

CITY OF HAMPTON, VIRGINIA  
LAND USE APPLICATION

Office Use Only:  
Case Number: CP 108  
Date Received: 1 APR 2010

Select the appropriate box:

- APPEAL OF ZONING ADMINISTRATOR'S DECISION \* (also complete Section 1 on reverse)
- APPEAL OF ZONING ADMINISTRATIVE OFFICER'S DECISION\* (also complete Section 1 on reverse)
- CONDITIONAL PRIVILEGE** (also complete Section 2 on reverse)
- REZONING** (also complete Section 3 on reverse)
- SPECIAL EXCEPTION** \* (also complete Section 2 on reverse)
- USE PERMIT** (also complete Section 2 on reverse)
- VARIANCE** \* (also complete Section 4 on reverse)

**INFORMATION REQUIRED FOR ALL APPLICATIONS:**

Property Address/Legal Description: 1416 Todds Lane

Current Land Use: Day Care Center

Current Zoning: R-13

Proposed Land Use: Day Care Center  
(if no specific use is proposed, please note.)

PROPOSE TO:  Use an existing building  
 Construct an addition  
 Construct a new building

**OWNER INFORMATION:**

Owner's Name: Someplace Like Home, LLC (Charles & Laurie Fabry)

Address: 1416 Todds Lane  
Hampton VA 23069

Phone Number: (571) 827-6583

E-mail: someplacelikehome@gmail.com

**APPLICANT INFORMATION: (if different from 'Owner')**

Applicant Name: JASMINE CARPENTER Applicant's Agent: N/A

Address: \_\_\_\_\_ Address: \_\_\_\_\_

Phone Number: 812 0182 Phone Number: \_\_\_\_\_

E-mail: JAZZ186@GMAIL.COM E-mail: \_\_\_\_\_

**OWNER AUTHORIZATION: I HEREBY SUBMIT THAT I AM THE FEE-SIMPLE OWNER OF THIS PROPERTY. I HAVE READ THIS APPLICATION AND IT IS SUBMITTED WITH MY FULL KNOWLEDGE AND CONSENT. I AUTHORIZE CITY STAFF AND REPRESENTATIVES TO HAVE ACCESS TO THE PROPERTY FOR INSPECTION. THE INFORMATION CONTAINED IN THIS APPLICATION IS ACCURATE AND CORRECT TO THE BEST OF MY KNOWLEDGE.**

OWNER'S NAME (please print) Someplace Like Home, LLC

OWNER'S SIGNATURE AND DATE BY MANAGING MEMBERS  
C. R. Fabry Laurie Fabry 3/30/10  
CHARLES R. FABRY  
LAURIE FABRY

DEVELOPMENT OF ANY PROPERTY IS SUBJECT TO COMPLIANCE WITH ALL APPLICABLE CODES, REGULATIONS AND ORDINANCES, WHETHER OR NOT THEY ARE SPECIFIED IN THE APPROVAL OF ANY LAND USE APPLICATION.

**CITY OF HAMPTON, VIRGINIA  
LAND USE APPLICATION**

*Please complete the applicable section:*

<b>SECTION 1: APPEALS OF THE ZONING ADMINISTRATOR'S OR ADMINISTRATIVE OFFICER'S DECISION</b>	
FEE:	If Associated With Single Family Residential Use: \$75; All Others: \$200
DATE OF THE DECISION BEING APPEALED:	_____
DESCRIPTION OF THE APPEAL:	_____
<b>--ALLOW AT LEAST TWO (2) BUSINESS DAYS AFTER HEARING BEFORE REQUESTING ANY PERMITS.--</b>	

<b>SECTION 2: CONDITIONAL PRIVILEGE; USE PERMIT; SPECIAL EXCEPTION</b>							
CONDITIONAL PRIVILEGE: \$650							
FEE:	USE PERMIT: \$650						
SPECIAL EXCEPTION: If Associated With Single Family Residential Use: \$75; All Others: \$200							
NOTE:	(a) Day Care, Bed & Breakfast, Communication towers require a supplemental information form be submitted with this application						
	(b) Communication towers require additional information as specified in the Zoning Ordinance to be submitted with this application.						
PROPOSED HOURS OF OPERATION:	Mon	Tues	Wed	Thurs	Fri	Sat	Sun
FROM:	5a.m	5a.m	5a.m	5a.m	5a.m	5a.m	5a.m
TO:	12a.m	12a.m	12a.m	12a.m	12a.m	12a.m	12a.m

