

## RESOLUTION

### CASE NO. SUP-0003-2013. ROUTE 199 WATER TANK HAMPTON ROADS

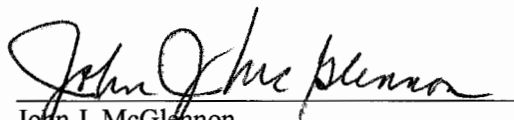
#### SANITATION DISTRICT (HRSD) PRESSURE REDUCING STATION

- 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. Matthew Poe has applied for an SUP to allow construction of a pressure reducing station, diesel fuel tanks, and related piping (the "Project"); and
- WHEREAS, the proposed Project is depicted on the plan prepared by the Hampton Roads Sanitation District (HRSD), dated March 2013 and entitled "Williamsburg Temp. PRS Conceptual Site Layout;" and
- WHEREAS, the proposed Center is located in its entirety on property zoned R-8, Rural Residential, further identified as Parcel No. (1-6A) on James City County Real Estate Tax Map Parcel No. (49-2) (the "Property"); and
- WHEREAS, the Board of Supervisors issued SUP-0024-1986, James City Service Authority (JCSA)/Water Storage Facilities, for the existing water tank on the Property on September 8, 1986, which conditions are not replaced by this SUP and will still remain in effect on the Property; and
- WHEREAS, a public hearing was advertised, adjoining property owners notified, and a hearing conducted on Case No. SUP-0003-2013; and
- WHEREAS, the Planning Commission, following its public hearing on May 1, 2013, voted 6-0 to recommend approval of SUP-0003-2013.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby approve SUP-0003-2013, as described herein, pursuant to the following conditions:

1. **Master Plan and Use:** This SUP shall be valid for the installation of a pressure reducing station, diesel fuel tanks and related piping and facilities (the "Project"). The Project shall be generally located as shown on the master plan titled "Williamsburg Temp. PRS Conceptual Site Layout," drawn by HRSD, and dated March 2013 (the "Master Plan").
2. **Deed Conditions and Restrictions:** The applicant shall supply the Planning Division with a signed copy of a deed that shows that construction of the Project on Property is permissible and acceptable to the Colonial Williamsburg Foundation and JCSA prior to final site plan approval.
3. **Tree Clearing:** Tree clearing on the Property shall be limited to the minimum necessary to accommodate the proposed Project as shown on the Master Plan as determined by the Planning Director or his designee.

4. **Landscaping:** A landscaping plan that is generally consistent with the type and location of landscaping depicted on the Master Plan shall be approved by the Planning Director or his designee prior to final site plan approval for this Project. When the landscaping is installed, trees shall be a minimum of 8 feet tall and shrubs shall be a minimum of 2.5 feet tall. HRSD shall be responsible for replacing any trees or shrubs planted as a result of the Project for the lifetime of the Project.
5. **Color Scheme:** The color of any above-ground portion of the Project shall be muted, similar to the paint color used for the existing water tank on the Property, and designed to minimize visual impacts. If painting is not feasible for any aspect of the Project, that portion shall be screened by additional landscaping or fencing. A color scheme and fencing plan shall be submitted to, and approved by, the Planning Director or his designee for consistency with this condition prior to final site plan approval for the Project.
6. **Lighting.** No new lighting associated with the Project shall be installed on the Property.
7. **Commencement.** A Land Disturbing Permit shall be obtained within 24 months from the date of the issuance of this SUP, or this SUP shall be void.
8. **Severance Clause.** This SUP is not severable. Invalidation of any word, phrase, clause, sentence, or paragraph shall invalidate the remainder.

  
 John J. McGlennon  
 Chairman, Board of Supervisors

ATTEST:

  
 Robert C. Midlaugh  
 Clerk to the Board

	<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>
MCGLENNON	<u>X</u>	___	___
JONES	<u>X</u>	___	___
KENNEDY	<u>X</u>	___	___
ICENHOUR	<u>X</u>	___	___
BRADSHAW	<u>X</u>	___	___

Adopted by the Board of Supervisors of James City County, Virginia, this 11th day of June, 2013.

SUP-3-13WTankStn\_res