

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF JAMES CITY, VIRGINIA, HELD ON THE 23RD DAY OF JANUARY, NINETEEN HUNDRED NINETY-SIX, AT 5:05 P.M. IN THE COUNTY GOVERNMENT CENTER BOARD ROOM, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA.

**A. ROLL CALL**

- David L. Sisk, Chairman, Roberts District
- Robert A. Magoon, Jr., Vice Chairman, Jamestown District
  
- Jack D. Edwards, Berkeley District
- Perry M. DePue, Powhatan District
- Stewart U. Taylor, Stonehouse District
- David B. Norman, County Administrator
- Frank M. Morton, III, County Attorney

**B. WORK SESSION - Buffer Protection**

Mr. David B. Norman, County Administrator, welcomed R. E. Gilley, Chairman, and members of the Agricultural and Forestal District Advisory Committee for discussion with the Board of Supervisors of the proposed buffer protection ordinance.

Mr. Sisk recessed the Board for a James City Service Authority Board of Directors' work session at 5:35 p.m.

Mr. Sisk reconvened the Board at 7:05 p.m.

**C. MINUTES - January 10, 1996**

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

Mr. Taylor made a motion to approve the minutes.

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

**D. HIGHWAY MATTERS**

Mr. Quintin E. Elliott, Williamsburg Resident Engineer, Virginia Department of Transportation (VDOT), stated that he would present a slide presentation on sound walls at the February 27, 1996, meeting.

Mr. Taylor asked that the Board allow Mr. Daniel Greenleaf to speak of concerns of safety on a very narrow portion of Route 600.

Mr. Daniel Greenleaf, 4000 Mt. Laurel Road, spoke of approximately one and one-half miles of Route 600 between Ware Creek Road and Mount Laurel Road as extremely dangerous and narrow for two-way traffic. He suggested that the road be widened by adding shoulders.

Mr. Taylor stated that gravel would be appreciated for some of the mud holes on that portion of Route 600.

Mr. Taylor asked that Jolly Pond Road (Routes 611 and 633) across the dam be reopened as soon as possible after repairs.

Mr. DePue asked that he be kept apprised of the repairs of Jolly Pond Road because of concerns about emergency vehicles.

Mr. DePue asked about the status of a study of the Longhill Road and Olde Towne Road intersection.

Mr. DePue asked that the entrance and exit on the private street to Williamsburg Office Park at Jamestown Road be checked for safe sight distances in both directions.

Mr. Elliott introduced Ms. Sarah Smith, Public Relations, Richmond Virginia Department of Transportation, who was in attendance to present Adopt-A-Highway Awards.

Ms. Smith presented Adopt-A-Highway awards to the Williamsburg Bird Club and George Wythe Society.

#### **E. CONSENT CALENDAR**

Mr. Sisk asked if a Board member wanted to remove any item from the Consent Calendar.

Mr. DePue asked that Item Nos. 1, 2, and 6 be removed.

Mr. Sisk made a motion to approve Item Nos. 3, 4, 5, and 7 on the Consent Calendar.

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

#### **3. Additional Allocations - Social Services Division**

### **RESOLUTION**

#### **APPROPRIATION TO THE DIVISION OF SOCIAL SERVICES**

WHEREAS, the State Department of Social Services has provided additional funding for Aid to Families with Dependent Children - Working and Transitional Day Care, Head Start Wraparound Day Care, and AVALON; and

WHEREAS, sufficient local matching funds are available in the Virginia Public Assistance Fund.

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

Revenues:

From the Commonwealth	<u>\$131,015</u>
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Expenditures:

Aid to Families with Dependent Children - Transitional Day Care	\$ 65,000
Head Start Wraparound Day Care	65,000
AVALON	8,350
Virginia Public Assistance Fund	(6,500)
AVALON	<u>(835)</u>
Total	<u>\$131,015</u>

4. Family Preservation and Support Act Funding

**RESOLUTION**

**APPROPRIATION TO THE DIVISION OF SOCIAL SERVICES**

WHEREAS, the State Department of Social Services has provided funding for the Family Preservation and Support Act; and

WHEREAS, sufficient local matching funds are available in State and Local Hospitalization; and

WHEREAS, the need to serve youth at risk in James City County exists.

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

Revenues:

From the Commonwealth	<u>\$14,466</u>
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Expenditures:

Services Administration	\$16,073
State and Local Hospitalization	<u>(1,607)</u>
Total	<u>\$14,466</u>

BE IT FURTHER RESOLVED that the Board of Supervisors of James City County, Virginia, establishes the following position: Social Worker - Social Services (Limited-Term).

5. Fire Pumper Bid**RESOLUTION****FIRE PUMPER CONTRACT**

WHEREAS, funds are appropriated in the FY 96 Capital Improvements Projects budget to purchase one replacement fire pumper; and

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

WHEREAS, it has been determined that the bid submitted by Kovatch Mobile Equipment for one Model "LFD" 55-foot Fire Stix in the amount of \$299,500 meets the critical specifications and was the lowest most 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 Kovatch Mobile Equipment for the purchase of one Kovatch LFD 55-foot Fire Stix for the sum of \$299,500.

7. Budget Correction - Code Compliance**RESOLUTION****BUDGET CORRECTION - CODE COMPLIANCE**

WHEREAS, the Department of Financial and Management Services, in presenting the FY 1996 General Fund Budget, erroneously excluded the necessary funding for a position in the Department of Development Management, Division of Code Compliance; and

WHEREAS, sufficient excess revenue will be realized through building permit fees to fund the shortfall.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby authorizes the appropriation of \$28,000 in additional Building Permit Fees to fund a correction in the budget of the Division of Code Compliance.

1. Trash and Grass Lien - Howard's Auto Parts
2. Trash and Grass Lien - Centerville Salvage and Auto Parts, Inc.

Mr. DePue commended Code Compliance staff for its efforts of cleanup in the Centerville Road area.

Mr. DePue made a motion to approve Item Nos. 1 and 2.