<b>SECTION 3: REZONING</b>	
FEE:	\$650 for 1 <sup>st</sup> acre (or any part thereof) PLUS \$100 per additional acre (or any part thereof)
NOTE:	Rezoning requires a proffer statement to be submitted with this application.
PROPOSED ZONING AND USE OF THE PROPERTY:	_____

<b>SECTION 4: VARIANCES</b>	
FEE:	If Associated With Single Family Residential Use: \$75; All Others: \$200
DESCRIPTION OF THE REQUEST:	_____

\* **No variance shall be authorized by the board unless it finds:**

1. That strict application of the Ordinance would produce undue hardship
2. That such hardship is not shared generally by other properties in the same zoning district and vicinity.
3. That the authorization of such variance will not be of substantial detriment to the adjacent property and that the character of the district will not be changed by the granting of the variance.

**--ALLOW AT LEAST TWO (2) BUSINESS DAYS AFTER HEARING BEFORE REQUESTING ANY PERMITS.--**

**PLEASE REVIEW THE "ADDITIONAL REQUIREMENTS" CHECKLIST (PAGE 3)  
BEFORE SUBMITTING YOUR APPLICATION.**



**CITY OF HAMPTON, VIRGINIA  
LAND USE APPLICATION  
ADDITIONAL REQUIREMENTS:**

<b>ALL LAND USE APPLICATIONS MUST CONTAIN:</b>
<ul style="list-style-type: none"> <li>• <b>A completed Land Use Application Form</b> (including supplements, as necessary) ✓</li> <li>• <b>A recent certified surveyed plat of the property.</b></li> <li>• <b>A brief narrative</b> describing the nature of the application. ✓</li> <li>• <b>The application fee.</b> <i>This fee is non-refundable.</i> Only checks or money orders (made payable to the City of Hampton) will be accepted. Cash or purchase orders will NOT be accepted.             <ul style="list-style-type: none"> <li>• <b>APPEALS OF THE ZONING ADMINISTRATOR'S OR ADMINISTRATIVE OFFICER'S DECISION:</b> If Associated With Single Family Residential Use: \$75; All Others: \$200</li> <li>• <b>SPECIAL EXCEPTION:</b> If Associated With Single Family Residential Use: \$75; All Others: \$200</li> <li>• <b>USE PERMIT:</b> \$650</li> <li>• <b>CONDITIONAL PRIVILEGE:</b> \$650</li> <li>• <b>REZONING:</b> \$650 for 1<sup>st</sup> acre (or any part thereof) PLUS \$100 per additional acre (or any part thereof)</li> <li>• <b>VARIANCE:</b> If Associated With Single Family Residential Use: \$75; All Others: \$200</li> </ul> </li> <li>• Any delinquent real estate taxes owed on the subject property must be paid before an application may be processed. ✓</li> <li>• <b><i>In addition to the above, some applications may require additional information.</i></b></li> </ul>
<b>COMMUNICATIONS TOWERS (USE PERMIT)</b>
<ul style="list-style-type: none"> <li>• Supplementary Form for Communications towers (2 pages)</li> <li>• Intermodulation Study</li> <li>• Zoning Ordinance Requirements (§20-5.1(4))</li> </ul>
<b>DAY CARES (CONDITIONAL PRIVILEGE or SPECIAL EXCEPTION)</b>
<ul style="list-style-type: none"> <li>• Supplementary Form for Day Cares (1 page) ✓</li> <li>• Traffic Circulation Plan / Traffic Study for Day Care 3 ✓</li> <li>• Conceptual site plan</li> <li>• Licensing Requirements (Department of Social Services) <i>if applicable</i></li> <li>• Floor Plan (labeled and to-scale) ✓</li> </ul>
<b>VEHICLE STORAGE (USE PERMIT)</b>
<ul style="list-style-type: none"> <li>• Zoning Ordinance Requirements (§20-5.1(2))</li> </ul>
<b>ADULT CARE RESIDENCE (USE PERMIT)</b>
<ul style="list-style-type: none"> <li>• Zoning Ordinance Requirements (§20-5.1(5))</li> </ul>

