

ORDINANCE NO. 7255-16

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 45, ZONING ORDINANCE, OF THE CODE OF THE CITY OF NEWPORT NEWS, VIRGINIA, ARTICLE II., DEFINITIONS, SECTION 45-201, DEFINITION OF CERTAIN WORDS AND TERMS, BY ADDING THERETO THE DEFINITION OF POLICE K9 TRAINING FACILITY; ARTICLE IV., SUMMARY OF USES BY DISTRICT, SECTION 45-402, SUMMARY OF USES BY DISTRICT, BY AMENDING USE "F" ENTITLED COMMUNITY FACILITIES; AND ARTICLE V., GENERAL REGULATIONS, BY ADDING THERETO A NEW SECTION, NAMELY: SECTION 45-535, POLICE K9 TRAINING FACILITY.

I. WHEREAS, Section 45-201 of the Code of the City of Newport News, Virginia, contains the definition of certain words and terms used in the Zoning Ordinance of the City of Newport News, Virginia; and

WHEREAS, the Newport News Planning Commission, in accordance with applicable law, has recommended an amendment to Section 45-201 which would add the definition of Police K9 training facility; and

WHEREAS, the Council of the City of Newport News, after public notice and hearing as required by law, desires to approve the addition of the term Police K9 training facility in Section 45-201.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Newport News, Virginia:

a. That Chapter 45, Zoning Ordinance, of the Code of the City of Newport News, Virginia, Article II., Definitions, Section 45-201, Definition of certain words and terms, be, and the same hereby is, amended and reordained by adding the definition of the term Police K9 training facility, as follows:

*Police K9 training facility* A facility where working dogs will be trained, and may be housed, to assist police and other law enforcement officers in the performance of their duties.

b. That the rest and remainder of Section 45-201 shall not be affected by this amendment, shall remain effective as adopted, shall be deemed incorporated into this ordinance by reference as if fully set forth herein, and shall be deemed reordained hereby.

II. WHEREAS, Section 45-402 of the Code of the City of Newport News, Virginia, contains a comprehensive listing of uses permitted by the Zoning Ordinance of the City of Newport News, Virginia, in a "matrix" format; and

WHEREAS, the Newport News Planning Commission, in accordance with applicable law, has recommended an amendment to Section 45-402, Summary of Uses by District, which would

add use “F.10.1 Police K9 Training Facility” to allow such use in the P1 Park District, M1 Light Industrial District and M2 Heavy Industrial District, by right; and

WHEREAS, the Council of the City of Newport News, after public notice and hearing as required by law, desires to approve the use by amending Section 45-402, by adding use “F.10.1 Police K9 Training Facility” to allow such use in the P1 Park District, M1 Light Industrial District and M2 Heavy Industrial District, by right.

NOW, THEREFORE, BE IT FURTHER ORDAINED by the Council of the City of Newport News, Virginia:

a. That Chapter 45, Zoning Ordinance, of the Code of the City of Newport News, Virginia, Article IV., Summary of Uses by District, Section 45-402, Summary of Uses by District, be, and the same hereby is, amended and reordained by adding use “F.10.1 Police K9 Training Facility” to allow such use in the P1 Park District, M1 Light Industrial District and M2 Heavy Industrial District, by right.

b. The rest and remainder of Section 45-402 shall not be affected by this amendment, shall remain effective as adopted, shall be deemed incorporated into this ordinance by reference as if fully set forth herein and shall be deemed reordained hereby.

III. BE IT FURTHER ORDAINED by the Council of the City of Newport News, Virginia:

That Chapter 45, Zoning Ordinance, of the Code of the City of Newport News, Virginia, Article V., General Regulations, be, and the same hereby is, amended and reordained, by adding thereto a new section, namely: Sec. 45-535, Police K9 training facility, as follows:

## **CHAPTER 45**

### **ZONING ORDINANCE**

#### **ARTICLE V. GENERAL REGULATIONS**

##### **Sec. 45-535. Police K9 training facility.**

The purpose of this section is to set out minimum standards for a police K9 training facility in order to minimize adverse effects on adjacent residential properties.

(a) Any facility located on property zoned P1 Park district shall provide a minimum 30-

foot transitional buffer along all property lines abutting a residential zoning district. Such transitional buffer shall be planted in accordance with the requirements found in Section 45-2802(e).

(b) Any structures, including but not limited to, kennels, runs and other training facilities, located on property zoned P1 Park district shall provide a minimum 30-foot setback from property lines abutting a residential zoning district.

PASSED BY THE COUNCIL OF THE CITY OF NEWPORT NEWS ON FEBRUARY 23, 2016

Mabel Washington Jenkins, MMC  
City Clerk

McKinley L. Price, DDS  
Mayor

A true copy, teste:

City Clerk