



May 11, 2026

Permitholder:

Southern Comfort Restaurant & Lounge, LLC
D/B/A Southern Comfort Restaurant & Lounge
2163 & 2165 Cunningham Drive
Hampton, Virginia 23666
eddieg@accesssoutherncomfort.com

Eddie Gomez
R/A for Southern Comfort Restaurant &
Lounge, LLC
321 E. Main St., Unit 313
Norfolk, Virginia 23510

Property Owner:

Battlefield Consolidated Properties, LLC
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NOTICE OF PUBLIC HEARING – PROPOSED REVOCATION OF USE PERMIT

Please take notice that at its regular meeting on Thursday, May 21, 2026, the Planning Commission of the City of Hampton will conduct a public hearing to consider the revocation of Use Permit 26-0039 (the “Use Permit”) issued to Southern Comfort Restaurant & Lounge, LLC (the “Permitholder”) to operate a Restaurant 3 at 2163 & 2165 Cunningham Drive, Hampton, Virginia 23666 (the “Location”). Thereafter, and upon receipt of the Planning Commission’s recommendation, City Council will conduct a public hearing to consider revocation of the Use Permit, during its Legislative Session on Wednesday, May 27, 2026.

Pursuant to City of Hampton Zoning Ordinance § 14-11 and Virginia Code § 15.2-2309(7), the Hampton City Council, upon recommendation from the Planning Commission, may revoke a use permit for any violation of a term or condition of the use permit, and for repeated continuing violations of the Zoning Ordinance or the Hampton City Code. The City has information demonstrating that the following violations of the Use Permit have occurred.

- **Security.** Use Permit Condition #8 requires that Permitholder ensures each of the following:
 - That security “*monitor and control patron behavior inside the Restaurant and upon their exit from the building into the parking lot and surrounding areas.*” (Condition 8(a))
 - That the Restaurant shall maintain “*no fewer than two (2) [security] officers to patrol the parking lot and monitor and control patron behavior from 10:30 p.m. until 30 minutes after closing each night.*” (Condition 8(b) and (c))

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- That the “*Restaurant shall contract (2) extra duty police officers from the Hampton Police Division to serve from 10:30 pm until 30 minutes after closing on any night when the Restaurant is open past 12:00 am.*” (Condition 8(d))
- That “*Restaurant and its security personnel shall take all reasonable measures to prevent an act of violence from occurring on the premises of the Restaurant, the parking areas for the Restaurant, or on any portion of public property immediately adjacent to the Restaurant premises and parking areas.*” (Condition 8(e))
- That “*Restaurant shall notify the City of Hampton, Chief of Police or their designee in writing not less than seven (7) calendar days before any use of the EVENT AREA by patrons. The presence of any patrons in the EVENT AREA without such advance notice will constitute a violation of this Use Permit.*” (Condition 8(f))

The below incident demonstrates Permitholder’s noncompliance with these requirements:

- Around 2:08 a.m. on April 5, 2026, a shooting occurred outside of Southern Comfort Restaurant & Lounge in the parking lot immediately adjacent to the Location. The victim was shot in the calf creating a trail of blood along the sidewalk directly in front of the entrance to the business. HPD recovered a .9mm spent cartridge casing and a bronze projectile. It appears that no security staff were patrolling the parking lot at the time of the shooting. The security staff did not appear to be monitoring patron behavior as this incident occurred, and no security staff reported the shooting to HPD. Southern Comfort Restaurant & Lounge was open until 2 a.m. this particular day and had not contracted any HPD extra duty police officers.
 - On the night of April 4, 2026, into April 5, 2026 (the night of the above mentioned shooting), there was a DJ performing in the Event Area described in Condition #8. Permitholder did not communicate this event in advance to the Chief of Police.
 - On April 11, 2026, Southern Comfort Restaurant Lounge advertised for and held an event featuring Da Baby. This event was also held in the Event Space. Permitholder also did not notify the Chief of Police in advance of this event.
- **Criminal investigations.** Condition #11 of the Use Permit requires the Permitholder ensure the following:
 - That “[a]ny criminal activity observed by Restaurant staff or security personnel shall be reported to the Hampton Police Division, and Restaurant staff and security personnel shall cooperate with the Hampton Police Division in their investigation into the criminal activity.” (Condition 11(a))
 - That “[t]he Restaurant shall install and maintain (2) external cameras for the purpose of monitoring the entryways of the Restaurant and provide continuous

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access to these cameras to The Hampton Police Division's Real Time Information Center (RTIC)."

The below incident demonstrates Permitholder's noncompliance with these requirements:

- On April 5, 2026, no one from security personnel or Restaurant staff reported the shooting to HPD. Sentara Careplex reported the shooting to HPD when the victim arrived there for treatment. During the investigation, an employee admitted to hearing a gunshot.
- As part of HPD's investigation into the shooting, HPD requested the video surveillance footage from Permitholder. Permitholder explained that the outside cameras were not functioning properly. Those cameras had also never been connected to HPD's RTIC system.
- **Window Transparency.** Condition #4 of the Use Permit requires the following, "*[n]o exterior or interior window treatment including but not limited to film, tint, blinds, curtains, shades, shutters, and other devices used to cover windows for privacy shall be installed that would impede visibility into the Restaurant from the outside while the Restaurant is in operation.*"
 - The windows at the Location are tinted impeding visibility into the Restaurant.

The Planning Commission will hold a public hearing on this matter at its regular session on THURSDAY, May 21, 2026 beginning at 3:30 P.M., in the City Council Chambers on the 8th FLOOR, CITY HALL, 22 LINCOLN STREET. At the public hearing, you will have an opportunity to give a 10-minute presentation to the Commission opposing the proposed revocation, and may request an additional three minutes to rebut comments from other speakers.

City Council will hold a public hearing on this matter during its Legislative Session on WEDNESDAY, May 27, 2026 beginning at 6:30 P.M., in the City Council Chambers on the 8th FLOOR, CITY HALL, 22 LINCOLN STREET. At the City Council public hearing, you will have an opportunity to give a 10-minute presentation to the Council opposing the proposed revocation, and may request an additional three minutes to rebut comments from other speakers.

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