

CONDITIONS

Use Permit Application No. 26-0234
Private School | Faith Baptist Church
100 Blackburn Ln (LRSN 5000208)

1. Issuance of Permit

This Use Permit is for a Private School as defined in the Hampton Zoning Ordinance, and shall apply only to the location at 100 Blackburn Ln, LRSN 50000208 ("Location") as identified on **Exhibit A** attached hereto, and is not transferable to another location. Any expansion beyond the designated area will require an amended Use Permit.

2. Concept Plan

The Private School shall be developed in substantial conformance with the conceptual architectural plans entitled "Proposed Private School at Faith Baptist Church 100 Blackburn Lane, Hampton, VA 23666", prepared by Louis W. Johnson Jr, dated June 18, 2026 and revised July 7, 2026 (The "Floor Plan"), a copy of which is on file with the Community Development Department and has been exhibited to the Hampton Planning Commission and Hampton City Council for illustrative purposes and to provide justification for the Use Permit application. Minor changes in the Floor Plan may be made to accommodate environmental, engineering, architectural, topographic, or other development conditions, or site or subdivision plan approval requirements as required by applicable law, and subject to approval of the Director of Community Development or their designee for consistency with the conditions of this Use Permit. A copy of the final approved Floor Plan shall be placed in the file with the Planning Division of the Department of Community Development and shall supersede any previous Floor Plan.

3. Hours of Operation

The hours of operation shall be limited to the following: 6:00 AM to 6:00 PM, Monday through Friday.

4. Traffic Circulation

Loading and unloading of passengers from vehicles shall be conducted on site and not on any public street or right-of-way.

5. Playground

- a) Private School shall construct a playground, in the location and dimensions shown on the survey entitled "Boundary Survey of Faith Baptist Church 100 Blackburn Lane for Friends of Jesus Learning Center", prepared by William B Felts, dated June 6th, 2026 and revised July 20, 2026 (The "Survey"), a copy of which is on file with the Community Development Department and has been exhibited to the Hampton Planning Commission and Hampton City Council for illustrative purposes

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and to provide justification for the Use Permit application. Minor changes to the playground location may be made to accommodate environmental, engineering, architectural, topographic, or other development conditions, or site or subdivision plan approval requirements as required by applicable law, and subject to approval of the Director of Community Development or their designee for consistency with the conditions of this Use Permit. A copy of the final approved Survey shall be placed in the file with the Planning Division of the Department of Community Development and shall supersede any previous Survey.

- b) Private School shall construct the playground as stated above within one (1) calendar year of approval of this Use Permit. This Use Permit shall automatically expire and become null and void if Private School does not complete construction of the playground within such timeframe.
- c) The playground shall be completely enclosed with fencing no taller than six (6) feet in height, with a locked gate. This fencing shall be decorative metal picket fencing or similar, and shall not be a chain link fence.

6. Certificate of Occupancy

The Private School operator must obtain a Certificate of Occupancy prior to commencing operation.

7. Capacity

During operation, patrons and staff shall not exceed the maximum capacity determined by the City Building Official or their designee in the Certificate of Occupancy for the Private School, as the maximum capacity in such Certificate of Occupancy may be amended from time to time.

8. Enrollment

Enrollment at the Private School shall be limited to children between the ages of 30 months and thirteen (13) years of age. Children older than five (5) years of age shall only be permitted to attend after school programming.

9. Ledger

The Private School must maintain a daily ledger containing the names of clients cared for and their respective times in and times out. This ledger shall be made available for review by the Zoning Administrator or their designee upon request.

10. Licensing

Private School shall obtain and maintain all credentials required by law to conduct the business authorized by this Use Permit prior to engaging in any such business, including, but not limited to, those that may be required by applicable

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Virginia regulatory authorities for the operation of a Private School. If the Private School is exempt from any such licensing requirement under an exception for religious organizations, the Private School must remain eligible at all times for that exemption or otherwise obtain the required credentials.

11. Compliance with Laws

If the Private School is a legal entity, other than a person or persons, including, but not limited to a limited liability company or corporation, the Private School shall be authorized to transact business in Virginia as a domestic or foreign business entity and shall provide proof of registration to the Zoning Administrator, upon request. The Private School shall not allow its existence to lapse or its certificate of authority or registration to transact business in Virginia to be revoked or cancelled at any time while this Use Permit is in effect.

This Use Permit may be terminated for any violation of federal, state, or local law.

12. Revocation

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 herein contained as set forth in chapter 14 of the Hampton Zoning Ordinance (as amended).

13. Nullification

The Use Permit shall automatically expire and become null and void under any of the following conditions:

- (1) 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;
- (2) 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
- (3) Once the property may be occupied, if the Private School does not use the property 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.

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EXHIBIT A

