

## RESOLUTION

### CASE NO. SUP-30-04. JCSA, RIVERVIEW PLANTATION

#### WATER SYSTEM IMPROVEMENTS

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, the James City Service Authority has applied for a Special Use Permit (SUP) to allow the construction of approximately 8,000 linear feet of 8-inch water main within Virginia Department of Transportation (VDOT) right-of-way and James City Service Authority (JCSA) owned easements from the Wexford Hills subdivision to the Riverview Plantation subdivision; and

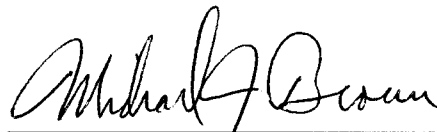
WHEREAS, the properties are located on land zoned A-1, General Agricultural, and can be further identified as Parcel No. (1-2) on James City County Real Estate Tax Map No. (8-3); and Parcel Nos. (2-69), (2-70), and (2-71) on James City County Real Estate Tax Map No. (15-4); and

WHEREAS, the Planning Commission, following its Public Hearing on December 6, 2004, voted 6-0 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. 30-04 as described herein with the following conditions:

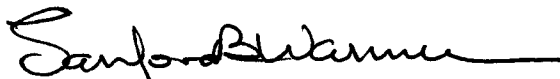
1. If construction has not commenced on this project within thirty-six months from the issuance of an SUP, the SUP shall become void. Construction shall be defined as obtaining a land-disturbing permit for this project.
2. No connections shall be made to the water main which would serve any property located outside the PSA except for connections to the Riverview Plantation project and existing structures located on property outside the PSA adjacent to the proposed water main. In addition, for each platted lot recorded in the James City County Circuit Court Clerk's Office as of November 4, 2004, that is vacant, outside the PSA and adjacent to the water main, one connection shall be permitted with no larger than a 3/4-inch service line and 3/4-inch water meter.
3. Construction, operation, and maintenance of the water transmission main shall comply with all local, State, and Federal requirements.
4. All permits and easements shall be acquired prior to the commencement of construction for the water transmission main.

5. 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.
6. For water main construction adjacent to existing residential development, adequate dust and siltation control measures shall be taken to prevent adverse effects on adjacent property. It is intended that the present and future results of the proposed water transmission main do not create adverse effects on the public health, safety, comfort, convenience, or value of the surrounding property and uses thereon.
7. Vehicular access to residences within the affected right-of-ways shall be maintained at all times.
8. All construction activity adjacent to existing development shall occur between the hours of 8 a.m. and 5 p.m., Monday through Friday.
9. This SUP 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 11th day of January, 2005.

sup30-04.res.