

TOWN OF WOODSTOCK

ZONING

ORDINANCE

Adopted: September 12, 2005

Revised:

Prepared by:

Town of Woodstock Zoning Commission

ZONING ORDINANCE
OF THE
TOWN OF WOODSTOCK, ALABAMA

Adopted

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ZONING ORDINANCE OF THE TOWN OF WOODSTOCK

AN ORDINANCE REGULATING THE LOCATION, HEIGHT, BULK, NUMBER OF STORIES, AND SIZE OF BUILDINGS AND OTHER STRUCTURES, THE PERCENTAGE OF LOT THAT MAY BE OCCUPIED, THE SIZE OF YARDS, COURTS, AND OTHER OPEN SPACES, THE DENSITY AND DISTRIBUTION OF POPULATION, AND THE USES OF BUILDINGS, STRUCTURES, AND LAND FOR TRADE, INDUSTRY, RESIDENCE, RECREATION, AGRICULTURE, FORESTRY, CONSERVATION, AIRPORTS AND APPROACHES THERETO, WATER SUPPLY, SANITATION, PROTECTION AGAINST FLOODS, PUBLIC ACTIVITIES, AND OTHER PURPOSES; CREATING DISTRICTS FOR SAID PURPOSES AND ESTABLISHING THE BOUNDARIES THEREOF; PROVIDING FOR CHANGES IN REGULATIONS, RESTRICTIONS AND BOUNDARIES OF SUCH DISTRICTS; DEFINING CERTAIN TERMS USED HEREIN; PROVIDING FOR METHODS OF ADMINISTRATION AND PENALTIES FOR VIOLATION; AND ESTABLISHING A BOARD OF ADJUSTMENT.

Implementation

It is the desire of the Town of Woodstock, Alabama and its citizens and private property owners cooperating in the creation of the Ordinance to implement it as rapidly as possible and to do so in a fair manner. Existing conditions need not change upon the adoption of this Ordinance. While this Ordinance shall become effective for new development, construction and renovation, some flexibility is provided in the implementation of the other elements.

Disclaimer

It is the intent of the Council that the restrictions and regulations herein only apply to newly constructed structures and properties or existing structures that are substantially modified.

ARTICLE I - AUTHORITY AND ENACTMENT CLAUSE

In pursuance of the authority granted by Title 11, Chapter 52, Code of Alabama, 1975, as amended, the Town Council of the Town of Woodstock, Alabama, hereby ordains and enacts into law the following articles and sections.

ARTICLE II - SHORT TITLE

This ordinance shall be known as the "Zoning Ordinance of the Town of Woodstock, Alabama," and the map herein referred to as the Zoning Map of the Town of Woodstock and further identified by the signature of the Mayor of Woodstock and attested by the Town Clerk. The Zoning Map of the Town of Woodstock and all explanatory matter thereon are hereby adopted and made a part of this Ordinance.

Such map shall be filed in the office of the Town Clerk and shall show thereon the date of adoption of this Ordinance.

ARTICLE III - PURPOSE

The zoning regulations and districts as herein set forth for the purpose of guiding development in accordance with existing and future needs and in order to protect, promote and improve the public health, safety, morals, convenience, order, appearance, prosperity, and general welfare. These are designed to lessen congestion on the streets; to secure safety from fire, panic, and other dangers, to promote the public health and the general welfare; to provide adequate light and air; to prevent the overcrowding of land, to avoid undue concentration of population; to protect scenic areas; to facilitate the adequate provision of transportation, water, sewerage, schools, parks, and other public requirements. These regulations are made with reasonable consideration, among other things, of the character of each area and its peculiar suitability for particular uses, and with a view to promoting desirable living conditions and the sustained stability of neighborhoods, protecting property against blight and depreciation, securing economy in governmental expenditures and conserving the value of land and buildings and structures.

ARTICLE IV - APPLICATION OF REGULATIONS

No building, structure, or land shall hereafter be used, occupied, and no building, structure or part thereof shall hereafter be erected, constructed, reconstructed, moved or structurally altered unless in conformity with all regulations of this Ordinance for the district in which it is located except as otherwise provided herein.

