

RESOLUTION

CASE NO. SUP-8-99. POULSTON MOTORCYCLE CUSTOMIZATION SHOP

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

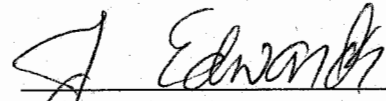
WHEREAS, a motorcycle customization shop falls under the category of automobile repair and service in the specially permitted uses of the A-1, General Agriculture, zoning district; and

WHEREAS, the Planning Commission of James City County, following its public hearing on June 7, 1999, recommended approval of Case No. SUP-8-99 by a vote of 5 to 2 to permit the operation of a motorcycle customization shop on Parcel No. (1-4B) on James City County Real Estate Tax Map No. (11-1).

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-8-99 as described herein with the following conditions:

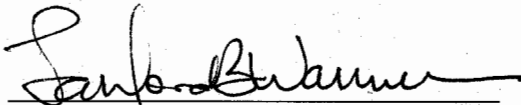
1. The total area of the main structure dedicated to the motorcycle shop use shall not exceed 700 square feet. At least one-half the total area of the structure shall be dedicated to a single-family residential use.
2. Modifications or additions to the proposed structure for commercial purposes shall be approved by the Planning Director and shall be compatible with the design and materials presented in the drawing labeled "Building Plan Elevation."
3. The dwelling on the property shall be the principal residence of the owner/operator of the motorcycle customization business.
4. Signage shall be limited to a maximum of sixteen-square feet to be approved by the Planning Director. The sign shall not be internally illuminated, but may be externally illuminated upon the approval of the Planning Director.
5. Site plan approval shall be required. Motorcycle customization work shall be limited to and performed within the first floor of the structure. No work shall be done outside. All storage of items used in this work, including parts, shall be stored inside, and no motorcycles or other products for sale, for or in the business, shall be displayed outside.
6. The location, design, and size of the parking area shall be approved by the Planning Director prior to final site plan approval. Drive aisles shall be limited to a maximum of 25 feet in width. The parking area shall be reserved for the vehicles of the owner/operator, customers, and visitors. Vehicles to be repaired shall be parked and stored inside the structure.

7. An undisturbed 100-foot wooded buffer shall be maintained from the edge of the right-of-way except for a single driveway and utilities. Select hand clearing for a footpath or slight reduction of the buffer width may be approved by the Planning Director; however, the Planning Director may require enhanced landscaping in these instances to maintain or improve the screening effect of the buffer.
8. Hours of operation shall be limited to Monday through Friday, 5 p.m. to 11 p.m., and Saturday and Sunday, 9 a.m. to 9 p.m. All lighting proposed for the site shall be approved by the Planning Director prior to final site plan approval.
9. On-site disposal of waste materials shall not be permitted. These materials shall include, but are not limited to, waste oil, brake fluid, solvents, and anti-freeze and discarded vehicle parts.
10. All engine testing shall only be conducted while the motorcycles are properly equipped with mufflers that meet or exceed the original manufacturer's specification for the motorcycle being tested.
11. If a certificate of occupancy for the business portion of the structure has not been obtained within a period of 24 months from the date of issuance of this permit, this permit shall become void.
12. This special use permit is not severable. Invalidation of any word, phrase, clause, sentence, or paragraph shall invalidate the remainder.



Jack D. Edwards
 Chairman, Board of Supervisors

ATTEST:



Sanford B. Wanner
 Clerk to the Board

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

Adopted by the Board of Supervisors of James City County, Virginia, this 13th day of July, 1999.

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