

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF JAMES CITY, VIRGINIA, HELD ON THE 18TH DAY OF JUNE, NINETEEN HUNDRED NINETY, AT 1:05 P.M. IN THE COUNTY GOVERNMENT CENTER BOARD ROOM, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA.

A. ROLL CALL

Perry M. DePue, Chairman, Powhatan District
Stewart U. Taylor, Vice Chairman, Stonehouse District

Judith N. Knudson, Jamestown District
Jack D. Edwards, Berkeley District
Thomas K. Norment, Jr., Roberts District
David B. Norman, County Administrator
Frank M. Morton, III, County Attorney (Absent)

B. MINUTES - June 4, 1990

Mr. DePue asked if there were corrections or additions to the minutes.

Mr. DePue made a motion to approve the minutes as presented.

On a roll call, the vote was AYE: Norment, Taylor, Edwards, Knudson, DePue (5). NAY: (0).

C. HIGHWAY MATTERS

Mr. Frank N. Hall, Resident Engineer, Virginia Department of Transportation, stated that work would begin soon on Centerville Road from James River Baptist Church to Longhill Road and the bid for Route 611, Centerville to the County Landfill would be awarded in 30 days.

Mr. Hall responded to previous requests. For recessed pavement markings on Centerville Road and Longhill Road, he stated no funds were available, but developers might provide; review was being made of the request for signs designating Busch Gardens at the entrance of Route 199 from Route 60; and materials had not arrived for Church Lane repair.

Mr. Norment asked for a review of extension of the right-hand turn lane from Route 199 at Mounts Bay Road.

Mr. Hall responded that that might be possible to include in future requests for safety funding.

Mr. Edwards reported water still stands on Route 5 opposite Williamsburg Crossing shopping center.

Mr. Hall responded that the developer and Department of Transportation are working on a solution.

Mr. DePue announced that opening of the Longhill Connector Road would be at a ceremony scheduled for June 27, 1990, 3:00 p.m.

Mr. Hall stated that Longhill Connector Road would be open for traffic after that ceremony.

D. CONSENT CALENDAR

Mr. DePue asked if any Board member wished to remove any item from the Consent Calendar and requested Item No. 3 be removed.

Mr. DePue made a motion to approve the Consent Calendar with the exception of Item 3.

On a roll call, the vote was AYE: Norment, Taylor, Edwards, Knudson, DePue (5). NAY: (0).

1. Literacy Day

R E S O L U T I O N

LITERACY DAY

WHEREAS, Nations around the world, including the United States, have proclaimed 1990 as International Literacy Year; and

WHEREAS, The Commonwealth of Virginia has implemented the Virginia Literacy Initiative to identify and reduce adult illiteracy statewide; and

WHEREAS, volunteer organizations working in partnership with agencies of the Commonwealth and private business are able to bring together the human resources so vital in achieving success and lasting results for literacy students; and

WHEREAS, for the past fifteen years the Rita Welsh Adult Skills Program has been such a volunteer organization working in conjunction with the School of Education of the College of William and Mary and businesses within our community; and

WHEREAS, the results achieved by the Rita Welsh Adult Skills Program have had a positive effect on over 1,500 of our citizens, enriching their lives and increasing their self-esteem.

NOW, THEREFORE BE IT RESOLVED by the James City County Board of Supervisors, James City County, Virginia, that it hereby designates September 29, 1990, as Literacy Day in James City County in recognition of the importance of adult literacy to all of our citizens and in honor of the contributions of those involved with the Rita Welsh Adult Skills Program.

2. Contingency Transfer - Williamsburg Regional Library

R E S O L U T I O N

CONTINGENCY TRANSFER - REGIONAL LIBRARY

WHEREAS, the Board of Supervisors has been requested to provide \$5,687 in additional County funds to the Williamsburg Regional Library in reimbursement of one half of the total costs incurred for the recruitment of a new Library Director.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, authorizes a transfer of \$5,687 from operating contingency to the appropriation account for the Williamsburg Regional Library.

BE IT FURTHER RESOLVED that the County Administrator is authorized to release all or part of these funds to the Library on or before June 30, 1990, after consultation with the City Manager concerning the City's approved reimbursement amount.

4. Appointment of Deputy Clerk to the Board of Supervisors

R E S O L U T I O N

APPOINTMENT OF DEPUTY CLERK

TO THE BOARD OF SUPERVISORS

WHEREAS, by Resolution dated December 18, 1989, the Board of Supervisors appointed the Acting Assistant County Administrator as Deputy Clerk to the Board; and

WHEREAS, it is the desire of the Board to revoke said Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County, Virginia, that it hereby appoints the Assistant County Administrator as Deputy Clerk to the Board to perform all duties of the Clerk to the Board in the absence of said Clerk.

BE IT FURTHER RESOLVED that this Resolution shall be in full force and effective on June 14, 1990.

5. Dedication of Streets to the Virginia Department of Transportation

R E S O L U T I O NDEDICATION OF STREETS IN WINDSOR FOREST, SECTIONS 7 AND 18

WHEREAS, the developer of Windsor Forest, Sections 7 and 18 has requested the Board of Supervisors to include certain streets in the State Secondary Highway System; and

WHEREAS, the Board of Supervisors desires certain streets in Windsor Forest, Sections 7 and 18 to be included in the State Secondary Highway System, provided these streets meet with the requirements of the Virginia Department of Transportation, and providing that any alterations, corrections, or other matters that might be found desirable by the Virginia Department of Transportation are made within a ninety (90) day period from the date that the Virginia Department of Transportation makes its final inspection.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County, Virginia, that the Virginia Department of Transportation be, and is hereby respectfully requested, contingent on the above, to include the following streets in Windsor Forest, Sections 7 and 18, Powhatan Election District, James City County, in the State Secondary Highway System:

1. Buford Road, 60-foot right-of-way
From: Route 1521 (Buford Road)
To: Mayfair Lane
Distance: 247 feet (0.05 mile)
2. Mayfair Lane, 50-foot right-of-way
From: Route 1521 (Buford Road)
To: Route 1524 (Hempstead Road)
Distance: 677 feet (0.13 mile)
3. Wetherburn Lane, 50-foot right-of-way
From: Route 1517 (Devon Road)
To: End of Cul-de-sac
Distance: 455 feet (0.09 mile)
4. Prentis Place
From: Intersection of Wetherburn Lane
To: End of Cul-de-sac
Distance: 344 feet (0.06 mile)

The rights-of-way of 50 and 60 feet, along with drainage easements, are guaranteed as evidenced by the following plats of record:

Windsor Forest, Section 7, recorded in Plat Book 36, page 44, dated October 5, 1978; and Windsor Forest, Section 18, recorded in Plat Book 50, page 54, dated March 23, 1989.

BE IT FURTHER RESOLVED that this resolution be forwarded to the Resident Engineer of the Virginia Department of Transportation.

