

ORDINANCE NO. 31A-351

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 24, ZONING, OF THE CODE OF THE COUNTY OF JAMES CITY, VIRGINIA, BY AMENDING ARTICLE II, SPECIAL REGULATIONS, DIVISION 1, IN GENERAL, BY ADDING NEW SECTION 24-47.1, STANDARDS FOR BEEKEEPING; AND BY AMENDING ARTICLE V, DISTRICTS, BY AMENDING DIVISION 3, LIMITED RESIDENTIAL DISTRICT, R-1, SECTION 24-232, USE LIST; DIVISION 4, GENERAL RESIDENTIAL DISTRICT, R-2, SECTION 24-252, USE LIST; DIVISION 4.1, RESIDENTIAL REDEVELOPMENT DISTRICT, R-3, SECTION 24-273.2, USE LIST; DIVISION 5, RESIDENTIAL PLANNED COMMUNITY DISTRICT, R-4, SECTION 24-281, USE LIST; DIVISION 6, MULTIFAMILY RESIDENTIAL DISTRICT, R-5, SECTION 24-305, USE LIST; AND DIVISION 14, PLANNED UNIT DEVELOPMENT DISTRICTS, PUD, SECTION 24-493, USE LIST.

BE IT ORDAINED by the Board of Supervisors of the County of James City, Virginia, that Chapter 24, Zoning, is hereby amended and reordained by amending Article II, Special Regulations, Division I, In General, by adding new Section 24-47.1, Standards for beekeeping, and by amending Article V, Districts, by amending Division 3, Limited Residential District, R-1, Section 24-232, Use list; Division 4, General Residential District, R-2, Section 24-252, Use list; Division 4.1, Residential Redevelopment District, R-3, Section 24-273.2, Use list; Division 5, Residential Planned Community District, R-4, Section 24-281, Use list; Division 6, Multifamily Residential District, R-5, Section 24-305, Use list; and Division 14, Planned Unit Development Districts, PUD, Section 24-493, Use list.

Chapter 24. Zoning**Article II. Special Regulations****Division 1. In General*****Sec. 24-47.1. Standards for beekeeping.***

Beekeeping on residentially zoned property shall comply with the following requirements:

- (a) Hives shall be at least ten (10) feet away from public rights-of-way and the boundary lines of properties not owned or controlled by the person maintaining the hive.*
- (b) Hives shall be at least fifty (50) feet away from any dwelling or structure located on property not under the same ownership or control as that of the person maintaining the hive.*
- (c) A barrier shall be required if a hive is located between ten (10) and thirty (30) feet from a public right-of-way or boundary line of a property not owned or controlled by the person maintaining the hive. The barrier shall consist of fencing, vegetation, or both, and must (i) be no less than six (6) feet in height as measured from finished grade; (ii) be of sufficient density*

to establish bee flyways six (6) feet or higher; (iii) be located between the hive and public right-of-way or property boundary line; and (iv) extend no less than ten (10) feet in length on either side of the hive.

(d) Hives shall be located within the rear yard of the lot and shall be orientated with the entrance facing internal to the property.

(e) There shall be an on-site water source located within fifty (50) feet of the hive, or less than half (½) the distance to the nearest unnatural source of water, whichever is closest.

(f) If the property on which the hive is located is less than one (1) acre, the person maintaining the hive shall have no more than six (6) colonies. If the property is one acre or more, the number of colonies shall not be limited.

Article V. Districts

Division 3. Limited Residential District, R-1

Sec. 24-232. Use list.

In the limited residential district, R-1, structures to be erected or land to be used, shall be for the following uses:

Use Category	Use List	Permitted Uses	Specially Permitted Uses
Residential Uses	<i>Beekeeping in accordance with section 24-47.1</i>	<i>P</i>	

Division 4. General Residential District, R-2

Sec. 24-252. Use list.

In the general residential district, R-2, structures to be erected or land to be used, shall be for the following uses:

Use Category	Use List	Permitted Uses	Specially Permitted Uses
Residential Uses	<i>Beekeeping in accordance with section 24-47.1</i>	<i>P</i>	

Division 4.1. Residential Redevelopment District, R-3

Sec. 24-273.2. Use list.

In the residential redevelopment district, R-3, structures to be erected or land to be used shall be for one or more of the following uses:

Use Category	Use List	Permitted Uses	Specially Permitted Uses
Residential Uses	<i>Beekeeping in accordance with section 24-47.1</i>	<i>P</i>	

Division 5. Residential Planned Community District, R-4

Sec. 24-281. Use list.

In the residential planned community district, R-4, structures to be erected or land to be used shall be for one or more of the following uses:

Use Category	Use List	Permitted Uses	Specially Permitted Uses
Residential Uses	<i>Beekeeping in accordance with section 24-47.1</i>	<i>P</i>	

Division 6. Multifamily Residential District, R-5

Sec. 24-305. Use list.

In the multifamily residential district, R-5, structures to be erected or land to be used shall be for the following uses:


Use Category	Use List	Permitted Uses	Specially Permitted Uses
Residential Uses	<i>Beekeeping in accordance with section 24-47.1</i>	<i>P</i>	

Division 14. Planned Unit Development Districts, PUD


Sec. 24-493. Use list.

(a) In the planned unit development district, residential (PUD-R), all structures to be erected or land to be used shall be for the following uses:

Use Category	Use List	Permitted Uses	Specially Permitted Uses
Residential Uses	<i>Beekeeping in accordance with section 24-47.1</i>	<i>P</i>	


 James O. Icenhour, Jr.
 Chairman, Board of Supervisors

ATTEST:


 Teresa J. Fellows
 Deputy Clerk to the Board

	VOTES		
	<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>
SADLER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
MCGLENNON	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
LARSON	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
HIPPLE	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ICENHOUR	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Adopted by the Board of Supervisors of James City County, Virginia, this 8th day of September, 2020.

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