

**AT A PUBLIC HEARING IN A REGULAR MEETING OF THE HAMPTON PLANNING COMMISSION HELD IN THE CITY COUNCIL CHAMBERS, CITY HALL, HAMPTON, VIRGINIA, ON THURSDAY, OCTOBER 17, 2019 AT 3:30 P.M.**

**WHEREAS:** the Hampton Planning Commission has before it this day Use Permit Application No. 19-00008 by HPP Western, LLC to permit Live Entertainment 2 at Guy Fieri's Dive & Taco Joint, 1976 C Power Plant Parkway [LRSN 13000686];

**WHEREAS:** the applicant is currently operating a restaurant and offering live entertainment under a live entertainment 1 Zoning Administrator permit, which does not permit live entertainment outdoors, limits the size of the performance area to 75 square feet and limits the hours of live entertainment to no later than 10:00PM Sunday through Thursday and 11:59PM Friday and Saturday;

**WHEREAS:** this application is for live entertainment 2, and with it the permitting of a performance area that is 165 square feet in area and hours of live entertainment that extend beyond those permitted under live entertainment 1;

**WHEREAS:** the subject property is zoned C-2, Limited Commercial District, which allows for a restaurant with live entertainment 2 subject to approval of a use permit;

**WHEREAS:** the Hampton Community Plan (2006, as amended) includes this property in the mixed-use designation for the Coliseum Central Master Plan area;

**WHEREAS:** the Coliseum Central Master Plan(2015, as amended), recognizes Power Plant Parkways proximity to the interstate making the area well suited for a mixture of large format retail supported by outparcel retail, restaurants, entertainment facilities, and hotels;

**WHEREAS:** approval of this use permit application would expand entertainment offerings within the Power Plant development;

**WHEREAS:** staff recommends twelve (12) conditions be attached to the application, which primarily manage operational aspects of the facility. These conditions specifically address hours of operation, security, sound level, and a floor layout, including size and location of performance area and placement of tables and chairs; and

**WHEREAS:** no one from the public spoke for or against this proposal.

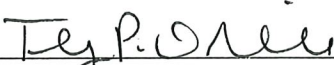
**NOW, THEREFORE,** on a motion by Commissioner Ruthann Kellum and seconded by Vice-Chair Christopher Carter,

**BE IT RESOLVED** that the Hampton Planning Commission recommends to City Council approval of Use Permit Application No. 19-00008 with twelve (12) conditions.

A roll call vote on the motion resulted as follows:

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| <b>AYES:</b>   | Kellum, Southall, Carter, Brown, Bunting, Garrison |
| <b>NAYS:</b>   | None   |
| <b>ABST:</b>   | None   |
| <b>ABSENT:</b> | Coleman  |

**A COPY; TESTE:**

  
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Terry P. O'Neill  
Secretary to the Commission