R E S O L U T I O N

DEDICATION OF STREETS IN MIRROR LAKE ESTATES, SECTIONS 4, 5B and 6

WHEREAS, the developer of Mirror Lake Estates, Sections 4, 5B and 6 has requested the Board of Supervisors to include certain streets in the State Secondary Highway System; and

WHEREAS, the Board of Supervisors desires certain streets in Mirror Lake Estates, Sections 4, 5B and 6 to be included in the State Secondary Highway System, provided these streets meet with the requirements of the Virginia Department of Transportation, and providing that any alterations, corrections, or other matters that might be found desirable by the Virginia Department of Transportation are made within a ninety (90) day period from the date that the Virginia Department of Transportation makes its final inspection.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County, Virginia, that the Virginia Department of Transportation be, and is hereby respectfully requested, contingent on the above, to include the following streets in Mirror Lake Estates, Sections 4, 5B and 6, Stonehouse Election District, James City County, in the State Secondary Highway System:

1. Fairmont Drive, 50-foot right-of-way
 From: Route 1644 (Loch Haven Drive)
 To: Intersection of Knollwood Drive
 Distance: 1,142 feet (0.22 mile)
2. Knollwood Drive, 50-foot right-of-way
 From: Route 1644 (Loch Haven Drive)
 To: Intersection of Fairmont Drive
 Distance: 400 feet (0.08 mile)

The rights-of-way of 50 feet, along with drainage easements, are guaranteed as evidenced by the following plats of record:

Mirror Lake Estates, Section 4, recorded in Plat Book 43, pages 67 and 68, dated October 6, 1986; Mirror Lake Estates, Section 5B, recorded in Plat Book 46, pages 26 and 27, dated September 25, 1987; and Mirror Lake Estates, Section 6, recorded in Plat Book 51, page 6, dated July 17, 1989.

BE IT FURTHER RESOLVED that this resolution be forwarded to the Resident Engineer of the Virginia Department of Transportation.

R E S O L U T I O NDEDICATION OF STREETS IN ADAM'S HUNT, PHASE I

WHEREAS, the developer of Adam's Hunt, Phase I has requested the Board of Supervisors to include certain streets in the State Secondary Highway System; and

WHEREAS, the Board of Supervisors desires certain streets in Adam's Hunt, Phase I to be included in the State Secondary Highway System, provided these streets meet with the requirements of the Virginia Department of Transportation, and providing that any alterations, corrections, or other matters that might be found desirable by the Virginia Department of Transportation are made within a ninety (90) day period from the date that the Virginia Department of Transportation makes its final inspection.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County, Virginia, that the Virginia Department of Transportation be, and is hereby respectfully requested, contingent on the above, to include the following streets in Adam's Hunt, Phase I, Powhatan Election District, James City County, in the State Secondary Highway System:

1. Adam's Hunt Drive, 50-foot right-of-way
From: Route 614 (Centerville Road)
To: End of Cul-de-sac
Distance: 2,858 feet (0.54 miles)

The rights-of-way of 50 feet, along with drainage easements, are guaranteed as evidenced by the following plats of record:

Adam's Hunt, Phase I, recorded in Plat Book 51, Pages 21, 22, and 23, dated August 24, 1989.

BE IT FURTHER RESOLVED that this resolution be forwarded to the Resident Engineer of the Virginia Department of Transportation.

6. Appointment of Animal Warden

R E S O L U T I O NAPPOINTMENT OF ANIMAL WARDENFOR JAMES CITY COUNTY

WHEREAS, the Board of Supervisors of James City County is authorized to appoint an Animal Warden.

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NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County, Virginia, that they hereby appoint Shirley H. Land as the Animal Warden for James City County.

BE IT FURTHER RESOLVED that this resolution shall be in full force and effective on July 1, 1990.

7. Amendment of Contest Procedure for Setoff Debt Collection

R E S O L U T I O N

ADOPTION OF CONTEST PROCEDURE

FOR SETOFF DEBT COLLECTION

WHEREAS, the County of James City desires to collect debts owed to the County through the collection procedure created by the Setoff Debt Collection Act; and

WHEREAS, said Act requires a hearing procedure for debtors to contest the validity of the debt prior to the State offsetting the debt from the tax refund; and

WHEREAS, the Assistant County Attorney recommends the adoption of the attached Contest Procedure For Setoff Debt Collection.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby adopts the Contest Procedure For Setoff Debt Collection, attached hereto, and incorporated by reference.

3. Small Business Development Center

Mr. Sanford B. Wanner, Assistant County Administrator, stated that the Small Business Development Center formally opened March 1, 1990, and the \$5,000 contribution is for FY 90/91.

Mr. DePue made a motion to approve the resolution.

On a roll call, the vote was AYE: Norment, Taylor, Edwards, Knudson, DePue (5). NAY: (0).

R E S O L U T I O N

SMALL BUSINESS DEVELOPMENT CENTER

WHEREAS, Thomas Nelson Community College in June 1989, requested assistance for the establishment of a Small Business Development Center; and

WHEREAS, the James City County Industrial Development Authority endorsed the establishment of the Small Business Assistance Center and requested that James City County contribute funds in the amount of \$5,000 for the current fiscal year; and

WHEREAS, the program has been authorized State funding and will be supported by other local jurisdictions, as well as the Chambers of Commerce.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby appropriates \$5,000 to the Small Business Development Center of Hampton Roads, Inc., for the 1989-90 Fiscal Year.

E. PUBLIC HEARINGS

1. Case No. SUP-25-90. Betty R. Nixon (continued from 6/4/90)

Mr. O. Marvin Sowers, Jr., Director of Planning, stated that this case was postponed at the June 4, 1990, Board of Supervisor's meeting. Ms. Betty R. Nixon had applied for a special use permit to allow a contractor's storage yard on 1.147 acres zoned A-1, General Agricultural, located at 5346 Riverview Road, further identified as Parcel (1-4F) on James City County Real Estate Tax Map No. (15-3).

Staff recommended denial of the special use permit because the request is inconsistent with the Comprehensive Plan. The Planning Commission, by a 10-1 vote, recommended approval with conditions listed in the resolution.

Mr. DePue reopened the public hearing.

1. Ms. Betty Nixon, 5396 Riverview Road, stated opposition to Condition 3, providing a compacted gravel road. She emphasized that the septic system was not needed since the shed would not be built and site would be used for storage of land clearing business equipment.

Mr. DePue closed the public hearing.

Mr. DePue made a motion to approve the resolution.

After Board discussion, Mr. Taylor made a motion to delete Condition 3, provision of an all weather surface road.

On a roll call, the vote was: AYE: Taylor, DePue (2). NAY: Norment, Edwards, Knudson (3).

Mr. Taylor made a motion to delete Condition 5, limiting to 1 loader, 1 trailer, 1 dump truck and 1 fuel truck (pick-up truck with a fuel tank in the back) of land clearing business equipment storage on the site.

On a roll call, the vote was: AYE: Taylor (1). NAY: Norment, Edwards, Knudson, DePue (4).

Mr. Taylor made a motion to delete Condition 6, permit expiration 3 years from issue date.

