

RESOLUTION

CHESAPEAKE BANK SPECIAL USE PERMIT AMENDMENT (SUP-9-04)

- 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, Mr. Jim Bennett of AES Consulting Engineers has applied on behalf of Marshall N. Warner of Chesapeake Bank for a special use permit (SUP) to extend the expiration date of SUP-28-00, approved July 10, 2001, and set to expire July 10, 2004; and
- WHEREAS, the previously approved special use permit approved a 3,200-square-foot bank building at 8909 Barhamsville Road; and
- WHEREAS, the property is located on land zoned B-1, General Business, and can be further identified as Parcel No. (1-3A) on James City County Real Estate Tax Map No. (12-1); and
- WHEREAS, the Planning Commission, following its Public Hearing on April 5, 2004, 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 SUP-9-04 as described herein with the following conditions:

1. A pedestrian connection, extending from the proposed bank building to the hard surface trail shown on the Michelle Point Master Plan, shall be constructed concurrent with the development of the bank. As determined by the Planning Director, this pedestrian connection shall be consistent in design and material to the hard surface trail extending from Michelle Point. A site plan amendment, identifying the design, material, and location of the pedestrian connection, shall be submitted and approved prior to construction of the proposed bank.
2. Freestanding signage shall be limited to one monument style sign. For purposes of this condition, a "monument" style sign shall be defined as a freestanding sign with a completely enclosed base not to exceed 32 square feet in size and not to exceed 8 feet in height from grade.
3. A sidewalk, 5 feet in width, shall be provided from the back parcel to Highfield Drive. This pedestrian connection shall be shown on any site plan for development of Parcel No. 1 and its design and location subject to the review and approval of the Planning Director.
4. If construction has not commenced on the project by April 19, 2007, the permit shall become void. Construction shall be defined as obtaining permits for building construction and installation of footings and/or foundations.

5. All exterior light fixtures on the property shall be recessed fixtures with no bulb, lens, or globe extending below the casing. The casing shall be opaque and shall completely surround the entire light fixture and light source in a manner that all light will be directed downward and the light source is not visible from the side.
6. The building architecture shall be consistent, as determined by the Planning Director, with the building rendition prepared by Guernsey-Tingle Architects and dated June 4, 2001.
7. This special use permit is not severable. Invalidation of any word, phrase, clause, sentence, or paragraph shall invalidate the remainder.



Bruce C. Goodson
Chairman, Board of Supervisors

ATTEST:



Sanford B. Wanner
Clerk to the Board

<u>SUPERVISOR</u>	<u>VOTE</u>
BRADSHAW	AYE
HARRISON	AYE
BROWN	AYE
MCGLENNON	AYE
GOODSON	AYE

Adopted by the Board of Supervisors of James City County, Virginia, this 11th day of May, 2004.

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