

## RESOLUTION

### CASE NO. SUP-1-05. ALICE'S WONDERLAND PLAYHOUSE

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, Ms. Alice Wilson has applied for a special use permit to allow a child day care center at 2942 Chickahominy Road; and

WHEREAS, the property is located on land zoned R-8, Rural Residential, and can be further identified as Parcel No. (2-2) on James City County Real Estate Tax Map No. (22-3); and

WHEREAS, the Planning Commission of James City County, following its Public Hearing on March 7, 2005 recommended approval of this application by a vote of 7 to 0.

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. 1-05 as described herein with the following conditions:

1. The total number of occupants, including but not limited to staff and children, shall not exceed 49.
2. Hours of operation shall be limited from 6 a.m. to 7 p.m., Monday through Friday, and 7 a.m. to 5 p.m. on Saturdays.
3. The owner shall submit a site plan and receive final site plan approval from the James City County Planning Division within thirty-six months of the date of approval of this special use permit, or the permit shall become void.
4. The owner shall be responsible for developing and enforcing water conservation standards to be submitted to and approved by the James City Service Authority (JCSA). 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 where appropriate, and the use of water-conserving fixtures and appliances to promote water conservation and to minimize the use of public water resources. The water conservation standards shall be approved by the JCSA prior to final site plan approval.
5. Any playground equipment and associated fencing shall be landscaped so as to screen the playground equipment and fencing from adjacent property owners. The landscaping plan and fencing material shall be reviewed and approved by the Planning Director prior to final site plan approval.
6. Any new exterior lighting fixtures, including building lighting, shall have recessed fixtures with no lens, bulb, or globe extending below the casing. No glare shall extend outside the property lines. No light pole shall exceed 15 feet in height unless

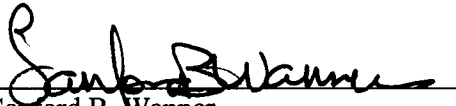
otherwise approved by the Planning Director prior to final site plan approval. "Glare" shall be defined as more than 0.1 footcandle at the property line or any direct view of the lighting source from the adjoining residential properties.

- 7. The owner shall obtain a final Certificate of Occupancy from the James City County Code Compliance Division within thirty-six months of the date of approval of this special use permit, or this permit shall become void.
- 8. This special permit is not severable. Invalidation of any word, phrase, clause, sentence, or paragraph shall invalidate the remainder.



Michael J. Brown  
Chairman, Board of Supervisors

ATTEST:

  
Sanford B. Wanner  
Clerk to the Board

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

Adopted by the Board of Supervisors of James City County, Virginia, this 12th day of April, 2005.

Sup-01-05.res