

MAR 12 1979

ORDINANCE NO. 31A-52

**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, ARTICLE I, IN GENERAL, SECTION 20-2, DEFINITIONS, BY AMENDING THE DEFINITION OF "FAMILY".

BE IT ORDAINED by the Board of Supervisors of the County of James City that Chapter 20, Zoning, of the Code of the County of James City, Article I, In General, Section 20-2, Definitions, be and the same is, hereby, amended and reordained by amending the definition of "Family".

CHAPTER 20

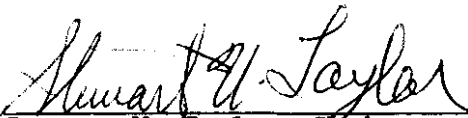
ZONING

Article I, In General.


Section 20-2. Definitions.

"Family" - One or more persons related by blood, adoption, or marriage, living and cooking together as a single housekeeping unit, exclusive of household servants. A number of persons not exceeding three, living and cooking together as a single housekeeping unit though not related by blood, adoption, or marriage shall be deemed to constitute a family.

This ordinance shall be in full force and effect from the date of its adoption.


Stewart U. Taylor, Chairman
Board of Supervisors
James City County

ATTEST:


James B. Oliver, Jr.
Clerk to the Board

Adopted by the Board of Supervisors, James City County, Virginia, on this twelfth day of March, 1979.

M E M O R A N D U M

DATE: March 13, 1979
TO: William C. Porter, Jr., Director of Planning
✓ Frank M. Morton, III, County Attorney
FROM: James B. Oliver, Jr., County Administrator
SUBJECT: Board of Supervisors Agenda Item # D-5
CASE NO. Z-13-78 - Definition of a Family

The above referenced item was approved/~~disapproved~~/~~tabled~~
at the Board of Supervisors Meeting of March 12, 1979
Continue to process as appropriate.


County Administrator

 (If checked) forward copy of correspondence sent to
applicant, to this office.

M E M O R A N D U M

DATE: March 1, 1979

TO: The Honorable Chairman and Members of the
Board of Supervisors

FROM: William C. Porter, Jr., Director of Planning

SUBJECT: Case No. Z-13-78 - Definition of a Family

For several months the Planning Commission has been reviewing the definition of a family. Attached is the definition of a family developed by the Planning Commission.

The proposed definition of a family places a limit of three on the number of unrelated individuals who may live together as a family unit for zoning purposes. The proposed ordinance does not restrict the number of people who are related by blood, marriage, or adoption who may live together as a family. The purpose of the proposed definition is to prevent the abuse of the present definition which has, in several instances, resulted in large numbers of unrelated individuals living together in a single family dwelling. Such abuse often creates traffic problems and may damage the single family character of a neighborhood.

As with the definition of a home occupation, the Ad Hoc Committee of the Planning Commission reviewed the proposed definition in detail. The Ad Hoc Committee, in proposing the limit of three unrelated individuals, recognized that in some cases a number larger than three may not be unreasonable. Because the Zoning Ordinance must be specific, a number which was felt to be most reasonable was recommended. The Ad Hoc Committee felt that in the cases where a larger number of unrelated persons could be reasonably defined as a family and the definition would create a hardship, the existing procedures for appeal to the Board of Zoning Appeals would provide adequate relief. In those cases where a group of unrelated people wished to live together in a quasi-family situation such as a fraternity house or group home, the Zoning Ordinance provision for a Special Use Permit may offer relief.

SUBJECT: Case No. Z-13-78 - Definition of a Family
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Recommendation

The Planning Commission, during its February 27 meeting, voted unanimously to recommend approval of Case No. Z-13-78 - Definition of a Family by the Board of Supervisors.

William C. Porter, Jr.
William C. Porter, Jr.
Director of Planning

Attachment