

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF JAMES CITY, VIRGINIA, HELD ON THE 1ST DAY OF NOVEMBER, NINETEEN HUNDRED NINETY-THREE, AT 7:03 P.M. IN THE COUNTY GOVERNMENT CENTER BOARD ROOM, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA.

A. ROLL CALL

Judith N. Knudson, Chairman, Jamestown District
Stewart U. Taylor, Vice Chairman, Stonehouse District

Perry M. DePue, Powhatan District
Jack D. Edwards, Berkeley District
David L. Sisk, Roberts District
David B. Norman, County Administrator
Leo P. Rogers, Jr., Assistant County Attorney

B. MINUTES - October 19, 1993, Special Meeting
October 20, 1993 Regular Meeting

Ms. Knudson asked if there were corrections or additions to the minutes.

Mr. Sisk made a motion to approve both sets of minutes.

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

NAY: (0).

C. CONSENT CALENDAR

Ms. Knudson asked if any Board member wished to remove an item from the Consent Calendar.

Ms. Knudson made a motion to approve the Consent Calendar.

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

NAY: (0).

1. Early Intervention Month

P R O C L A M A T I O N

EARLY INTERVENTION MONTH - NOVEMBER 1993

WHEREAS, our children are our most precious resource and represent the future hope for Virginia and the nation; and

WHEREAS, we share, as a community, a responsibility to protect our children, to provide support for their families, to contribute to their physical and emotional well-being, and to ensure that each child has a fair and equal chance to develop to his or her full potential; and

WHEREAS, there are infants and very young children in the County of James City, Virginia, who are experiencing delays in their development due to a variety of conditions and, therefore, early detection and treatment of these conditions is critical to the health and well-being of these children and their families; and

WHEREAS, James City County is fortunate to have within its community, programs that have been established to provide help to children with developmental delays and to their families through early intervention; and

WHEREAS, Child Development Resources, in close collaboration with its colleagues on the Interagency Council for Young Children, has undertaken a program aimed at supporting and encouraging efforts to identify children in need and to provide them and their families with the care and services they need such that they may lead healthy, productive and happy lives; and

WHEREAS, the Commonwealth of Virginia has recognized the importance of services for infants and young children by designating the month of November each year as Early Intervention Month.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby designates November 1993, as EARLY INTERVENTION MONTH in the County of James City in recognition of the importance of early intervention efforts and calls on all citizens of James City County to recognize the significance of early intervention services.

2. Trash and Grass Lien, Wendy and Shawn Casey

R E S O L U T I O N

CODE VIOLATION LIEN

WHEREAS, the Director of Code Compliance has certified to the Board of Supervisors of James City County, Virginia, that the property owners as described below have failed to pay a bill in the amount listed, for cutting of grass and weeds or removal of trash and debris, although the County has duly requested payment; and

WHEREAS, the unpaid and delinquent charges are chargeable to the owner and collectible by the County as taxes and levies and constitute a lien against the Property.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County, Virginia, that in accordance with Section 7-4 and 7-5 of the Code of the County of James City, Virginia, the Board of Supervisors directs that the following delinquent charges for services rendered, plus interest at the legal rate from the date of recordation until paid, shall constitute a lien against the Property to wit:

Cleaning of Trash/Debris and/or Cutting of Grass, Weeds, etc.:

ACCOUNT: Wendy and Shawn Casey
 248 Windsor Castle Drive
 Newport News, VA 23602

DESCRIPTION: 3518 Mott Lane

TAX MAP NO.: (46-3)(04-0-0036-)
 James City County, Virginia

AMOUNT DUE: \$75.00

3. Stormwater Detention Agreement

R E S O L U T I O N

STORMWATER DETENTION AGREEMENT

WHEREAS, the Virginia Department of Transportation requires a Stormwater Detention Agreement to be executed with James City County prior to the acceptance of subdivision streets into the State Secondary Road System; and

WHEREAS, the Stormwater Detention Agreement does not transfer or otherwise increase the responsibility, if any, of the County to maintain any stormwater detention facilities; and

WHEREAS, the Board of Supervisors desires the acceptance of streets into the State Secondary Road System.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County, Virginia, that the Chairman of the Board is authorized to execute a County-wide Stormwater Detention Agreement with the Virginia Department of Transportation.

