

**TOWN COUNCIL STAFF REPORT: SPECIAL USE PERMIT (SUP)**  
**\*PUBLIC HEARING\***

**WEDNESDAY, OCTOBER 5<sup>th</sup>, 2022, 6:30 PM**

<b>Applicant</b>	WPL C/O Brad Martin 242 Mustang Trail, Suite 8 Virginia Beach, VA 23452
<b>Owner</b>	KLS Battery Park Development Group LLC 125 86 <sup>th</sup> Street Virginia Beach, VA 23451
<b>Property</b>	1305 South Church Street TPIN: 21A-01-511C 3.88 ac E side South Church Street 650' S of Battery Park Road and South Church Street
<b>Zoning</b>	Highway Retail Commercial (HR-C), Entrance Corridor Overlay (ECO)
<b>Adjacent Zoning</b>	HR-C, ECO, Residential Office (R-O) & Multi-Family Residential (MF-R),
<b>Project Description</b>	<p>The applicant is seeking approval for a Special Use Permit (SUP) pursuant to the Smithfield Zoning Ordinance (SZO) Article 3.I. Section C.30 which is for a waiver of the parking and loading requirements. Specifically, the applicant is requesting approval of a site plan with 108 parking spaces, which exceeds the maximum parking allotment of (32 spaces) one space per 150 square feet of gross floor area for offices according to SZO's Article 8.E.37.</p> <p>The applicant has proposed to erect an approximately 4,800 square foot building, with a proposed use of a Department of Motor Vehicle (DMV) office. Under SZO Article 8.E.37, the maximum number of spaces for an office is "one (1) space per 150 square feet of gross floor area," permitting a maximum of thirty-two (32) parking spaces. The applicant is seeking approval for a total of 108 parking spaces for the proposed DMV office space.</p> <p>At the Tuesday, September 13<sup>th</sup>, 2022 Planning Commission meeting, this application was favorably recommended to Town Council for approval, subject to the staff conditions, that approval is contingent on final site plan approval.</p>
<b>Zoning Recommendation</b>	The proposed number of parking spaces exceeds the maximum amount of parking spaces allowed for an office building; however, the applicant has indicated because of the proposed use as a DMV, additional parking spaces will be required for operation.

Town staff do recommend that a favorable recommendation for approval of this SUP for the waiver of parking and loading requirements should be contingent upon final site plan approval.

*Please direct inquiries to Tammie Clary at 1-(757)-365-4200 or [tclary@smithfieldva.gov](mailto:tclary@smithfieldva.gov).*