

RESOLUTION

CASE NO. SUP-0002-2016. BRICK BAT ROAD TOURIST HOME

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

WHEREAS, Mr. Will Holt has applied for an SUP on behalf of the Carol Sansone Jamison Marital Trust Two and the Carol Sansone Jamison Family Trust (together, the "Owner") to allow a tourist home on property consisting of approximately 57.6 acres zoned A-1, General Agricultural District, located at 3703 Brick Bat Road and further identified as James City County Real Estate Tax Map Parcel No. 3540100009; and

WHEREAS, the proposed use is shown on a plan entitled "JCC SUP-0002-2016: 3703 Brick Bat Road Tourist Home" and date stamped February 26, 2016; and

WHEREAS, the Planning Commission, following its public hearing on March 2, 2016, voted 7-0 to recommend approval of this application; and

WHEREAS, a public hearing was advertised, adjoining property owners notified and a hearing conducted on Case No. SUP-0002-2016; and

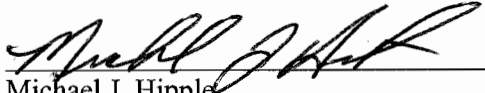
WHEREAS, the Board of Supervisors of James City County, Virginia, finds this use to be consistent with the 2035 Comprehensive Plan Land Use Map designation for the Property and the considerations of Section 24-9 of the County Code.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby approves the issuance of SUP-0002-2016 as described herein with the following conditions:

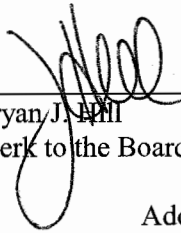
1. **Master Plan:** This SUP shall permit a tourist home on property located at 3703 Brick Bat Road and further identified as James City County Real Estate Tax Map Parcel No. 3540100009 (the "Property"). The use and layout of the Property shall be generally located as shown on the document entitled "JCC SUP-0002-2016: 3703 Brick Bat Road Tourist Home" and date stamped February 26, 2016 (the "Master Plan"), with any deviations considered per Section 24-23(a)(2) of the Zoning Ordinance, as amended.
2. **Number of Rental Rooms:** There shall be no more than five bedrooms available for rental to visitors.
3. **Signage:** One freestanding, non-illuminated sign, not exceeding four square feet in area, may be permitted to identify this use.
4. **Virginia Department of Health:** Prior to commencing operation of the tourist home, the Owner shall submit lodging accommodation plans to the Virginia Department of Health and meet any other applicable Department of Health regulations. The Owner shall furnish a copy of the lodging and accommodation plans and any paperwork

indicating Department of Health approvals to the Director of Planning prior to issuance of a new Certificate of Occupancy.

- 5. **Certificate of Occupancy:** The Owner shall obtain a new Certificate of Occupancy within 36 months of issuance of this SUP or the permit shall be void.
- 6. **Severance Clause:** This SUP is not severable. Invalidation of any word, phrase, clause, sentence or paragraph shall invalidate the remainder.


 Michael J. Hipple
 Chairman, Board of Supervisors

ATTEST:


 Bryan J. Hill
 Clerk to the Board

	VOTES		
	<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>
MCLENNON	✓	—	—
LARSON	✓	—	—
ONIZUK	✓	—	—
SADLER	✓	—	—
HIPPLE	✓	—	—

Adopted by the Board of Supervisors of James City County, Virginia, this 12th day of April, 2016.

SUP-02-16BrickBatTourHome-res