

RESOLUTION

CASE NO. SUP-15-93. MR. LARRY T. AND MS. JEAN T. WALTRIP - TUB GRINDER

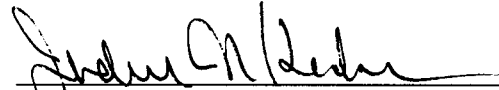
WHEREAS, the Board of Supervisors of James City County has adopted by ordinance specific land uses that shall be subjected to a special use permit process; and

WHEREAS, the Planning Commission of James City County, following its public hearing on May 11, 1993, unanimously recommended approval of Case No. SUP-15-93 to allow the manufacture and sale of wood products in the R-8, Rural Residential district, on property identified as Parcel (1-5A) on James City County Real Estate Tax Map No. (48-2).

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby approve the issuance of Special Use Permit No. SUP-15-93 as described herein with the following conditions:

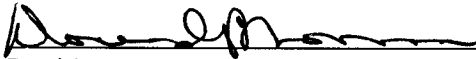
1. The tub grinder shall be permitted to operate only between 7:00 a.m. and 7:00 p.m. Monday through Saturday.
2. Berms, a minimum of 6 feet in height, shall be placed between the tub grinder and the southeast and southwest boundaries of the 19-acre site as shown on a plan entitled "Plat of Boundary Adjustment Between the Properties of: Linwood Waltrip, et als; and Williamsburg-Jamestown Airport" prepared by AES and dated February 16, 1988. If the grinder is placed in the lower elevations on the property in an area where a berm-like effect (at least 6 feet below the grade of the property lines) is prevalent, as determined by the Development Review Committee, the requirement for a berm may be waived. The berms shall be landscaped at a minimum, in accordance with the provisions of the minimum planting standards set forth in the Zoning Ordinance, and placement and landscaping of such berms shall be approved by the Development Review Committee.
3. This special use permit shall remain in effect for a period of 24 months from the date of issuance. If within this time site plan approval and/or building plan approvals are issued, the special use permit shall remain in effect for the term of those approvals and/or permits. Issuance of a Certificate of Occupancy would preserve the rights of the special use permit.
4. A minimum 50-foot undisturbed buffer shall be provided along the southeast and southwest boundaries of the 19-acre site as shown on a plan entitled "Plat of Boundary Adjustment Between the Properties of: Linwood Waltrip, et als; and Williamsburg-Jamestown Airport" prepared by AES and dated February 16, 1988. The buffer shall be landscaped at a minimum, in accordance with the landscaping requirements of the Zoning Ordinance, and such landscaping shall be approved by the Development Review Committee.

5. All access to the operation from Lake Powell Road shall be via Marclay Road.
6. The location of the tub grinder shall be limited to the 19.015 acres shown on a plan entitled "Plat of Boundary Adjustment Between the Properties of: Linwood Waltrip, et als; and Williamsburg-Jamestown Airport" prepared by AES and dated February 16, 1988. The tub grinder shall be located so as to minimize potential adverse impacts (including, but not limited to, noise, dust, debris, odor, etc.) on adjacent properties and the final location of the tub grinder shall be approved by the Development Review Committee.



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 7th day of June, 1993.

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