



Legislation Details (With Text)

File #: 20-0254 **Version:** 1 **Name:** ZOA 20-00017 notice of violation time frame
Type: Zoning Ordinance - Text **Status:** Passed
File created: 8/28/2020 **In control:** City Council Legislative Session
On agenda: 9/9/2020 **Final action:** 9/9/2020

Title: Ordinance to Amend and Re-Enact the Zoning Ordinance of the City of Hampton, Virginia by Amending Chapter 1 Entitled, "General Provisions" Pertaining to Notification of Violations for Violations Regarding Vehicles

Sponsors:

Indexes: , , Safe and Clean

Code sections:

Attachments: 1. Redline, 2. Presentation

Date	Ver.	Action By	Action	Result
9/9/2020	1	City Council Legislative Session	approved	Pass

Ordinance to Amend and Re-Enact the Zoning Ordinance of the City of Hampton, Virginia by Amending Chapter 1 Entitled, "General Provisions" Pertaining to Notification of Violations for Violations Regarding Vehicles

Background Statement:

This amendment reduces the time for a recipient to appeal a notice of violation involving parking violations of short-term, recurring vehicle violations in residential districts, including but not limited to parking in violation of green area and driveway requirements, parking of motorhomes, towed recreational equipment, or commercial trucks, to the board of zoning appeals from 30 days to 10 days.

This item is being brought forward in conjunction with Zoning Ordinance Amendment No. 20-0252, No. 20-0253 and No. 20-0255 which are related to required green area and the parking of vehicles on residentially used lots.

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 Article I of Chapter 1 of the Zoning Ordinance of the City of Hampton, Virginia, be amended and re-enacted as follows:

. . . .

Sec. 1-13 - Notification of violations or orders.

Any written notice of a zoning violation or a written order of the zoning administrator shall include (i) a statement informing the recipient that they may appeal the notice of a zoning violation or written order within thirty (30) days to the board of zoning appeals; (ii) the applicable appeal fee; (iii) and a reference to where additional information may be obtained regarding the filing of an appeal. Such written notice or order shall be final and unappealable if an appeal is not filed within thirty (30) days of the date of such written notice or order.

Notwithstanding the foregoing, any written notice of a zoning violation involving parking of commercial vehicles in residential zoning districts or similar short-term, recurring violations, including but not limited to the parking of passenger cars, towed recreational equipment, motorhomes, and other vehicle-related violations shall include: (i) a statement informing the recipient that he may appeal the notice of a zoning violation or written order within ten (10) days to the board of zoning appeals; (ii) the applicable appeal fee; (iii) and a reference to where additional information may be obtained regarding the filing of an appeal. Such written notice or order shall be final and unappealable if an appeal is not filed within ten (10) days of the date of such written notice or order.

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