

AUG 3 1992

ORDINANCE NO. 31A-146

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 20-97, SPECIAL REQUIREMENTS FOR SANITARY LANDFILLS; DIVISION 13, LIMITED BUSINESS-INDUSTRIAL DISTRICT, M-1, SECTION 20-350, PERMITTED USES; SECTION 20-351, USES PERMITTED BY SPECIAL USE PERMIT ONLY; DIVISION 14, GENERAL INDUSTRIAL DISTRICT, M-2, SECTION 20-375, PERMITTED USES; SECTION 20-376, USES PERMITTED BY SPECIAL USE PERMIT ONLY; DIVISION 15, LIMITED INDUSTRIAL DISTRICT, M-3, SECTION 20-389, PERMITTED USES, SECTION 20-390, USES PERMITTED BY SPECIAL USE PERMIT ONLY; TO REVISE THE ZONING ORDINANCE BY CLARIFYING THE ABOVE SECTIONS TO PROTECT THE PUBLIC HEALTH, SAFETY AND WELFARE OF THE RESIDENTS OF JAMES CITY COUNTY BY ENSURING THAT THE TERMS USED IN THE ZONING ORDINANCE ARE CLEAR, CONSISTENT AND CONCISE.

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 Article IV, Districts, Division 1, Generally, Section 20-97, Special requirements for sanitary landfills; Division 13, Limited Business-Industrial District, M-1, Section 20-350, Permitted uses; Section 20-351, Uses permitted by special use permit only; Division 14, General Industrial District, M-2, Section 20-375, Permitted uses; Section 20-376, Use permitted by special use permit only; Division 15, Limited Industrial District, M-3, Section 20-389, Permitted uses; Section 20-390, Uses permitted by special use permit only; to

revise the Zoning Ordinance by clarifying the above sections to protect the health, safety and welfare of the residents of James City County by ensuring that the terms used in the Zoning Ordinance are clear, consistent and concise.

Chapter 20. Zoning  
Article IV. Districts  
Division 1. Generally

Section 20-97. Special Requirements for Sanitary Landfills.

Sanitary landfills shall comply with the following requirements:

- (a) Refuse shall be placed in an excavation or in an area which can readily receive cover material and *each lift shall be* thoroughly compacted to a depth not greater than two feet.
- (b) An adequate amount of the proper type equipment shall be provided to move ~~the~~, compact and ~~to~~ cover the refuse at ~~least every twenty four hours~~ *the end of each operating day*, regardless of machinery breakdown.
- (c) All solid waste received shall be buried each day with the exception of bulky materials (e.g., tree stumps).

- (d) A daily cover of not less than six inches *shall be applied.*  
~~and~~ ~~a~~At completion of ~~the--fill~~ a cell or section of the  
*landfill* at least two feet of earth shall cover *the cell or*  
*section at a grade no ~~greater~~ less than 2 5 percent.*
- (e) No burning of garbage or refuse containing garbage shall be  
allowed ~~and--all--such~~ . *Any other burning allowed*  
*shall be* as prescribed by the Air Pollution Control Board.
- (f) Adequate provisions shall also be made for adequate supervision  
of the landfill operation to prevent blowing paper, *plastic*  
*bags, and other debris,* to control dust, and to provide insect  
and rodent control measures.

Division 13. Limited Business-Industrial District, M-1

Section 20-350. Permitted Uses.

Banks, ~~credit unions,~~ and other similar financial institutions.

Barber ~~shops~~ and beauty shops.

~~Corporate,~~ ~~b~~Business, professional and governmental offices.

Hotels, motels ~~and--conference~~ or convention centers with accessory  
retail sales, barber shops and beauty shops located within the hotel, motel  
~~and--conference~~ or convention center for the principal benefit of the  
resident guest.

Indoor sports facilities, health clubs, ~~and~~ exercise clubs, *and*  
*fitness centers.*

Off-street parking as required by *Section 20-12 of this Chapter.*

*Water impoundments, new or expansion of, less than fifty acres and with dam heights of less than twenty-five feet.*

Section 20-351. Uses Permitted by Special Use Permit Only.

Commercial marinas, docks, piers, yacht clubs, boat basins and servicing areas for same, *if fuel is sold, then in accordance with Section 20-89.*

Water impoundments, new or expansion of, ~~of~~ fifty acres or more ~~and~~ or with a dam heights of twenty-five feet or more.

#### Division 14. General Industrial District, M-2

Section 20-375. Permitted Uses.

Banks, *and other similar financial institutions as an accessory use to other permitted uses.*

~~Corporate,~~ Business, professional, and governmental offices.

Day care and child care centers as *an accessory use to other permitted uses.*

Off-street parking as required by *Section 20-12 of this Chapter.*

*Marine or Wwaterfront businesses to include the receipt, storage and tank transshipment of waterborne commerce, or seafood receiving, packing and or distribution.*

Printing, lithographing, ~~engraving,~~ ~~photocopying,~~ ~~blue printing,~~ and publishing establishments.

Research, development, and design facilities, *or laboratories.*

Restaurants as *an accessory use* to other permitted uses.

*Water impoundments, new or expansion of, less than fifty acres and with dam heights of less than twenty-five feet.*

Section 20-376. Uses Permitted by Special Use Permit Only.

Water impoundments, new or expansion of, ~~for public or private use,~~  
of fifty acres or more ~~and or a~~ with dam heights of twenty-five feet  
or more.

Division 15. Limited Industrial District, M-3

Section 20-389. Permitted Uses.

Banks *and other similar financial institutions* as *an accessory use* to other permitted uses.

Clinics as *an accessory use* to other permitted uses.

Data processing centers as *an accessory use* to other permitted  
uses.

Day care and child care centers as *an accessory use* to other  
permitted uses.

Off-street parking as required by *Section 20-12 this Chapter.*

Printing, ~~lithographing, engraving, photocopying, blueprinting,~~ and  
publishing establishments.

Research, development, and design facilities, *or laboratories.*

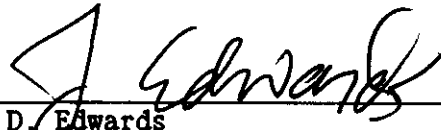
Restaurants as *an accessory use* to other permitted uses.

*Water impoundments, new or expansion of, less than fifty acres and with dam heights of less than twenty-five feet.*

Section 20-390. Uses Permitted by ~~s~~Special ~~u~~Use ~~p~~Permit ~~e~~Only.

Marinas, docks, piers, yacht clubs, boat basins and servicing areas for same, *if fuel is sold, then in accordance with Section 20-89.*

Water impoundments, new or expansion of, ~~for public or private use~~ of fifty acres or more ~~and a~~ or with dam heights of twenty-five feet or more.

  
\_\_\_\_\_  
Jack D. Edwards  
Chairman, Board of Supervisors

ATTEST: 

  
\_\_\_\_\_  
David B. Norman  
Clerk to the Board

<u>SUPERVISOR</u>	<u>VOTE</u>
DEPUE	AYE
TAYLOR	AYE
SISK	ABSENT
KNUDSON	AYE
EDWARDS	AYE

Adopted by the Board of Supervisors of James City County, Virginia,  
this 3rd day of August, 1992.

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