On a roll call, the vote was: AYE: Taylor (1). NAY: Norment, Edwards, Knudson, DePue (4).

Mr. Norment made a motion to delete Condition 3 and amend Condition 5 to indicate storage of no more than 4 vehicles associated with the land clearing business on the site.

On a roll call, the vote was: AYE: Norment, Knudson, DePue (3). NAY: Taylor, Edwards (2).

Mr. DePue asked for a vote on the original motion as amended.

On a roll call, the vote was: AYE: Norment, Taylor, Knudson, DePue (4). NAY: Edwards (1).

R E S O L U T I O N

CASE NO. SUP-25-90. BETTY R. NIXON

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 process; and

WHEREAS, the Planning Commission of James City County, following its public hearing voted 10-1 and recommended approval of Case No. SUP-25-90 to permit a contractors storage yard and shed in the A-1, General Agricultural district on property identified as Parcel (1-4F) on James City County Real Estate Tax Map No. (15-3).

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby approve the issuance of Special Use Permit No. SUP-25-90 as described herein with the following conditions:

1. No storage of equipment of any kind shall be permitted in the proposed drainfield area as shown on the site plan and approved by the Health Department.
2. Site plan approval shall be obtained and construction of the storage yard portion of this project shall commence within 18 months from the date of issuance of the special use permit or it shall become void. Site plan approval for the future shed shall be required. The proposed shed shall not exceed 600 square feet of floor area.
3. A landscaping plan for the site shall be submitted as part of the site plan and approved by the Development Review Committee. Particular emphasis shall be placed on the screening of the use from the adjacent parcels.

4. No more than 4 vehicles associated with the land clearing business shall be stored on the site.
5. This special use permit shall expire 3 years from the date of issuance.

2. Case No. SUP-28-90. Thomas and Ann Hipple

Mr. Sowers stated that Mr. and Mrs. Thomas J. Hipple had applied for a special use permit to allow a family subdivision of a 19.05 acre parcel of land into 2 parcels, approximately one and one-half acres each and a remainder parcel, zoned A-1, General Agricultural, located at 106 Jolly Pond Road, and further identified as Parcel (1-7) on James City County Real Estate Tax Map No. (31-1).

Staff recommended approval with a condition listed in the resolution.

Mr. DePue opened the public hearing.

1. Mr. Michael J. Hipple, 112 Jolly Pond Road, asked for Board approval in order to build a residence for his brother.

Mr. DePue closed the public hearing.

Mr. DePue made a motion to approve the resolution.

On a roll call, the vote was AYE: Norment, Taylor, Edwards, Knudson, DePue (5). NAY: (0).

R E S O L U T I O N

CASE NO. SUP-28-90. THOMAS AND ANN HIPPLE

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 process; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby approve the issuance of Special Use Permit No. SUP-28-90 as described herein with the following conditions:

1. All lots shall be served by a water source and septic system approved by the Health Department.

3. Case No. SUP-29-90. Eldridge and Patricia Spivey

Mr. Allen J. Murphy, Jr., Principal Planner, stated that Eldridge and Patricia Spivey had applied for a special use permit to allow the replacement of a manufactured home on .43 acres zoned A-1, General Agricultural, located at 7631 Beechwood Drive, and further identified as Parcel (4-16) on James City County Real Estate Tax Map No. (9-3).

Mr. Sowers stated that the applicants have requested postponement of the case subsequent to the Board of Supervisors' review of the Zoning Ordinance amendment allowing manufactured homes of greater than 19 feet in width on a permanent foundation in the A-1 district without a special use permit.

Mr. DePue opened the public hearing.

By consensus, the Board postponed the case.

4. Case No. SUP-30-90. Albert S. Lucas

Mr. Murphy stated that Mr. Albert S. Lucas had submitted an application for a special use permit to allow the replacement of a manufactured home on .69 acres located at 136 Jester Lane, zone A-2, Limited Agricultural, further identified as Parcel (2-20) on James City County Real Estate Tax Map No. (38-3).

Staff recommended approval with conditions listed in the resolution.

Mr. DePue opened the public hearing, and as no one wished to speak, he closed the public hearing.

Mr. Edwards asked that the word "except" be added to Condition 3 in the resolution.

Mr. Norment made a motion to approve the resolution as amended.

On a roll call, the vote was AYE: Norment, Taylor, Edwards, Knudson, DePue (5). NAY: (0).

R E S O L U T I O N

CASE NO. SUP-30-90. ALBERT S. LUCAS

WHEREAS, it is understood that all conditions for the consideration of an application for a Special Use Permit have been met.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County, Virginia, that a Special Use Permit be granted for the placement of a manufactured home on property owned and developed by the applicant as described below and on the attached site location map.

Applicant: Albert S. Lucas

Real Estate Tax Map No. (38-3)

Parcel No.: (2-20)

Address: 136 Jesters Lane

District: Berkeley

Zoning: A-2

Conditions:

1. This permit shall be valid only for the manufactured home applied for. If the manufactured home is removed, this permit shall become void. Any replacement shall require a new permit from the Board of Supervisors. If the permit is not exercised it shall become void one year from the date of approval.
2. The manufactured home shall be skirted and meet the requirements of the Department of Housing and Urban Development Manufactured Home Construction and Safety Standards.
3. Existing vegetation shall be maintained within 20 feet of all property lines except where clearing is required for utilities and necessary entrances.
4. The number of bedrooms shall not exceed 2.

5. Case No. SUP-31-90. Robert W. Venable

Mr. Murphy stated that Mr. Robert W. Venable had submitted an application for a special use permit to allow the placement of a manufactured home on 1.03 acres located at 9212 Diascund Road, zoned A-1, General Agricultural, further identified as Parcel (1-34) on James City County Real Estate Tax Map No. (2-4).

Staff recommended approval with conditions listed in the resolution.

Mr. DePue opened the public hearing.

1. Mr. Robert Venable, 8675 Diascund Road, stated that Condition 5 could not be accomplished since a lien on the property prohibited removal of the existing dwelling.

Following discussion, Mr. DePue continued the public hearing to allow staff and the applicant to further discuss additional information.

6. Case No. Z0-10-90. Zoning Ordinance Amendments

Mr. Murphy stated that State legislation, effective July 1, 1990, was adopted during the General Assembly that mandates double-wide manufactured homes 19 or more feet in width are treated identically to stick-built homes. The amendment modifies statement of intent, title, and some permitted uses in the A-1, A-2 and R-6 zoning districts.

Mr. DePue opened the public hearing, and as no one wished to speak, he closed the public hearing.

Mr. Edwards made a motion to approve the ordinance amendments.

On a roll call, the vote was AYE: Norment, Taylor, Edwards, Knudson, DePue (5). NAY: (0).

7. Ordinance Amendment to Cable Communications

Mr. Larry Foster, General Manager, James City Service Authority, stated that the Board had requested extension of the cable television service to the urban areas of the County. He asked that the public hearing be continued to allow time for review of information and discussion from a work session with the Continental Cable Television of Virginia representatives scheduled to immediately follow this Board of Supervisors' meeting.

