

RESOLUTION

CASE NO. SUP-30-01. KING'S WAY CHURCH/GREENWOOD PRESCHOOL

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, child day care centers and schools are a specially permitted used in the R-1, Limited Residential, zoning district; and

WHEREAS, the Planning Commission of James City County, following its public hearing on February 4, 2002, recommended approval of Case No. SUP-30-01 by a vote of 7 to 0 to permit the construction of preschool within the church facilities at 5100 John Tyler Highway and further identified as Parcel No. (1-57) on James City County Real Estate Tax Map No. (47-2).

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. 30-01 as described herein with the following conditions:

1. This special use permit shall be valid only for the operation of a preschool within the existing church, limited to hours of operation from 8 a.m. to 5 p.m., Monday through Friday, and limited to an enrollment capacity of 200 children maximum.
2. A Final Certificate of Occupancy for the preschool shall be obtained within two years of special use permit approval or the special use permit shall be void.
3. A site plan for the preschool shall be submitted for review and approval that meets VDOT standards as determined by VDOT. All roadway and related improvements on the final approved site plan shall be constructed and completed or bonded prior to the issuance of a Certificate of Occupancy for the preschool.
4. Any new exterior signage advertising the day care and/or school shall be combined with the existing signage for the church and shall be in accordance with Article II, Division 3 of the James City County Zoning Ordinance but any such new sign shall be no larger than the existing church sign.
5. For any new playground equipment and associated fencing installed shall be landscaped so as to screen the new playground equipment and fencing from adjacent property owners. Prior to final site plan approval, the landscaping plan shall be reviewed and approved by the Planning Director.
6. The church and preschool shall be responsible for developing and enforcing water conservation standards to be submitted to and approved by the James City Service Authority. The standards may include, but shall not be limited to such water conservation measures as limitations on the installation and use of irrigation systems

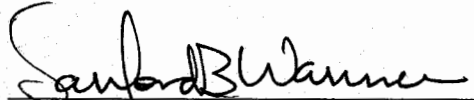
and irrigation wells, the use of approved landscaping materials, including the use of drought tolerant plants if and where appropriate and the use of water conserving fixtures and appliances to promote water conservation and minimize the use of public water resources. The water conservation standards shall be approved by the James City County Service Authority prior to final site plan approval.

- 7. For any new additional exterior light fixtures, including building lighting, installed on the Property shall have recessed fixtures with no lens, bulb, or globe extending below the casing. In addition, a lighting plan shall be submitted to, and approved by, the Planning Director or his designee, which indicates no glare outside the property lines. All light poles shall not exceed 20 feet in height unless otherwise approved by the Director of Planning prior to final site plan approval. "Glare" shall be defined as more than 0.1 footcandle at the property line or any direct view of the lighting source from the adjoining residential properties.
- 8. This special use permit is not severable. Invalidation of any word, phrase, clause, sentence or paragraph shall invalidate the remainder.

 James G. Kennedy
 Chairman, Board of Supervisors

<u>SUPERVISOR</u>	<u>VOTE</u>
MCLENNON	AYE
BROWN	AYE
GOODSON	AYE
HARRISON	AYE
KENNEDY	AYE

ATTEST:



 Sanford B. Wanner
 Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 26th day of February, 2002.

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