

PROPOSED AMENDMENT TO THE REGULATIONS FOR THE BOARD OF ZONING APPEALS

Section 13-1-1

Insert the words "residents of the County of James City as" between the words "five" and "members" in the first sentence to read "A board consisting of five residents of the County of James City as members shall be appointed by the Circuit Court of James City County."

Section 13-5-2

Delete the words "requiring an advertised public hearing." The section will read "Appeals shall be accompanied by a certified check for fifty dollars (\$50.00) payable to the Treasurer."

Add new Section -
Section 13-2-3

"To hear and decide appeals from the decision of the Zoning Administrator, or applications for special exceptions for use of property in a manner contrary to provisions of the Zoning Ordinance, provided such use subserves the general welfare and protects community interests. The Board may impose such conditions relating to the use for which a permit is granted as it may deem necessary in the public interest, and may require a guarantee or bond to insure that the conditions imposed are being and will continue to be complied with.

No such special exception may be granted except after notice and hearing as provided by Section 15.1-431 of the Code of Virginia 1950, as amended."

Add new Section -
Section 13-2-4

"To hear and decide applications for interpretation of the district map where there is any uncertainty as to the location of a district boundary. After notice to the owners of the property affected by any such question, and after public hearing with notice as required by Section 15.1-431 of the Code of Virginia 1950, as amended, the board may interpret the map in such way as to carry out the intent and purpose of the ordinance for the particular section or district in question. The board shall not have the power, however, to rezone property or substantially to change the locations of district boundaries as established by ordinance."

Adopted by the Board of Supervisors of James City County, Virginia, on this 11th day of October, 1971.