*Additional information such as (but not limited to) a conceptual site plan, building elevations, location of existing/proposed improvements (if not shown on plat), or a Stormwater Management Plan (see City Code §33.1-6 and §33.1-7) may be required by the Zoning Administrator or Planning Director after initial review of the application. Such information may be provided with the initial submission at the applicant's discretion.*

**Applicants for Rezoning, Conditional Privilege and Use Permit applications** must submit **35 copies** (reduced to no larger than 8½" x 17") of any required site plans, building elevations, landscape plans, color photographs, or other non-textual information.

**Applicants for Variance, Special Exception and Appeal applications** must submit **8 copies** (reduced to no larger than 8½" x 17") of any required site plans, building elevations, landscape plans, color photographs, or other non-textual information.

<b>SUBMITTAL OF LAND USE APPLICATIONS</b>	
<b>Variance/Special Exception/ Appeal of Zoning Administrator's or Administrative Officer's Decision</b>	<b>Rezoning/Conditional Privilege/Use Permit</b>
<ul style="list-style-type: none"> <li>• Submit to the Permit Office, 3<sup>rd</sup> floor City Hall, Lincoln Street, Hampton, VA 23669. 22</li> <li>• Telephone: 728-2444</li> </ul>	<div style="text-align: center; font-size: 2em; color: blue; opacity: 0.5; font-weight: bold;">RECEIVED</div> <ul style="list-style-type: none"> <li>• Submit to the Planning Department, 1 Franklin Street, Suite 603, Hampton, VA 23669 (6<sup>th</sup> floor)</li> <li>• Telephone: 727-6140</li> </ul>

PLANNING DEPT.

APR 01 2019



**CONDITIONAL PRIVILEGE # \_\_\_\_\_**  
**SUPPLEMENTAL INFORMATION FOR DAY CARE**

**LOT INFORMATION**

Lot Width: 100.39' Lot Depth: 479.93'  
Total Lot Area (Square Footage or Acreage): 1.065 Acres

**BUILDING INFORMATION**

Square Footage: Approx. 3236 sf # Stories: 1

# Classrooms: 4-5 # Offices: 1 # Kitchens: 1 # Other: 2 BATHROOMS/STORAGE

Parking Spaces (On-Site): 25-30 Proposed Parking Spaces (On-Site): 25-30

\*Attach sketch showing proposed parking, if any, and traffic circulation on site.

Construction:  Wood Framing/Siding  Wood Frame/Brick Veneer  Masonry Wall

Primary Building Use:  Detached Single Family  Church  School (Preschool/Daycare)  
 Commercial  Other (Specify) \_\_\_\_\_

Is this an occupied residence?  YES  NO

**OPERATIONAL INFORMATION**

# Clients: 67 Age Range of Clients: Infant - 12 years old

# Employees: 20

# Toilets: 10 # Washbasins: 10

Type of Fencing: Chain Link Height of Fencing: 48"

Area (Square Footage or Acreage) to be fenced: N/A (2 fenced in areas already exist)

Area (Square Footage or Acreage) of Outside Play Area: Front: 4,429 sf Rear: 1,911 sf

Area (Square Footage or Acreage) of Inside Play Area: 400 + sf

\*Attach Sketch of Play Area location(s)

Licensing Agency will be: Dept of Social Services

**FOR OFFICE USE ONLY**

DATE TO: Codes: State: Fire: Health:  
Social Services: Commissioner of Revenue

Traffic Study Required?  YES  NO  
Community Meeting Held?  YES  NO  NOT NEEDED

March 31, 2010

To Whom It May Concern:

The purpose of this Conditional Privilege is to change some of the stipulations in conjunction with the current Land Use Permit for 1416 Todds Lane. First and foremost, the hours of operation need to be changed. In the application we are requesting operating hours from 5:00a.m to Midnight. In the immediate future we only plan to be open from 6am- 6pm, however, as business grows we would like the ability to provide child care for parents who work second shift, as this service is not offered by many other facilities. We are also requesting a modification to the age range of clients. We are currently in the process of obtaining our license through the Department of Social Services to become a licensed child care provider for children ages two through twelve. In the event that our business grows to a point where we can add an additional classroom, we plan to apply for additional licensing through Social Services so that our clients will range from Infants to twelve years old. We are currently limited to 40 students by the department of Social Services. However, once we are able to add two additional toilets and two additional sinks, we will be able to increase the number of students to 67.