4. 1993 BOCA Plumbing Code

R E S O L U T I O N

AMENDMENTS TO THE VIRGINIA UNIFORM STATEWIDE BUILDING CODE

(BOCA AND CABO PLUMBING CODES)

WHEREAS, the County of James City recognizes that conservation of the region's water resources is a critically important goal; and

WHEREAS, the installation of low water consumption devices in new construction will significantly reduce the use of precious water resources; and

WHEREAS, the Department of Housing and Community Development of the Commonwealth of Virginia is considering a plan to implement requirements for more restrictive water use devices in April of 1994.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, urges that the Department of Housing and Community Development adopt the pending changes to the Virginia Uniform Statewide Building Code which would require the use of low water consuming devices.

D. PUBLIC HEARINGS

1. Case No. AFD-9-86. Gordon Creek AFD (Jones, Kagey and Gordon Creek Landing Addition

Ms. Elizabeth R. Friel, Senior Planner, stated that Mr. Gene Farley had applied on behalf of the property owners to add three parcels to the Gordon Creek Agricultural and Forestal District (AFD-9-86), located on the west side of Centerville Road at its intersection with Manchester and Ford's Colony Planned Community, further identified as Parcels (1-1), (1-1B) and (1-2) on James City County Real Estate Tax Map No. (36-2).

In concurrence with staff and by unanimous votes, the Agricultural and Forestal District Advisory Committee and Planning Commission respectively recommended approval with conditions listed in the Ordinance.

Ms. Knudson opened the public hearing, and as no one wished to speak, she closed the public hearing.

Mr. Taylor made a motion to approve the AFD-9-86 addition.

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

2. Case No. ZO-6-93. Ordinance Amendment, Zoning, Private Sewer Facilities

Ms. Sandra Barner, Development Management Technician, stated that the Ordinance amendment proposed to eliminate private sewer facilities as a permitted use because data showed maintenance and monitoring problems with residential package treatment systems.

In concurrence with staff, the Planning Commission unanimously recommended approval of the ordinance amendment.

Ms. Knudson opened the public hearing.

1. Mr. R. M. Hazelwood, Toano, VA, spoke in opposition to the amendment.

Ms. Knudson closed the public hearing.

Ms. Knudson made a motion to approve the ordinance amendment.

The Board agreed that future technology might bring a review of this amendment.

On a roll call, the vote was: AYE: Edwards, DePue, Sisk, Knudson (4). NAY:
Taylor (1).

3. FY 94-98 Capital Improvement Program Amendments

Mr. Trenton L. Funkhouser, Senior Planner, stated that the proposed amendments to the FY 94-98 Capital Improvement Program consisted of creation of a general Transportation Projects category under the existing Development Projects section, inclusion of the Road Improvements Plan, Route 5 Alternate and News Roads projects in that category, and creation of a Community/Access Recreation Facilities project within the existing Parks and Recreation section.

In concurrence with staff, the Planning Commission unanimously recommended approval with conditions listed in the resolution.

The Board briefly discussed that the amendments identified projects for which cash proffers have already been accepted.

Ms. Knudson opened the public hearing.

1. Mr. R. M. Hazelwood, Jr., Toano, VA, spoke in opposition to County acceptance of cash proffers from developers.

2. Mr. R. E. Gilley, 227 Gate House Boulevard, also spoke in opposition to cash proffers as additional costs that developers would transfer to consumers.

Ms. Knudson closed the public hearing.

Mr. Edwards made a motion to approve the resolution.

On a roll call, the vote was: AYE: Edwards, DePue, Sisk, Knudson (4). NAY:
Taylor (1).

