

## RESOLUTION

### CASE NO. SUP-0029-2010. THE WILLIAMSBURG POTTERY

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, Mr. Vernon Geddy has applied to amend the adopted condition for Case No. SUP-36-06 to allow for the development of a shopping center with commercial square footage over 10,000 square feet, as well as a traffic generation rate which is over 100 peak hour trips; and

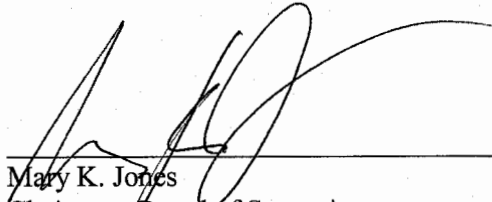
WHEREAS, the proposed project is shown on a Master Plan prepared by AES, entitled "Master Plan and Rezoning Amendment for The Williamsburg Pottery," dated November 24, 2010, and revised January 27, 2011; and

WHEREAS, the property is located on land zoned M-1, Limited Business/Industrial, with proffers, and can be further identified as James City County Real Estate Tax Map No. 2430100024; and

WHEREAS, the Planning Commission, following its public hearing on March 2, 2011, voted 6 to 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 SUP No. 0029-2010 as described herein with the following conditions:

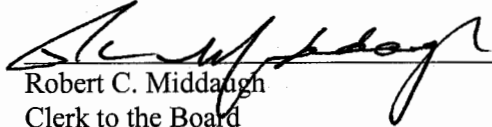
1. Traffic Signal: The traffic signal at the Colonial Heritage east crossover shall be installed or bonded prior to the issuance of a certificate of occupancy for 182,000 square feet of buildings on the property as shown on the binding Master Plan, entitled "Master Plan and Rezoning Amendment for The Williamsburg Pottery," prepared by AES Consulting Engineers, Inc., dated November 24, 2010, and revised January 27, 2011.
2. Commencement of Construction: If construction has not commenced on this project within 36 months from the issuance of an SUP, the SUP shall become void. Construction shall be defined as obtaining permits for building construction and footings and/or foundations that have passed required inspections.
3. Severance Clause: This SUP is not severable. Invalidation of any word, phrase, clause, sentence, or paragraph shall invalidate the remainder.



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Mary K. Jones  
Chairman, Board of Supervisors

ATTEST:



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Robert C. Middaugh  
Clerk to the Board

<u>SUPERVISOR</u>	<u>VOTE</u>
KENNEDY	AYE
GOODSON	AYE
MCGLENNON	AYE
ICENHOUR	AYE
JONES	AYE

Adopted by the Board of Supervisors of James City County, Virginia, this 22nd day of March, 2011.

Sup29-10Pottery\_res