

1 **Ordinance To Amend And Re-Enact The Zoning Ordinance Of The City Of Hampton,**
2 **Virginia By Amending Section 3-3 Entitled, "Additional Standards on Uses" To Add**
3 **Additional Use Regulations for the Smoke and Vape Shop Use.**

4
5 **WHEREAS**, the public necessity, convenience, general welfare and good zoning practice so
6 require;

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8 **BE IT ORDAINED** by the City Council of the City of Hampton, Virginia that Section 3-3 of the
9 Zoning Ordinance of the City of Hampton, Virginia be amended to read as follows:

10
11 **CHAPTER 3 – DEFINITIONS**

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13 ...

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15 **Section 3-3. – Additional standards on uses.**

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17 ...

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19 (57) *Smoke or Vape shops in any district are subject to obtaining a Use Permit by City*
20 *Council and shall comply with the following additional standards:*

21 *(a) No Smoke or Vape Shop may be permitted within one-thousand (1,000) feet of a*
22 *child day center as defined in Va. Code 22.1-289.02, any public, or private, or*
23 *parochial school, or any religious facility.*

24 *(b) A new or amended use permit will not be issued for any Smoke or Vape Shop*
25 *located within one-half mile (0.5) from the nearest Smoke or Vape Shop or other*
26 *existing retail establishment which meets the definition of "Smoke or Vape Shop" in*
27 *Section 2-2 of this ordinance..*

28 *(c) The hours of operation of a Smoke or Vape Shop shall be limited to 9:00 a.m. to 8:00*
29 *p.m.*

30 *(d) No Smoke or Vape Shop may operate a drive-through.*

31 *(e) No Smoke or Vape Shop may install or use any form of illumination visible from the*
32 *public right-of-way which is not expressly permitted by this Ordinance, except as*
33 *provided in a Lighting Plan approved by the Director of Community Development or*
34 *their designee and incorporated into the terms of the Use Permit.*

35 *(f) The exterior and interior windows of a smoke or vape shop shall not be covered by*
36 *or treated with any film, tint, blinds, curtains, shades, shutters, or other device that*
37 *would impede visibility into the establishment.*

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39 ...
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