900,000 in VPSA Bond funds to finance the new middle school.

Ms. Knudson made a motion to approve the resolution.

On a roll call, the vote was AYE: Norment, Taylor, Edwards, Knudson, DePue (5). NAY: (0).

## R E S O L U T I O N

### APPLICATION FOR VPSA FINANCING

WHEREAS, the Board of Supervisors of James City County believes it to be desirable to seek bond financing through the Virginia Public School Authority for design, engineering and construction of a new middle school.

NOW, THEREFORE, BE IT RESOLVED that the County Administrator is requested to prepare for submission to the Virginia Public School Authority a request to participate in the December 1990 VPSA bond sale in the amount of \$6,900,000.

G. PUBLIC COMMENT - None

H. REPORTS OF THE COUNTY ADMINISTRATOR

Mr. David B. Norman, County Administrator, stated that in consideration of the current budget situation, staff had implemented an administrative review of hiring and all capital outlay requests, and begun a strategic planning effort to help refine program priorities which are consistent with program needs and financial resources.

Mr. McDonald stated that State revenue reductions were estimated at \$100,000, with approximate decreases of \$100,000 each for County property taxes, local sales taxes, and permits and fees, for a total of \$400,000 revenue shortfall in Fiscal Year 1991.

Mr. McDonald summarized other revenues and expenditures and noted staff was considering a recommendation to eliminate \$500,000 in budgeted funds for the acquisition of a site for an elementary school, with \$300,000 placed in operating Contingency Fund and \$200,000 offsetting the loss of State's recordation taxes.

Discussion followed concerning change in contribution by employer to Virginia Retirement System, increase of fuel costs, extending length of bid terms, maintain maximum flexibility on budget, continue level of County service, and keep County assets.

Mr. DePue expressed pride in the staff for its usual good job.

Mr. Norman thanked the Board for its consideration and input, and stated recommendations would be forthcoming at the next Board of Supervisors meeting.

Mr. Norman showed the Achievement Award in Intergovernmental Cooperation for Recycling Saturday, received by the County at the Virginia Municipal League conference.

Mr. Norment asked that Consent Calendar Items 7 and 8 be brought back.

7. Award Contract for Expansion of Law Enforcement Center

8. Landfill Compactor Bid Contract

Mr. Norment made a motion to approve Items 7 and 8 of the Consent Calendar.

On a roll call, the vote was AYE: Norment, Taylor, Edwards, Knudson, DePue (5). NAY: (0).

R E S O L U T I O N

CONTRACT TO BUILD AN ADDITION TO THE LAW ENFORCEMENT CENTER

WHEREAS, James City County publicly opened bids for expansion of the Law Enforcement Center on July 10, 1990; and

WHEREAS, it has been determined that the lowest base bid of \$138,768 was submitted by Sans Souci Construction Company, Inc., of Hampton, Virginia; and

WHEREAS, funds are available in the James City County Capital Improvements Budget.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby approves the awarding of the Law Enforcement Center Expansion Contract to Sans Souci Construction Company, Inc., on the basis of their bid of \$138,768, and authorizes the County Administrator to execute a contract for this work.

R E S O L U T I O N

LANDFILL COMPACTOR CONTRACT

WHEREAS, funds are appropriated in the FY 91 Landfill Operating Budget to purchase a replacement landfill compactor at the Landfill; and

WHEREAS, requests for bids were issued, responses evaluated and the lowest bid meeting the critical specifications was determined; and

WHEREAS, it has been determined that the bid submitted by Carter Machinery Company, Inc., for a Caterpillar 816B Landfill Compactor in the amount of \$114,870 (Total Cost Bid) meets the critical specifications and was the lowest responsible/responsive bid.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, authorizes and directs the County Administrator to enter into a contract with Carter Machinery Company, Inc., for the purchase of a Caterpillar 816B Landfill Compactor for the sum of \$120,322 (initial purchase price) including trade-in.

I. BOARD REQUESTS AND DIRECTIVES

Mr. Taylor requested that staff contact State legislators for their support of legislation returning a portion of State lottery funds to localities.

7. Mr. DePue mentioned a recent newspaper article regarding a group of citizens engaged in a program for helping young people who are troubled or have been involved in criminal activity. He expressed appreciation for heroes in the community.

Mr. DePue applauded Mr. Edwards for his service, achievement and tenure as President of the Virginia Municipal League for the past year.