R E S O L U T I O N

FY 94-98 CAPITAL IMPROVEMENT PROGRAM (CIP) AMENDMENTS

WHEREAS, the Board of Supervisors of James City County, following a public hearing held on May 3, 1993, adopted a Resolution of Appropriation to carry out the activities of the County Budget proposed by the County Administrator; and

WHEREAS, the County Budget includes a Capital Projects Fund that appropriates funds to assist in the completion of public facilities included in the FY 94-98 Capital Improvement Program; and

WHEREAS, Section 15.1-491.2:1(A) of Virginia Code requires that in the event proffered conditions include the dedication of real property or payment of cash, no property or cash transfer shall occur until the facilities for which such property is dedicated or cash is tendered are included in a locality's adopted Capital Improvement Program.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County, Virginia, that the FY 94 County Budget is hereby amended, as described below, to include the following projects within the FY 94-98 Capital Improvements Program:

- 1. The following projects are added to the Development Projects section:

Transportation Projects

The following transportation improvements have been identified as necessary to support various development projects within the County. Funding of these projects will generally occur through the State's annual Primary and Secondary Road funding process, County General Funds and/or through the acceptance, by the County, of cash and/or real property as a result of proffers associated with development proposals.

Road Improvements Plan - Construction of a variety of roadway improvements throughout the County as identified by the 2010 Peninsula Area Transportation Study, the County's Primary and Secondary Road Plan, and the County's Comprehensive Plan.

Route 5 Alternate - Construction of a new four-lane roadway, with the initial phase as two lanes on a new alignment beginning at a point approximately one-quarter mile east of the entrance to the Governor's Land subdivision on existing Route 5, and extending a distance of approximately five miles to News Road, where it will connect with planned improvements to State Route 199.

News Road - Improvement of News Road, or portion thereof, between Route 614 (Centerville Road) and Route 615 (Ironbound Road). The type and extent of the improvements will depend on the specific patterns of development in the area.

- 2. The following project is added to the Parks and Recreation section:

Community Access/Recreation Facilities - These funds provide for the creation or improvement of public access to recreation facilities such as trails, boat landings and canoe launch sites. The recreation facilities may be publicly owned or privately owned if public access is permitted. Access creation or improvement includes, but is not limited to, the development of public facilities such as parking areas, bicycle storage areas, water fountains and rest rooms.

- 4. Authorization of Actions to Enable Sale of Lots in Toano Trace Subdivision

Mr. Richard B. Hanson, Housing and Community Development Administrator, stated that a public hearing was required to consider the sale and disposal of County-owned real property.

He further stated that the development site work was complete, construction of homes had begun and 19 eligible buyers had signed contracts to purchase homes.

Staff recommended approval of the resolution.

Ms. Knudson opened the public hearing.

1. Mr. R. M. Hazelwood, Jr., Toano, VA, spoke in opposition to the development of County-owned land, because it competed with the private developer.

Ms. Knudson closed the public hearing.

Mr. Edwards made a motion to approve the resolution.

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

R E S O L U T I O N

AUTHORIZATION OF ACTIONS TO ENABLE

SALE OF LOTS IN THE TOANO TRACE SUBDIVISION

WHEREAS, On August 17, 1992, the Board of Supervisors of James City County, Virginia, authorized the development of the Toano Trace Cluster Subdivision on property owned by the County; and

WHEREAS, On March 1, 1993, the Board of Supervisors adopted the Toano Trace Subdivision Lot Sales Plan, authorizing lots to be sold to builders or individuals who will construct homes on the property in accordance with the Plan; and

WHEREAS, The Board of Supervisors held a public hearing pursuant to Virginia Code Section 15.1-262 to consider the sale and disposal of real property owned by the County.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby authorizes the County Administrator to sign on behalf of the County, any sales contract, development agreement, deed, and any other necessary document, consistent with the Plan, enabling the County to develop and convey, in whole or in parts, ownership of property in the Toano Trace Subdivision.

5. **Mooretown Road Neighborhood Improvement Project Community Development Block Grant (CDBG) Budget**

Mr. Hanson stated that the Board of Supervisors authorized execution of the Community Development Block Grant (CDBG) agreement to undertake the Mooretown Road Neighborhood Improvement Project at its October 20, 1993, meeting.

Staff recommended approval of the resolution appropriating the CDBG funds as specified in the application.

Ms. Knudson opened the public hearing, and as no one wished to speak, she closed the public hearing.

Ms. Knudson made a motion to approve the resolution.

