

RESOLUTION

CASE NO. SUP-0005-2015. CLARA BYRD BAKER ELEMENTARY SCHOOL

PARKING ADDITION AND IMPROVEMENTS

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, the property is located at 3131 Ironbound Rd. on land zoned PL, Public Lands, and can be further identified as James City County Real Estate Tax Map Parcel No. 4710100058 (the "Property"), as shown on a plan titled "Clara Byrd Baker Elementary School Parking Lot Improvements" dated September 21, 2015, prepared by AES Consulting Engineers (the "Master Plan"); and

WHEREAS, Mr. Paul Tschiderer, of AES Consulting Engineers (the "Applicant"), on behalf of the Williamsburg-James City County School Board (the "Owner"), has applied for an SUP to allow the construction of additional parking spaces, a reconfiguration of the existing parking area and other minor improvements to the Property; and

WHEREAS, a public hearing was advertised, adjoining property owners notified and hearing conducted on Case No. SUP-0005-2015; and

WHEREAS, the Planning Commission, following its public hearing on December 2, 2015, recommended approval of this application by a vote of 6-0.


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, does hereby approve the issuance of SUP 0005-2015 as described herein with the conditions below.

BE IT FURTHER RESOLVED that the Board of Supervisors of James City County, Virginia, upon the issuance of SUP 0005-2015 also approves the existing school use, thereby bringing the school use into conformance with the County's zoning ordinance.

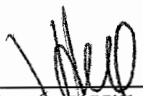
1. *Master Plan.* This SUP shall be valid for the existing school, construction of additional parking spaces, a reconfiguration of the existing parking and other minor improvements to the site located at 3131 Ironbound Rd. and further identified as James City County Real Estate Tax Map No. 4710100058 (the "Property"). Development of the site shall occur generally as shown on the master plan drawn by AES Consulting Engineers, entitled "Clara Byrd Baker Elementary School Parking Improvements W/JCC Public Schools" dated September 21, 2015, with only changes thereto that the director of planning determines do not change the basic concept or character of the development.
2. *Water Conservation.* The Williamsburg-James City County School Board 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. 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. *Ironbound Road Pedestrian and Bike Improvements.* In accordance with the Regional Bikeways Map and Pedestrian Accommodation Master Plan, a shoulder bike lane and sidewalk shall be provided along the Property's Ironbound Road frontage. However, this requirement may be waived or adjusted by the director of planning should the Owner demonstrate that existing pavement width or section, drainage or other engineering constraints would restrict the ability of the Owner to install the bike lane and sidewalk in a manner that would meet the Virginia Department of Transportation requirements. Such analysis shall be submitted prior to or concurrent with the initial site plan submission and shall address the provision of an alternative bike and pedestrian accommodation, such as an asphalt multi-use path constructed on the Property that would serve the community as well, if not better than, a shoulder bike and sidewalk. In the event that the director of planning disapproves the waiver, the Owner may appeal the decision to the Development Review Committee, which shall forward a recommendation to the Planning Commission. Pedestrian and bike accommodations shall be installed within 12 months from the date of approval of the site plan for the parking expansion/improvements. Upon written request this construction period may be extended to an additional 12 months by the director of planning.
4. *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.
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	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
LARSON	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ONIZUK	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
SADLER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
HIPPLE	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

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

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