

## RESOLUTION

### CASE NO. SUP-16-06: HOGAN HOMESTEAD CHILDREN'S NURSERY

WHEREAS, the Board of Supervisors of James City County has adopted by ordinances specific land uses that shall be subjected to a Special Use Permit (SUP) process; and

WHEREAS, Mrs. Cathrine Hogan has applied for an SUP to allow a child day care center for 12 children within her home located at 9219 Richmond Road; and

WHEREAS, the property is currently zoned A-1, General Agriculture, and is designated Rural Lands on the 2003 Comprehensive Plan Land Use Map; and

WHEREAS, the property is located at 9219 Richmond Road on property more specifically identified as Parcel No. (4-3) on James City County Real Estate Tax Map No. (10-1); and

WHEREAS, on June 5, 2006, the Planning Commission recommended approval of the application by a vote of 6-0.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby approve the issuance of SUP-16-06 as described herein with the following conditions:

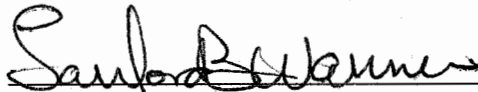
1. The owner of the child day care center shall reside on the property.
2. No more than 12 children other than the owner's children shall be cared for on the property.
3. A site plan shall be submitted to the James City County Planning Division and shall be approved by the Planning Director.
4. Prior to final site plan approval, the applicant shall receive full approval from the Virginia Department of Health for water supply and septic tank and drain field capacity in an amount sufficient to handle the child day care center operation.
5. If a Certificate of Occupancy has not been obtained for the project within 36 months from the issuance of the SUP, the permit shall become void.
6. Hours of operation for the child day care center shall be limited from 8 a.m. to 2 p.m., Monday through Friday.
7. One sign related to the child day care center shall be permitted on the property. The sign shall not exceed four square feet; it must be attached to the dwelling and it shall not be illuminated.
8. No additional exterior lighting shall be permitted on the property, other than lighting typically used at a single-family residence.

9. No food preparation or laundry services shall be provided as part of the operation of the child day care center unless approved by the Health Department.
10. Any playground equipment shall be landscaped or fenced so as to screen the playground equipment from adjacent property owners. The landscaping plan and/or fencing material shall be reviewed and approved by the Planning Director prior to final site plan approval.
11. Any exterior modification to the building or any new structure added to the property in support of the child day care center shall be approved by the Planning Director.
12. This SUP 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>
HARRISON	AYE
ICENHOUR	AYE
MCGLENNON	AYE
BRADSHAW	AYE
GOODSON	AYE

Adopted by the Board of Supervisors of James City County, Virginia, this 11th day of July, 2006.

Sup-16-06.res