

RESOLUTION

CASE NO. SUP-07-01. JOLIN KENNELS

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, kennels are a specially permitted use in the A-1, General Agricultural, zoning district; and

WHEREAS, Mr. Joseph H. Banks, Jr., and Mrs. Linda B. Banks, property owners, have applied for a special use permit to permit the operation of a boarding kennel on ±9.4 acres located at 4472 Ware Creek Road; and


WHEREAS, the property is located on land zoned A-1, General Agricultural, and can be further identified as Parcel No. (1-12) on James City County Real Estate Tax Map No. (14-1); and

WHEREAS, the Planning Commission, following its public hearing on May 7, 2001, voted 7-0 to recommend approval of this application.

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-7-01 as described herein with the following conditions:

1. The number of kennel runs permitted on the property shall not exceed eighteen and shall be located within and immediately adjacent to the garage that is adjacent to the residence on the site.
2. The existing outdoor kennels located on the northwest corner of the property shall not be used for the boarding of any animals.
3. The pickup and drop off of animals for boarding or grooming shall not occur prior to 8:00 a.m. or after 6:00 p.m., seven days per week.
4. A site plan shall be submitted which identifies the location of customer parking spaces. The number of spaces shall be determined by the Planning Director.
5. One freestanding sign shall be permitted on the site. The sign shall be ground mounted and shall not exceed a cumulative size of sixteen square feet or a height of six feet unless approved by the Planning Director. The location, design, materials, and lighting of such sign shall be approved by the Planning Director prior to the issuance of a sign permit.
6. The owner shall provide landscaping adjacent to the kennel facilities consistent with landscaping ordinance requirements. The landscaping plan shall be reviewed and approved by the Planning Director or his designee.

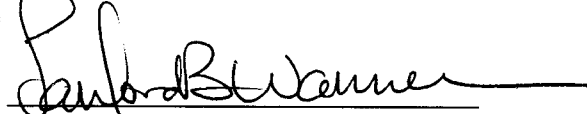
7. The applicant shall maintain the right-of-way in a passable condition at all times and consistent with the requirements of Section 19-17 (4) of the Subdivision Ordinance. The intent of this condition is to repair any damage to the right-of-way that may be caused by kennel traffic.
8. All animal waste shall be disposed of in an on-site septic system and all animal runs shall be constructed so that animal waste will drain to the septic system approved by the Virginia Department of Health.
9. This special use permit is not severable. Invalidation of any word, phrase, clause, sentence or paragraph shall invalidate the remainder.



John J. McGlennon

Chairman, Board of Supervisors

ATTEST:



Sanford B. Wanner

Clerk to the Board

<u>SUPERVISOR</u>	<u>VOTE</u>
HARRISON	AYE
KENNEDY	AYE
NERVITT	AYE
GOODSON	AYE
MCGLENNON	AYE

Adopted by the Board of Supervisors of James City County, Virginia, this 12th day of June, 2001.

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