

## RESOLUTION

### HANKINS FARM WATER AND SEWER EXTENSION (SUP-4-03)

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 (SUP) process; and

WHEREAS, Mr. Vernon Geddy, III, has applied on behalf of Howard B. Hankins and Hankins Land Trust for a special use permit to allow for the extension of water and sewer service to the Hankins Farm property; and

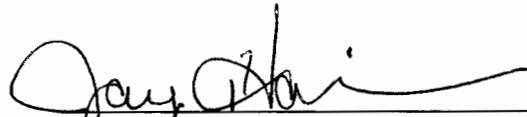
WHEREAS, the property is located on land zoned M-1, Limited Business/Industrial District, R-5, Multifamily Residential District, and A-1, General Agricultural District, and can be further identified as Parcel Nos. (1-39), (1-40) and (1-40A) on James City County Real Estate Tax Map No. (14-3) and Parcel Nos. (1-18) and (1-19) on James City County Real Estate Tax Map No. (14-4); and

WHEREAS, the Planning Commission, following its public hearing on March 3, 2003, recommended approval of the 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-4-03 as described herein with the following conditions:

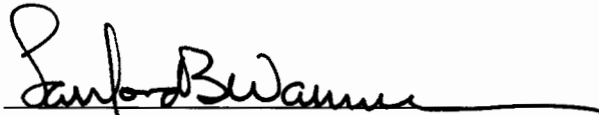
1. Construction, operation, and maintenance of the proposed force main and water main shall comply with Local, State, and Federal requirements.
2. The project shall comply with all Virginia erosion and sediment control regulations as specified in the 1992 Virginia Erosion and Sediment Control Handbook as amended.
3. All required permits and easement shall be acquired prior to the commencement of construction.
4. Adequate dust and siltation measures shall be taken to prevent adverse effects on adjacent property.
5. Vehicular access to all residences along the affected right-of-ways shall be maintained at all times.
6. All construction activity on the water and sewer extensions shall occur between 7 a.m. and 5 p.m., Monday through Friday.
7. If construction has not commenced on this project within a period of 36 months from the date of issuance of this permit, it shall become void. Construction shall be defined as the clearing, grading, and excavation of trenches necessary for the construction of the force main and water main.

8. No connections shall be made to the water main which would serve any property located outside the Primary Service Area (PSA) except for connections to existing structures located on property outside the PSA adjacent to the proposed mains. In addition, for each platted lot recorded in the James City County Circuit Court Clerk's Office as of April 8, 2003, that is vacant, outside the PSA and adjacent to the main, one connection shall be permitted with no larger than a 3/4-inch service line and 3/4-inch water meter.
9. No connections shall be made to the force main which would serve any property located outside the PSA except for connections to existing structures located on property outside the PSA adjacent to the proposed mains. In addition, for each platted lot recorded in the James City County Circuit Court Clerk's Office as of April 8, 2003, that is vacant, outside the PSA and adjacent to the main, one connection shall be permitted with no larger than a 1 1/4-inch service line.
10. This special use permit is not severable. Invalidation of any word, phrase, clause, sentence, or paragraph shall invalidate the remainder.



Jay T. Harrison, Sr.  
Chairman, Board of Supervisors

ATTEST:



Sanford B. Wanner  
Clerk to the Board

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

Adopted by the Board of Supervisors of James City County, Virginia, this 8th day of April, 2003.