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

R E S O L U T I O N

AUTHORIZATION TO APPROPRIATE CDBG FUNDS

WHEREAS, on March 1, 1993, the James City County Board of Supervisors authorized the submission to the Virginia Department of Housing and Community Development (DHCD) of an application for a \$1,250,000 Community Development Block Grant (CDBG) to fund the Mooretown Road Neighborhood Improvement Project; and

WHEREAS, James City County has been notified of the award of the CDBG, has completed all actions required by DHCD and has entered into an agreement to receive the CDBG funds.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby amends the Budget, as adopted for the fiscal year ending June 30, 1994, as follows:

Revenues:

Community Development Block Grant \$1,250,000

Expenditures:

CDBG New Street Construction	\$647,725
CDBG Housing Rehabilitation	229,770
CDBG Interim Assistance	115,125
CDBG Recreation Development	70,000
CDBG Clearance	34,030
CDBG Substantial Reconstruction	27,500
CDBG Relocation	23,100
CDBG Water and Sewer Connections	8,250
CDBG Streetlights	19,500
CDBG Administration	<u>75,000</u>

\$1,250,000

BE IT FURTHER RESOLVED that the appropriation of funds for the CDBG project be designated a continuing appropriation, to carry beyond FY 94 until the Mooretown Road Neighborhood Improvement Project is completed.

E. PUBLIC COMMENT

1. Mr. R. M. Hazelwood, Jr., Toano, VA, suggested creation of a truck stop near Interstate 64 to alleviate increase of truck traffic parking at existing service stations near interstate exchanges.

F. REPORTS OF THE COUNTY ADMINISTRATOR - None

H. BOARD REQUESTS AND DIRECTIVES

Ms. Knudson made a motion to appoint Joyce Kauffmann to the Citizens Referendum Committee.

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

Ms. Knudson made a motion to appoint Reverend Issac Parker to the Housing Rehabilitation Board for a one-year term, effective November 1, 1993.

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

Mr. DePue made a motion to convene into executive session pursuant to Section 2.1-344(A)(3) to consider the acquisition of publicly held property, at 7:35 p.m.

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

Ms. Knudson reconvened the Board into open session at 7:46 p.m.

Mr. DePue made a motion to approve the executive session resolution.

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

RESOLUTION

MEETING DATE: November 1, 1993

CERTIFICATION OF EXECUTIVE MEETING

WHEREAS, the Board of Supervisors of James City County, Virginia, (Board) has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1 of the Code of Virginia requires a certification by the Board that such executive meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby certifies that, to the best of each member's knowledge; (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification resolution applies; and, (ii) only such public business matters as were identified in the motion convening the executive meeting were heard, discussed or considered by the Board.

Mr. Taylor made a motion to recess until 5:00 p.m., November 15, 1993, for a work session.

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

The Board recessed at 7:47 p.m.



David B. Norman
Clerk to the Board

bos11-1.min

NOV 1 1993

ORDINANCE NO. 170A-2

BOARD OF SUPERVISORS
JAMES CITY COUNTY
VIRGINIA

GORDON CREEK (JONES, KAGEY AND GORDON CREEK ADDITION)

AGRICULTURAL AND FORESTAL DISTRICT (AFD-9-86)

WHEREAS, an Agricultural and Forestal District in the Gordon Creek area has been established by the James City County Board of Supervisors; and

WHEREAS, in accordance with Section 15.1-1511(F) of the Code of Virginia, public notices have been filed, public hearings have been advertised, and public hearings have been held on the application for an Agricultural and Forestal District in the Gordon Creek area; and

WHEREAS, the Agricultural and Forestal Districts Advisory Committee at its meeting on September 22, 1993, unanimously recommended approval of the application; and

WHEREAS, the Planning Commission following its public hearing on October 12, 1993, unanimously recommended approval of the application.

NOW, THEREFORE, BE IT ORDAINED:

- 1. That the Gordon Creek Agricultural and Forestal District in hereby amended by the addition of the following parcels:

(36-2)(1-1)	Fred M. Jones Estate	142.20	acres
(36-2)(1-1B)	Gordon Creek Landing	25.27	acres
(36-2)(1-2)	Charles and June Kagey	<u>50.40</u>	acres

217.87 acres total

provided, however, that all land within 25 feet of the right-of-way Centerville Road (Route 614) shall be excluded from the district.