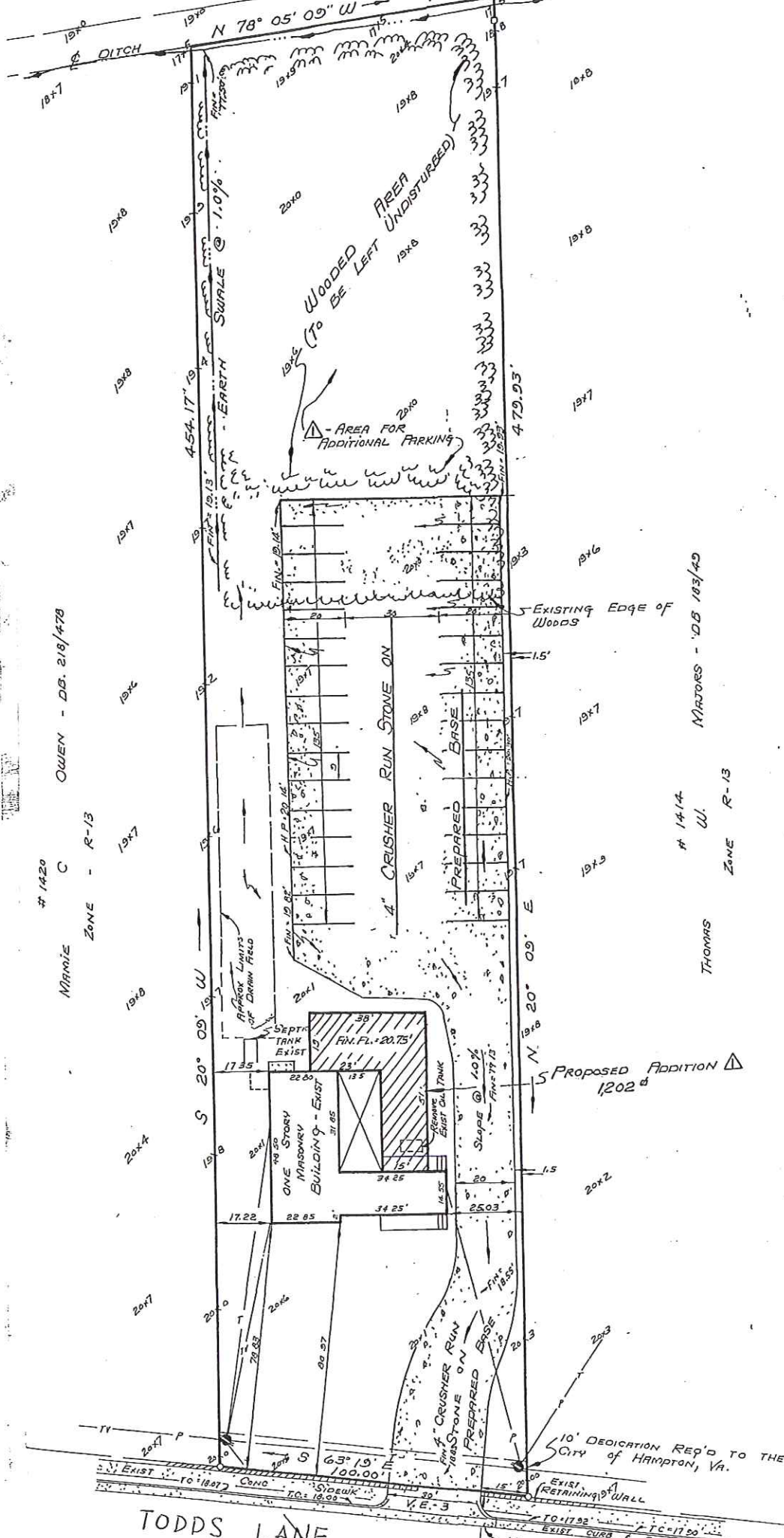
We are requesting that Condition numbers three and four be lifted from the existing land use permit. Trinity Child Care occupied this building for over twenty five years, and did not realize that they were not supposed to have play equipment in the front of the building, and no violations were ever issued. In those twenty five years there has never been an incident or a cause for concern for the safety of the children. There is concrete barrier/retainer wall to protect from traffic and the playground sits at a height from the street that exceeds minimum requirements set forth by Social Services for a front yard play area. There is also a child care facility almost direct across the street that has play equipment in sight of the street. (You can actually look directly into their playground from our front yard, though it is technically their side yard.) We feel that it is beneficial for the safety of the children to have two separate fenced in play areas. The play area in the front would have smaller play equipment for the younger children so that they will not have to walk through the parking lot to the rear playground. The rear playground sits in the farthest part of the lot, and will have larger play equipment for the bigger kids. This will prevent both age groups from being on the same playground at the same time.

