

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

Office Use Only:
Case Number: CP112
Date Received: 7/30/2010

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: (LRSN 4002763)

Property Address/Legal Description: 1144 Big Bethel Road Hampton, Va.
 Current Land Use: RESTAURANT 23666
 Current Zoning: C-1 PROPOSE TO: Use an existing building
 Proposed Land Use: RESTAURANT WITH LIVE ENTERTAINMENT Construct an addition
 (If no specific use is proposed, please note.) Construct a new building

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OWNER INFORMATION:

Owner's Name: HAMPTON WOODS ASSOCIATES, INC.
 Address: 4460 CORPORATION LN STE 300
VIRGINIA BEACH VA 23462
 Phone Number: 757-490-3141
 E-mail: JYERIGAN@PembrokeRealty.com
PEMBROKE COMMERCIAL REALTY, AGENT FOR OWNER

APPLICANT INFORMATION: (if different from 'Owner')

Applicant Name: QUEENS WAY SOUL CAFE, LLC Applicant's Agent: ROGER + PEGGY WINSTON, OWNERS
 Address: 1144 BIG BETHEL RD Address: 111 BOWEN DR.
HAMPTON VA 23666 HAMPTON VA 23666
 Phone Number: 757 224 7669 Phone Number: 757 838 4450
 E-mail: QUEENSWAYSOULCAFE@HOTMAIL.COM E-mail: YX.SQUARED@COX.NET

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) HAMPTON WOODS ASSOCIATES, INC.
 OWNER'S SIGNATURE AND DATE BY: Richard OLIVIERI Richard OLIVIERI President 8/5/10
 NAME (SIGNATURE) TITLE DATE

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:

SECTION 1: APPEALS OF THE ZONING ADMINISTRATOR'S OR ADMINISTRATIVE OFFICER'S DECISION

FEE: If Associated With Single Family Residential Use: \$100; All Others: \$250

DATE OF THE DECISION BEING APPEALED: _____

DESCRIPTION OF THE APPEAL: _____

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



SECTION 2: CONDITIONAL PRIVILEGE; USE PERMIT; SPECIAL EXCEPTION

CONDITIONAL PRIVILEGE: \$650
 FEES: USE PERMIT: \$650
 SPECIAL EXCEPTION: If Associated With Single Family Residential Use: \$100; All Others: \$250

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:	11am	11am	11am	11am	11am	11am	1pm
TO:	12 midnight	12 midnight	12 midnight	1:00am	2:00am	2:00am	12 midnight

SECTION 3: REZONING

FEE: \$650 for 1st 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: _____

SECTION 4: VARIANCES

FEE: If Associated With Single Family Residential Use: \$100; All Others: \$250

DESCRIPTION OF THE REQUEST: _____

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

1. That there has been no evidence produced that the strict application of the ordinance would produce undue hardship; or
2. That the hardship is shared generally by other properties in the same zoning district and in the same vicinity; or
3. That the authorization of the variance will be of substantial detriment to adjacent property and that the character of the district will be changed by the granting of the variance; or
4. That the granting of the variance is not in harmony with the intended spirit and purpose of the ordinance.

--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:**

ALL LAND USE APPLICATIONS MUST CONTAIN:

- A completed Land Use Application form (including supplements, as necessary)
- A recent certified surveyed plat of the property.
- A brief narrative describing the nature of the application.
- The application fee. *This fee is non-refundable.* Only checks or money orders (made payable to the City of Hampton) will be accepted. Cash or purchase orders will NOT be accepted.
 - APPEALS OF THE ZONING ADMINISTRATOR'S OR ADMINISTRATIVE OFFICER'S DECISION: If Associated With Single Family Residential Use: \$100; All Others: \$250
 - SPECIAL EXCEPTION: If Associated With Single Family Residential Use: \$100; All Others: \$250
 - USE PERMIT: \$650
 - CONDITIONAL PRIVILEGE: \$650
 - REZONING: \$650 for 1st acre (or any part thereof) PLUS \$100 per additional acre (or any part thereof)
 - VARIANCE: If Associated With Single Family Residential Use: \$100; All Others: \$250
- Any delinquent real estate taxes owed on the subject property must be paid before an application may be processed.
- ***In addition to the above, some applications may require additional information.***

COMMUNICATIONS TOWERS (USE PERMIT)

- Supplementary Form for Communications towers (2 pages)
- Intermodulation Study
- Zoning Ordinance Requirements (§20-5.1(4))

DAY CARES (CONDITIONAL PRIVILEGE or SPECIAL EXCEPTION)

- Supplementary Form for Day Cares (1 page)
- Traffic Circulation Plan / Traffic Study for Day Care 3
- Conceptual site plan
- Licensing Requirements (Department of Social Services) *if applicable*
- Floor Plan (labeled and to-scale)

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VEHICLE STORAGE (USE PERMIT)

- Zoning Ordinance Requirements (§20-5.1(2))

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ADULT CARE RESIDENCE (USE PERMIT)

- Zoning Ordinance Requirements (§20-5.1(5))

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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.