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

**RESOLUTION****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:	Howard's Auto Parts c/o Mr. and Mrs. Curtis Taylor 419 Dunning Street Williamsburg, VA 23185
DESCRIPTION:	6138 Centerville Road
TAX MAP NO.:	(31-1 01-0-0023) James City County, Virginia
AMOUNT DUE:	\$684.24

**RESOLUTION****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:	Centerville Salvage and Auto Parts, Inc. c/o James T. Wood, President P.O. Box 319 Williamsburg, VA 23187
DESCRIPTION:	6132 Centerville Road
TAX MAP NO.:	(31-1 01-0-0024) James City County, Virginia
AMOUNT DUE:	\$960.96

6. Highway Historical Marker Grant

Mr. DePue noted the importance of historical markers depicting the rich history of James City County.

Mr. DePue made a motion to approve the resolution.

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

**RESOLUTION****HIGHWAY HISTORICAL MARKER REPLACEMENT****PROJECT ENDORSEMENT RESOLUTION**

WHEREAS, the Virginia Department of Historic Resources has proposed to apply for a Transportation Enhancement Grant for replacement of Highway Historical Markers involving sites in James City County; and

WHEREAS, in accordance with Commonwealth Transportation Board construction allocation procedures, it is necessary that a request by resolution be received from the local government in order that the Virginia Department of Transportation program an enhancement project in James City County.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, requests the Commonwealth Transportation Board to establish a project for replacement of Highway Historical Markers.

BE IT FURTHER RESOLVED that James City County hereby agrees to pay 20 percent of the total cost for planning, design, and construction of this project up to a total of \$2,640, and that if James City County subsequently elects to cancel this project, James City County hereby agrees to reimburse the Virginia Department of Transportation for the total amount of the costs expended by the Department through the date the Department is notified of such cancellation for that portion of the project within James City County.

Without objection, Mr. Sisk asked that Board Consideration G-1 be brought forward.

1. Busch Gardens Roller Coaster - Height Limitation Waiver (Deferred from 1/10/96)

Mr. Michael A. Freda, Senior Planner, stated that this item had been deferred at the Board of Supervisors' January 10, 1996, meeting, and that Mr. Norman H. Mason had applied on behalf of Busch Entertainment Corporation for a height limitation waiver for a roller coaster, zoned M-1, located on Route 60 approximately one and one-half miles south of Route 199, further identified as Parcel No. (1-8) on James City County Real Estate Tax Map No. (51-4).

He further stated that the applicant had adequately addressed the setback and side yards, obstruction of light, impact on historic features and surrounding areas, property values, safety, and public health, safety and general welfare issues.

Mr. Freda explained that the Board, staff, residents of Kingsmill subdivision, and Busch Entertainment Corporation representatives had met and discussed the concerns expressed about noise from the amusement park.

Staff recommended approval of the height limitation waiver with conditions listed in the resolution.

1. Mr. Larry Giles, Vice President, Design and Engineering, Busch Entertainment Corporation, briefly detailed the location and impact of the new roller coaster on adjacent residents.

2. Mr. Edward Baron, 160 Jefferson's Hundred, displayed a map showing the roller coaster would be very near Wareham's Pond Road and asked the Board to deny the application. Many persons in the audience stood up in support of Mr. Baron's statements.

3. Ms. Nancy Sutter, 117 Pierce's Court, spoke in opposition to the waiver because the new roller coaster would add to the penetrating noise of existing rides.

3. Mr. W. B. Fichter, 113 Pierce's Court, spoke in opposition to the nuisance of noise and placement of this roller coaster in close proximity with existing rides and even closer to residential homes.

4. Mr. Norman Mason, Langley and McDonald, explained the placement of the roller coaster in a ravine in the park and the direction of the tracks would lower impact of noise on residents.

Individual Board members noted that the request was for a height limitation waiver; use of land and planned sequence of development helped determine support for zoning and Comprehensive Plan; property values were not affected; some residents did not receive the information summary when purchasing home; and, Busch Entertainment Corporation added to the quality of life for all County citizens.

Mr. Edwards made a motion to approve the resolution.

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

## RESOLUTION

### BUSCH GARDENS HEIGHT LIMITATION WAIVER

WHEREAS, the Board of Supervisors of James City County has adopted by ordinance specific land uses that shall be subjected to a height limitation waiver for structures; and

WHEREAS, the applicant has requested a height limitation waiver to permit a pipeline roller coaster on the Busch Gardens site on property identified as Parcel (1-8) on James City County Real Estate Tax Map No. (51-4).

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby approve the issuance of a height limitation waiver as described herein with the following conditions.

1. The proposed pipeline roller coaster shall not exceed a height of 165 feet above the average elevation of the site and not more than 220 feet from the foundation of the roller coaster within the ravine.
2. Within one year after the roller coaster's construction, the County shall review the visual effect of the roller coaster on the Carter's Grove Country Road. If the roller coaster can be seen from the road, Busch Gardens shall provide landscaping along the road in a manner which shall help screen it from the road.

Mr. Sisk declared a five-minute break at 8:20 p.m.

Mr. Sisk reconvened the Board at 8:27 p.m.

#### F. PUBLIC HEARINGS

##### 1. Case No. SUP-27-95, Jamestown Road Bed and Breakfast (Continued from January 10, 1996)

Mr. Mark J. Bittner, Planner, stated that this case was deferred at the January 10, 1996, Board of Supervisors' meeting to allow applicant time to amend the covenants pertaining to this property. Mr. Bittner further stated that Ms. Dorothy Poucher had applied on behalf of Alan and Sharon Duling (contract purchasers) for a special use permit to operate a bed and breakfast located at 1407 Jamestown Road, zoned R-1, Limited Residential, further identified as Parcel No. (4-16B) on James City County Real Estate Tax Map No. (48-1).

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

Mr. Magoon asked the result of the request if all homeowners would not agree to amend the covenants.

Mr. Bittner responded that the applicant was responsible for obtaining agreement from all homeowners.

Mr. Frank M. Morton, III, County Attorney, stated that agreement of all homeowners was required to amend covenants.

Mr. Sisk continued the public hearing, and as no one wished to speak, he closed the public hearing.

Mr. Edwards made a motion to approve the resolution.

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

#### RESOLUTION

##### CASE NO. SUP-27-95, 1407 JAMESTOWN ROAD BED & BREAKFAST

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 on November 14, 1995, unanimously recommended approval of Case No. SUP-27-95, by a vote of 6 to 0, to permit the operation of a bed and breakfast at 1407 Jamestown Road, further identified as Parcel No. (4-16B) on James City County Real Estate Tax Map No. (48-1).

