

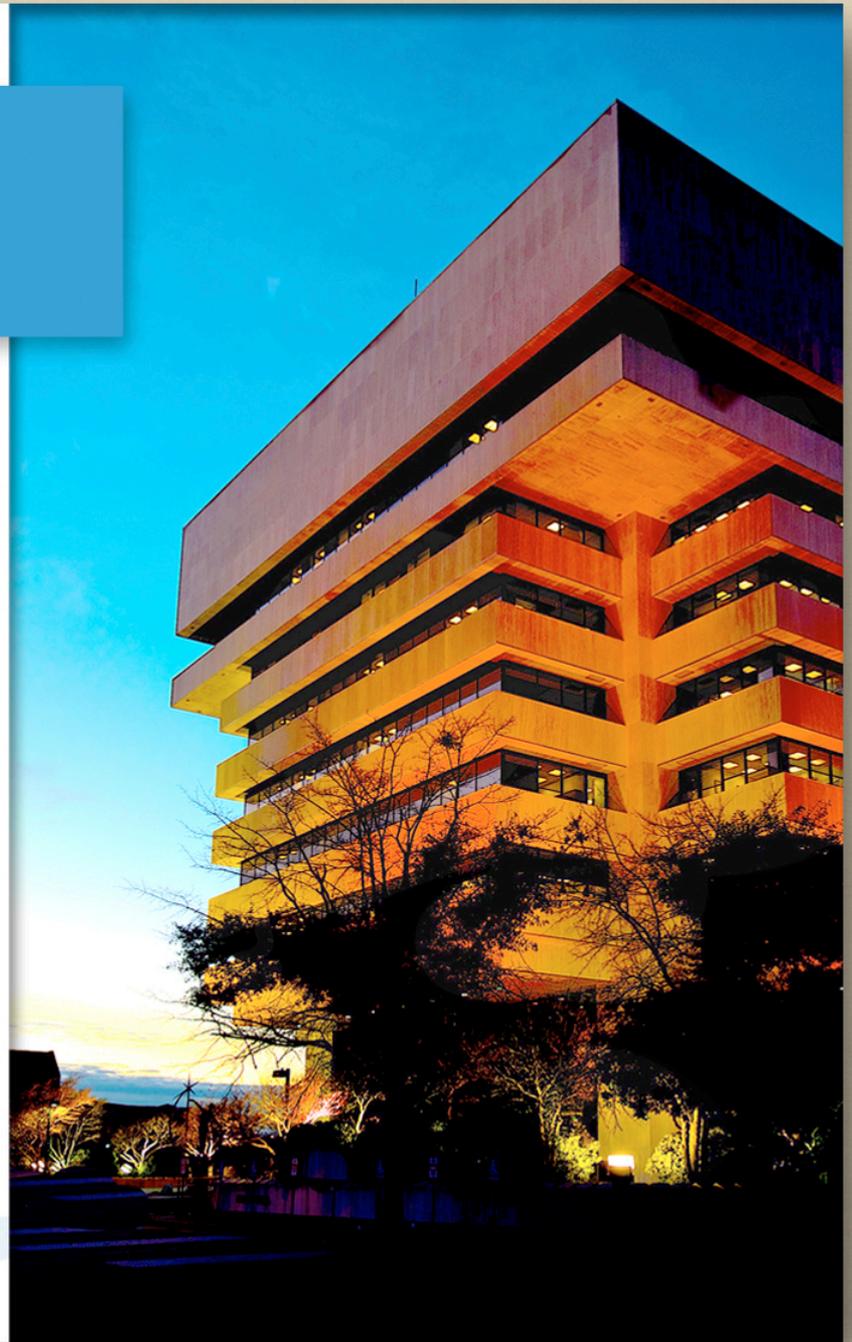
HAMPTON VA

Item #21-0326

1144 Big Bethel Road

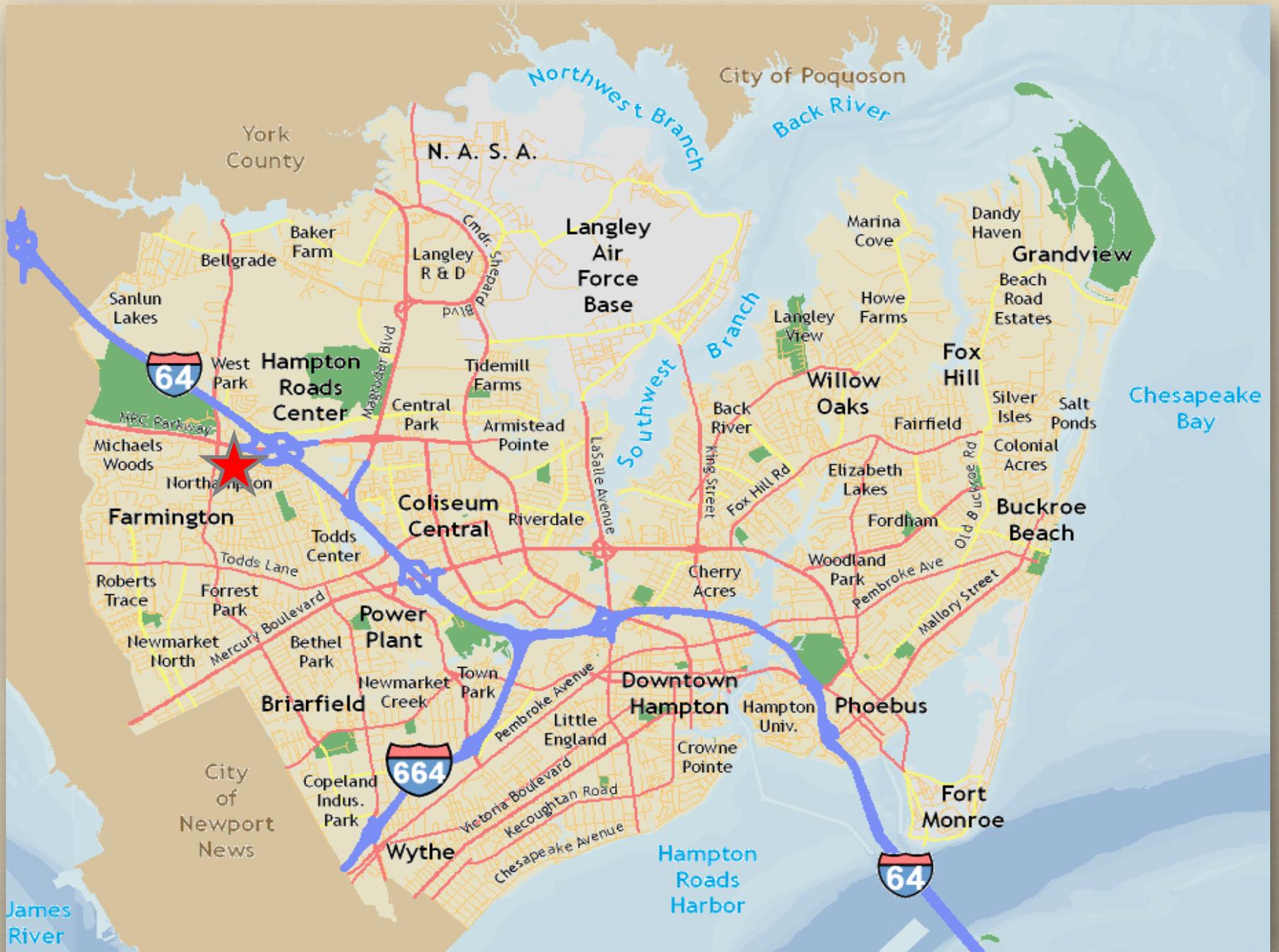
*MealOne Hampton &
Moe's Cigar Bar*

**City Council
December 8, 2021**



Application

Use Permit to allow a restaurant with an alcoholic beverage license, with live entertainment 2 in the Neighborhood Commercial (C-1) District