We appreciate your consideration in this matter. These requests are vital to the success of our business. We are looking forward to getting up and running so that we can give back to the community. Thank you for taking the time to review this information.

Respectfully,





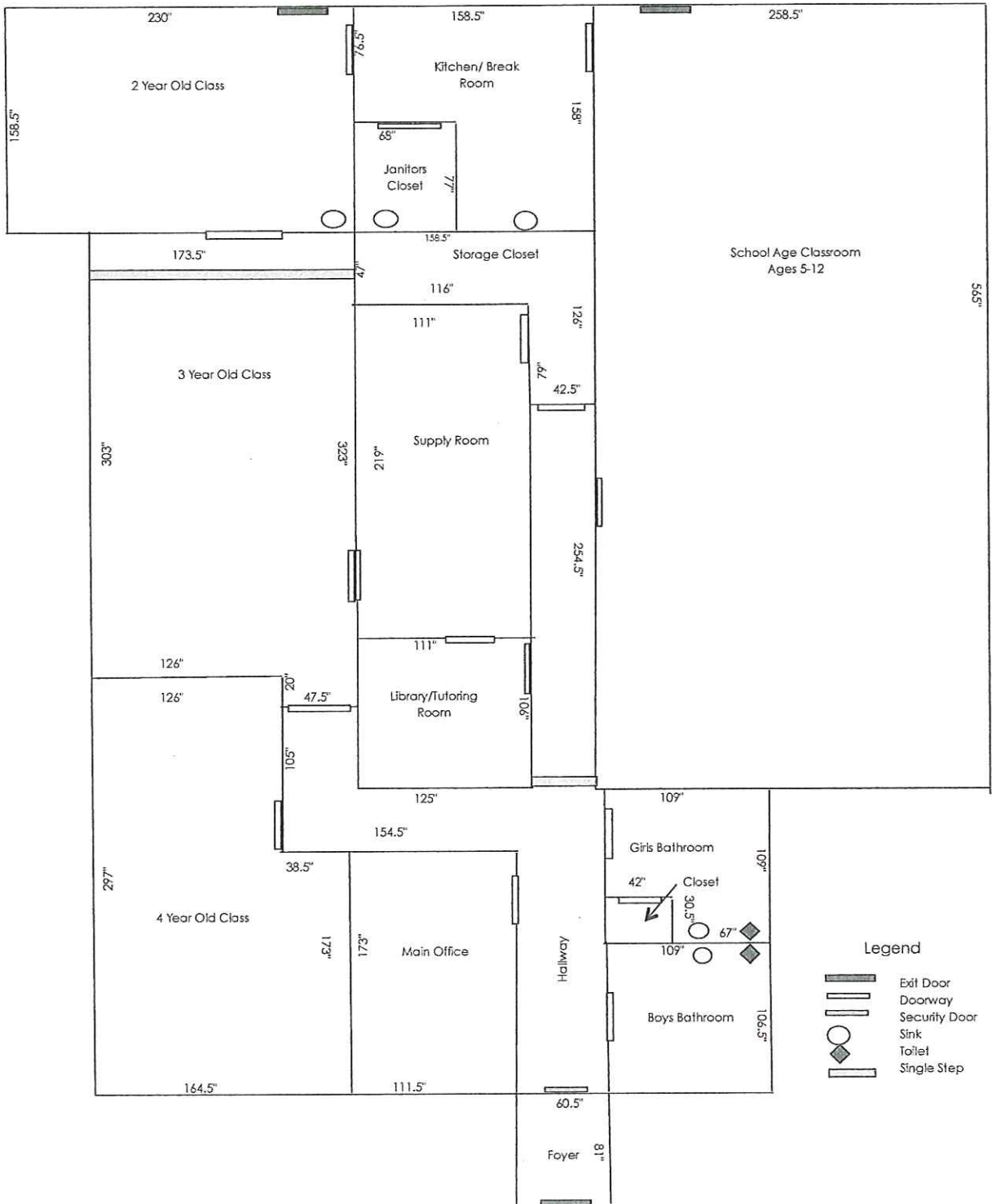