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-27-95 as described herein with the following conditions:

1. This special use permit shall not become valid unless and until the covenants pertaining to the property are amended to allow the bed and breakfast use. The applicant shall present evidence of this amendment acceptable to the County Attorney.
2. All necessary James City Service Authority (JCSA) fees relating to the installation of the required 3/4-inch water meter shall be paid within 90 days from the date of this special use permit becoming valid. If these fees are not paid within that time period, this special use permit shall become void.
3. No more than two (2) rooms shall be rented out at any one time, and no more than eight (8) persons, including the owners and/or operators, shall be permitted to inhabit the structure at any one time. If more than eight (8) persons are to inhabit the structure, a Certificate of Occupancy shall be obtained for the bed and breakfast use.

2. Case No. SO-2-95. Ordinance Amendment, Chapter 17, Subdivision, Article III, Section 17-49, Street Construction Standards

Mr. Mark J. Bittner, Planner, stated that the proposed ordinance amendment would bring the Subdivision ordinance into conformance with Virginia Department of Transportation standards and provide flexibility in design of new subdivisions.

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

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

Mr. Magoon made a motion to approve the resolution.

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

3. Case No. ZO-1-96. Ordinance Amendment, Chapter 20, Zoning, Article I, Section 20-7 and Article V, Districts, Height Limitation Waivers

Mr. John B. Patton, Development Management Technician, stated that the proposed amendment would add a height limitation waiver provision to districts that allow churches but do not currently have a waiver mechanism.

He further stated that staff added requirement of a public hearing, appropriate fees to offset advertising costs, and notification of adjacent property owners for all existing and proposed height waivers in the Zoning ordinance.

The Planning Commission recommended approval of an ordinance without a public hearing requirement or notification of adjacent property owners in the M-1, M-2, M-3, MU, or PUD-C zoning districts.

Board discussion followed with agreement of a need for further information from the Planning Commission as to rationale for its recommendation.

Mr. Sisk opened the public hearing.

1. Mr. Norman Mason, Langley and MacDonald, stated that the proposed changes of public hearing requirement and notification of adjacent property owners could be detrimental to present economic development efforts.

2. Mr. Bill Christensen, 100 Jefferson's Hundred, spoke in favor of consideration of the Planning Commission's recommendation.

3. Mr. Paul Kristiansen, 104 Penrith Court, spoke in favor of approval of the ordinance in order that the King of Glory Lutheran Church can request a height limitation waiver and proceed with installation of its steeple.

4. The Reverend Roger Venzke, pastor of the King of Glory Lutheran Church, spoke in favor of the ordinance amendment and asked that the decision not be delayed.

5. Ms. Nancy Sutter, 117 Pierce's Court, spoke in favor of the staff recommendation for the ordinance amendment.

6. Ms. Willafay McKenna, representative of the Planning Commission, stated the Planning Commission determined that past procedures were sufficient in the affected zoning districts.

Mr. Sisk closed the public hearing.

Mr. Edwards made a motion to approve the ordinance amendment recommended by staff.

Mr. DePue made a motion to amend staff's recommendation by deleting in Division 14, Section 20-496, first paragraph, "following a public hearing."

After a discussion that the public hearing would not delay an application, Mr. DePue withdrew his motion to amend.

After a brief Board and staff discussion, Mr. Morton stated that the language "...from adjacent..." in Division 14, Section 20-496 (2) would be changed to "...to adjacent...."

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

Mr. Sisk declared a recess at 9:22 p.m.

Mr. Sisk reconvened the Board at 9:27 p.m.

4. Ordinance Amendment, Chapter 20, Zoning, Article I, II, and V, Buffer and Greenbelt Requirements for Timbering Activities

Mr. O. Marvin Sowers, Jr., Planning Director, stated that the ordinance would add a definition for timbering and create special regulations establishing specific buffer, greenbelt and tree protection requirements that require a permit from the Planning Director in all districts except A-1.

Mr. DePue asked for the record that this ordinance would not apply to A-1 land.

Mr. Sowers responded in the affirmative.

Staff recommended approval of the ordinance, and the Planning Commission deferred to a work session at 4:00 p.m., January 23, 1996.

Mr. Taylor suggested staff consider the Planning Commission recommendations and incorporate into the ordinance.

Mr. Sisk opened the public hearing.

1. Mr. R. M. Hazelwood, Toano, stated that interested persons had left the meeting because of the statement that a public hearing would not be held.

2. Mr. H. D. Tooley, 8908 Hicks Island Road, Lanexa, stated that timbering of land was done for need, not greed.

3. Ms. Willafay McKenna, representative for Planning Commission, gave a brief outline of the 4:00 p.m. work session and suggested that staff rewrite ordinance for the Planning Commission's meeting on February 4, 1996.

Mr. DePue asked whether the Board members would be interested in compensation reimbursement to property owners at the time of timbering at property value.

Mr. Sisk asked for a straw vote on Mr. DePue's request.

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

Mr. Sisk asked for a straw vote as to whether to have staff continue to pursue the buffer protection ordinance.

On a roll call, the vote was: AYE: Magoon, DePue, Edwards (3). NAY: Taylor, Sisk (2).

Mr. Sisk continued the public hearing until the February 13, 1996, Board of Supervisors' meeting.

## G. BOARD CONSIDERATIONS

### 2. Staffing Plan for Olde Towne Medical Center

Ms. Judith Knudson, Executive Director of Olde Towne Medical Center, stated that the Board of Directors of Williamsburg Area Medical Assistance Corporation were requesting the Board establish and eliminate full- and part-time positions outlined in the resolution.

Ms. Knudson briefly described the positions and stated County funding was based on usage of the facility by County residents.

Mr. Magoon made a motion to approve the resolution.

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

**RESOLUTION****STAFFING PLAN FOR OLDE TOWNE MEDICAL CENTER**

WHEREAS, the Board of Directors of the Williamsburg Area Medical Assistance Corporation (WAMAC) has approved the attached staffing plan which increases the proposed staff full-time equivalent positions from 11 to 14.75 by the addition of a part-time medical director, three part-time nurse practitioners, a full-time secretary, a full-time clinic clerk, a part-time volunteer coordinator, and a part-time grant writer/research assistant, and the elimination of a full-time nurse practitioner and a part-time nursing assistant; and

WHEREAS, WAMAC has the necessary funding to support these changes; and

WHEREAS, James City County is the fiscal agent for WAMAC.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, establishes and eliminates the requested full- and part-time other positions as listed above.