SUBMITTAL OF LAND USE APPLICATIONS

Variance/Special Exception/ Appeal of Zoning Administrator's or Administrative Officer's Decision	Rezoning/Conditional Privilege/Use Permit
<ul style="list-style-type: none"> • Submit to the Permit Office, City Hall, 3rd floor, 22 Lincoln Street, Hampton, VA 23669 • Telephone: 757-728-2444 	<ul style="list-style-type: none"> • Submit to the Planning Department, 1 Franklin Street, Suite 603, Hampton, VA 23669 (6th floor) • Telephone: 757-727-6140

Queens Way Soul Café Narrative for Use Permit

Description of Onsite Usage: Solely used to conduct the business of a southern cuisine restaurant

Location: 1144 Big Bethel Rd

Staff on Hand: 11 (servers, bartenders, cooks and management)

Security on Hand: 2 security officers

Proposed Entertainment Location: Inside restaurant towards the front (RHS)

Seating: bar stools, booths, tables and chairs to accommodate approximately 80 customers

Proposed Hours of Live Entertainment: Mon-Thursday 8pm – 12 midnight, Fri & Sat 9pm-2:00am, Sun 1pm – 12midnight. If holiday or special events (Jazz Festival) fall on a week day our hours of operation may be 11am-2:00am.

Business Storefront Ownership: since September 2005 (current location since December 2009)

Parking Lot is part of a shared common area in the shopping center

Type of music equipment: karaoke machine, computer, CD player, record player (DJ entertainment, comedy and 2-3 piece instrument combo (soft jazz))

