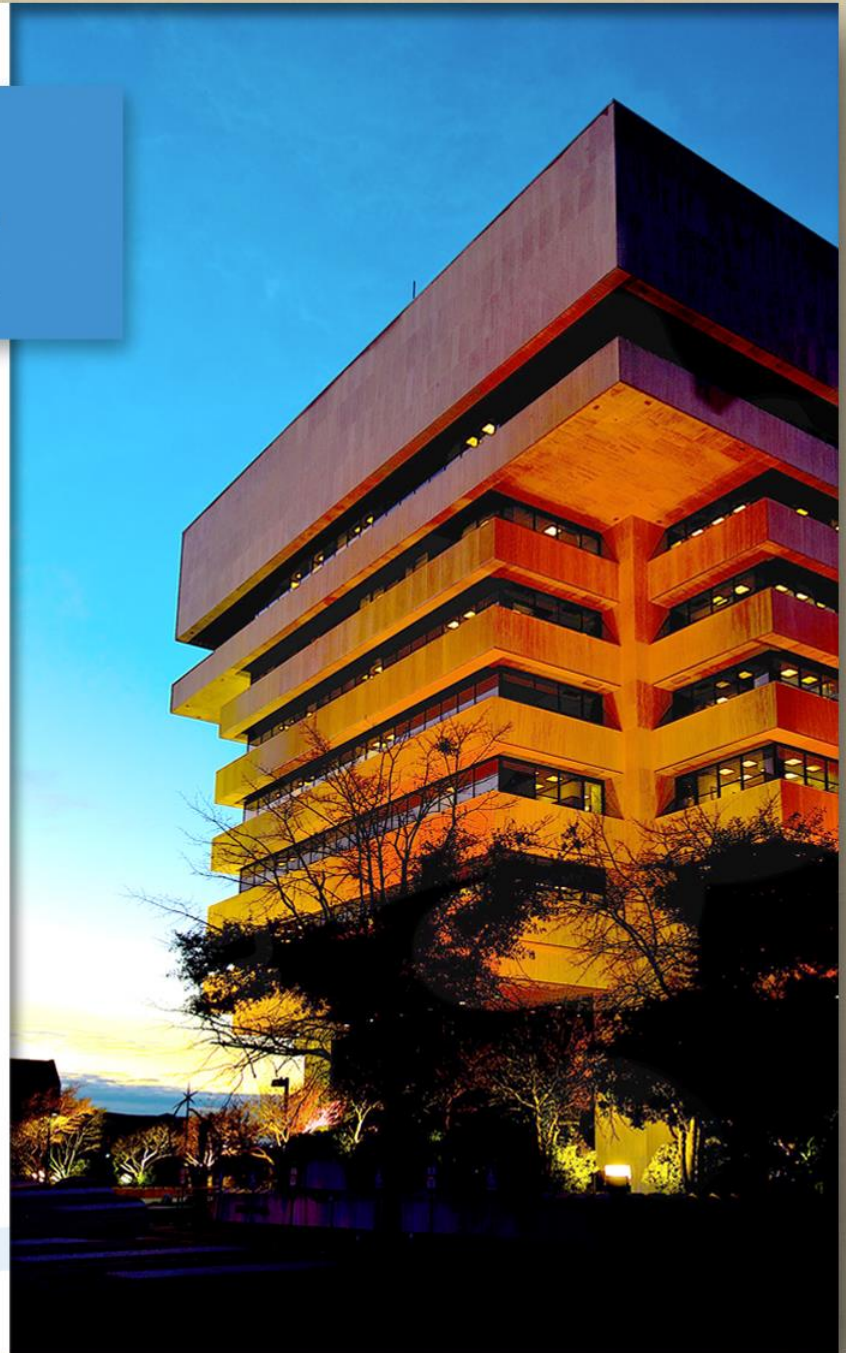


HAMPTON VA

Zoning Ordinance Amendment

Animal-related Definitions and Uses

City Council
June 10, 2020



Purpose

Amend Section 2-2 “Definitions”,
Sec. 3-2 “Table of Uses Permitted”,
and Sec. 3-3 “Additional Standards on Uses”
for animal-related uses

Purpose

- Align zoning ordinance with city code definitions
- Comprehensively consider companion animal uses
- Staff collaborated in an interdepartmental team on the updates
 - Hampton Animal Response Team (HART), CDD, CAO, and the Treasurer

Proposal

- 20-0143 would update definitions:
 - Amend kennel to align with HART
 - Add animal day care
 - Add animal shelter
 - Add home based rescue
 - Add veterinarian office or hospital
 - Amend home based occupation

Proposal

- 20-0161 would update uses:
 - Updating the Use Table
 - Add animal day care
 - Add animal shelter
 - Add home based rescue
 - Modify veterinarian office
 - Modify kennel

Proposal

- 20-0161 would update uses:
 - Updating Additional Standards
 - Amend home based occupation
 - Amend veterinarian office
 - Amend kennel
 - Add animal day care

Kennel

- An establishment (business)
- 5 or more dogs or cats over 4 months
- For breeding, hunting, training, renting, boarding, selling, or showing
- Additional standards required
 - Same standards as veterinarian offices and animal day cares
- Adding C-3 and M-1

Additional Standards

- Kennel, animal day care, and vet office
 - Comply with noise and enclosing the use
 - Comply with City Code Chapter 5
 - If outdoor run, animals not kept in it overnight, and run must be fenced
 - If the lot abuts a residential lot, additional standards for screening, opaque fencing, and setback apply


Animal day care (Doggie Daycares)

- Animal stays less than 24 hours/day/client
- Longer than 24 hours is a kennel
- Use was previously interpreted to be retail
- Existing legally established day care would be a legal non-conforming use
- Additional standards required
 - Same standards as kennels and veterinarian offices


Veterinarian office or hospital

- New definition
- Added to M-1
- Additional standards required
 - Same standards as kennels and animal day cares

Animal shelter

- New definition
 - Kept for facilitating adoption
 - Always requires a use permit
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Home based rescue

- New definition
 - Zoning focuses on location
 - HART focuses on entity
 - 5 or more companion animals over 4 months
 - Kept for facilitating adoption
 - Always requires a use permit
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Home occupation

- Moving and modifying exclusions
- Newly defined animal uses not permitted to be home occupation
 - If homeowner is not meeting definition of kennel and home based rescue, they can be a home occupation with all standards met

Analysis

- Existing legally established uses
 - Any legally established use affected by this would be allowed to continue operation
 - Any new structures would have to comply with new standards

Recommendations

Staff and Planning Commission
recommend **approval** of
Items #20-0143 & #20-0161