



Legislation Details (With Text)

**File #:** 20-0289      **Version:** 1      **Name:** ZOA20-00018 - Chap 3 - Vehicle Uses  
**Type:** Ordinance-Coded      **Status:** Passed  
**File created:** 9/29/2020      **In control:** City Council Legislative Session  
**On agenda:** 10/14/2020      **Final action:** 10/14/2020  
**Title:** Ordinance to Amend and Re-Enact the Zoning Ordinance of the City of Hampton, Virginia by Amending Section 3-2 Entitled, "Table of Uses Permitted" and Section 3-3 Entitled, "Additional Standards on Uses," to Modify Where and How Certain Vehicle Uses are Permitted  
**Sponsors:**  
**Indexes:** , , ,  
**Code sections:**  
**Attachments:** 1. Table of Uses Permitted in Standard Zoning Districts, 2. Table of Uses Permitted in Special Zoning Districts, 3. Redline, 4. Redline - Table of Uses Permitted in Special Districts, 5. Redline - Table of Uses Permitted in Standard Districts, 6. Presentation Reference

Date	Ver.	Action By	Action	Result
10/14/2020	1	City Council Legislative Session	approved	Pass

Ordinance to Amend and Re-Enact the Zoning Ordinance of the City of Hampton, Virginia by Amending Section 3-2 Entitled, "Table of Uses Permitted" and Section 3-3 Entitled, "Additional Standards on Uses," to Modify Where and How Certain Vehicle Uses are Permitted

**Background Statement:**

The intention of this amendment is to better align the uses listed in the use table with the terms the Code of Virginia and Virginia Department of Motor Vehicles uses. This will create clarity in the Zoning Ordinance and give City Zoning and Code Enforcement Inspectors the ability to better regulate these uses.

If this amendment is approved, a number of vehicle related uses will require a Use Permit, due to their potentially significant impact on neighboring properties. Heavy vehicle repair, an existing use in the table, is proposed to no longer be permitted by right in any district and will require a use permit in all previously permitted districts.

The following uses are new to the use table and added for clarity: vehicle sales, new vehicle inventory lot; vehicle repair, accessory to new vehicle sales; vehicle repair, accessory to used vehicle sales; salvage or wrecking; and scrap metal processor.

The vehicle storage definition is proposed to be expanded to be relevant to more uses as a part of companion Zoning Ordinance Amendment 20-0288. The proposed changes to the use table include clarifying the use name to "vehicle storage, indoor" and "vehicle storage, outdoor".

This item is being brought forward in conjunction with Zoning Ordinance Amendment No. 20-0288 which adds and updates definitions related to vehicle uses. This amendment is also being brought forward as part of adoption of a separate City Code amendment pertaining to the screening of inoperable vehicles.

Together, these amendments should create more consistency in the approval or denial of the various vehicle related uses as applicants seek Department of Motor Vehicles Licensing and related City approval, provide opportunity for more Planning Commission and City Council oversight of where and under what conditions these vehicle related uses are permitted, as well as provide clearer guidance for enforcement of regulations related to these uses.

**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 Sections 3-2 and 3-3 of the Zoning Ordinance of the City of Hampton, Virginia, be amended to read as follows:

**Sec. 3-2. Table of uses permitted.**

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

[The attached Chart/Table/Graphic, 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 Chart/Table/Graphic, 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.**

...

- (18) Vehicle storage, indoor in the C-3, M-2, M-3, LFA-1, LFA-2.  
Use shall be conducted wholly within an enclosed building.

...

- (32) Vehicle storage, outdoor in the C-3, M-2, M-3, LFA-1, LFA-2.  
Use shall be conducted wholly within an area enclosed by an eight (8) foot tall fence.

...

(42) Reserved.

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