

RESOLUTION

CASE NO. SUP-34-97. FENWICK HILLS SEWAGE PUMP STATION, SEWER FORCE MAIN,

AND WATER DISTRIBUTION LINES

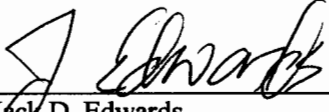
WHEREAS, the Board of Supervisors of James City County, Virginia, has adopted by ordinance specific land uses that shall be subjected to a special use permit process; and

WHEREAS, the Planning Commission of James City County, Virginia, following its public hearing on January 5, 1998, unanimously recommended approval of Case No. SUP-34-97 to permit a sewage pump station, an eight-inch sewer force main, and 12-inch and 16-inch waterline extensions to the Fenwick Hills subdivision. The sewage pump station would be constructed on property identified as Parcel No. (1-7) on James City County Real Estate Tax Map (12-2). The sewer force main would tie into the existing Hampton Roads Sanitation District (HRSD) force main at the intersection of Barhamsville Road and Old Stage Road and proceed east along Old Stage Road until it connected to the pump station. The proposed 16-inch waterline would tie into an existing JCSA waterline at the intersection of Barhamsville Road and Old Stage Road, and run parallel to the sewer force main along Old Stage Road until it reached the entrance of the Fenwick Hills Subdivision. An additional 12-inch waterline would be laid cross-country through private property to connect the new 16-inch waterline on Old Stage Road to an existing eight-inch waterline on Rochambeau Drive.

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-34-97 as described herein with the following conditions:

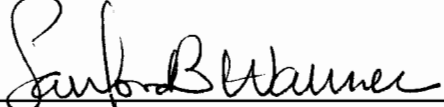
1. Construction, operation and maintenance of the sewage pump station, sewer force main, and water distribution lines shall comply with all local, State and Federal requirements.
2. The project shall comply with all Virginia erosion and sediment control regulations as specified in the 1992 Virginia Erosion and Sediment Control Handbook, as amended.
3. All required permits and easements shall be acquired prior to the commencement of construction.
4. For construction within 150 feet of existing development, adequate dust and siltation control measures shall be taken to prevent adverse effects on the adjacent property.
5. In areas of the construction easement that have been cleared, but do not need to remain clear for service and maintenance purposes, seedlings shall be planted in accordance with the Virginia Department of Forestry guidelines and shall be shown on a reforestation plan to be approved by the Planning Director within one year of clearing the easement. The reforestation of this easement shall be completed as approved by the Planning Director within two years of clearing the easement. It shall be the responsibility of the developer to secure the necessary means to plant on the construction easement after the easement reverts back to the property owner.

6. If construction has not commenced on the project within a period of 24 months from the date of issuance of the permit, it shall become void. Construction shall be defined as the clearing, grading and excavation of trenches necessary for the construction of the sewage pump station, sewage force main, or water distribution lines, and obtaining permits to do the same.
7. A copy of the final construction plans and specifications and as-built drawings shall be provided to the James City Service Authority. The James City Service Authority shall be notified 72 hours in advance of the construction of the proposed facility where it might interfere with existing James City Service Authority water or sewer mains.
8. The pump station building shall be made of natural colored brick and have a gable or hip roof. The color of the brick shall be approved by the Planning Director prior to construction of the pump station.
9. Any fencing material shall be black or of a material and color acceptable to the Planning Director and shall be approved prior to construction of the pump station.
10. The site design for the pump station and a landscaping plan to screen the pump station shall be approved by the Planning Director prior to final site plan approval and shall be designed in manner that minimizes the visibility of the facility and that retains as much natural vegetation as possible. All landscaping shall be provided in accordance with this plan before the end of the planting season immediately following the date when the facility is operational. The site shall contain no more paving, tree clearing, or land disturbance than reasonably necessary to accommodate parking, circulation, and the pump station structures as approved by the Planning Director.
11. Upon completion of construction, the sewage pump station, sewer force main, and water distribution lines shall be dedicated to the James City Service Authority.



Jack D. Edwards
Chairman, Board of Supervisors

ATTEST:



Sanford B. Wanner
Clerk to the Board

| <u>SUPERVISOR</u> | <u>VOTE</u> |
|-------------------|-------------|
| SISK | AYE |
| MCGLENNON | AYE |
| BRADSHAW | AYE |
| NERVITT | AYE |
| EDWARDS | AYE |

Adopted by the Board of Supervisors of James City County, Virginia, this 10th day of February, 1998.