Mr. DePue recessed the Board for a meeting of the James City Service Authority Board of Directors at 2:42 p.m.

Mr. DePue declared the Board back into a work session on solid waste issues at 2:50 p.m.

Mr. Frank Miller, Executive Director of Virginia Peninsulas Public Services Authority, and Mr. Richard Stahr of Malcolm Pirnie, Inc., gave a presentation on the Materials Recovery Facility (MRF).

Mr. David Clark, Solid Waste Engineer, introduced Ms. Jennifer Privette, Recycling/Beautification Coordinator, and updated the Board on the Work Plan, Pilot Recycling Program, and the proposed Ordinance amendments.

Mr. DePue declared the Board into open session at 4:20 p.m. for the planting of a tree near Building E on the Government Complex grounds.

The Supervisors were joined by Mr. Bill Bryant of the Bicentennial Commission, who participated in the planting of a white pine, considered a "Great Tree of Peace," to serve as a living legacy of the 204th anniversary of the Constitution of the United States.

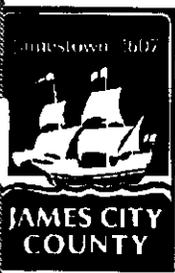
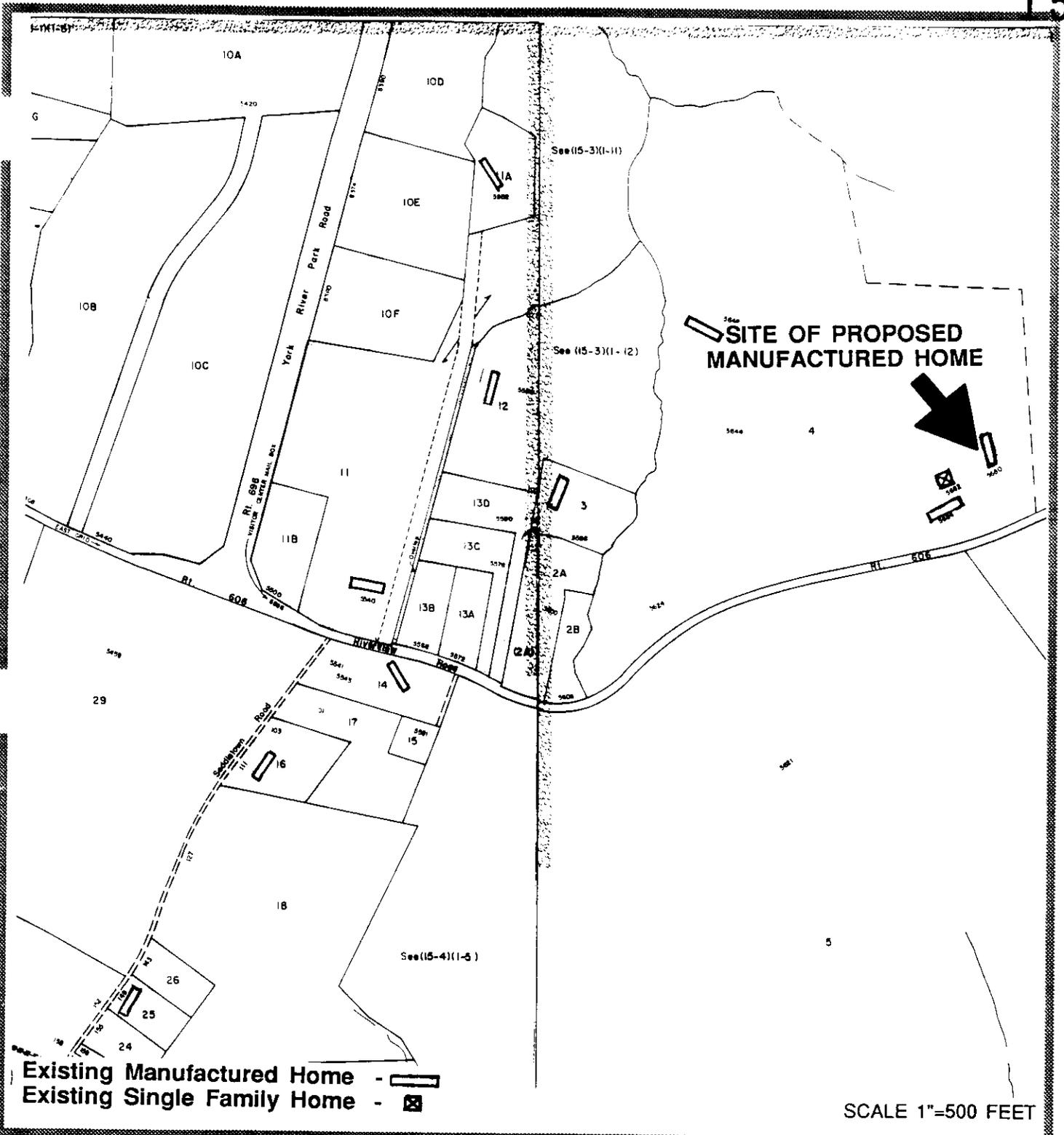
Ms. Knudson made a motion to adjourn at 4:28 p.m.