3. **Regional Strategic Plan**

Mr. DePue stated that the Virginia Peninsula Mayors and Chairs had been working on development of a regional strategic plan identifying communities of interests of work force training; community identity; transportation; business climate/entrepreneurial environment; information/telecommunications infrastructure; and, leadership development.

Staff recommended approval of the resolution.

Mr. Magoon made a motion to approve the resolution.

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

**RESOLUTION****REGIONAL STRATEGIC PLAN**

WHEREAS, the Peninsula Mayors and Chairs have developed a regional strategic plan to focus efforts by the six Peninsula localities on regional cooperation in addressing major issues affecting the community.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby endorses the Regional Strategic Plan for approval by the Virginia Peninsula Mayors and Chairs.

**H. PUBLIC COMMENT**

1. Mr. H. D. Tooley, 8908 Hicks Island Road, Lanexa, restated past problems with staff and invited Board members to accompany him to tour his property and others.

**I. REPORTS OF THE COUNTY ADMINISTRATOR - None**

**J. BOARD REQUESTS AND DIRECTIVES**

Mr. Sisk made a motion to reappoint Alexander Kuras and John Hagee for 4-year terms on the Planning Commission, terms expiring January 31, 2000, respectively.

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

Mr. DePue asked if staff had sufficient guidelines to prepare proposals for shrink swell soil policy.

Mr. Horne responded that the shrink swell soil policy would be brought forward on a February 1996 agenda.

Mr. DePue mentioned an upcoming meeting with Thomas Nelson Community College representatives. Mr. Norman stated the meeting was scheduled for Friday, February 2, at 1:00 p.m., and Mr. Sisk responded that he would attend.

Mr. Norman asked for Board endorsement of the memorandum regarding the Vision Statement from Rona Vrooman in the Reading File. The Board voiced no objection.

Mr. Sisk made a motion to recess until Tuesday, February 13, 1996, at 5:00 p.m. for a work session.

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

The Board recessed at 10:20 p.m.



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David B. Norman  
Clerk to the Board

JAN 23 1996

ORDINANCE NO. 30A-24

BOARD OF SUPERVISORS  
JAMES CITY COUNTY  
VIRGINIA

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 17, SUBDIVISION, OF THE CODE OF THE COUNTY OF JAMES CITY, VIRGINIA, BY AMENDING ARTICLE III, REQUIREMENTS FOR DESIGN AND MINIMUM IMPROVEMENTS, SECTION 17-49, STREET CONSTRUCTION STANDARDS.

BE IT ORDAINED by the Board of Supervisors of the County of James City, Virginia, that Chapter 17, Subdivisions, is hereby amended and reordained by amending Section 17-49, Street construction standards.

#### Chapter 17. Subdivisions

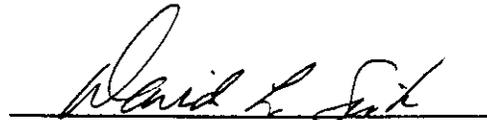
##### Article III. Requirements for Design and Minimum Improvements

##### Section 17-49. Street construction standards.

(a) ~~All~~ Subdivision streets, unless otherwise specifically provided for in this chapter, shall be paved and dedicated for public use. ~~No street shall have a right-of-way less than fifty (50) feet in width.~~ *Streets shall have a right-of-way width in accordance with transportation department standards.* Street construction plans shall be submitted to the transportation department for approval as part of the subdivision review process required by this chapter. Construction of subdivision streets, unless otherwise permitted by this chapter, shall be in conformance with transportation department standards and accepted into the state highway system prior to release of the construction surety bond. Streets shall be designed to fit into a street hierarchy separating streets into categories based on traffic levels in accordance with transportation department standards.

Ordinance to Amend and Reordain  
Chapter 17. Subdivisions.  
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(b) Any private street permitted shall be certified to the satisfaction of the county engineer, or his designee, as having been constructed in accordance with all ordinance requirements and approved plans. Until such time as the county engineer has accepted and approved such certification, surety required to guarantee the proper construction of such private streets shall not be released. Construction certification shall be in accordance with administrative guidelines prepared by the county engineer.



David L. Sisk  
Chairman, Board of Supervisors

ATTEST:



David B. Norman  
Clerk to the Board

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

Adopted by the Board of Supervisors of James City County, Virginia, this 23rd day of January, 1996.

JAN 23 1996

ORDINANCE NO. 31A-166

BOARD OF SUPERVISOR  
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 I, IN GENERAL, SECTION 20-7, ADMINISTRATIVE FEES; ARTICLE V, DISTRICTS, DIVISION 2, GENERAL AGRICULTURAL DISTRICT, A-1, SECTION 20-218, HEIGHT LIMITS; DIVISION 3, LIMITED RESIDENTIAL DISTRICT, R-1, SECTION 20-238, HEIGHT LIMITS; DIVISION 4, GENERAL RESIDENTIAL DISTRICT, R-2, SECTION 20-261, HEIGHT LIMITS; DIVISION 5, RESIDENTIAL PLANNED COMMUNITY DISTRICT, R-4, SECTION 20-293, HEIGHT LIMITS; DIVISION 6, MULTIFAMILY RESIDENTIAL DISTRICT, R-5, SECTION 20-314, REQUIREMENTS FOR IMPROVEMENTS AND DESIGN; DIVISION 7, LOW-DENSITY RESIDENTIAL DISTRICT, R-6, SECTION 20-335, HEIGHT LIMITS; DIVISION 8, RURAL RESIDENTIAL DISTRICT, R-8, SECTION 20-354, HEIGHT LIMITS; DIVISION 9, LIMITED BUSINESS DISTRICT, LB, SECTION 20-375, HEIGHT AND BULK LIMITS; DIVISION 10, GENERAL BUSINESS DISTRICT, B-1, SECTION 20-397, HEIGHT AND BULK LIMITS AND HEIGHT LIMITATION WAIVERS; DIVISION 11, LIMITED BUSINESS/INDUSTRIAL DISTRICT, M-1, SECTION 20-419, HEIGHT LIMITS AND HEIGHT LIMITATION WAIVERS; DIVISION 12, GENERAL INDUSTRIAL DISTRICT, M-2, SECTION 20-444, HEIGHT LIMITS AND HEIGHT LIMITATION WAIVERS; DIVISION 13, LIMITED INDUSTRIAL DISTRICT, M-3, SECTION 20-468, HEIGHT LIMITS AND HEIGHT LIMITATION WAIVERS; DIVISION 14, PLANNED UNIT DEVELOPMENT DISTRICTS, SECTION 20-496, HEIGHT AND SPACING OF STRUCTURES; DIVISION 15, MIXED USE, MU, SECTION 20-525, HEIGHT OF STRUCTURES; IN ORDER TO BETTER PROVIDE FOR THE SAFETY AND WELFARE OF THE COMMUNITY AND PROVIDE MORE EQUAL TREATMENT WITHIN ALL DISTRICTS.