Mr. DePue opened the public hearing.

By consensus, the Board continued the public hearing until the July 2, 1990, Board of Supervisors' meeting.

G. PUBLIC COMMENT

1. Col. Ed Riley, 611 Tam-O-Shanter, presented new information for prevention of Lyme disease.

2. Mr. Grant Olson, Vice President, Coalition of Quality Growth, invited the Board, staff and general public to a meeting to discuss transportation in the area at the Williamsburg Regional Library, 7:00 p.m., June 26, 1990.

H. REPORTS OF THE COUNTY ADMINISTRATOR

Mr. David B. Norman, County Administrator, announced the reopening of the Farmer's Market on Wednesday, June 20, 1990, and the Community Participation Team will meet on Tuesdays, 4:00 - 5:00 p.m. in Building E Conference Room at the Government Center.

I. BOARD REQUESTS AND DIRECTIVES

Mr. Norment asked that a representative attend the Commonwealth of Transportation public hearing on June 21, 1990, regarding the Grove Interchange and Route 60 East and Route 199.

Mr. Norment asked the status of the installation of a light at the entrance to Route 199 from Route 143.

Mr. Wanner responded that York County supervisors had approved the installation and agreed to pay half the cost of the installation, and the staff was working with the Virginia Department of Transportation on the design.

Mr. DePue asked that staff send a representative to the June 21 Commonwealth of Transportation public hearing.

Mr. Norman responded in the affirmative.

After discussion of Mr. Murphy's memorandum in the reading file regarding alternatives for shortening the Commercial Special Use Permit process, Mr. DePue asked Ms. Knudson to discuss Option 1, Selectively pre-advertise for the Board meetings; and, Option 2, Shorten the cutoff review period by one week, at the next Planning Commission meeting and report its comments at the July 16, 1990, Board of Supervisors' meeting.

On behalf of the Board, Mr. DePue expressed appreciation to the citizens who participated in the second round of meetings for Toward 2007, and complimented Mr. Norman and staff for hard work that made a successful process.

Mr. Norman expressed appreciation for the Board, Planning Commission and Citizen Participation Team representation at the meetings.

Mr. DePue indicated he had received positive comments from citizens about the Police Chief and his department and a Building Inspector. He commended all County employees for their quality work.

Mr. DePue recessed the Board for a meeting of the James City Service Authority Board of Directors at 2:35 p.m.

Mr. DePue reconvened the Board into open session and declared a break at 3:02 p.m.

Mr. DePue reconvened the Board into a work session on Cable Television Franchise at 3:15 p.m.

Mr. Larry Foster stated that Continental Cable Television of Virginia had requested an extension of the franchise to justify the expense of extending cable services to the Stonehouse District of the County.

Discussion included modifications to accommodate proposed improvements to the public access, governmental and educational programming channels; 9-year extension of existing franchise; upon the construction of a community cable studio, the payment of: a) lump sum equivalent to \$15,000 times the number of years remaining in the franchise discounted at 8%, to be

used to equip the proposed studio; b) \$25,000 the first year increasing in increments by the number of customers to offset the cost of operating the proposed studio; and relinquishing of Continental's responsibility for public access programming to the Cable Television Advisory Committee.

Mr. Foster stated the public hearing had been continued until July 2, 1990, on the Ordinance Amendment for the Cable Television Franchise.

The Solid Waste Collection work session convened at 4:00 p.m.

Mr. Sanford B. Wanner, Assistant County Administrator and Mr. David Clark, Solid Waste Engineer, presented three alternatives developed by staff based upon a review of the County container program, the draft VPPSA Solid Waste Management Plan, current methods of collection, citizen input, Board members' ideas, and discussions with other localities and solid waste haulers.

Following discussion of advantages and disadvantages, the Board unanimously endorsed in principle Alternative 1, which Mr. Wanner had described: License private haulers to operate in James City County stipulating that they must offer recyclable pickup. Convert five container sites to manned convenience centers. Mandate source separation for use of these convenience centers, as well as the County Landfill. Implement a pilot curbside recycling program through a County contract with a private hauler in selected subdivisions. Eliminate two dumpster sites.

Mr. DePue made a motion that the Board convene into executive session pursuant to Section 2.1-344 (a)(3) of the Code of Virginia, 1950, to consider the acquisition of publicly held property at 5:15 p.m.

On a roll call, the vote was AYE: Norment, Taylor, Edwards, Knudson, DePue (5). NAY: (0).

Mr. DePue reconvened the Board into open session.

Mr. DePue made a motion to approve the executive session resolution.

On a roll call, the vote was AYE: Norment, Taylor, Edwards, Knudson, DePue (5). NAY: (0).

R E S O L U T I O N

MEETING DATE: June 18, 1990

CERTIFICATION OF EXECUTIVE MEETING

WHEREAS, the Board of Supervisors of James City County, Virginia, (Board) has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.1-344.1 of the Code of Virginia requires a certification by the Board that such executive meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby certifies that, to the best of each member's knowledge; (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification resolution applies; and, (ii) only such public business matters as were identified in the motion convening the executive meeting were heard, discussed or considered by the Board.