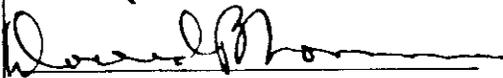
- 2. That pursuant to Virginia Code, Section 15.1-1512, as amended, the Board of Supervisors requires that no parcel in the Gordon Creek Agricultural and Forestal District be developed to a more intensive use without prior approval of the Board of Supervisors. Specifically, the following restrictions shall apply:
 - a. The subdivision of land is limited to parcels of 25 acres or more, except where the Board of Supervisors authorizes smaller lots to be created for residential use by members of the owner's immediate family.
 - b. No land within the Agricultural and Forestal District may be rezoned and no application for such rezoning shall be filed earlier that 6 months prior to the expiration of the district.
 - c. No Special Use Permit shall be issued except for agricultural, forestal

of other activities and uses consistent with the State Code Section 15.1-1506 et. seq. which are not in conflict with the policies of this district.



Judith N. Knudson
Chairman, Board of Supervisors

ATTEST:



David B. Norman
Clerk to the Board

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

Adopted by the Board of Supervisors of James City County, Virginia, this 1st day of November, 1993.

afd986.res

NOV 1 1993

ORDINANCE NO. 31A-153

BOARD OF SUPERVISORS
JAMES CITY COUNTY
VIRGINIA

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 20, ZONING, OF THE CODE OF THE COUNTY OF JAMES CITY, VIRGINIA, BY AMENDING ARTICLE V, DISTRICTS, DIVISION 1, GENERALLY, BY ADDING SECTION 20-201, INDIVIDUAL UTILITIES; AND BY AMENDING DIVISION 2, GENERAL AGRICULTURAL DISTRICT, A-1, SECTION 20-213, USES PERMITTED BY SPECIAL USE PERMIT ONLY; DIVISION 3, LIMITED RESIDENTIAL DISTRICT, R-1, SECTION 20-233, USES PERMITTED BY SPECIAL USE PERMIT ONLY; DIVISION 4, GENERAL RESIDENTIAL DISTRICT, R-2, SECTION 20-253, USES PERMITTED BY SPECIAL USE PERMIT ONLY; DIVISION 6, MULTIFAMILY RESIDENTIAL DISTRICT, R-5, SECTION 20-306, USES PERMITTED BY SPECIAL USE PERMIT ONLY; DIVISION 7, LOW-DENSITY RESIDENTIAL DISTRICT, R-6, SECTION 20-329, USES PERMITTED BY SPECIAL USE PERMIT ONLY; DIVISION 8, RURAL RESIDENTIAL DISTRICT, R-8, SECTION 20-349, USES PERMITTED BY SPECIAL USE PERMIT ONLY; DIVISION 9, LIMITED BUSINESS DISTRICT, LB, SECTION 20-369, USES PERMITTED BY SPECIAL USE PERMIT ONLY; DIVISION 10, GENERAL BUSINESS DISTRICT, B-1, SECTION 20-391, USES PERMITTED BY SPECIAL USE PERMIT ONLY; DIVISION 11, LIMITED BUSINESS/INDUSTRIAL DISTRICT, M-1, SECTION 20-412, USES PERMITTED BY SPECIAL USE PERMIT ONLY; DIVISION 12, GENERAL INDUSTRIAL DISTRICT, M-2, SECTION 20-437, USES PERMITTED BY SPECIAL USE PERMIT ONLY; DIVISION 13, LIMITED INDUSTRIAL DISTRICT, M-3, SECTION 20-462, USES PERMITTED BY SPECIAL USE PERMIT ONLY; AND DIVISION 15, MIXED USE, MU, SECTION 20-522, USES PERMITTED BY SPECIAL USE PERMIT ONLY, TO ELIMINATE PRIVATE SEWER FACILITIES AS A SPECIALLY PERMITTED USE IN ORDER TO PROTECT THE PUBLIC HEALTH, SAFETY, AND WELFARE OF THE RESIDENTS OF JAMES CITY COUNTY.