Ordinance to Amend and Reordain  
 Chapter 20. Zoning  
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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 amending Section 20-7, Administrative fees, Section 20-218, Height limits, Section 20-238, Height limits, Section 20-261, Height limits, Section 20-293, Height limits, Section 20-314, Requirements for improvements and design, Section 20-335, Height limits, Section 20-354, Height limits, Section 20-375, Height and bulk limits, Section 20-397, Height and bulk limits and height limitation waivers, Section 20-419, Height limits and height limitation waivers, Section 20-444, Height limits and height limitation waivers, Section 20-468, Height limits and height limitation waivers, Section 20-496, Height and spacing of structures, Section 20-525, Height of structures.

Chapter 20. Zoning

Article I. In General

Sec. 20-7. Administrative fees.

- (7) *Application for a height limitation waiver to the board of supervisors* \$100.00

Article V. Districts

Division 2. General Agricultural District, A-1

Sec. 20-218. Height limits.

Structures may be erected up to two stories and shall not exceed 35 feet in height from grade, except that:

- (2) Church spires, belfries, cupolas, monuments, water towers, chimneys, flues, flag poles, home television antennas, home radio aerials, silos, and other structures normally associated with and accessory to farming operations may be erected to a total height of 60 feet from grade.

*Upon application for a height limitation waiver, the payment of appropriate fees, notification of adjacent property owners and following a public hearing, the board of supervisors may grant a height limitation waiver for these structures to exceed 60 feet in height but not to exceed 100 feet, from grade to the top of the structure, upon finding that:*

- (a) Such structure will not obstruct light to adjacent property;*
- (b) Such structure will not impair the enjoyment of historic attractions and areas of significant historic interest and surrounding developments;*
- (c) Such structure will not impair property values in the surrounding area;*
- (d) Such structure is adequately designed and served from the standpoint of safety, and the county fire chief finds that the fire safety equipment to be installed is adequately designed and that the building is reasonably well located in relation to fire stations and equipment, so as to offer adequate protection to life and property; and*
- (e) Such structure will not be contrary to the public health, safety and general welfare.*

### Division 3. Limited Residential District, R-1

#### Sec. 20-238. Height limits.

Buildings may be erected up to two stories and shall not exceed 35 feet in height from grade, provided that:

- (3) Church spires, belfries, cupolas, monuments, water towers, chimneys, flues, flag poles, home television antennae and home radio aerials may be erected to a total height of 60 feet from grade. *Upon application for a height limitation waiver, the payment of appropriate fees,*

*notification of adjacent property owners and following a public hearing, the board of supervisors may grant a height limitation waiver for these structures to exceed 60 feet in height but not to exceed 100 feet, from grade to the top of the structure, upon finding that:*

- (a) Such structure will not obstruct light to adjacent property;*
- (b) Such structure will not impair the enjoyment of historic attractions and areas of significant historic interest and surrounding developments;*
- (c) Such structure will not impair property values in the surrounding area;*
- (d) Such structure is adequately designed and served from the standpoint of safety, and the county fire chief finds that the fire safety equipment to be installed is adequately designed and that the building is reasonably well located in relation to fire stations and equipment, so as to offer adequate protection to life and property; and*
- (e) Such structure will not be contrary to the public health, safety and general welfare.*

#### Division 4. General Residential District, R-2

##### Sec. 20-261. Height limits.

Buildings may be erected up to two stories and shall not exceed 35 feet in height from grade, except that:

- (3) Church spires, belfries, cupolas, monuments, water towers, chimneys, flues, flag poles, home television antennas and home radio aerials may be erected to a total height of 60 feet from grade. *Upon application for a height limitation waiver, the payment of appropriate fees, notification of adjacent property owners and following a public hearing, the board of supervisors may grant a height limitation waiver for*

*these structures to exceed 60 feet in height but not to exceed 100 feet, from grade to the top of the structure, upon finding that:*

- (a) Such structure will not obstruct light to adjacent property;*
- (b) Such structure will not impair the enjoyment of historic attractions and areas of significant historic interest and surrounding developments;*
- (c) Such structure will not impair property values in the surrounding area;*
- (d) Such structure is adequately designed and served from the standpoint of safety, and the county fire chief finds that the fire safety equipment to be installed is adequately designed and that the building is reasonably well located in relation to fire stations and equipment, so as to offer adequate protection to life and property; and*
- (e) Such structure will not be contrary to the public health, safety and general welfare.*

Division 5. Residential Planned Community District, R-4

Sec. 20-293. Height limits.

Structures may be erected up to 60 feet in height from grade to the top of the structure, including all penthouse, electrical, plumbing, elevator, water tank or other accessory functions, which are part of the structure. A structure in excess of 60 feet in height but not in excess of 100 feet, from grade to the top of the structure, including all penthouse, electrical, plumbing, elevator, water tank, radio, television, and microwave antennas and towers or other accessory functions, may be erected only upon the granting of a height limitation waiver by the board of supervisors. Upon application *for a height limitation waiver, the payment of appropriate fees,*

*notification of adjacent property owners and following a public hearing*, the board of supervisors may grant a height limitation waiver upon finding that:

- a. Such structure is in accordance with the uses, densities, design, and traffic analysis shown on the original master plan;
- b. Such structure will not obstruct light to adjacent property;
- c. Such structure will not impair the enjoyment of historic attractions and areas of significant historic interest *and surrounding developments*;
- d. Such structure will not impair property values in the surrounding area;
- e. Such structure is adequately designed and served from the standpoint of safety, and the county fire chief finds that the fire safety equipment to be installed is adequately designed and that the building is reasonably well located in relation to fire stations and equipment, so as to offer adequate protection to life and property; and
- f. Such structure will not be contrary to the public health, safety and general welfare.