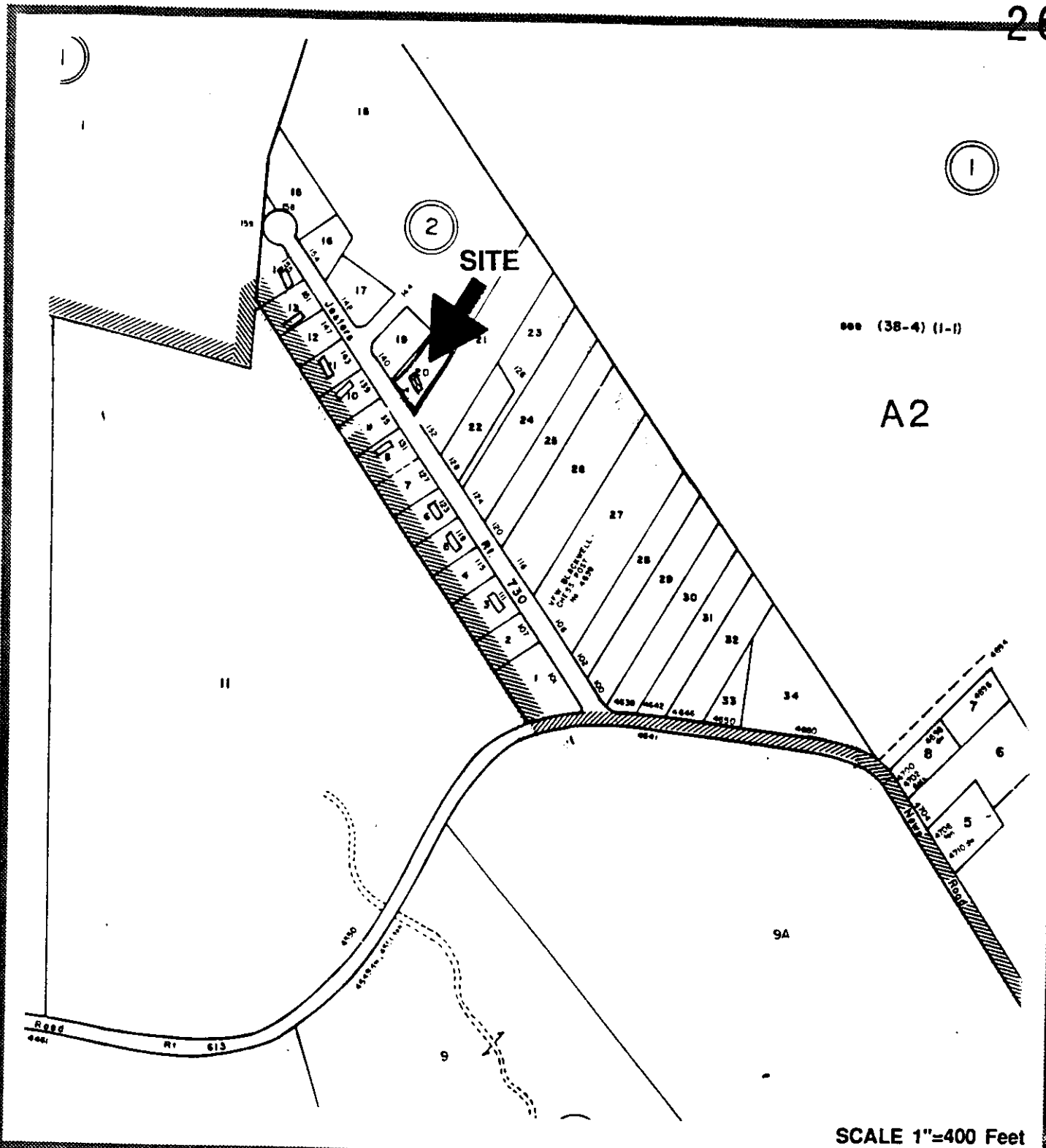
Mr. Edwards made a motion to adjourn.

On a roll call, the vote was AYE: Norment, Taylor, Edwards, Knudson, DePue (5). NAY: (0).

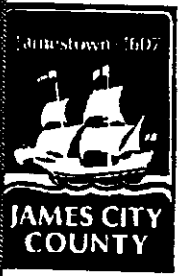
The Board adjourned at 5:22 p.m.





David B. Norman
Clerk to the Board



SCALE 1"=400 Feet



Case No: **SUP-30-90**
 Name : **ALBERT S. LUCAS**

-  Existing Manufactured Home
-  Proposed Manufactured Home



PLANNING DIVISION

JUN 18 1990

ORDINANCE NO. 31A-122

BOARD OF SUPERVISORS
JAMES CITY COUNTY
VIRGINIA

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 20, ZONING, OF THE CODE OF THE COUNTY OF JAMES CITY, VIRGINIA, BY AMENDING ARTICLE IV. DISTRICTS, DIVISION 1. GENERALLY, SECTION 20-87. DIVISION OF UNINCORPORATED AREAS INTO DISTRICTS, SECTION 20-100. SPECIAL REQUIREMENTS FOR DISH ANTENNAE, DIVISION 2. GENERAL AGRICULTURAL DISTRICT, A-1, SECTION 20-110. PERMITTED USES, SECTION 20-111. USES PERMITTED BY SPECIAL USE PERMIT ONLY; DIVISION 3. LIMITED AGRICULTURAL DISTRICT, A-2, SECTION 20-129. STATEMENT OF INTENT, SECTION 20-130. PERMITTED USES, SECTION 20-131. USES PERMITTED BY SPECIAL USE PERMIT ONLY, SECTION 20-138. SIGN REGULATIONS, DIVISION 9. RESIDENTIAL AGRICULTURAL DISTRICT, R-6, SECTION 20-264. STATEMENT OF INTENT, SECTION 20-265. PERMITTED USES, SECTION 20-266. USES PERMITTED BY SPECIAL USE PERMIT ONLY, AND SECTION 20-273. SIGN REGULATIONS.

BE IT ORDAINED by the Board of Supervisors of the County of James City, Virginia, that Chapter 20, Zoning, is hereby amended and reordained by amending Section 20-87. Division of unincorporated areas into districts, Section 20-100. Special requirements for dish antennae, Section 20-110. Permitted uses, Section 20-111. Uses permitted by special use permit only, Section 20-129. Statement of intent, Section 20-130. Permitted uses, Section 20-131. Uses permitted by special use permit only, Section 20-138. Sign regulations, Section 20-264. Statement of intent, Section 20-265. Permitted uses, Section 20-266. Uses permitted by special use permit only, and Section 20-273. Sign regulations.

CHAPTER 20. ZONING
 ARTICLE IV. DISTRICTS.

DIVISION 1. GENERALLY.

Section 20-87. Division of Unincorporated Areas into Districts.

For the purposes of this Chapter, the unincorporated areas of James City County, Virginia are hereby divided into the following Districts, as shown on the Zoning Map:

General Agricultural, A-1
 Limited Residential, R-1
 Limited Residential, R-2
 General Residential, R-3
 Residential Planned Community, R-4
 Multi-family Residential, R-5
 Low-Density Residential, R-6
 Manufactured Home Subdivision, R-7
 Rural Residential, R-8
 Residential Planned Unit Development, PUD-R
 Commercial Planned Unit Development, PUD-C
 Industrial Planned Unit Development, PUD-I
 General Business, B-1
 Limited Business, LB
 Limited Industrial, M-1
 General Industrial, M-2

Section 20-100. Special Requirements for Dish Antennae.

Dish antennae in all residential districts served by a cable company with a valid franchise obtained from the County shall be permitted only after the issuance of a special use permit by the board of supervisors. In all other districts, dish antennae shall be permitted as accessory uses upon the issuance of a building permit for such dish antennae subject to the following requirements:

1. Size and Height Limitations. Dish antennae shall not exceed ten feet in diameter and shall not exceed the height limitations for accessory structures of each district.
2. Yard Limitations. Dish antennae shall meet all yard requirements for accessory structures of each district. Additionally, they shall be further restricted as follows:
 - (a) A-1 and R-8 Districts. For lots in the A-1 and R-8 districts, dish antennae shall be permitted in side and rear yards only and on roofs as provided in Subsection (3).

