

1 Ordinance To Amend And Re-Enact The Zoning Ordinance Of The City Of Hampton,
2 Virginia By Amending Section 3-2 Entitled, "Table of Uses Permitted" and Section 3-3
3 entitled "Additional Standards on Uses" To Permit "Private School" in the Light
4 Manufacturing (M-2) And Heavy Manufacturing (M-3) Zoning Districts, and To Add
5 "Physical Recreational Facility" As A Permitted Use Within The Following Districts:
6 Neighborhood Commercial (C-1), Limited Commercial (C-2), General Commercial (C-3),
7 Limited Manufacturing (M-1), Light Manufacturing (M-2), Langley Flight Approach Mixed
8 Business and Manufacturing (LFA-2) Langley Flight Approach Limited Business I (LFA-4),
9 Langley Flight Approach Limited Business II (LFA-6), Buckroe Bayfront Optional Mixed
10 Use (BB-3), Buckroe Bayfront Required Mixed Use (BB-4), Buckroe Bayfront Special (BB-
11 5), Hampton Roads Center South (HRC-1), Hampton Roads Center North (HRC-2), Langley
12 Business Park (LBP), Downtown Business (DT-1), Downtown Waterfront (DT-2), Phoebus
13 Urban Core (PH-1), Phoebus Town (PH-2), Phoebus Commercial Transition (PH-3), Fort
14 Monroe Inner Fort (FM-1), Fort Monroe Historic Village (FM-2), Fort Monroe North Gate (FM-
15 3), and Fort Monroe Wherry Quarter (FM-4) Zoning Districts, with Additional Standards
16 Related to the Use Regarding Outdoor Recreation Areas.

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18 **WHEREAS**, the public necessity, convenience, general welfare and good zoning practice so
19 require;

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21 **BE IT ORDAINED** by the City Council of the City of Hampton, Virginia that Chapter 3, Section 3-
22 2 and Section 3-3 of the Zoning Ordinance of the City of Hampton, Virginia be amended to read
23 as follows:

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25 **CHAPTER 3 – USES PERMITTED**

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29 **Section 3-2. - Table of uses permitted.**

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31 (a) Table of Uses Permitted in Standard Zoning Districts.

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33 *[See attached use table for changes.]*

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35 (b) Table of Uses Permitted in Special Zoning Districts.

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37 *[See attached use table for changes.]*

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41 **Section 3-3. - Additional standards on uses.**

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45 (55) ~~Reserved.~~ *Physical recreational facility in the C-1, C-2, C-3, M-1, M-2, LFA-2, LFA-4, LFA-
46 6, BB-3, BB-4, BB-5, HRC-1, HRC-2, LBP, DT-1, DT-2, PH-1, PH-2, PH-3, FM-1, FM-2, FM-3,
47 and FM-4 districts shall comply with the following additional standards:*

48 (a) *The physical recreational facility shall be subject to the provisions of the Hampton
49 Zoning Ordinance and Hampton City Code, to include, but not limited to, noise and
50 building code requirements;*

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- (b) All outdoor lighting shall be focused downward and inward in a way that prevents spillover onto adjacent properties;*
- (c) No outdoor recreation area associated with a physical recreational facility shall be permitted within the M-1, M-2, LFA-2, LFA-4, LFA-6, HRC-1, and HRC-2 districts;*
- (d) If an outdoor recreation area is included as part of a physical recreational facility where permitted, the following additional standards shall apply:*
 - (i) The outdoor recreation area shall comply with the required setbacks for the primary building;*
 - (ii) The outdoor recreation area shall be clearly delineated through use of fences or landscaping as determined by the Zoning Administrator;*
 - (iii) The outdoor recreation area shall not significantly interfere with the pedestrian traffic or otherwise constitute a health and safety risk, as determined by the Zoning Administrator;*
 - (iv) Landscaping used to delineate the outdoor recreation area shall comply with the City of Hampton Landscape Guidelines;*
 - (v) Fencing used to delineate the outdoor recreation area shall be of durable material, shall be opaque, and shall comply with the following requirements:*
 - (aa) In the BB-3, BB-4, and BB-5 districts, in the front yard, the fence shall not exceed forty-two (42) inches in height and in the side and rear yard shall not exceed five (5) feet in height. The use of chain link, barbed wire, vinyl, plain wire mesh, coated chain link fencing, electrified fencing, barbed wire, or razor wire is expressly prohibited; and*
 - (bb) In all other districts, the fence shall be opaque, and shall be a minimum of six (6) feet in height. The use of electrified fencing, barbed wire, or razor wire is expressly prohibited.*
 - (vi) For any parcel abutting a property with one-family, two-family, or duplex dwelling or a property residentially zoned as one- or two-family residential district, outdoor recreation areas shall comply with the following:*
 - (aa) The hours of outdoor recreation shall be limited to 5:00 a.m. to 10:00 p.m.;*
 - (bb) The outdoor recreation areas and any structure or equipment associated with it shall be located at least twenty (20) feet from all side and rear property lines; and*
 - (cc) If the outdoor recreation area is located within one-hundred (100) feet of the abutting residential property, it shall have screening per the City of Hampton Landscape Guidelines.*
 - (vii) For any parcel not abutting a property with one-family, two-family, or duplex dwelling or a property residentially zoned as one- or two-family residential district, outdoor recreation areas shall comply with the following:*
 - (aa) The hours of operation of outdoor recreation areas shall not extend beyond the hours of operation of the physical recreational facility, however, the use or operation of any radio, stereo, tape player, compact disc player, loud speaker or other electronic device or mechanical equipment used for the amplification of sound, or any yelling, shouting, whistling, singing, and other vocal sounds, between 10:00 p.m. and 7:00 a.m. shall be prohibited.*

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