Division 6. Multifamily Residential District, R-5

Sec. 20-314. Requirements for improvements and design.

(j) Structure height. Structures may be erected up to 35 feet in height from grade to the top of the structure, including all *church spires, belfries, cupolas, monuments, penthouse, electrical, plumbing, elevator, water tank* or other accessory functions which are part of the structure. A structure in excess of thirty-five feet in height from grade to the top of the structure, including all *church spires, belfries, cupolas, monuments, penthouse, electrical, plumbing, elevator, water tank, radio, television and microwave antennas and towers* or

other accessory functions, may be erected only upon the granting of a height limitation waiver by the board of supervisors. Upon application *for a height limitation waiver, the payment of appropriate fees, notification of adjacent property owners and following a public hearing*, the board of supervisors may grant a height limitation waiver upon finding that:

- (1) Such structure will not obstruct light to adjacent property;
- (2) Such structure will not impair the enjoyment of historic attractions and areas of significant historic interest *and surrounding developments*;
- (3) Such structure will not impair property values in the surrounding area;
- (4) Such structure is adequately designed and served from the standpoint of safety, and the county fire chief finds that the fire safety equipment to be installed is adequately designed and that the building is reasonably well located in relation to fire stations and equipment, so as to offer adequate protection to life and property; and
- (5) Such structure would not be contrary to the public health, safety and general welfare.

#### Division 7. Low-density Residential District, R-6

##### Sec. 20-335. Height limits.

Buildings may be erected up to two stories and shall not exceed 35 feet in height from grade, except that:

- (2) Church spires, belfries, cupolas, monuments, water towers, chimneys, flues, flag poles, home television antennas, home radio aeriels, silos, and other structures normally associated with and accessory to farming operations may be erected to a total height of 60 feet from grade. *Upon application for a height limitation waiver, the payment of appropriate fees, notification of*

*adjacent property owners and following a public hearing, the board of supervisors may grant a height limitation waiver for these structures to exceed sixty feet in height but not to exceed 100 feet, from grade to the top of the structure, upon finding that:*

- (a) Such structure will not obstruct light to adjacent property;*
- (b) Such structure will not impair the enjoyment of historic attractions and areas of significant historic interest and surrounding developments;*
- (c) Such structure will not impair property values in the surrounding area;*
- (d) Such structure is adequately designed and served from the standpoint of safety, and the county fire chief finds that the fire safety equipment to be installed is adequately designed and that the building is reasonably well located in relation to fire stations and equipment, so as to offer adequate protection to life and property; and*
- (e) Such structure will not be contrary to the public health, safety and general welfare.*

#### Division 8. Rural Residential District, R-8

##### Sec. 20-354. Height limits.

Structures may be erected up to two stories and shall not exceed 35 feet in height from grade, except that:

- (2) Church spires, belfries, cupolas, monuments, water towers, chimneys, flues, flag poles, home television antennas, home radio aeriels, silos, and other structures normally associated with and accessory to farming operations may be erected to a total height of 60 feet from grade.

*Upon application for a height limitation waiver, the payment of appropriate fees, notification of adjacent property owners and following a public hearing, the board of supervisors may*

*grant a height limitation waiver for these structures to exceed 60 feet in height but not to exceed 100 feet, from grade to the top of the structure, upon finding that:*

- (a) Such structure will not obstruct light to adjacent property;*
- (b) Such structure will not impair the enjoyment of historic attractions and areas of significant historic interest and surrounding developments;*
- (c) Such structure will not impair property values in the surrounding area;*
- (d) Such structure is adequately designed and served from the standpoint of safety, and the county fire chief finds that the fire safety equipment to be installed is adequately designed and that the building is reasonably well located in relation to fire stations and equipment, so as to offer adequate protection to life and property; and*
- (e) Such structure will not be contrary to the public health, safety and general welfare.*

#### Division 9. Limited Business District, LB

##### Sec. 20-375. Height and bulk limits.

(a) Structures may be erected up to 35 feet in height from grade to the top of the structure, including all penthouse, electrical, plumbing, elevator, water tank or other accessory functions which are part of or on top of the structure, ~~but excluding belfries, cupolas, chimneys, and flues.~~ Parapet walls may be up to four feet above the height of the building on which the walls rest.

(b) *Church spires, belfries, cupolas, chimneys, flues, monuments and flag poles may be erected to a total height of 60 feet from grade. Upon application for a height limitation waiver, the payment of appropriate fees, notification of adjacent property owners and following a public hearing, the board of*

*supervisors may grant a height limitation waiver for these structures to exceed 60 feet in height but not to exceed 100 feet, from grade to the top of the structure, upon finding that:*

- (1) Such structure will not obstruct light to adjacent property;*
  - (2) Such structure will not impair the enjoyment of historic attractions and areas of significant historic interest and surrounding developments;*
  - (3) Such structure will not impair property values in the surrounding area;*
  - (4) Such structure is adequately designed and served from the standpoint of safety, and the county fire chief finds that the fire safety equipment to be installed is adequately designed and that the building is reasonably well located in relation to fire stations and equipment, so as to offer adequate protection to life and property; and*
  - (5) Such structure will not be contrary to the public health, safety and general welfare.*
- (bc) All accessory structures shall be less than the main structure in height.
- (cd) Building coverage shall not exceed 20 percent of the total lot area and the floor area ratio shall

not exceed 0.4.

Division 10. General Business District, B-1

Sec. 20-397. Height and bulk limits and height limitation waivers.