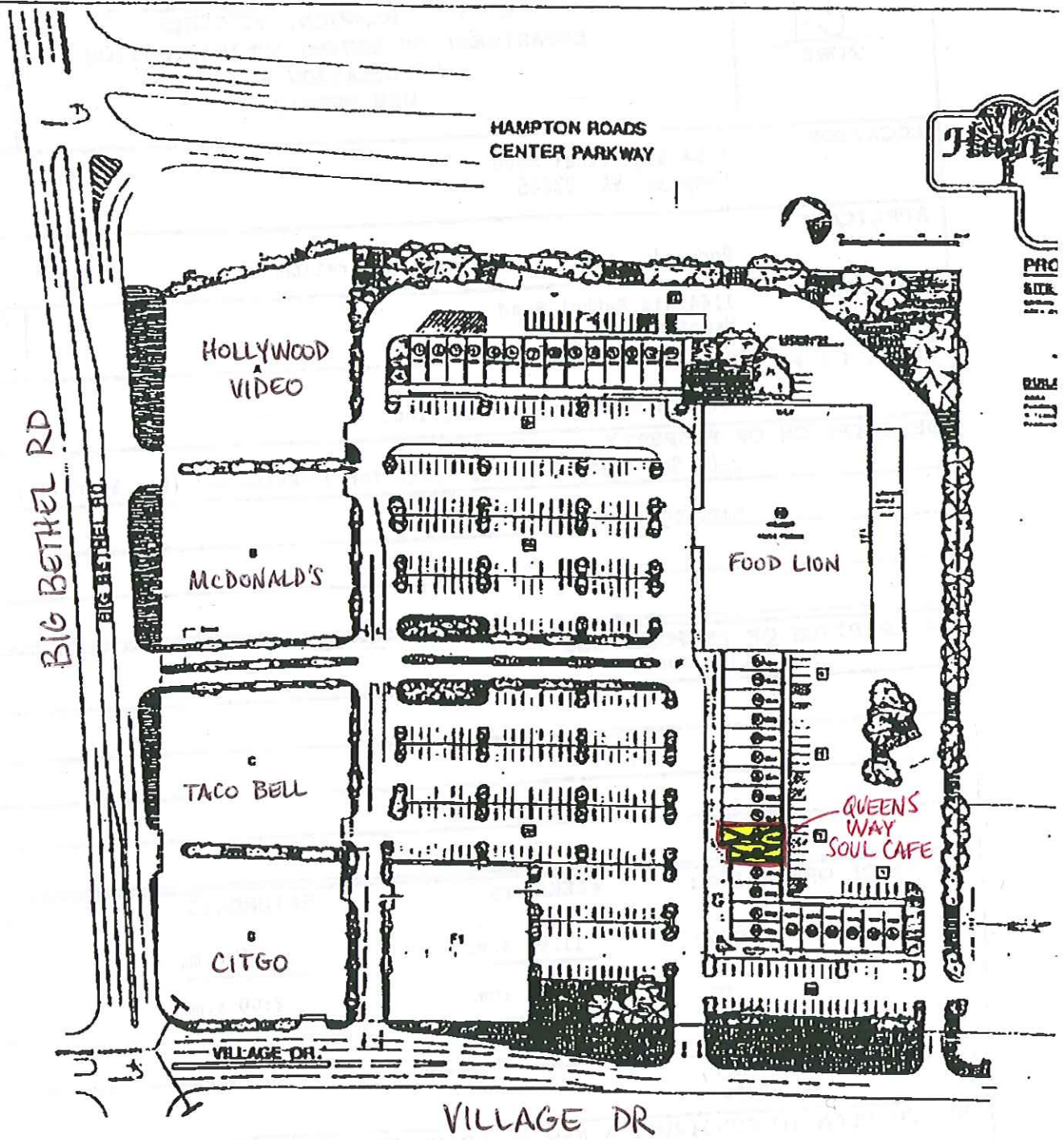
Enclosed: Power Point Presentation

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