# 1420  
 MIRNIE C OWEN - DB. 218/478  
 ZONE - R-13







# 1414  
 THOMAS W. MAJORS - DB 183/49  
 ZONE R-13

TODDS LANE

PLAT OF PROPERTY  
 1 APR 2010



Legend

-  Exit Door
-  Doorway
-  Security Door
-  Sink
-  Toilet
-  Single Step

INTERIOR LAYOUT

1 APR 2010

To: Jeffrey Cankle

From: Ed Nason

2 pages

FAX 728-2449

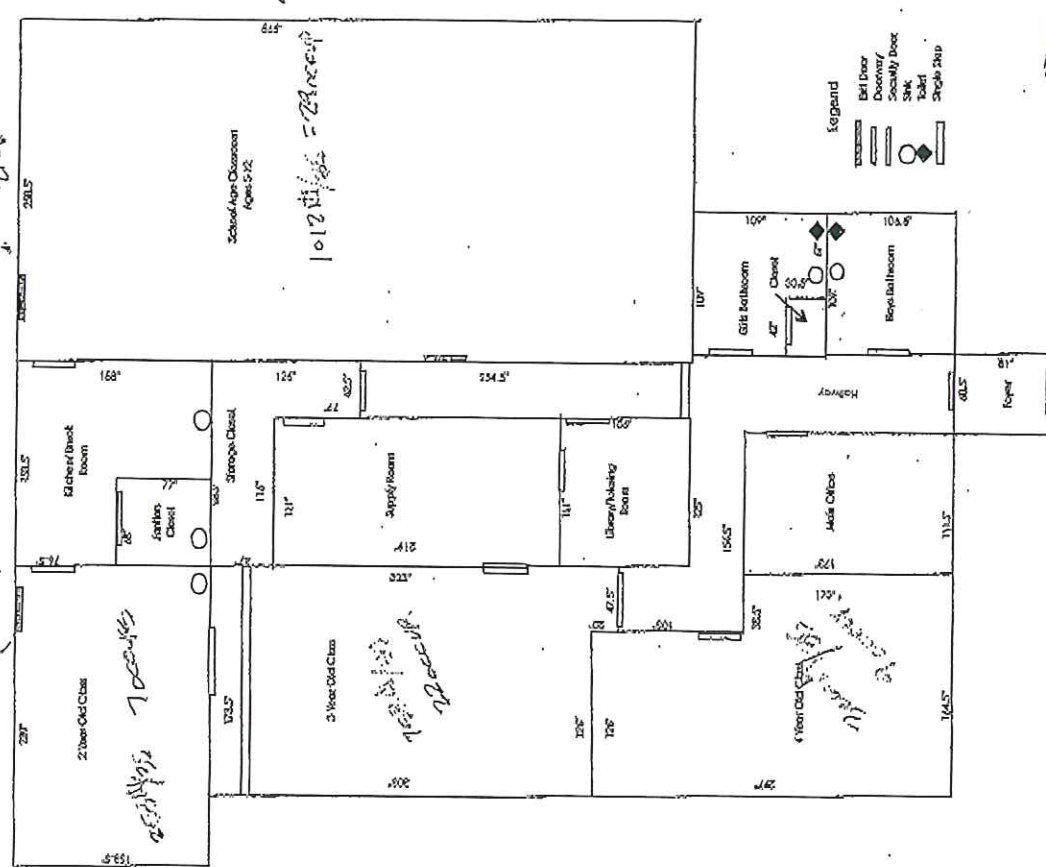
ED NASON  
728-2012



**Someplace Like Home, LLC**  
Childhood Development Center  
1416 Todds Lane  
Hampton, VA 23666

**Charles Fabry**  
CEO/Owner

Phone: (757) 827-6583  
Fax: (757) 825-0572  
Someplacelikehome@gmail.com

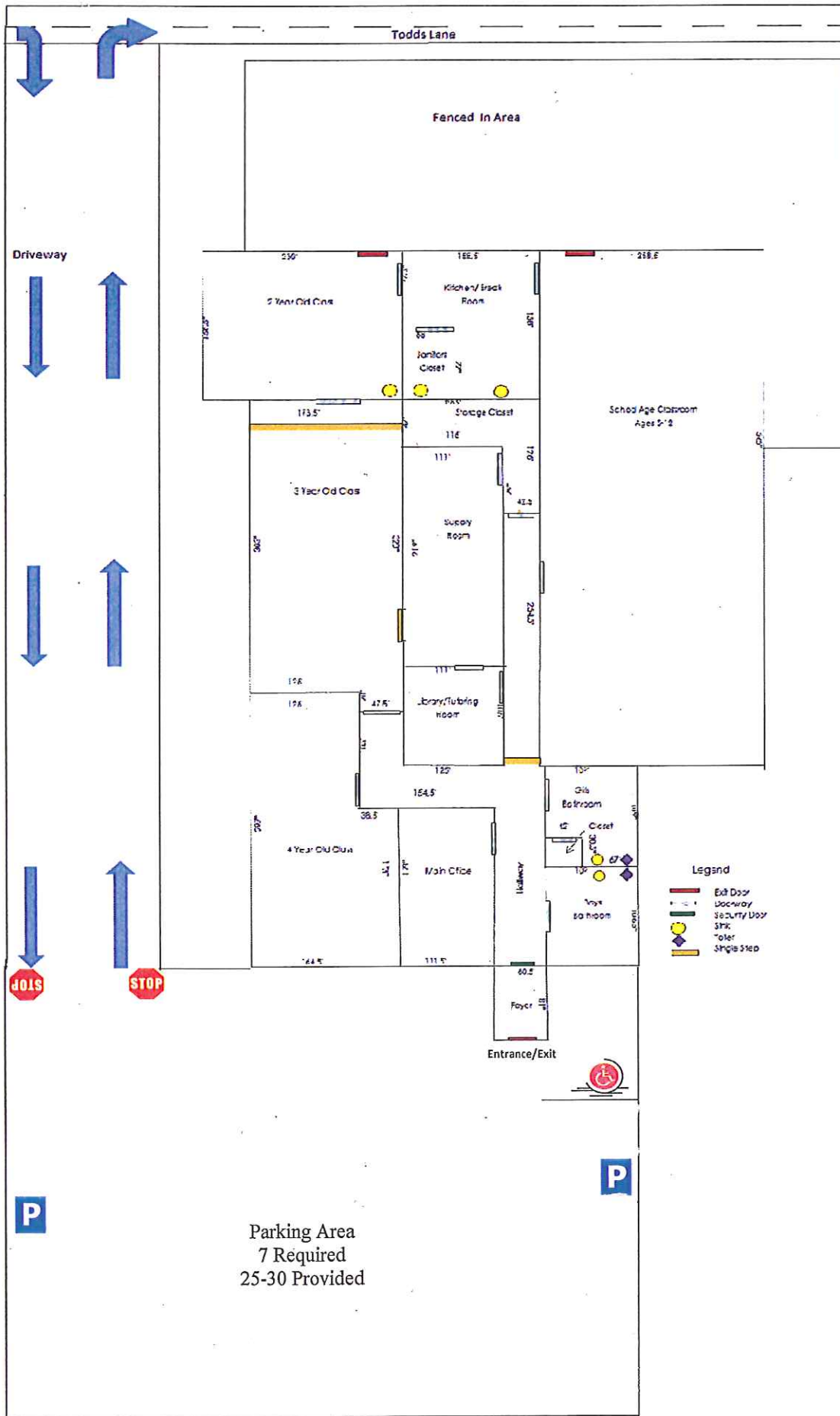


