

RESOLUTION

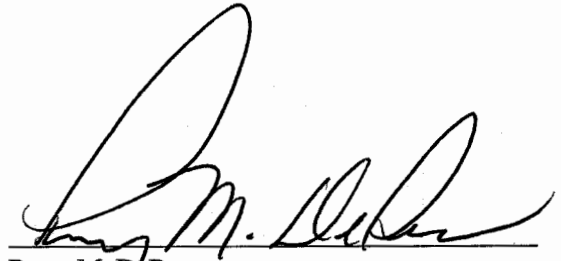
CASE NO. SUP-46-89. JACK L. MASSIE CONTRACTOR, INC.

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 April 12, 1994, recommended approval of Case No. SUP-46-89, by a vote of 7 to 1, to permit the construction of a ready mix concrete plant; the manufacture of stone products including cement treated aggregate; the storage and distribution of crushed stone, sand and gravel; and the construction of towers and antennas in excess of sixty feet in height, further identified as Parcel Nos. (1-1) and (1-9) on James City County Real Estate Tax Map No. (13-3).

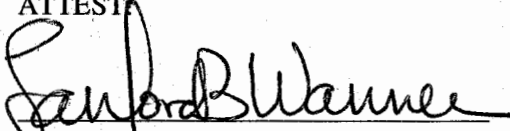
NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby approve the issuance of Special Use Permit No. SUP-46-89 as described herein with the following conditions:

1. If construction has not commenced on some portion of the project within 36 months from the date of issuance of the special use permit, it shall become void.
2. A Spill Prevention and Control and Counter Measure Plan shall be approved by the Director of Code Compliance prior to the issuance of a Certificate of Occupancy for the ready-mix concrete plant and the cement treated aggregate plant.
3. All roads and parking areas shown as paved on the plan entitled "Cokes Lane Rezoning Legend" and dated February 8, 1994, shall be paved prior to the issuance of any Certificate of Occupancy for the ready-mix concrete plant.
4. The dust collection system to be utilized on the ready-mix concrete plant shall be equivalent in design and function to the C&W Manufacturing and Sales Company, Incorporated Model No. CW-RA-140 portable dust collection system.
5. A dust collection system shall be installed on the cement treated aggregate plant sufficient to keep visible airborne dust particles on-site.
6. The "reverse beepers" on all equipment which serve the ready-mix concrete plant and the cement treated aggregate plant shall be turned down to their lowest volumes.
7. All site lighting shall be of the sodium-vapor type. All site lighting shall be less than 30 feet in height.
8. No flags or signage shall be placed on the silos or aggregate hoppers or any other piece of permanent equipment.
9. There shall be either a 100-foot buffer consisting of berms and trees and vegetation, or a 50-foot enhanced evergreen landscaped screen with a 6-foot high earth berm along the frontage of Richmond Road. This buffer shall be subject to approval by the Planning Director.



Perry M. DePue
Chairman, Board of Supervisors

ATTEST



Sanford B. Wanner
Deputy Clerk to the Board

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

Adopted by the Board of Supervisors of James City County, Virginia, this 16th day of May, 1994.

SUP4689.res