Structures may be erected up to 60 feet in height from grade to the top of the structure, including all *church spires, belfries, cupolas, monuments, flag poles,* penthouse, electrical, plumbing, elevator, water tank or other accessory functions which are part of or on top of the structure and in accord with the following criteria:

- (2) A structure in excess of 60 feet in height but not in excess of 100 feet from grade to the top of the structure, including all *church spires, belfries, cupolas, monuments, flag poles,* penthouse, electrical, plumbing, elevator, water tank or other accessory functions which are part of or on top of the structure may be erected only upon the granting of a height limitation waiver by the board of supervisors. Upon application *for a height limitation waiver, the payment of appropriate fees, notification of adjacent property owners and following a public hearing,* the board of supervisors may grant a height limitation waiver upon finding that:
  - a. The aforesaid regulations regarding building coverage, floor area ratio and open space are met;
  - b. Such structure will not obstruct light to adjacent property;
  - c. Such structure will not impair the enjoyment of historic attractions and areas of significant historic interest *and surrounding developments;*
  - d. Such structure will not impair property values in the surrounding area;
  - e. Such structure is adequately designed and served from the standpoint of safety, and the county fire chief finds that the fire safety equipment to be installed is adequately

designed, and the building is reasonably well located in relation to fire stations and equipment, so as to offer adequate protection to life and property; and

- f. Such structure would not be contrary to the public health, safety or general welfare.

Division 11. Limited Business/Industrial District, M-1

Sec. 20-419. Height limits and height limitation waivers.

(a) Structures may be erected up to 60 feet in height from grade to the top of the structure. Structures in excess of 60 feet in height from grade to the top of the structure may be erected only upon the granting of a height limitation waiver by the board of supervisors.

(b) Water towers, *church spires, belfries, cupolas, monuments*, chimneys, flues, flagpoles, communication antennae, mechanical penthouse, electrical, plumbing, elevator, parapet walls or other accessory mechanical functions which are part of or on top of a main structure shall be considered part of the structure.

(c) Upon application *for a height limitation waiver, the payment of appropriate fees, notification of adjacent property owners and following a public hearing*, the board of supervisors may grant a height limitation waiver upon finding that:

- (1) Additional setbacks have been provided as required by Section 20-415 and Section 20-416; however, the Board may waive additional setbacks in excess of 60 feet;
- (2) Such structure will not obstruct light to adjacent property;
- (3) Such structure will not impair the enjoyment of historic attractions and areas of significant historic interest *and surrounding developments*;
- (4) Such structure will not impair property values in the area;

- (5) Such structure is adequately designed and served from the standpoint of safety, and that the county fire chief finds the fire safety equipment to be installed is adequately designed and that the structure is reasonably well located in relation to fire stations and equipment, so as to offer adequate protection to life and property; and
- (6) Such structure will not be contrary to the public health, safety and general welfare.

Division 12. General Industrial District, M-2

Sec. 20-444. Height limits and height limitation waivers.

(a) Structures may be erected up to 60 feet in height from grade to the top of the structure. Structures in excess of 60 feet in height from grade to the top of the structure may be erected only upon the granting of a height limitation waiver by the board of supervisors.

(b) Water towers, chimneys, flues, flagpoles, communication antennae, mechanical penthouse, electrical, plumbing, elevator, parapet walls, or other accessory mechanical functions which are part of or on top of a main structure shall be considered part of the structure.

(c) Upon application *for a height limitation waiver, the payment of appropriate fees, notification of adjacent property owners and following a public hearing*, the board of supervisors may grant a height limitation waiver upon finding that:

- (1) Additional setbacks have been provided as required by Section 20-440 and Section 20-441; however, the board may waive additional setbacks in excess of 60 feet;
- (2) Such structure will not obstruct light to adjacent property;

- (3) Such structure will not impair the enjoyment of historic attractions and areas of significant historic interest *and surrounding developments*;
- (4) Such structure will not impair property values in the area;
- (5) Such structure is adequately designed and served from the standpoint of safety, and that the county fire chief finds the fire safety equipment to be installed is adequately designed and that the structure is reasonably well located in relation to fire stations and equipment, so as to offer adequate protection to life and property; and
- (6) Such structure will not be contrary to the public health, safety and general welfare.

Division 13. Limited Industrial District, M-3

Sec. 20-468. Height limits and height limitation waivers.

(a) Structures may be erected up to 60 feet in height from grade to the top of the structure. Structures in excess of 60 feet in height from grade to the top of the structure may be erected only upon the granting of a height limitation waiver by the board of supervisors.

(b) Water towers, chimneys, flues, flagpoles, communication antennae, mechanical penthouse, electrical, plumbing, elevator, parapet walls or other accessory mechanical functions which are part of or on top of a main structure shall be considered part of the structure.

(c) Upon application *for a height limitation waiver, the payment of appropriate fees, notification of adjacent property owners and following a public hearing*, the board of supervisors may grant a height limitation waiver upon finding that:

- (1) Additional setbacks have been provided as required by Section 20-465 and Section 20-466; however, the board may waive additional setbacks in excess of 60 feet;
- (2) Such structure will not obstruct light to adjacent property;
- (3) Such structure will not impair the enjoyment of historic attractions and areas of significant historic interest *and surrounding developments*;
- (4) Such structures will not impair property values in the area;
- (5) Such structure is adequately designed and served from the standpoint of safety, and that the county fire chief finds the fire safety equipment to be installed is adequately designed and that the structure is reasonably well located in relation to fire stations and equipment, so as to offer adequate protection to life and property; and
- (6) Such structures will not be contrary to the public health, safety and general welfare.

#### Division 14. Planned Unit Development Districts

##### Sec. 20-496. Height and spacing of structures.

- (a) Structures may be erected up to 60 feet in height from grade to the top of the structure, including all *church spires, belfries, cupolas, monuments, flag poles, penthouse, electrical, plumbing, elevator, water tank or other accessory functions which are part of the structure.*
- (b) A structure in excess of 60 feet in height but not in excess of 100 feet, from grade to the top of the structure, including all *church spires, belfries, cupolas, monuments, flag poles, penthouse, electrical, plumbing, elevator, water tank, radio, television, and microwave antennas and towers*

or other accessory functions may be erected only upon the granting of a height limitation waiver by the board of supervisors.

Upon application for a height limitation waiver, the payment of appropriate fees, notification of adjacent property owners and following a public hearing, the board of supervisors may grant a height limitation waiver upon finding that:

- (1) Such structure is in accordance with the uses, densities, design, and traffic analysis shown on the original Master Plan;
- (2) Such structure will not obstruct light to adjacent property;
- (3) Such structure will not impair the enjoyment of historic attractions and areas of significant historic interest *and surrounding developments*;
- (4) Such structure will not impair property values in the surrounding area;
- (5) Such structure is adequately designed and served from the standpoint of safety, and the county fire chief finds that the fire safety equipment to be installed is adequately designed and that the building is reasonably well located in relation to fire stations and equipment, so as to offer adequate protection to life and property; and
- (6) Such structure would not be contrary to the public health, safety or general welfare.

