

ARTICLE 16

Special Exceptions

16.1. Application

An application for a special exception shall be submitted to the Zoning Administrator on a form provided by the Zoning Administrator. The application shall include all information required to allow the Town Council to fully consider the request.

16.2. Recommendation by Planning Commission

The application, when complete, shall be forwarded to the Planning Commission for its review and recommendation. The Planning Commission shall hold a public hearing in conformity with Section 15.1-431 of the 1950 Code of Virginia, as amended, and submit its recommendation to the Town Council within 30 days of the public hearing.

16.3. Action by Council

The Town Council shall hold a public hearing in conformance with Section 15.1-431 of the 1950 Code of Virginia, as amended, and shall approve the special exception with 60 days unless it concludes, based upon information submitted with the application or at the public hearing, that:

- a. The requested use is not within its jurisdiction according to the permitted uses contained in the zoning district
- b. The development will not comply with one or more requirements of this Ordinance.
- c. The development, if completed, more probably than not:
 1. will materially endanger the public health or safety; or
 2. will substantially injure the value of adjoining or abutting property; or
 3. will not be in harmony with the area in which it is to be located; or
 4. will not be in general conformity with the Town of Round Hill Comprehensive Plan or other plans adopted by the Town Council.

16.4. Conditions of Approval

The Town Council may, when granting a special exception, impose reasonable conditions to insure that the development in its proposed location:

- a. will not endanger the public health or safety;
- b. will not injure the value of adjoining or abutting property;
- c. will be in harmony with the area in which it is located; and

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- d. will be in conformity with the Town of Round Hill Comprehensive Plan or other plan officially adopted by the Town Council.

Conditions can apply to the method and hours of operation of the proposed use and can include provisions for fencing, planting or landscaping, and other reasonable requirements necessary to protect public health and safety. Without limiting the foregoing, the Council may limit a special exception to a specified duration.

1. All additional conditions or requirements shall be listed on the special exception permit.
2. All additional conditions or requirements authorized by this section are enforceable in the same manner and to the same extent as any other applicable requirements of this Ordinance.