

RESOLUTION

CASE NO. SUP-0015-2016. LAFAYETTE HIGH SCHOOL AUXILIARY GYMNASIUM

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. Carroll Collins, of Kimley Horn and Associates Inc., on behalf of the Williamsburg-James City County School Board, has applied for an SUP to allow for operation of a school use and the construction of an approximately 10,000 square foot auxiliary gymnasium and associated infrastructure on property located at 4460 Longhill Road, further identified as James City County Real Estate Tax Map No. 3230100001 as shown on a plan titled "Lafayette High School for James City County, Master Plan" dated September 20, 2016, prepared by Kimley Horn and Associates, Inc.; and

WHEREAS, a public hearing was advertised, adjoining property owners were notified and a hearing was conducted on Case No. SUP-0015-2016; and

WHEREAS, the Planning Commission, following its public hearing on November 2, 2016, recommended approval of this application by a vote of 7-0. At the same meeting, the Planning Commission approved a resolution finding the proposal consistent with the Comprehensive Plan adopted in 2015, "Toward 2035: Leading the Way," by a vote of 7-0.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, after consideration of the factors in Section 24-9 of the James City County Code, approves the existing school use, thereby bringing the school use into conformance with the County's zoning ordinance.


BE IT FURTHER RESOLVED that the Board of Supervisors of James City County, Virginia, after consideration of the factors in Section 24-9 of the James City County Code, does hereby approve the issuance of Case No. SUP-0015-2016 as described herein subject to the conditions below:

1. Master Plan and Use. This SUP shall be valid for the existing school use, construction of an approximately 10,000 square foot gymnasium and other minor improvements to the site located at 4460 Longhill Road and further identified as James City County Real Estate Tax Map No. 3230100001 (the "Property"). Development of the Property shall occur generally as shown on the Master Plan prepared by Kimley-Horn and Associates, Inc., entitled "Lafayette High School for James City County, Master Plan" dated September 20, 2016, with any deviations considered per Section 24-23(a)(2) of the Zoning Ordinance.
2. Water Conservation. The Williamsburg-James City County School Board (the "Owner") shall be responsible for developing and enforcing water conservation standards to be submitted to and approved by the James City Service Authority prior to final site plan approval of the gymnasium. The standards shall include, but shall not be limited to, such water conservation measures as limitations on the installation and use of irrigation systems and irrigation wells, the use of approved landscaping materials including the use of drought resistant native and other adopted low water use landscaping materials and warm season turf where appropriate and the use of water conserving fixtures and appliances to promote water conservation and minimize the use of public water resources.

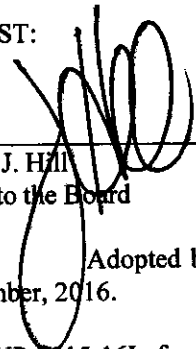
3. Archaeological Study. If an archeological site is discovered during land disturbing activities, a Phase I Archaeological Study for any disturbed area shall be submitted to the Director of Planning for his review and approval. All construction work involving subsurface disturbance will be halted in the area of the site and in the surrounding area where further subsurface remains can reasonably be expected to occur and the Owner shall immediately notify the County of the discovery. After completion of the Phase I Archaeological Study, construction work may continue in the project area outside the discovered archeological site(s). A treatment plan shall be submitted and approved by the Director of Planning for all sites in the Phase I study that are recommended for a Phase II evaluation and/or identified as being eligible for inclusion on the National Register of Historic Places. If a Phase II study is undertaken, such a study shall be approved by the Director of Planning and a treatment plan for said sites shall be submitted to, and approved by, the Director of Planning for sites that are determined to be eligible for inclusion on the National Register of Historic Places and/or those sites that require a Phase III study. If in the Phase III study, a site is determined eligible for nomination to the National Register of Historic Places and said site is to be preserved in place, the treatment plan shall include nomination of the site to the National Register of Historic Places. If a Phase III study is undertaken for said sites, such studies shall be approved by the Director of Planning prior to resuming land disturbing activities within the study areas. All Phase I, Phase II and Phase III studies shall meet the Virginia Department of Historic Resources' *Guidelines for Preparing Archaeological Resource Management Reports* and the Secretary of the Interior's *Standards and Guidelines for Archaeological Documentation*, as applicable, and shall be conducted under the supervision of a qualified archaeologist who meets the qualifications set forth in the Secretary of the Interior's *Professional Qualification Standards*. All approved treatment plans shall be incorporated into the plan of development for the Property and the clearing, grading or construction activities thereon.

If any archaeological site is determined to meet the National Register Criteria (36 CFR Part 60), the Owner shall prepare a plan for its avoidance, protection, recovery of information or destruction without data recovery. The plan shall be approved by the County prior to implementation. Work in the affected area shall not proceed until either, (a) the development and implementation of appropriate data recovery or other recommended mitigation procedures, or (b) the determination is made that the location remains are not eligible for inclusion on the National Register.

4. Commencement of Construction. If construction of the gymnasium has not commenced within 36 months from the issuance of this SUP, the SUP shall become void. Construction shall be defined as obtaining permits for building construction and footings and/or foundation has passed required inspections.
5. 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>
MCGLENNON	<u>✓</u>	<u>—</u>	<u>—</u>
LARSON	<u>✓</u>	<u>—</u>	<u>—</u>
ONIZUK	<u>✓</u>	<u>—</u>	<u>—</u>
SADLER	<u>Absent</u>	<u>—</u>	<u>—</u>
HIPPLE	<u>✓</u>	<u>—</u>	<u>—</u>

Adopted by the Board of Supervisors of James City County, Virginia, this 13th day of December, 2016.

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