Someplace Like Home, LLC  
1416 Todds Lane  
Hampton VA 23666

67 STUDENTS  
CAPACITY DETERMINATION

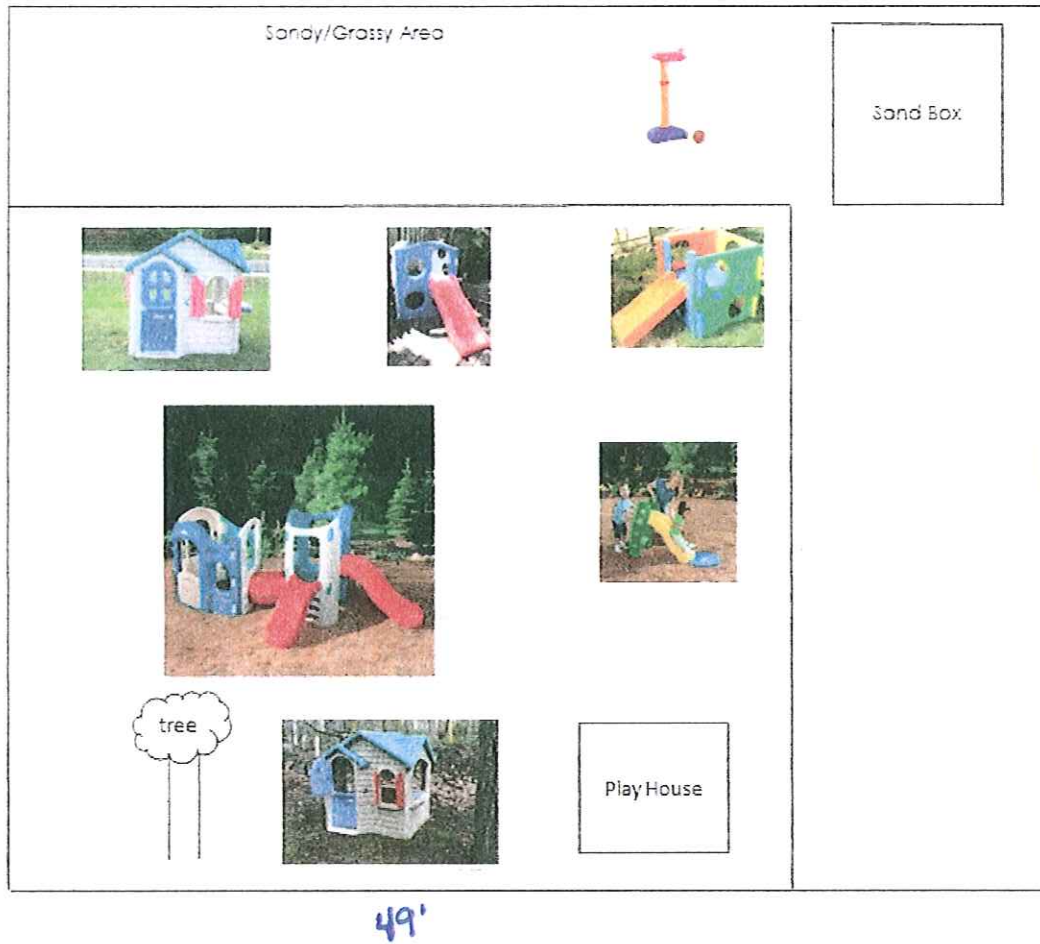
4-7-1  
1012 11/12 = 29 recess





CIRCULATION AND  
 PARKING PLAN  
 1 APR 2010

Back Yard Fenced In Area Diagram



□ = 1 sq/ft

REAR  
PLAY AREA  
1 APR 2010