- (b) R-1, R-2, R-3, R-6, and R-7 Districts. For all lots in the R-1, R-2, R-3, R-6 and R-7 Districts, dish antennae shall be permitted in rear yards only.
 - (c) R-4, R-5, PUD-R, LB, B-1, M-1 and PUD-C Districts. For all lots in the R-4, R-5, PUD-R, LB, B-1, M-1 and PUD-C Districts, dish antennae shall be permitted in rear yards and on roofs as provided in Subsection (3).
 - (d) M-2 District. In the M-2 District, dish antennae shall be permitted in all yards and on roofs as provided in Subsection (3).
3. Roof Location. A dish antenna located on a roof shall be set back from all edges of the roof at least two times the height of the dish antenna. A dish antenna may be located on the roof of a public building in any district.
4. Standards. All dish antennae and the construction and installation thereof shall conform with applicable Uniform Statewide Building Code requirements. No dish antenna may be installed on a portable or moveable device. Further, all dish antennae shall be of non-combustible and corrosive-resistant materials, and be erected in a secure, wind-resistant manner located and designed to reduce visual impact from surrounding properties at street level and from public streets.
5. Exceptions. Upon a finding by the Zoning Administrator that a usable satellite signal cannot be obtained by locating a dish antenna in the rear yard or upon a roof as provided in Subsection (3) in the R-1, R-2, R-3, R-4, R-5, R-6, R-7, PUD-R, PUD-C, LB, B-1, and M-1 Districts or in the rear or side yard or upon a roof as provided in Subsection (3) in the A-1 and R-8 districts, the Board of Zoning Appeals may grant an exception to the provisions of this section to allow placement of a dish antenna in a side or front yard in the R-1, R-2, R-3, R-4, R-5, R-6, R-7, PUD-R, PUD-C, LB, B-1, and M-1 Districts or the front yard in the A-1 and R-8 Districts, if the placement will provide for the reception of a usable signal. No exception shall be granted unless it is determined that the granting of such exception will not be of substantial detriment to adjacent property and will not change the character of the Districts. In granting an exception, the Board of Zoning Appeals may impose conditions including, but not limited to, the following:
- (a) Screening by architectural or landscape methods to reduce visual impact from surrounding properties and public streets.
 - (b) Placement and installation methods to limit detrimental impact upon surrounding properties and to enhance the public health, safety, and general welfare.
 - (c) Other reasonable requirements deemed necessary to make the use consistent with the character of surrounding properties.

6. Exemptions. This section shall not apply to any dish antenna used by a cable company with a valid franchise obtained from the County, or to any telephone company with an approved site plan from the County, or to any temporary installation of dish antennae of a duration of ten days or less.

DIVISION 2. GENERAL AGRICULTURAL DISTRICT, A-1

Section 20-110. Permitted Uses.

In the General Agricultural District, A-1, structures to be erected on land to be used shall be for the following uses:

- Accessory apartments in accordance with Section 20-92.
- Accessory buildings and structures.
- Accessory uses as defined herein.
- Agriculture, dairying, forestry, general farming, and specialized farming, including the keeping of horses, ponies and livestock, but not commercial livestock or poultry operations which require a special use permit.
- Communication towers up to a height of 35 feet.
- Family care homes, foster homes or group homes serving physically handicapped, mentally ill, mentally retarded or other developmentally disabled persons, not to exceed five such persons.
- Farmers markets, limited in area to 2,500 square feet.
- Greenhouses, commercial.
- Home occupations as defined herein.
- Horse and pony farms of less than 50 animals, (including the raising and keeping of horses), riding stables.
- House museums.
- Houses of worship, churches and Sunday Schools, rectories, parish houses, convents and monasteries, temples and synagogues, and cemeteries accessory hereto.
- Manufactured homes that are 19 or more feet in width on a permanent foundation.
- Nurseries.
- Off-street parking as required by this Chapter.
- Petroleum storage on a farm as an accessory use and not for resale.
- Preserves and conservation areas for protection of natural features and wildlife.
- Rest homes for fewer than 15 adults.
- Retreat facilities.
- Single-family detached dwellings.
- Slaughter of animals for personal use but not for commercial purposes.
- Storage and repair of heavy equipment as an accessory use to a farm.
- Water impoundments of less than 20 acres and with dam heights of less than 15 feet.
- Wayside stands for seasonal sale of agricultural products, limited in area to 500 square feet.
- Wineries as herein defined, including a shop for retail sale of wine, but not including other commercial accessory uses.

Section 20-111. Uses Permitted by Special Use Permit Only.

In the General Agriculture District, A-1, buildings to be erected or land to be used for the following uses shall be permitted only after the issuance of a Special Use Permit approved by the Board of Supervisors in accordance with the procedures, guides and standards of Sections 20-8 and 20-9 and such other guides and standards as may be contained in this chapter.

Airports and landing fields, heliports or helistops, and accessory uses, subject to the requirements of the Federal Aviation Administration.

Animal hospitals, veterinary offices, and kennels.

Automobile graveyards.

Automobile repair and service.

Automobile service stations in accordance with Section 20-89.

Beauty shops and barber shops.

Campgrounds.

Cemeteries and memorial gardens, not accessory to a church or other place of worship.

Community recreation facilities, public or private, including parks, playgrounds, clubhouses, boating facilities, swimming pools, ball fields, tennis courts and other similar recreation facilities except for facilities approved as part of a subdivision created pursuant to Section 20-112(c).

Commercial equipment repair accessory to a dwelling with no outdoor storage or operations and the use occupies a building not larger than 2,000 square feet.

Commercial livestock or poultry operations for more than 100 slaughter or feeder cattle, 70 dairy cattle, 250 swine, 1,000 sheep, lambs, goats or similar animals, 50 horses, 10,000 chickens, or 5,500 turkeys or ducks.

Communication towers over 35 feet in height.

Contractors' warehouses, sheds and offices.

Convenience store with sale of fuel.

Day or child care centers.

Dinner theaters and dance halls as an accessory use to a restaurant or tavern.

Excavation or filling, borrow pits, extraction, processing and removal of sand and gravel and stripping of top soil (but not farm pond construction, field leveling, or stripping of sod for agricultural purposes and excavations in connection with development which has received subdivision or site plan approval, which do not require a Special Use Permit.)

Family care homes, foster homes or group homes serving physically handicapped, mentally ill, mentally retarded or other developmentally disabled persons, for more than five such persons.

Farm equipment sales and service.

Farmers markets, over 2,500 square feet in area.

Feed, seed, and farm supplies.

Fire stations, rescue squad stations, volunteer or otherwise.

Fish farming and aquaculture.

Flea markets, temporary or seasonal.

Food processing and storage.

Gift shops and antique shops.

Golf courses and country clubs.

Group homes.

