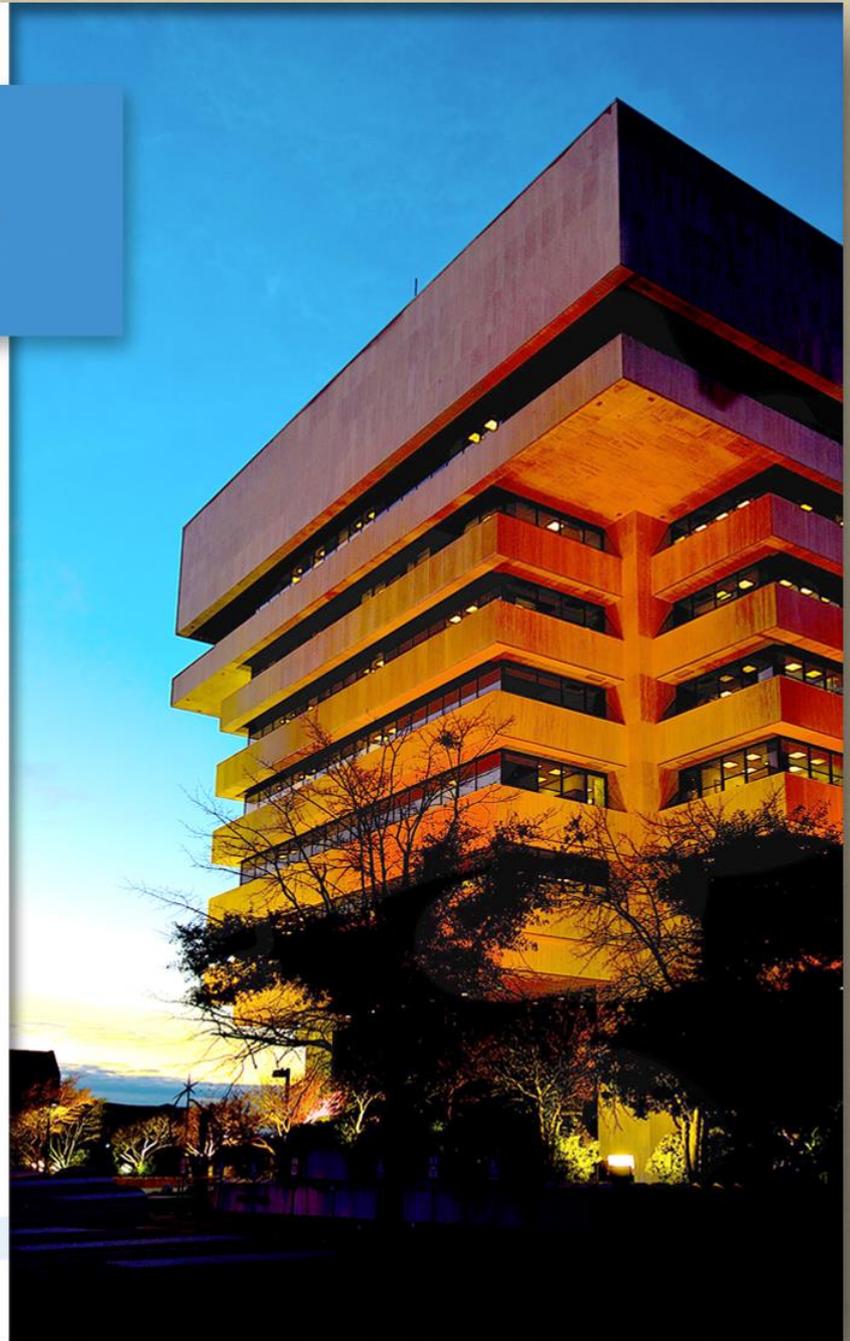


HAMPTON VA

**Subdivision Ordinance
Amendment
#22-0109
&
Site Plan Ordinance
Amendment
#22-0110

Exceptions**

March 9, 2022



Background

- The City's subdivision and site plan processes are administrative in nature
 - No policy discretion is involved
- “Exceptions”
 - Variations to the general regulations of the ordinance in cases of unusual situations or when strict adherence to the general regulations would result in substantial injustice or hardship
 - Currently requires Planning Commission and City Council review

Existing Process

- Applicant submits Petition for Exception to the City's subdivision/site plan agent
- Subdivision/site plan agent transmits the application to Community Development Department
- Application scheduled for public hearings at both Planning Commission and City Council (90+ day process)
 - Recommendation made by Planning Commission and a final decision made by the City Council

Proposed Process

- Applicant submits Petition for Exception to the Development Services Center (“DSC”) Manager
- DSC Manager reviews petition against adopted criteria and makes a decision
- If denied, applicant may appeal decision within 30 days to a panel consisting of the Community Development Director and Public Works Director, who may overturn the DSC Manager by unanimous decision

Benefits of Proposal

- Less expensive for applicants
 - Currently, a \$750 fee applies for advertising costs
 - Faster review for applicants
 - Removes perception that the public and/or Planning Commission and City Council can weigh policy factors in making their decision
 - Retains due process appeal rights
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Recommendations

Staff and Planning Commission recommend
approval of
Subdivision Ordinance Amendment #22-0109
Site Plan Ordinance Amendment #22-0110