Ordinance to Amend and Reordain
Chapter 20, Zoning.
Page 2

BE IT ORDAINED by the Board of Supervisors of the County of James City, Virginia, that Chapter 20, Zoning, is hereby amended and reordained by adding Section 20-201, Individual utilities; and by amending Section 20-213, Uses permitted by special use permit only; Section 20-233, Uses permitted by special use permit only; Section 20-253, Uses permitted by special use permit only; Section 20-306, Uses permitted by special use permit only; Section 20-329, Uses permitted by special use permit only; Section 20-349, Uses permitted by special use permit only; Section 20-369, Uses permitted by special use permit only; Section 20-391, Uses permitted by special use permit only; Section 20-412, Uses permitted by special use permit only; Section 20-437, Uses permitted by special use permit only; Section 20-462, Uses permitted by special use permit only; and Section 20-522, Uses permitted by special use permit only.

CHAPTER 20. ZONING
ARTICLE V. DISTRICTS
DIVISION 1. GENERALLY

Section 20-201. Individual utilities.

Individual water wells and septic drainfields shall be generally permitted except where in conflict with Chapter 17, Chapter 20. or the James City Service Authority regulations.

DIVISION 2. GENERAL AGRICULTURAL DISTRICT, A-1

Section 20-213. Uses permitted by special use permit only.

Water and sewer facilities (public or private), and sewer facilities (public), including but not limited to, treatment plants, pumping stations, storage facilities and transmission mains, wells and associated equipment such as pumps to be owned and operated by political jurisdictions. However, private connections to existing mains, with no additional connections to be made to the line, which are intended to serve an individual residential or commercial customer and which are accessory to existing or proposed development, and distribution lines and local facilities within a subdivision or development, including pump stations, are permitted generally and shall not require a special use permit.

DIVISION 3. LIMITED RESIDENTIAL DISTRICT, R-1

Section 20-233. Uses permitted by special use permit only.

Water ~~and sewer~~ facilities (public or private), *and sewer facilities (public)*, including but not limited to, treatment plants, pumping stations, storage facilities and transmission mains, wells and associated equipment such as pumps to be owned and operated by political jurisdictions. However, private connections to existing mains, with no additional connections to be made to the line, which are intended to serve an individual customer and which are accessory to existing or proposed development, and distribution lines and local facilities within a development, including pump stations, are permitted generally and shall not require a special use permit.

DIVISION 4. GENERAL RESIDENTIAL DISTRICT, R-2

Section 20-253. Uses permitted by special use permit only.

Water ~~and sewer~~ facilities (public or private), *and sewer facilities (public)*, including but not limited to, treatment plants, pumping stations, storage facilities and transmission mains, wells and associated equipment such as pumps to be owned and operated by political jurisdictions. However, private connections to existing mains, with no additional connections to be made to the line, which are intended to serve an individual customer and which are accessory to existing or proposed development, and

distribution lines and local facilities within a development, including pump stations, are permitted generally and shall not require a special use permit.

DIVISION 6. MULTIFAMILY RESIDENTIAL DISTRICT, R-5

Section 20-306. Uses permitted by special use permit only.

Water ~~and sewer~~ facilities (public or private), *and sewer facilities (public)*, including but not limited to, treatment plants, pumping stations, storage facilities and transmission mains, wells and associated equipment such as pumps to be owned and operated by political jurisdictions. However, private connections to existing mains, with no additional connections to be made to the line, which are intended to serve an individual residential or commercial customer and which are accessory to existing or proposed development, and distribution lines and local facilities within a subdivision or development, including pump stations, are permitted generally and shall not require a special use permit.

DIVISION 7. LOW-DENSITY RESIDENTIAL DISTRICT, R-6

Section 20-329. Uses permitted by special use permit only.

Water ~~and sewer~~ facilities (public or private), *and sewer facilities (public)*, including but not limited to, treatment plants, pumping stations, storage facilities and transmission mains, wells and associated equipment such as pumps to be owned and operated by political jurisdictions. However, private

connections to existing mains, with no additional connections to be made to the line, which are intended to serve an individual residential or commercial customer and which are accessory to existing or proposed development, and distribution lines and local facilities within a subdivision or development, including pump stations, are permitted generally and shall not require a special use permit.

DIVISION 8. RURAL RESIDENTIAL DISTRICT, R-8

Section 20-349. Uses permitted by special use permit only.