Division 15. Mixed Use, MU

Sec. 20-525. Height of structures.

(a) Structures may be erected up to 60 feet in height from grade to the top of the structure, including all *church spires, belfries, cupolas, monuments, flag poles*, penthouse, electrical, plumbing, elevator, water tank or other accessory functions which are part of the structure.

(b) A structure in excess of 60 feet in height but not in excess of 100 feet from grade to the top of the structure, including all *church spires, belfries, cupolas, monuments, flag poles*, penthouse, electrical, plumbing, elevator, water tank, radio, television, and microwave antennas and towers or other accessory functions, may be erected only upon the granting of a height limitation waiver by the board of supervisors.

(c) Upon application *for a height limitation waiver, the payment of appropriate fees, notification of adjacent property owners and following a public hearing*, the board of supervisors may grant a height limitation waiver upon finding that:

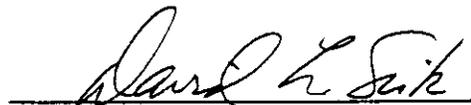
- (1) Such structure is in accordance with the uses, densities, design, and traffic analysis shown on the original master plan;
- (2) Such structure will not obstruct light to adjacent property;
- (3) Such structure will not impair the enjoyment of historic attractions and areas of significant historic interest *and surrounding developments*;
- (4) Such structure will not impair property values in the surrounding area;
- (5) Such structure is adequately designed and served from the standpoint of safety, and the county fire chief finds that the fire safety equipment to be installed is adequately designed and that the

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structure is reasonably well located in relation to fire stations and equipment, so as to offer adequate protection to life and property; and

- (6) Such structure would not be contrary to the public health, safety or general welfare.

This ordinance shall be effective February 1, 1996.



David L. Sisk, Chairman  
Board of Supervisors

ATTEST:



David B. Norman  
Clerk to the Board

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

Adopted by the Board of Supervisors of James City County, Virginia, this 23rd day of January 1996.

# REGIONAL STRATEGIC PLAN

(December 19, 1995)

## I. PREAMBLE:

Hampton Roads has the potential to be the most attractive place in Virginia to work and live. The jurisdictions of the Virginia Peninsula – the Cities of Hampton, Newport News, Poquoson and Williamsburg, and the Counties of James City and York contain nationally preeminent places of history and high technology. Moreover, our communities are so interconnected that each has a vital stake in the success of the other and the region as a whole. Through greater regional cooperation and attention to issues of governance affecting the whole community, the full potential of the region can be realized. In order to achieve this potential, the Virginia Peninsula must compete successfully in the world marketplace. Success in the globally competitive environment is essential to provide high paying employment and a better quality of life for the citizens of the Virginia Peninsula. The jurisdictions of the Virginia Peninsula pledge cooperation to act in a regional framework to advance the welfare of the Hampton Roads region, the Peninsula and her citizens.

## II. COMMUNITIES OF INTEREST

Regional governmental cooperation can increase the efficiency and effectiveness of efforts to improve the lives of Peninsula citizens. The areas of priority have been identified as:

- work force training
- community identity
- transportation
- business climate/entrepreneurial environment
- information/telecommunications infrastructure
- leadership involvement

This document will set out the goals for each area of cooperation. These goals can then form the basis for developing a strategic plan that incorporates a regional approach to addressing each of the issues.

## WORK FORCE TRAINING

**GOAL:** *Provide world class education that will sustain a labor force that is attractive to domestic and international firms and that, based on its skill level and productivity, is competitive internationally.*

### Outcome Indicators

- Standardized test scores of all Peninsula schools versus region's average, state's average, and national average
- Key employer evaluation of the quality of the Peninsula school graduate, school to work transition, and retraining approaches
- Percentage of Peninsula students who continue beyond high school versus the region and the state.
- Peninsula dropout rate versus the region and the state
- Percentage of Peninsula graduates receiving general diplomas
- Number of high school and college graduates that enter either advanced training or enter the job market.
- Number of persons completing in-house, public and private skill training programs.

### Objectives & Strategies

- To be recommended by the superintendents and representatives of higher education to the Mayors/Chairs and governing bodies.

## COMMUNITY IDENTITY

**GOAL:**        *Establish the identity of the Peninsula as the emerging technology center in the nation.*

### Outcome Indicator

- Jobs created by technology sector

### Objectives & Strategies

- Respective economic development agencies and VPEDC articulate their strategy to position the Peninsula as a leading site for technology based firms.

## TRANSPORTATION

**GOAL:** *To provide an integrated multi-modal transportation system to support economic growth and quality of life.*

### Outcome Indicators

- Performance on travel time surveys of major destinations
- Number of flights
- Survey of major employers
- Customer evaluation of access to passenger rail and mass transit
- Competitive position of rail access and pricing

### Objectives & Strategies

- To be developed by the MPO of the HRPDC

## ENTREPRENEURIAL/BUSINESS ENVIRONMENT

**GOAL:** *Establish the Virginia Peninsula's reputation as a place which is "business friendly" and in which entrepreneurship flourishes.*

### Outcome Indicators

- Number of business start-ups
- Number of new jobs created by firms with under 250 employees

### Objectives & Strategies

- To be developed by VPEDC & The Chamber of Commerce

## INFORMATION/TELECOMMUNICATIONS INFRASTRUCTURE

**GOAL:** *Provide state-of-the-art information infrastructure to support economic growth and an informed citizenry.*

### Outcome Indicators:

- Number of persons using new telecommunications products on the Peninsula.
- Assessment of the value of new telecommunications products by businesses on the Peninsula.
- Benchmark comparisons with Southeast communities concerning telecommunications infrastructure.

### Objectives & Strategies

A task force of the HRPDC has been asked to develop an approach for the region.

## LEADERSHIP INVOLVEMENT

**GOAL:** *Develop the leadership capacity within the region to ensure action on the areas of strategic importance.*

### Outcome Indicators

- Success in implementing the strategies of the strategic plan.
- Number of participants involved in the leadership forums and action plans of the strategic plan

### Objectives & Strategies

- Mayors/Chairs will develop action plans