- Group quarters for agricultural workers.
- Horse and pony farms with 50 or more animals.
- Horse racing tracks.
- Horse show areas, polo fields.
- Hospitals, nursing homes, sanatoria.
- Hunting preserve, or club, rifle or pistol range, trap or skeet shooting.
- Lodges, civic clubs, fraternal organizations or service clubs.
- Lumber and building supply stores.
- Manufacture and sale of wood products.
- Manufactured home parks in accordance with the special provisions of Article III.
- Manufactured homes (not otherwise permitted by Section 20-110) in accordance with Section 20-10 and Section 20-98.
- Medical clinics.
- Water impoundments, or expansion of existing impoundments, to provide water area of 20 acres or more or with a dam height of 15 feet or more.
- Petroleum storage, other than on a farm for farm use or accessory for a residence.
- Post offices and public buildings generally.
- Professional offices of not more than 2,000 square feet with no more than one office per lot.
- Public or private electrical generation facilities, electrical substations with a capacity of 5,000 kilovolt amperes or more, and electrical transmission lines capable of transmitting 69 kilovolts or more.
- Public or private transmission pipelines, including pumping stations and accessory storage, for natural gas, propane gas, petroleum products, chemicals, slurry coal and any other gases, liquids or solids. However, private extensions or connections to existing pipelines, which are intended to serve an individual residential or commercial customer and which are accessory to existing or proposed development, are permitted generally and shall not require a Special Use Permit.
- Public or private water and sewer facilities, including but not limited to treatment plants, pumping stations, storage facilities and transmission mains, wells and associated equipment such as pumps to be owned and operated by political jurisdictions. However, private connections to existing mains which are intended to serve an individual residential or commercial customer and which are accessory to existing or proposed development, and distribution lines and local facilities within a subdivision or development, are permitted generally and shall not require a Special Use Permit.
- Race tracks for animals or vehicles, including racing courses for power boats.
- Railroad facilities including tracks, bridges, switching yards and stations. However, spur lines which are to serve and are accessory to existing or proposed development adjacent to existing railroad rights-of-way, and track and safety improvements in existing railroad rights-of-way, are permitted generally and shall not require a Special Use Permit.
- Rental of rooms up to a maximum of three rooms.
- Rest homes for 15 or more adults.
- Restaurants, taverns.
- Retail shops associated with community recreation facilities.
- Sanitary landfills, in accordance with Section 20-97, construction debris landfills, waste disposal or publicly owned solid waste container sites.

Schools, libraries, museums and similar institutions, public or private.
 Seminaries.

Slaughterhouses.

Storage and repair of heavy equipment.

Storage, stockpiling and distribution of sand, gravel and crushed stone.

Telephone exchanges and telephone switching stations.

Tourist Homes.

Two-family dwellings.

Upholstery shops.

Utility Substations.

Waterfront business activities: Wholesale and retail marine interests, such as boat docks, piers, yacht clubs, marinas, and commercial and service facilities accessory thereto, docks and areas for the receipt, storage, and transshipment of waterborne commerce; seafood and shellfish receiving, packing and shipping plants; and recreational activities primarily conducted on or about a waterfront. All such uses shall be contiguous to a waterfront.

Wayside stands for sale of agricultural products, over 500 square feet in area.

Wineries, with accessory commercial facilities.

Yacht clubs and marinas and commercial and service facilities accessory thereto.

DIVISION 3. RURAL RESIDENTIAL DISTRICT, R-8

Section 20-129. Statement of Intent.

Generally, the Rural Residential District, R-8, is intended for application to rural areas of the County which remain inside the Primary Service Area where utilities and urban services are planned but not yet fully available and where urban development may be expected in the near future. The district may also be applied to certain outlying areas where residences exist at similar densities or may be appropriate in view of housing needs. The district is intended to maintain a rural environment suitable for farming, forestry and low-density rural residence, together with certain recreational and public or semipublic and institutional uses, until such time as an orderly expansion of urban development is appropriate.

Section 20-130. Permitted Uses.

In the Rural Residential District, R-8, structures to be erected or land to be used shall be for the following uses:

Accessory apartments in accordance with Section 20-92.

Accessory buildings and structures.

Accessory uses, as defined herein.

Agriculture, dairying, forestry, general farming and specialized farming excluding the raising of hogs, but not commercial livestock or poultry operations which require a special use permit in the General Agricultural District, A-1.

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Communication towers up to a height of 35 feet.

Family care homes, foster homes or group homes serving physically handicapped, mentally ill, mentally retarded or other developmentally disabled persons, not to exceed five such persons.

Farmers markets, limited in area to 2,500 square feet.

Home occupations, as defined herein.

Horse and pony farms of less than 50 animals (including the raising and keeping of horses), riding stables.

House museums.

Houses of worship, churches and Sunday Schools, rectories, parish houses, convents and monasteries, temples and synagogues and cemeteries accessory thereto.

Nurseries.

Off-street parking as required by this chapter.

Petroleum storage on a farm as an accessory use and not for resale.

Preserves and conservation areas for protection of natural features and wildlife.

Retreat facilities.

Rest homes for fewer than 15 adults.

Single-family detached dwellings.

Slaughter of animals for personal use but not for commercial purposes.

Storage and repair of heavy equipment as accessory use to a farm.

Subdivisions of land into not more than five residential lots (lots created shall not be further subdivided if the number of lots created from a parcel existing on October 6, 1986, and subdivisions thereof, together with the proposed subdivision, exceed five lots).

Water impoundments of less than twenty (20) acres and with dam heights of less than fifteen (15) feet.

Wayside stands for seasonal sale of agricultural products, limited in area to 500 square feet.

Wineries as herein defined, including a shop for retail sale of wine, but not including other commercial accessory uses.

Section 20-131. Uses Permitted by Special Use Permit Only.

In the Rural Residential District, R-8, structures to be erected or land to be used for the following uses shall be permitted only after the issuance of a Special Use Permit approved by the Board of Supervisors in accordance with the procedures, guides and standards of Sections 20-8 and 20-9 and such other guides and standards as may be contained in this chapter.

Airports.

Animal hospitals, veterinary offices, and kennels.

Beauty shops, barber shops, and drug stores.

Campgrounds.

Cemeteries and memorial gardens, not accessory to a church or other place of worship.

Commercial livestock or poultry operations for more than 100 slaughter or feeder cattle, 70 dairy cattle, 250 swine, 1,000 sheep, lambs, goats or similar animals, 50 horses, 10,000 chickens, or 5,500 turkeys or ducks.

Communication towers over 35 feet in height.

Community recreation facilities, public or private, including parks, playgrounds, clubhouse, boating facilities, swimming pools, ball fields, tennis courts, and other similar recreation facilities, but not those approved as a part of a Planned Unit Development.

Convenience stores with the sale of fuel in accordance with Section 20 89.

Day care or child care centers.

Excavation or filling, borrow pits, extraction, processing and removal of sand and gravel and stripping of top soil (but not farm pond construction, field leveling or stripping of sod for agricultural purposes and excavations in connection with development which has received subdivision or site plan approval, which activities do not require a Special Use Permit).

Family care homes, foster homes or group homes serving physically handicapped, mentally ill, mentally retarded or other developmentally disabled persons, for more than five such persons.

Farm equipment sales and service establishments.

Farmers markets over 2500 square feet.

Feed, seed, and farm supplies.

Fire stations or rescue squad stations, volunteer or otherwise.

Fish Farming and aquaculture.

Flea markets, temporary or seasonal.

Food processing and storage, but not the slaughter of animals.

Food processing and storage in a residence.

Gift shops, antique shops.

Golf courses and country clubs.

Greenhouses, commercial.

Group homes.

Group quarters for agricultural workers.

Horse and pony farms with 50 or more animals.

Horse show areas, polo fields.

Hospital or clinic for humans.

Nursing homes, sanatoria.