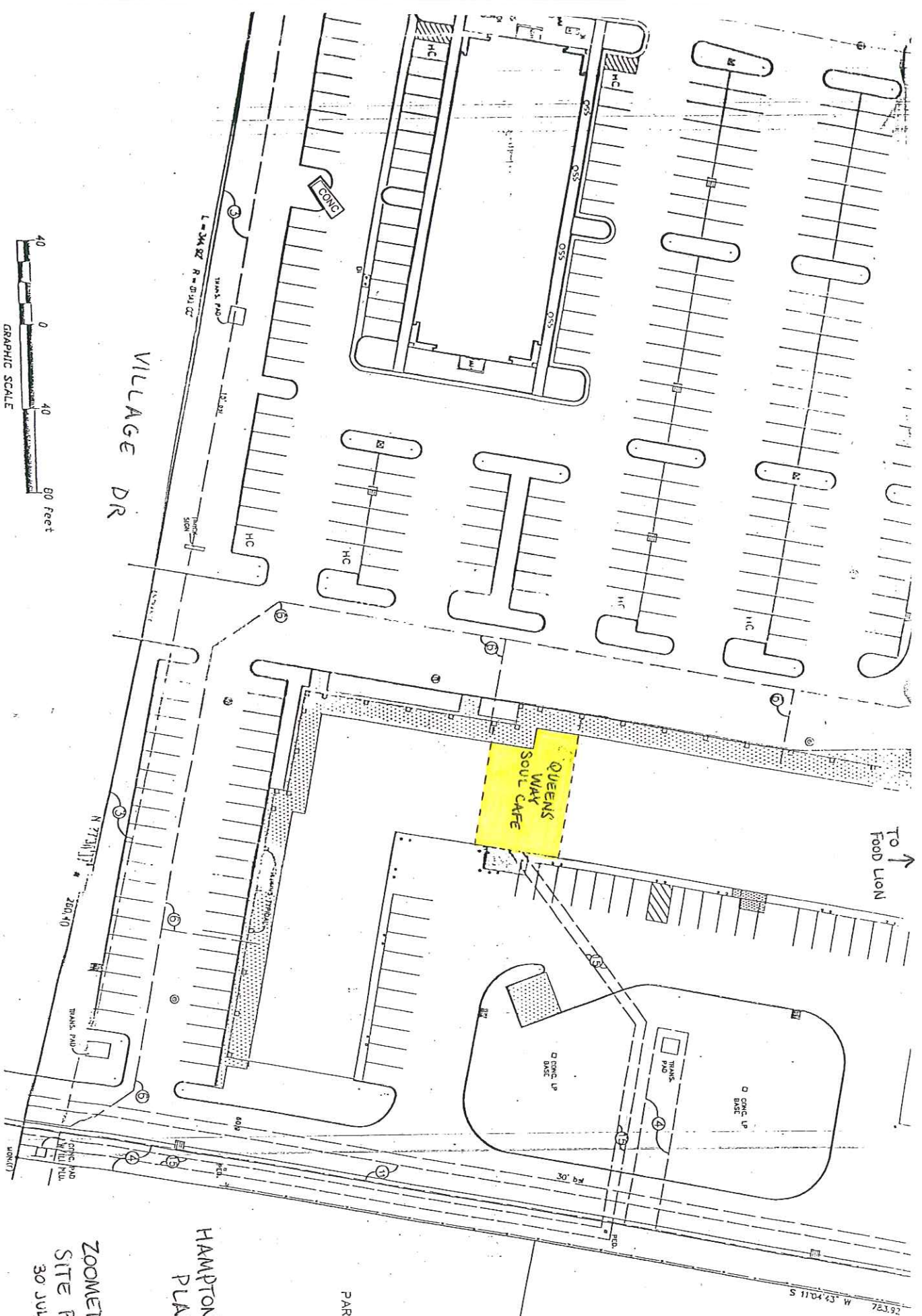
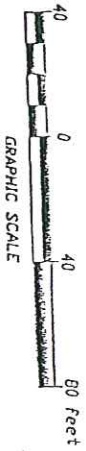
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HAMPTON WOODS PLAZA