On a roll call, the vote was AYE: Norment, Taylor, Edwards, Knudson, DePue (5). NAY: (0).

The Board adjourned at 4:28 p.m.



David B. Norman  
Clerk to the Board



Case No: SUP-40-90  
 Name : Doris M. Lockley



PLANNING DIVISION

SEP 17 1990

ORDINANCE NO. 107A-13

BOARD OF SUPERVISORS  
JAMES CITY COUNTY  
VIRGINIA

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 18, TAXATION, OF THE CODE OF THE COUNTY OF JAMES CITY, VIRGINIA, BY AMENDING ARTICLE VII, TAX ON PREPARED FOOD AND BEVERAGE, SECTION 18-34. DEFINITIONS.

BE IT ORDAINED by the Board of Supervisors of the County of James City, Virginia, that Chapter 18, Taxation, is hereby amended and reordained by amending Section 18-34. Definitions.

#### Chapter 18. Taxation

#### Article VII. Tax on Prepared Food and Beverages.

#### Section 18-34. Definitions.

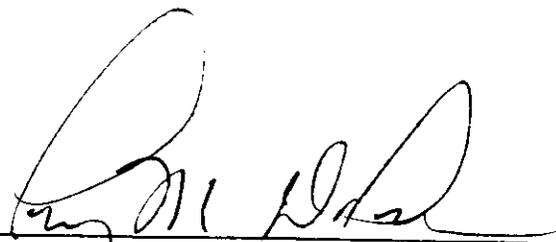
The following words and phrases, when used in this article, shall have, for the purposes of this article, the following respective meanings except where the context clearly indicates a different meaning:

- (a) Caterer: A person who furnishes food on the premises of another, for compensation.
- (b) Commissioner of the Revenue: The commissioner of the revenue of the county and any of his duly authorized deputies, assistants, employees or agents.
- (c) Food: Any and all edible refreshments or nourishment, liquid or otherwise, including alcoholic beverages and nonalcoholic beverages served with a meal, purchased in or from a restaurant or from a caterer, except snack foods.
- (d) Person: Any individual, corporation, company, association, firm, partnership or any group of individuals acting as a unit.

- (e) Purchaser: Any person who purchases food in or from a restaurant or from a caterer.
- (f) Restaurant:
  - 1. Any place where food is prepared for service to the public whether on or off the premises;
  - 2. Any place where food is served to the public; or
  - 3. Any place or operation which prepares or stores food for distribution to persons of the same business operations or of a related business operation for service to the public.

Examples include a: dining room; grill; coffee shop; cafeteria; cafe; snack bar; lunch counter; lunchroom; short order place; tavern; delicatessen; confectionery; bakery; eating house; eatery; drugstore; catering service; lunch wagon or truck; pushcart or other mobile facility that sells food; dining facility in a public or private club, resort, bar, or lounge; kitchen facility of a hospital or nursing home; and dining facility of a public or private school or college.

- (g) Seller: Any person who sells food in or from a restaurant or as a caterer.
- (h) Snack food: Chewing gum, candy, popcorn, peanuts and other nuts, and unopened prepackaged cookies, donuts, crackers, potato chips and other items of essentially the same nature and consumed for essentially the same purpose.
- (i) Treasurer: The treasurer of the county and any of his duly authorized deputies, assistants, employees or agents.



Perry M. DePue, Chairman  
Board of Supervisors

ATTEST:



David B. Norman  
Clerk to the Board

<u>SUPERVISOR</u>	<u>VOTE</u>
NORMENT	AYE
TAYLOR	AYE
EDWARDS	AYE
KNUDSON	AYE
DEPUE	AYE

Adopted by the Board of Supervisors of James City County, Virginia,  
this 17th day of September, 1990.

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