

BOARD OF SUPERVISORS
COUNTY OF YORK
YORKTOWN, VIRGINIA

Resolution

At a regular meeting of the York County Board of Supervisors held in the Board Room, York Hall, Yorktown, Virginia, on the ____ day of _____, 2023:

Present

Vote

Thomas G. Shepperd, Jr., Chairman
G. Stephen Roane, Jr., Vice Chairman
Walter C. Zaremba
Sheila S. Noll
W. Chad Green

On motion of _____, which carried ____, the following resolution was adopted:

A RESOLUTION TO APPROVE AN APPLICATION FOR A SPECIAL USE PERMIT TO AUTHORIZE AN AUTO SERVICE ESTABLISHMENT AT 1900 GEORGE WASHINGTON MEMORIAL HIGHWAY

WHEREAS, LA Tint has submitted Application No. UP-1021-23 to request a Special Use Permit, pursuant to Section 24.1-306 (Category 12, No. 4) of the York County Zoning Ordinance, to authorize the establishment of an auto service establishment within the Schroeder Center shopping center on a 1.7-acre parcel (GPIN S03d-4070-0367) located at 1900 George Washington Memorial Highway (Route 17); and

WHEREAS, said application has been forwarded to the York County Planning Commission in accordance with applicable procedure; and

WHEREAS, the Planning Commission recommends approval of this application; and

WHEREAS, the York County Board of Supervisors has conducted a duly advertised public hearing on this application; and

WHEREAS, the Board has carefully considered the public comments and Planning Commission recommendation with respect to this application;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this the ____ day of _____, 2023, that Application No. UP-1021-23 be, and

it is hereby, approved to authorize the establishment of an auto service establishment within the Schroeder Center shopping center on a 1.7-acre parcel (GPIN S03d-4070-0367) located at 1900 George Washington Memorial Highway (Route 17), subject to the following conditions:

1. This Special Use Permit shall authorize the establishment of an auto body service establishment in an existing unit within the Schroeder Center shopping center on a 1.7 acre parcel (GPIN S03d-4070-0367) located at 1900 George Washington Memorial Highway (Route 17).
2. The auto body service establishment shall be operated in compliance with the performance standards set forth in Sections 24.1-378, *Route 17 corridor overlay district*, 24.1-475, *Standards for all motor vehicle and transportation related uses*, and 24.1-479, *Standards for vehicle body work and painting*, of the Zoning Ordinance.
3. Auto service on the subject property shall be limited to vehicle window tint installation and sales.
4. Noise from the proposed use shall be contained within the subject retail center unit and shall not be audible from adjacent properties.
5. The rear door to the garage within the subject unit shall remain closed at all times when vehicle body service is occurring.
6. Temporary overnight outdoor storage and parking of vehicles waiting for repair or pickup shall be permitted for a maximum of seventy-two (72) hours, and shall be restricted to the allotted parking spaces located behind the retail center. Vehicles parked on the property shall not impede emergency access at any time.
7. The subject retail unit shall be inspected York County Department of Fire and Life Safety prior to occupancy.
8. The property shall be in compliance with the 2018 Statewide Fire Prevention Code. A hazardous materials management plan shall be submitted to the Department of Fire and Life Safety for review if hazardous materials are stored within the subject retail unit.
9. No portion of the subject property shall be used as an auto storage yard as defined in Section 24.1-104 of the Zoning Ordinance, or for the storage of motor vehicle parts or supplies.
10. In accordance with Section 24.1-115(b)(6) of the York County Zoning Ordinance, a certified copy of this resolution shall be recorded at the expense of the applicant in the name of the property owners, Ron P and Ok-Soon Schroeder, as grantor, prior to the commencement of the auto service establishment in the office of the Clerk of the Circuit Court.

BE IT FURTHER RESOLVED that this Special Use Permit is not severable and invalidation of any word, phrase, clause, sentence, or paragraph shall invalidate the remainder.