

**BOARD OF SUPERVISORS
COUNTY OF NEW KENT
VIRGINIA**

R-33-15

At the regular meeting of the Board of Supervisors of the County of New Kent, in the Boardroom of the Administration Building in New Kent, Virginia, on the 13th day of October, 2015:

<u>Present:</u>	<u>Vote:</u>
Ron Stiers	Aye
W. R. Davis, Jr.	Aye
Thomas W. Evelyn	Aye
James H. Burrell	Aye
C. Thomas Tiller, Jr.	Aye

Motion was made by Mr. Davis, which carried 5:0, to adopt the following resolution:

**A RESOLUTION TO APPROVE
CONDITIONAL USE PERMIT APPLICATION CUP-03-15,
HORSLEY TREOLO HOLDINGS/DENNIS' TRUCK AND AUTO REPAIR
TO ALLOW FOR TRUCK & TRAILER REPAIR ON TAX MAP
& PARCEL 31-2B (GPIN #I12-0892-3687)**

WHEREAS, Horsley Treolo Holdings (property owner) and Dennis Gentry (applicant) have submitted a "Conditional Use Permit Application" dated August 19, 2015; and

WHEREAS, said application requests a conditional use permit to allow for truck and trailer repair on a parcel identified on the New Kent County digital map as GPIN #I12-0892-3687 (Tax Map and Parcel 31-2B); and

WHEREAS, said application was considered by the New Kent County Planning Commission (the "Planning Commission") in accordance with applicable procedures at a formal and duly advertised public hearing on September 21, 2015, where they carefully considered the public comment received and voted 8:0:1 to forward a recommendation of approval to the Board of Supervisors; and

WHEREAS, within the timeframes established by the Code of Virginia and New Kent County Code, the Board of Supervisors scheduled and conducted a formal and duly advertised public hearing

BK0647PG0955

on October 13, 2015, and carefully considered the comments received, the application and conditions;
and

WHEREAS, the Board of Supervisors has evaluated the application based on the current zoning of the parcel, which is Economic Opportunity, the standards set forth in the Conditional Use Permit Provisions of the Zoning Ordinance (Article XIX, § 98-741 et seq.), and the proposed conditions in the staff memo; and

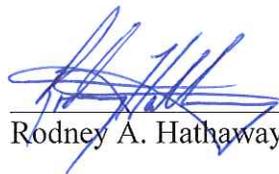
WHEREAS, the Board of Supervisors finds that the standards for granting a Conditional Use Permit have been satisfied; and

WHEREAS, the Board of Supervisors finds that approval of this application would address, protect, and promote public convenience, necessity, general welfare, and good zoning practices in the County and the health, safety, and general welfare of the Citizens in the County;

NOW THEREFORE, BE IT RESOLVED that on this, the 13th day of October, 2015, by the New Kent County Board of Supervisors, that Conditional Use Permit Application CUP-03-15 submitted by Horsley Treolo Holdings and Dennis Gentry, be, and it hereby is, approved, subject to the following conditions:

1. All motor vehicles that are being repaired or stored on the property shall be placed behind the privacy fence.
2. All motor vehicles stored on the property shall be subject to a maximum height restriction of fifteen feet.
3. This Conditional Use Permit shall expire on the 10th anniversary of its issuance.

County Administrator/Board Clerk



Rodney A. Hathaway

COUNTY OF NEW KENT
COMMONWEALTH OF VIRGINIA

The foregoing instrument was acknowledged before me this 14th day of October, 2015 by Rodney A. Hathaway, County Administrator and Clerk of the New Kent Board of Supervisors.



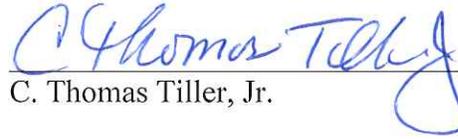
Notary



My commission expires: 12-31-2018

My Commission Number: 315272

Board Chairman


C. Thomas Tiller, Jr.

COUNTY OF NEW KENT
COMMONWEALTH OF VIRGINIA

The foregoing instrument was acknowledged before me this 23rd day of October, 2015 by
C. Thomas Tiller, Jr., Chairman of the New Kent Board of Supervisors.


Notary

My commission expires: 12-31-2018

My Commission Number: 315272



INSTRUMENT #150003347
RECORDED IN THE CLERK'S OFFICE OF
NEW KENT COUNTY ON
OCTOBER 29, 2015 AT 10:45AM

KAREN A. BUTLER, CLERK
RECORDED BY: KAB