



Legislation Details (With Text)

File #: 21-0219 **Version:** 1 **Name:** ZOA21-00013 Cemeteries Ch 3
Type: Zoning Ordinance - Text **Status:** Passed
File created: 7/29/2021 **In control:** City Council Legislative Session
On agenda: 8/11/2021 **Final action:** 8/11/2021
Title: Ordinance to Amend and Re-Enact Chapter 3 of the Zoning Ordinance of the City of Hampton, Virginia Entitled, "Uses Permitted" Pertaining to Cemeteries
Sponsors:
Indexes: ,
Code sections:
Attachments: 1. Presentation reference, 2. Redline Ch 3, 3. Redline - Table of Uses Permitted in Special Zoning Districts, 4. Redline - Table of Uses Permitted in Standard Zoning Districts, 5. Table of Uses Permitted in Special Zoning Districts, 6. Table of Uses Permitted in Standard Zoning Districts

Date	Ver.	Action By	Action	Result
8/11/2021	1	City Council Legislative Session	approved	Pass

Ordinance to Amend and Re-Enact Chapter 3 of the Zoning Ordinance of the City of Hampton, Virginia Entitled, "Uses Permitted" Pertaining to Cemeteries

Background Statement:

This proposal would amend Chapter 3 to add "Cemeteries", to the uses permitted with a use permit in the R-LL, R-43, R-33, R-22, R-15, R-13, R-11, R-9, and DT-1 Districts. This amendment would also add an additional standard to each of these districts clarifying the requirement that all cemeteries are subject to the provisions of City Code Section 10, entitled "Cemeteries".

This amendment is the result of the City's on-going assessment of land use regulations with respect to changing dynamics of the economy. More specifically, this amendment helps to ensure that zoning regulations reflect the current locations of cemeteries within the City. The requirement of a use permit in each district allows City Council to add appropriate conditions to any new cemeteries and limit the expansion of existing cemeteries based on site specific characteristics.

This amendment is accompanied by separate, related amendments to Chapters 2 (ZOA21-0218) and Chapter 12 (ZOA21-0220), "Definitions" and "Nonconformities", respectively. This item is also in conjunction with a City Code Amendment (21-0221) which would align the language and requirements with the Zoning Ordinance. City Code Amendments do not need action by the Planning Commission.

Recommendations:

Staff Recommendation:
Approval

Planning Commission Recommendation:
Approval

Whereas, the public necessity, convenience, general welfare and good zoning practice so require;

BE IT ORDAINED by the Council of the City of Hampton, Virginia that chapter 3 of the Zoning Ordinance of the City of Hampton, Virginia, be amended to read as follows:

CHAPTER 3 - USES PERMITTED

...

Sec. 3-2. Table of uses permitted.

...

(a) Table of Uses Permitted in Standard Zoning Districts.

[The attached Table, entitled, "Table of Uses Permitted in Standard Zoning Districts" is hereby declared to be a part of this ordinance as if fully set forth herein.]

(b) Table of Uses Permitted in Special Zoning Districts.

[The attached Table, entitled, "Table of Uses Permitted in Special Zoning Districts" is hereby declared to be a part of this ordinance as if fully set forth herein.]

...

Section 3-3. - Additional standards on uses.

...

(58) Cemeteries

- (a) All cemeteries shall be subject to the provisions of City Code Section 10, entitled "Cemeteries," as amended.