Water ~~and sewer~~ facilities (public or private), *and sewer facilities (public)*, including but not limited to, treatment plants, pumping stations, storage facilities and transmission mains, wells and associated equipment such as pumps to be owned and operated by political jurisdictions. However, private connections to existing mains, with no additional connections to be made to the line, which are intended to serve an individual residential or commercial customer and which are accessory to existing or proposed development, including pump stations, and distribution lines and local facilities within a subdivision or development are permitted generally and shall not require a special use permit.

DIVISION 9. LIMITED BUSINESS DISTRICT, LB

Section 20-369. Uses permitted by special use permit only.

Water ~~and sewer~~ facilities (public or private), *and sewer facilities (public)*, including but not limited to, treatment plants, pumping stations, storage facilities and transmission mains, wells and associated equipment such as pumps to be owned and operated by political jurisdictions. However, private connections to existing mains, with no additional connections to be made to the line, which are intended to serve an individual customer and which are accessory to existing or proposed development, and distribution lines and local facilities within a development, including pump stations, are permitted generally and shall not require a special use permit.

DIVISION 10. GENERAL BUSINESS DISTRICT, B-1

Section 20-391. Uses permitted by special use permit only.

Water ~~and sewer~~ facilities (public or private), *and sewer facilities (public)*, including but not limited to, treatment plants, pumping stations, storage facilities and transmission mains, wells and associated equipment such as pumps to be owned and operated by political jurisdictions. However, private connections to existing mains, with no additional connections to be made to the line, which are intended to serve an individual customer and which are accessory to existing or proposed development, and

distribution lines and local facilities within a development, including pump stations, are permitted generally and shall not require a special use permit.

DIVISION 11. LIMITED BUSINESS/INDUSTRIAL DISTRICT, M-1

Section 20-412. Uses permitted by special use permit only.

Water and sewer facilities (public or private), and sewer facilities (public), including but not limited to, treatment plants, pumping stations, storage facilities and transmission mains, wells and associated equipment, such as pumps to be owned and operated by political jurisdictions. However, private connections to existing mains, with no additional connections to be made to the line, which are intended to serve an individual customer and which are accessory to existing or proposed development, and distribution lines and local facilities within a development, including pump stations, are permitted generally and shall not require a special use permit.

DIVISION 12. GENERAL INDUSTRIAL DISTRICT, M-2

Section 20-437. Uses permitted by special use permit only.

Water and sewer facilities (public or private), and sewer facilities (public), including but not limited to, treatment plants, pumping stations, storage facilities and transmission mains, wells and associated equipment such as pumps to be owned and operated by political jurisdictions. However, private

connections to existing mains, with no additional connections to be made to the line, which are intended to serve an individual customer and which are accessory to existing or proposed development, and distribution lines and local facilities within a development, including pump stations, are permitted generally and shall not require a special use permit.

DIVISION 13. LIMITED INDUSTRIAL DISTRICT, M-3

Section 20-462. Uses permitted by special use permit only.

Water ~~and sewer~~ facilities (public or private), *and sewer facilities (public)*, including but not limited to, treatment plants, pumping stations, storage facilities and transmission mains, wells and associated equipment such as pumps to be owned and operated by political jurisdictions. However, private connections to existing mains, with no additional connections to be made to the line, which are intended to serve an individual customer and which are accessory to existing or proposed development, and distribution lines and local facilities within a development, including pump stations, are permitted generally and shall not require a special use permit.

DIVISION 15. MIXED USE, MU

Section 20-522. Uses permitted by special use permit only.

Water and sewer facilities (public or private), and sewer facilities (public), including but not limited to, treatment plants, pumping stations, storage facilities and transmission mains, wells and associated equipment such as pumps to be owned and operated by political jurisdictions. However, private connections to existing mains, with no additional connections to be made to the line, which are intended to serve an individual customer and which are accessory to existing or proposed development, and distribution lines and local facilities within a development, including pump stations, are permitted generally and shall not require a special use permit.


 Judith N. Knudson
 Chairman, Board of Supervisors

ATTEST:


 David B. Norman
 Clerk to the Board

<u>SUPERVISOR</u>	<u>VOTE</u>
TAYLOR	NAY
EDWARDS	AYE
DEPUE	AYE
SISK	AYE
KNUDSON	AYE

Adopted by the Board of Supervisors of James City County, Virginia, this 1st day of November, 1993.