

AT A PUBLIC HEARING IN A REGULAR MEETING OF THE HAMPTON PLANNING COMMISSION HELD IN THE COUNCIL CHAMBERS, CITY HALL, HAMPTON, VIRGINIA, ON THURSDAY, OCTOBER 6, 2016 AT 3:30 P.M.

- WHEREAS:** the Hampton Planning Commission has before it this day a proposal by Comfort Zone Restaurant for live entertainment 2 in conjunction with a restaurant at 2165 Cunningham Drive [LRSN 7001532];
- WHEREAS:** the property is zoned Limited Commercial (C-2) District, and falls into the Coliseum Central Overlay (O-CC) District, which allows for live entertainment 2 with an approved use permit;
- WHEREAS:** the Hampton Community Plan (2006, as amended) recommends mixed use for the site and provides policies calling for expanding entertainment opportunities within the city and nurturing small and start-up businesses;
- WHEREAS:** staff recommends a restriction to the building capacity based on the limited parking provided by the tenant's shopping center;
- WHEREAS:** staff recommends twelve (12) conditions be attached to the use permit addressing, among other things, the location of live entertainment, hours of operation, dancing, capacity, and sound;
- WHEREAS:** staff recommends the fourth condition be amended to reflect that the approval of parking credits and/or reductions may increase the maximum capacity of the site during hours of live entertainment and that this may occur after approval of the use permit; and
- WHEREAS:** five members of the public spoke in favor of this proposal.

NOW, THEREFORE, on a motion by Commissioner Mary Bunting and seconded by Commissioner Teresa Schmidt,

BE IT RESOLVED that the Hampton Planning Commission recommends to City Council approval of Use Permit Application No. 16-00009, subject to twelve (12) conditions, the fourth condition as amended.

A roll call vote on the motion resulted as follows:

AYES:	Williams, Campbell, McCloud, Schmidt, Bunting, Southall
NAYS:	None
ABST:	None
ABSENT:	LaRue

A COPY; TESTE:


Terry P. O'Neill
Secretary to Commission