Hotels and motels.

Hunting Clubs.

Lodges, civic clubs, fraternal organizations, or service clubs.

Manufacture and sale of wood products.

Manufactured home parks.

Manufactured homes in accordance with Section 20-10 and Section 20-98 not located within the Primary Service Area.

Medical clinics.

Water impoundments or expansion of existing impoundments, to provide water area of 20 acres or more or with a dam height of 15 feet or more.

Photography, artist and sculptor studios.

Photography sales, and arts and crafts shops.

Post offices and public buildings generally.

Professional, business and governmental offices.

Public or private electrical generation facilities, electrical substations with a capacity of 5,000 kilovolt amperes or more, and electrical transmission lines capable of transmitting 69 kilovolts or more.

Public or private transmission pipelines, including pumping stations and accessory storage, for natural gas, propane gas, petroleum products, chemicals, slurry coal and any other gases, liquids or solids. However,

private extensions or connections to existing pipelines, which are intended to serve an individual residential or commercial customer and which are accessory to existing or proposed development, are permitted generally and shall not require a Special Use Permit.

Public or private water and sewer facilities, including but not limited to treatment plants, pumping stations, storage facilities and transmission mains, wells and associated equipment such as pumps to be owned and operated by political jurisdictions. However, private connections to existing mains which are intended to serve an individual residential or commercial customer and which are accessory to existing or proposed development, and distribution lines and local facilities within a subdivision or development, are permitted generally and shall not require a Special Use Permit.

Radio and television stations or towers.

Railroad facilities including tracks, bridges, switching yards and stations. However, spur lines which are to serve and are accessory to existing or proposed development adjacent to existing railroad rights-of-way, and track and safety improvements in existing railroad rights-of-way, are permitted generally and shall not require a Special Use Permit.

Raising of hogs.

Rest homes for 15 or more adults.

Restaurants, taverns.

Retail shops associated with community recreation facilities.

Sanitary landfills in accordance with Section 20-97, waste disposal or publicly-owned solid waste container sites.

Schools, libraries, museums and similar institutions, public or private.

Seminaries.

Subdivisions of land into more than five (5) residential lots.

Telephone exchanges and telephone switching stations.

Tourist homes.

Two-family dwellings.

Utility substations.

Wayside stands for sale of agricultural products, over 500 square feet in area.

Yacht clubs and marinas and commercial and service facilities accessory thereto.

Section 20-138. Sign Regulations.

To assure an appearance and condition which is consistent with the purposes of the Rural Residential District, R-8, outdoor signs on the properties within the District shall comply with the regulations for exterior signs in Article VII of this Chapter.

DIVISION 9. LOW-DENSITY RESIDENTIAL DISTRICT, R-6

Section 20-264. Statement of Intent.

The Low-Density Residential District, R-6, is composed of those portions of the County where a quiet, low-density residential character has already been established and where limited agricultural operations function concurrently, with low-density residential uses. This District is established for the purposes of stabilizing and protecting the existing low-density residential character from encroachment by non-residential or higher density uses, insuring that limited farming and livestock operations will function harmoniously with residential uses, ensuring that future development will be of similar character and protecting watersheds, waterways and natural resources.

Section 20-265. Permitted Uses.

In the Low-Density Residential District, R-6, structures to be erected or land to be used shall be for the following uses:

- Single-family dwellings.
- Schools, libraries and fire stations.
- Houses of worship.
- Community recreation facilities, including parks, playgrounds, clubhouses, boating facilities, swimming pools, ball fields, tennis courts, and other similar recreation facilities.
- Retail shops associated with community recreation facilities.
- Golf courses, country clubs.
- Off-street parking, as required by this Chapter.
- Accessory buildings or structures as defined.
- Agriculture, including land and buildings for accessory uses, such as forestry, farming, the raising of livestock, excluding hogs, and other agricultural pursuits.
- Horse or pony farms (including the raising and keeping of horses), riding stables or horse show areas.
- Home occupations as defined.
- Boat docks.
- Preserves, conservation areas or hunting clubs.
- Water impoundments of less than 50 acres and with dam heights of less than 25 feet.

Section 20-266. Uses Permitted by Special Use Permit Only.

In the Low-Density Residential District, R-6, buildings to be erected or land to be used for the following or similar uses shall be permitted only after the issuance of a Special Use Permit by the Board of Supervisors:

- Rental of rooms to a maximum of three rooms.
- Day care or child care centers.

Group homes.

Accessory apartments in accord with Section 20-92.

Cemeteries and memorial parks.

New or expansion of water impoundments for public or private use of 50 acres or more and a dam height of 25 feet or more.

Public or private water and sewer facilities, including but not limited to treatment plants, pumping stations, storage facilities and transmission mains, wells and associated equipment such as pumps to be owned and operated by political jurisdictions. However, private connections to existing mains which are intended to serve an individual residential or commercial customer and which are accessory to existing or proposed development, and distribution lines and local facilities within a subdivision or development, are permitted generally and shall not require a Special Use Permit.

Public or private transmission pipelines, including pumping stations and accessory storage, for natural gas, propane gas, petroleum products, chemicals, slurry coal and any other gases, liquids or solids. However, extensions or private connections to existing pipelines, which are intended to serve an individual residential or commercial customer and which are accessory to existing or proposed development, are permitted generally and shall not require a Special Use Permit.

Public or private electrical generation facilities, electrical substations with a capacity of 5,000 kilovolt amperes or more, and electrical transmission lines capable of transmitting 69 kilovolts or more.

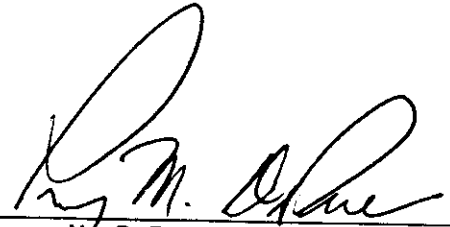
Railroad facilities including tracks, bridges, switching yards and stations. However, spur lines which are to serve and are accessory to existing or proposed development adjacent to existing railroad rights-of-way and track and safety improvements in existing railroad rights-of-way, are permitted generally and shall not require a Special Use Permit.

Telephone exchanges and telephone switching stations.

Section 20-273. Sign Regulations.

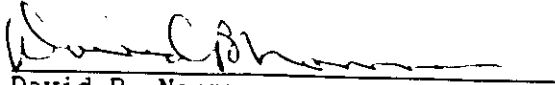
To assure an appearance and condition which is consistent with the purposes of the Low-Density Residential District, R-6, outdoor signs on the properties within the District shall comply with the regulations for exterior signs in Article VII of this Chapter.

0298U



Perry M. DePue
Chairman, Board of Supervisors
SUPERVISOR

ATTEST:



David B. Norman
Clerk to the Board

SUPERVISOR	VOTE
NORMENT	AYE
TAYLOR	AYE
EDWARDS	AYE
KNUDSON	AYE
DEPUE	AYE

Adopted by the Board of Supervisors of James City County, Virginia,
this 18th day of June, 1990.