York County

City of Poquoson

N. A. S. A.

Langley Air Force Base

64

Hampton Roads Center

Farmington

Coliseum Central

Downtown Hampton

664

Briarfield

Phoebus

City of Newport News

Wythe

Hampton Roads Harbor

64

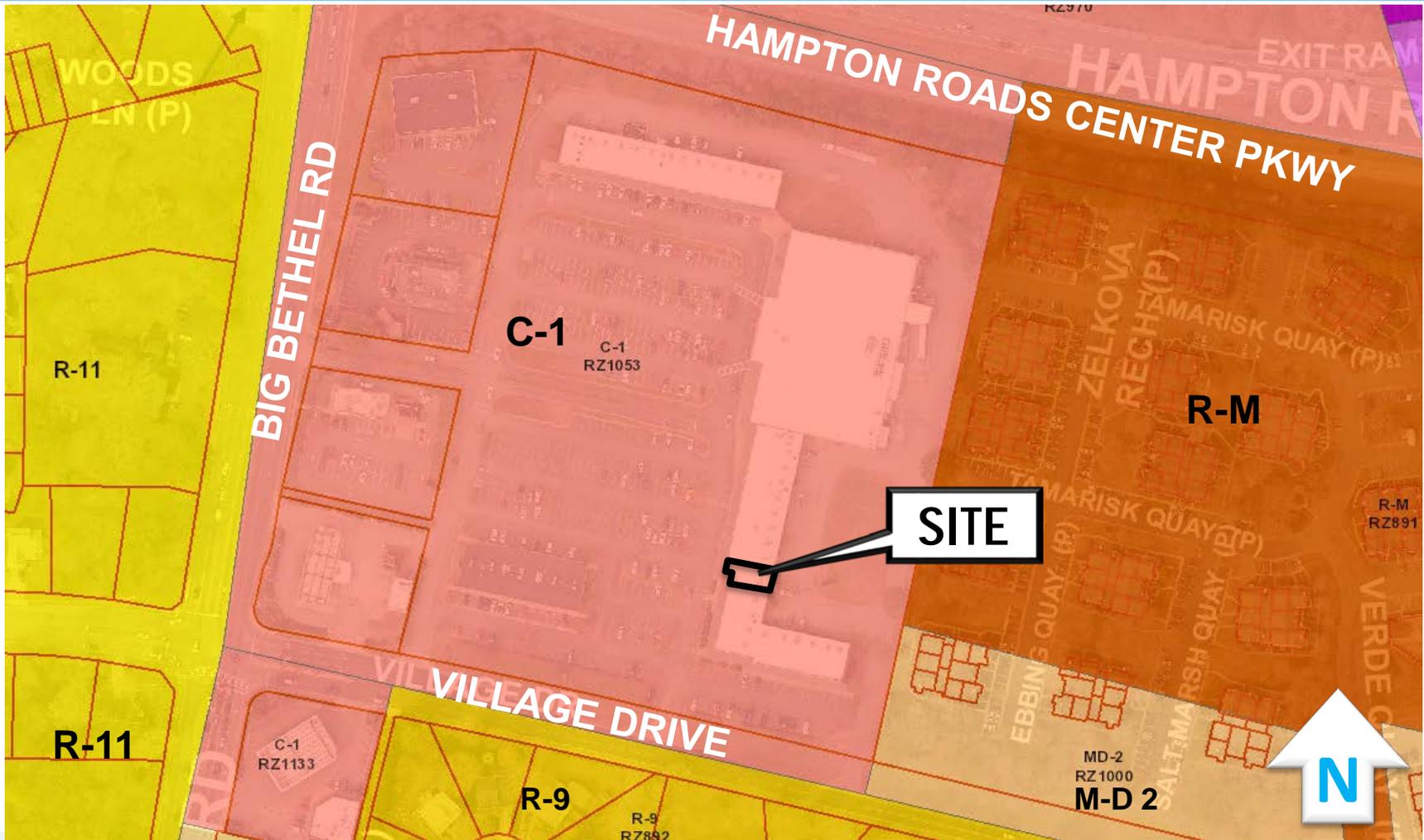
Chesapeake Bay

James River

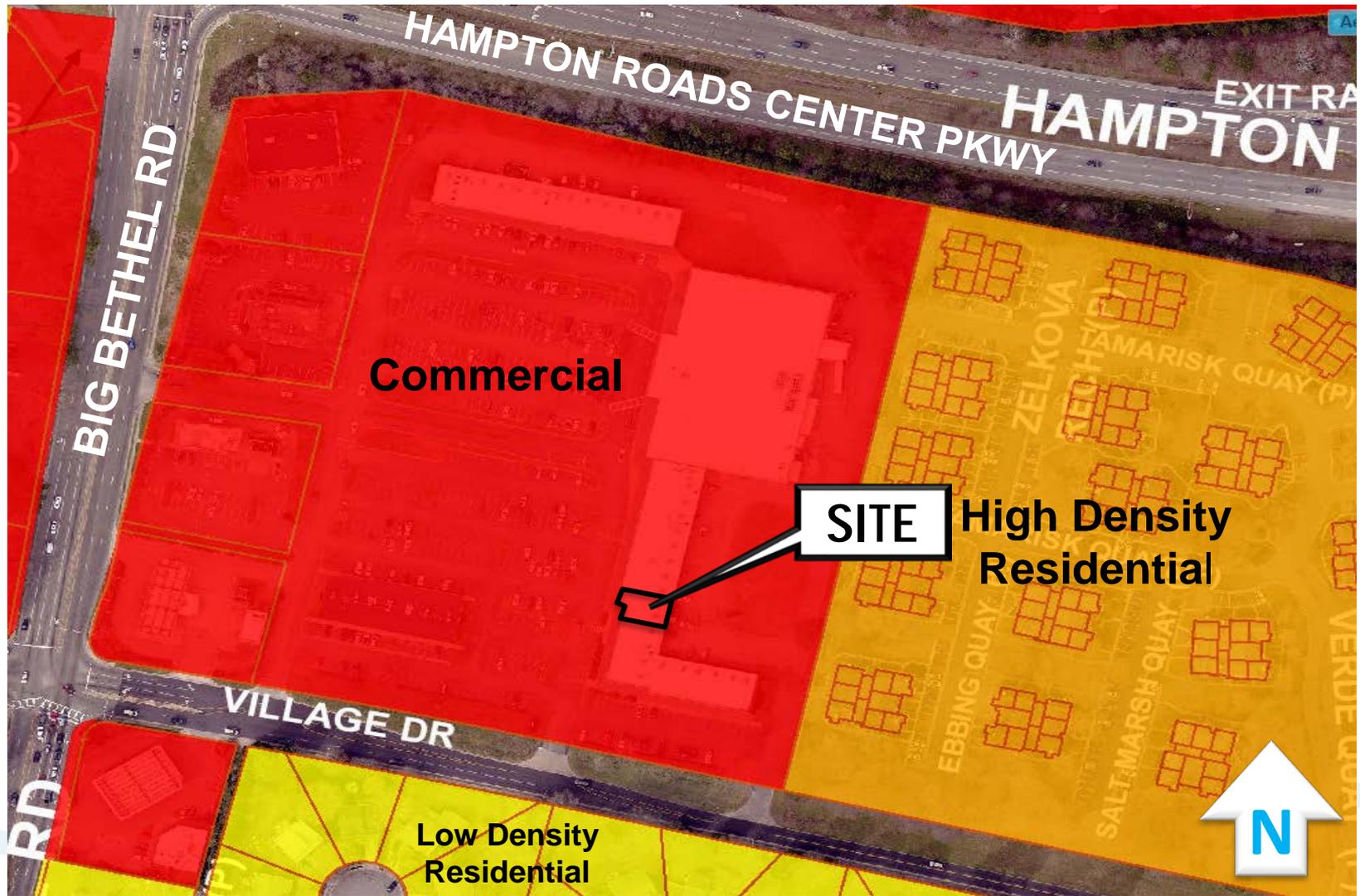
Location



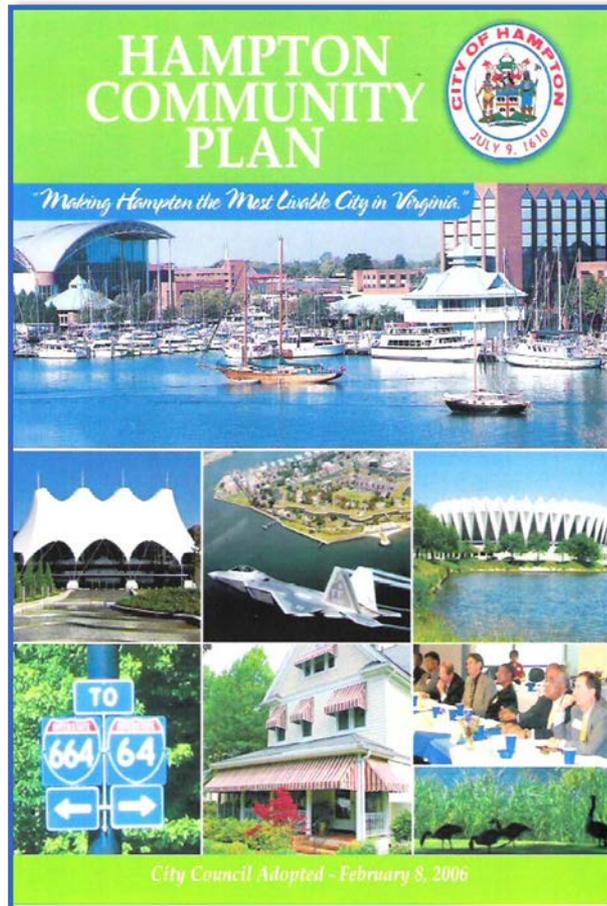
Zoning Map



Land Use Map



Public Policy:



Hampton Community Plan (2006, as amended)

- **ED Policy 4:** Nurture small and start-up businesses
- **ED Policy 10:** Foster the successful redevelopment of well-situated vacant and underutilized commercial and industrial properties within the city
- **LU Policy 17:** Preserve and enhance the identity and scenic qualities of city corridors and gateways
- **LU Policy 36:** Protect adjacent neighborhoods and promote compatible land uses within the city's residential corridors.

