

Conditions

Use Permit Application No. 22-00001

Multifamily Dwelling

Westview Landing LLC | 10 Doris Carlson Drive [LRSN 5000040], 51 Battle Road [LRSN 5000041], 30 Singleton Drive [LRSN 5000042], and 60 Battle Road B [LRSN 5001596]

1) Issuance of Permit

- a) The Use Permit applies only to the location at 10 Doris Carlson Drive [LRSN 5000040], 51 Battle Road [LRSN 5000041], 30 Singleton Drive [LRSN 5000042], and 60 Battle Road B [LRSN 5001596] and is not transferable to another location.

2) Compliance

- a) All the proffered conditions from Rezoning 21-00012 shall also apply to this use permit, and shall be incorporated as if fully set forth herein.

3) Management

- a) The apartment community shall have established on-site management with regular business hours 9 AM-5 PM Monday to Friday at a minimum.

4) Revocation

- a) Notwithstanding any condition or provision of this use permit to the contrary, the use permit may be revoked for violation of any terms or conditions of the use permit as set forth in chapter 14 of the Hampton Zoning Ordinance (as amended).

5) Nullification

- a) The use permit shall automatically expire and become null and void under any of the following conditions:
 - i. If, in the case of new construction, the building has not been erected, with doors, windows, roof covering and exterior finish materials in place within two (2) years of the issuance of the use permit;
 - ii. No building permit to construct the authorized improvements has been issued within twelve (12) months of the date of approval by the city council, or if no building permit is required, if the use is not established within twelve (12) months of the date of approval by the city council; or
 - iii. Once the property may be occupied, if the property is not used for the permitted purpose for a continuous two-year period unless otherwise specified in the zoning ordinance. In making this determination the city may consider such matters as the issuance of a building permit, a business license, utility connections and such related factors.