OVERVIEW
SITE PLAN
30 JUL 2010



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HAMPTON WOODS
PLAZA

PARCEL H

ZOOMED-IN
SITE PLAN
30 JUL 2010

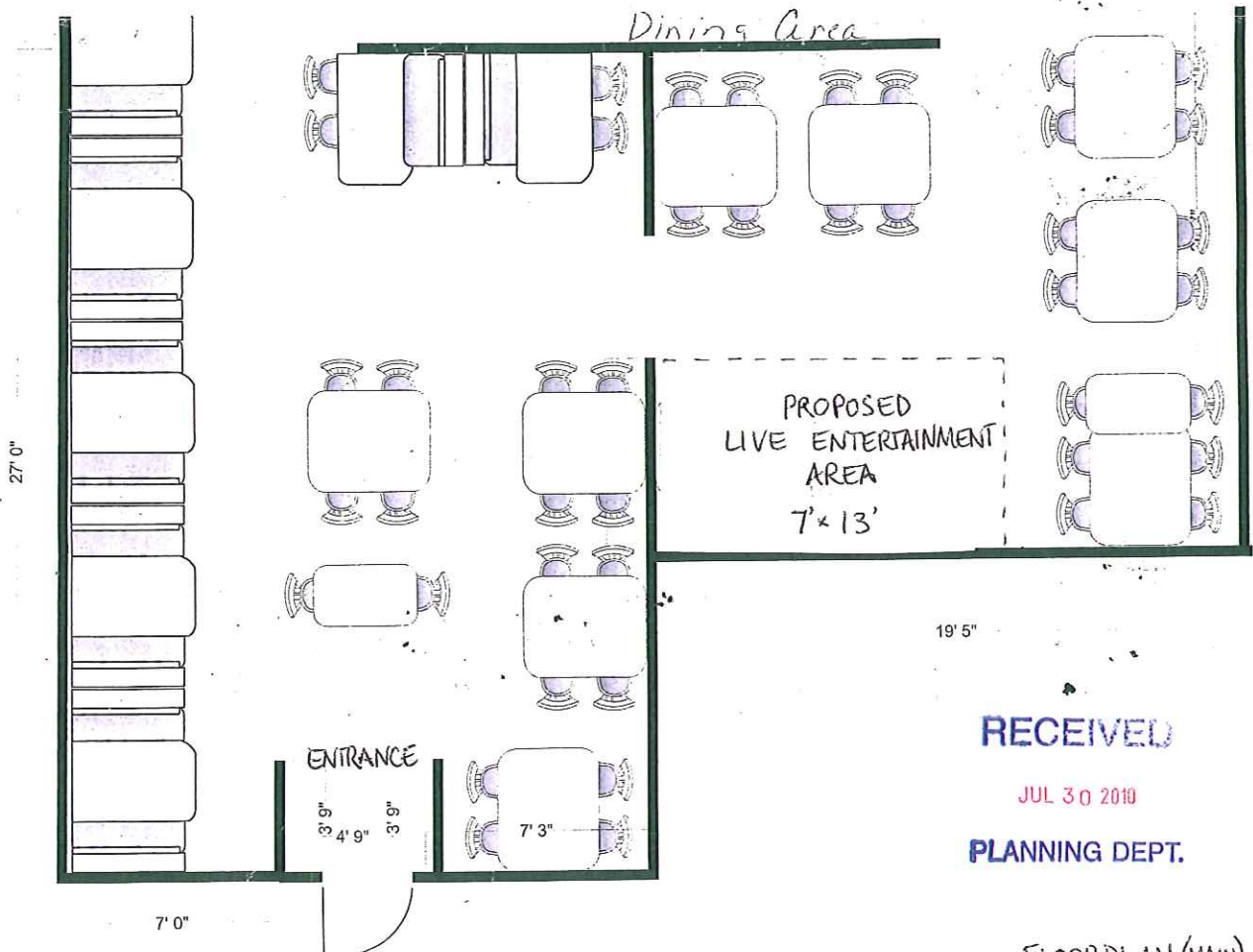
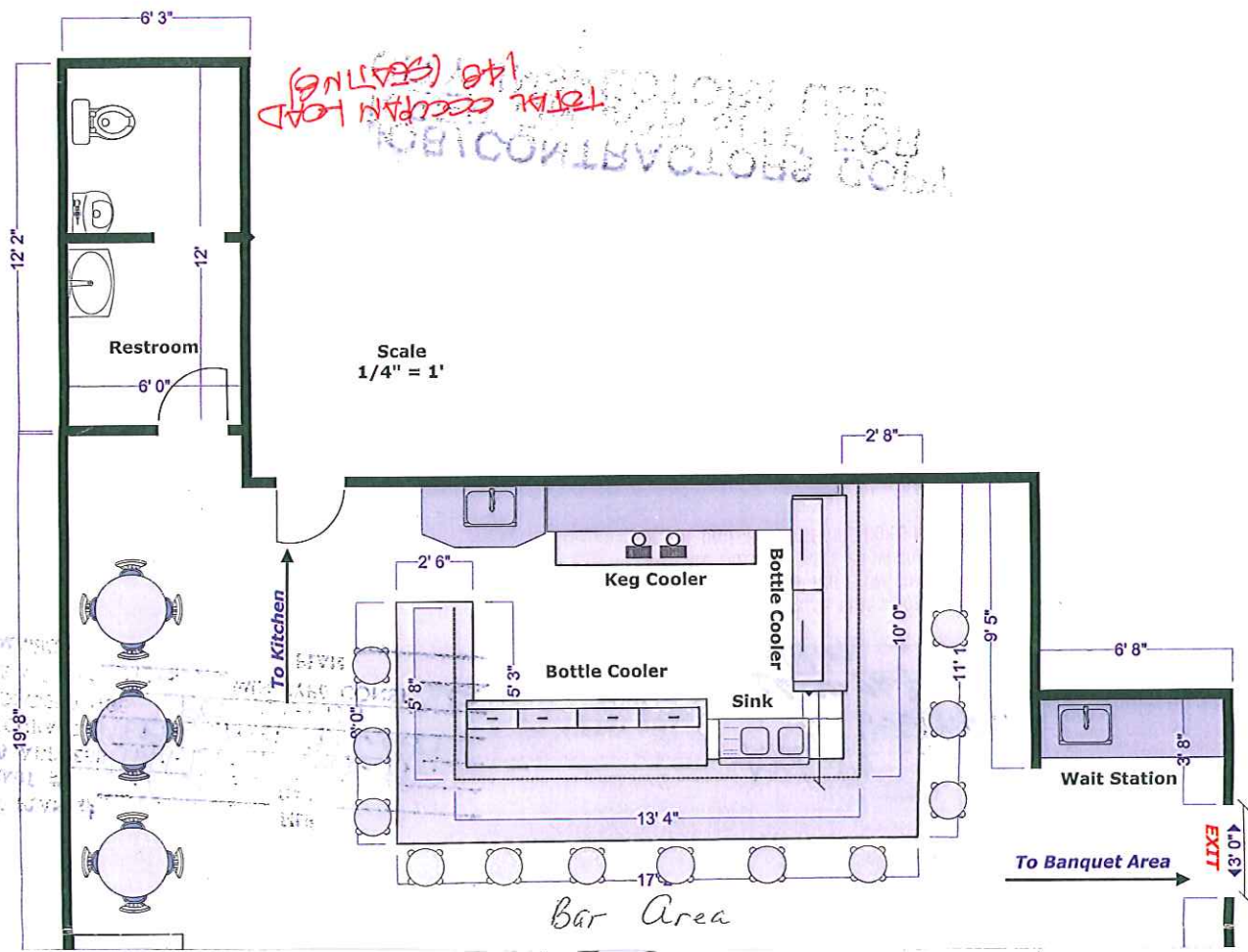
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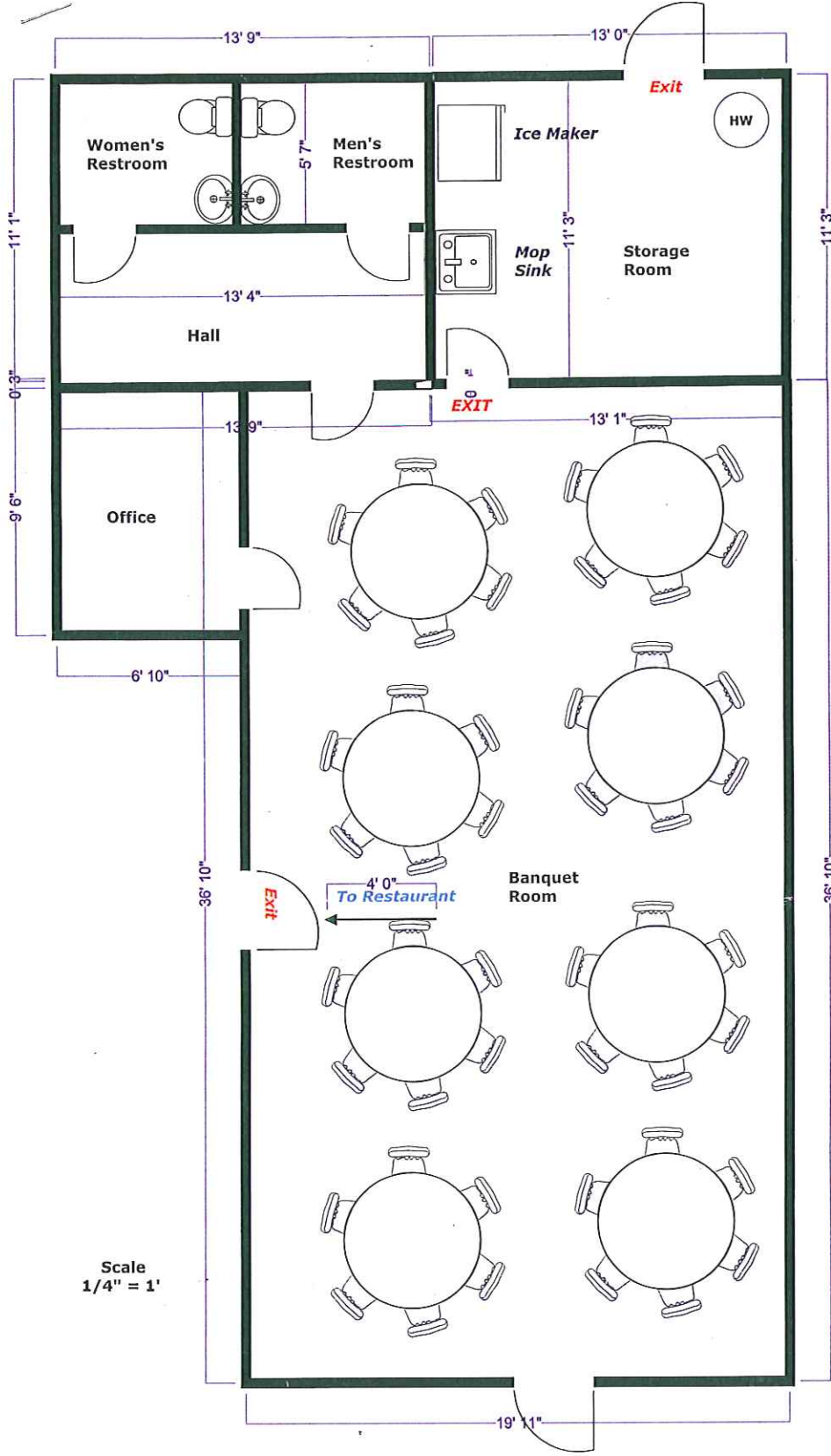
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FLOORPLAN (MAIN)
QUEENS WAY SOUL CAFE
1144 BIG BETHEL ROAD



Scale
1/4" = 1'

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FLOORPLAN (BANQUET)
QUEEN'S WAY SOUL CAFE
1144 BIG BETHEL ROAD