Background

- Restaurant began operation in Dec. 2020
- Have ZAPs for outdoor dining, ABC license, and Live Entertainment 1
- Allowed to operate only until 10 PM
- Applicant requests LE 2 and extended hours

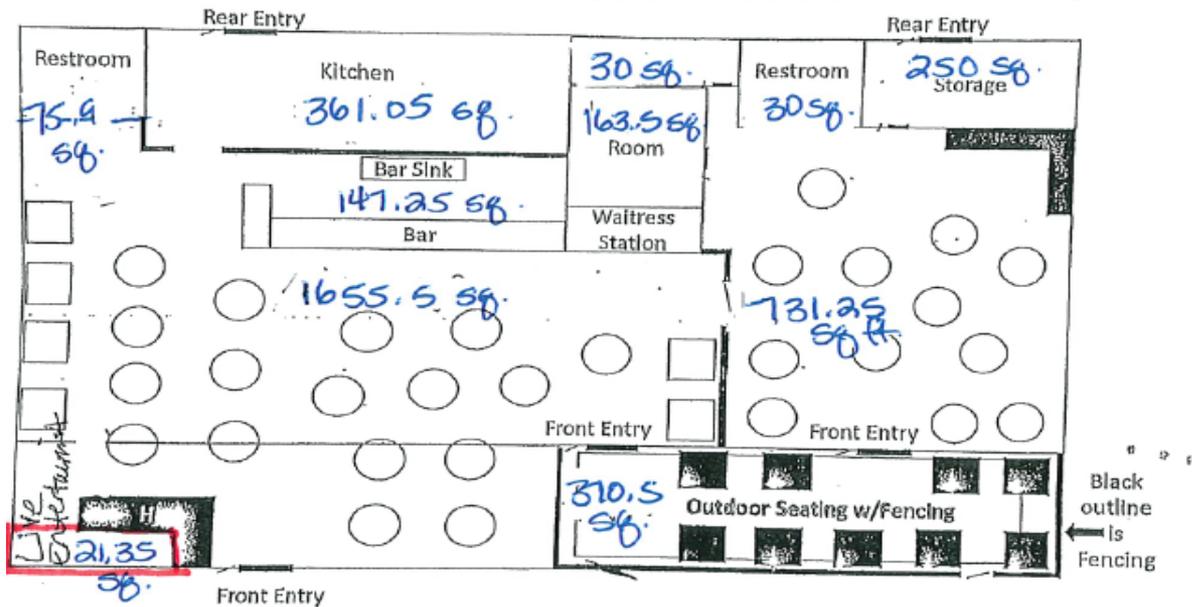
Floor Plan

RECEIVED

DEC 10 2020

BY: ghh

Below:
top room - office/bathroom
middle room - humidor
waitress station is a counter, not a room



Total square footage of Mealone space is: 3836.30 square feet

Background

- Violation of ZAP and Notice of Violation sent in May 2021
- Clarification on limitations under the ZAPs is provided in May 2021
- Violations found and letter then Notice of Violation sent September 2021

Analysis

- Request includes only indoor live entertainment
- Restaurant use is supported by policy
- Violation history raises concern for future noncompliance
- One letter of citizen concern

Recommended Conditions

- Issuance of Permit
- Location of Live Entertainment
- Hours of Operation
 - Sun. – Thurs: 10 AM to 12 AM
 - Fri. – Sat: 10 AM to 2 AM
- Capacity
- Sound
- Security
- ABC Licensee Expiration*

*New authority from State

Recommendations

Item No.21-0326

Planning Commission recommends **approval** with 12 conditions

Staff recommends **deferral**
to March 9, 2022



New Zoning Authority

As of 7/1/2020, per SB 676 (2020), City of Hampton is added to the localities that are authorized to **impose a condition** on **use permits** for businesses which have retail alcoholic beverage licenses, stating that the use permit **will automatically expire** upon any of the following:

- Change in ownership of the property
- Change in possession (tenant change)
- Change in the operation or management of the facility (business entity change)
- The passage of specific period of time (e.g., 5 years)

Hampton Zoning Ordinance was amended in July 2020 to adopt this authority