



# PLANNING & ZONING

For office use only	
Received:	Project Name:

City of Huntington  
**Planning & Zoning**  
 P.O. Box 1659 | Huntington, WV 25717  
 (304) 696-5540, option 3  
 planningdept@huntingtonwv.gov

## Limited Video Lottery or Keno Establishments Checklist

**Business address:** \_\_\_\_\_

**Applicant name:** \_\_\_\_\_ **Phone:** \_\_\_\_\_

**Mailing Address (city, state, zip):** \_\_\_\_\_

**Email:** \_\_\_\_\_

**Property owner:** \_\_\_\_\_ **Phone:** \_\_\_\_\_

**Previous business:** \_\_\_\_\_ **Date use ended:** \_\_\_\_\_

*Applications will be reviewed for compliance with Article 1341.47 – Limited Video Lottery and Keno Establishments. Applicants should be familiar with those regulations when submitting this application for review.*

\_\_\_\_\_  
Signature of Applicant

\_\_\_\_\_  
Date

***\*All applications to be submitted must be typed or legibly written in blue or black ink.***

### FOR OFFICE USE ONLY

Reviewer must check compliance with Article 1341.47.C:

- It shall be unlawful to operate or cause to be operated a limited video lottery and/or keno establishment in any location in the City of Huntington except as provided in this zoning ordinance.

Zoning: \_\_\_\_\_

Conditional Use Permits Required:

Bar	Limited Video
○ Continuation	○ Continuation
○ New	○ New

- Petitioners seeking a special permit shall identify that it is pursuing licensure for a limited video lottery and/or Keno establishment through the State of West Virginia.
- It shall be unlawful to operate a limited video lottery and/or keno establishment within:
  - 1000 feet of an existing establishment that already provides limited video lottery and/or keno, within
    - Yes ○ No If no, distance: \_\_\_\_\_

- 500 feet of an existing religious institution, school, child care center, or public park, and
  - o Yes o No If no, distance: \_\_\_\_\_
- 250 feet from a residentially zoned district.
  - o Yes o No If no, distance: \_\_\_\_\_
- o One parking space shall be required for each video lottery machine on premises, in addition to any other parking requirements in accordance with this zoning ordinance.
  - Use: \_\_\_\_\_ Reuse: \_\_\_\_\_
  - Number of machines: \_\_\_\_\_
  - Number of parking spaces: \_\_\_\_\_
  - # for machines: \_\_\_\_\_

1 per 4 interior seats, plus 1 for every 2 employees (at max shift, typical): \_\_\_\_\_

In addition, the following should be noted:

- o *Measurement distance.* The distance between any two limited video lottery and/or keno establishment shall be measured in a straight line, without regard to intervening structures, from the closest exterior structural wall of each business. The distance between any limited video lottery and/or keno establishment and any religious institution, school, child care center, public park, or residentially zoned properties shall **be measured in a straight line, without regard to intervening structures, from the closest property line of the limited video lottery and/or keno establishment to the closest property line** of the religious institution, school, child care center, public park, or residentially zoned property.
- o A limited video lottery and/or keno establishment lawfully operating is not rendered a nonconforming use by the subsequent location of a religious institution, school, child care center, public park, or change in property zoning designation; however, if a licensed limited video lottery and/or Keno establishment **ceases operation for a period of 180 days or more regardless of any intent to resume operation**, it may not recommence operation in that location.
- o An existing licensed limited video lottery and/or Keno establishment (effective date of the adoption of this amendment) is not exempt from these requirements. If the structure housing an existing limited video lottery and/or Keno establishment becomes damaged or destroyed by any cause, the structure may be replaced or reconstructed as long as action to reestablish the facility is initiated within 90 days.

**In summary:**

Zoning:

Conditional Use Permits Required:

Variances Required:

Reviewed By: \_\_\_\_\_ Date: \_\_\_\_\_