

## RESOLUTION

### CASE NO. SUP-0004-2009. DEE'S CHILD CARE

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, Ms. Darlene Ingram and Mr. Keith Ingram have applied for an SUP to allow for the expansion of her existing child care operation to a maximum of 12 children on a parcel, totaling approximately 0.597 acres and zoned R-2, General Residential; and

WHEREAS, the subject parcel is located at 156 Indian Circle and can be further identified as James City County Real Estate Tax Map Parcel No. 5920200069; and

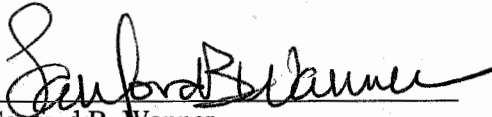
WHEREAS, the Planning Commission of James City County, following its public hearing on May 6, 2009, recommended approval of this application by a vote of 5-2.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby approve the issuance of SUP-0004-2009, as described herein with the following conditions:

1. Day Care Capacity: No more than 12 children shall be cared for at the child day care facility and no more than five of the 12 children shall be under the age of 2 ½.
2. Hours of Operation: Hours of operation shall be limited from 6 a.m. to 6 p.m., Monday through Friday.
3. Validity of Special Use Permit: This SUP shall be valid for a period of 36 months from the date of approval during which the day care owner shall maintain (and renew or obtain as necessary) all needed County and State permits to operate the day care facility. Should the applicant wish to re-apply, an application shall be submitted at least 90 days prior to expiration of this SUP.
4. Signage: No additional signage shall be permitted which relates to the use of the property as a child day care facility.
5. Lighting: No additional exterior lighting shall be permitted which relates to the use of the property as a child day care facility.
6. Food Preparation: No commercial food preparation or laundry services shall be provided as part of the operation of the child day care facility. For purposes of this condition, "commercial food preparation or laundry services" shall be defined as meaning any food preparation or laundry services provided at the facility that are not directly related to, and intended to serve the needs of, the children being cared for and/or the day care center staff.
7. Severance Clause: This SUP is not severable. Invalidation of any word, phrase, clause, sentence, or paragraph shall invalidate the remainder.

James G. Kennedy  
Chairman, Board of Supervisors

ATTEST:

  
Sanford B. Wanner  
Clerk to the Board

SUPERVISOR	VOTE
GOODSON	NAY
JONES	AYE
MCLENNON	AYE
ICENHOUR	AYE
KENNEDY	AYE

Adopted by the Board of Supervisors of James City County, Virginia, this 9th day of June, 2009.

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