ARTICLE V - ESTABLISHMENT OF DISTRICTS

SECTION 50. ZONING DISTRICTS

For the purpose of this Ordinance, the Town of Woodstock is hereby divided into the following zoning districts:

- R-1 Residential Estate
- R-2 Residential District
- R-3 Residential District
- R-4 Multifamily Residential District
- R-5 Manufactured Home Park District
- RR Rural Residential
- B-1 Neighborhood Trade District
- B-2 General Business District
- M-1 Light Manufacturing District
- M-2 Heavy Manufacturing District

SECTION 51. DISTRICT BOUNDARIES ESTABLISHED

The boundaries of each district are indicated upon the Zoning Map of the Town of Woodstock, Alabama, which is hereto made apart of this Ordinance. Said map and all notations, references and other information shown thereon shall be as much a part of this Ordinance as if fully described herein. Said map shall be retained in the office of the Town Clerk.

SECTION 52. INTERPRETATION OF DISTRICT BOUNDARIES

Where uncertainty exists as to the boundaries of any district shown on the Zoning Map, the following rules shall apply:

- 52.1 Where such district boundaries are indicated as approximately following centerlines of streets and alleys, lot lines, stream centerlines, property lines or corporate limit lines, such lines shall be considered to be such boundaries.
- 52.2 In unsubdivided property or where a district boundary divides a lot, the location of such boundary, unless the same is indicated by dimensions shown on the map, shall be determined by the use of the scale appearing on the Zoning Map.
- 52.3 Where physical or cultural features existing on the ground are at variance with those shown on the Zoning Map, or in other circumstances not covered by the preceding rules, the Board of Adjustment shall interpret the district boundaries.

SECTION 53. ANNEXATION

Any area annexed to the Town of Woodstock shall be classified RR until further action, preferably within 90 days, can be taken by the Town Council or other appropriate body to permanently classify the new area according to this ordinance.

ARTICLE VI - DISTRICT USE REGULATIONS

SECTION 60. USE REGULATIONS FOR RESIDENTIAL DISTRICTS

- 60.1 R-1 RESIDENTIAL ESTATE. The purpose of this district is to provide minimum standards for single family dwellings (estate) and their immediate surrounding areas.

Within a R-1 district, a dwelling must be at least 1,600 square feet in size.

Within a R-1 district, a building or land shall be used only for the following purposes:

Uses Permitted:

Single-Family dwellings, to include incidental accessory structures.

Livestock: As many as one horse or cow per acre may be kept on any lot. No other livestock will be allowed other than dogs, cats or other household pets.

Dimensions: Except as may be provided for elsewhere in this Ordinance, the following area and dimensional regulations shall be required:

Minimum lot area: 130,000 Square feet

Minimum lot width: 100 feet at the building line

Minimum yard setbacks:

Front: 50 feet

Rear: 50 feet

Side: 20 feet

Corner lots: Setbacks shall be the same on both streets.

60.2 R-2 RESIDENTIAL DISTRICT. The purpose of this district is to provide minimum standards for single family dwellings and their immediate surrounding areas.

Within a R-2 Residential, a building or land shall be used only for the following purposes:

Uses Permitted:

Single-Family dwellings, to include incidental accessory structures.

A temporary building or use in connection with residential or other construction is permitted for a period of not more than eighteen (18) months; provided, such building or use shall be removed immediately after such construction is concluded or after such construction has been discontinued for any reason for a period of six months.

Churches, synagogues, and other places of worship including parish houses, rectories, and other facilities normally incidental to places of worship but excluding funeral homes, and provided that:

Public and quasi-public buildings, including schools, both public and private for grades one through twelve, kindergartens, nursery schools, and day care centers; fire stations, libraries; and other related structures.

Uses Permitted on Appeal:

Bed and Breakfast facilities, provided that one (1) additional parking space for each two rooms subject to rent be available, and other such restrictions as the Board deems necessary.

Cemeteries, provided that:

- a. All graves shall be set back not less than 100 feet from any property lines; and that all mausoleums, columbarium, crematories or cemetery chapels shall be set back not less than 200 feet from property lines;
- b. Entrances shall be provided on a major streets or roads with ingress and egress so designed as to minimize traffic congestion.
- c. A six (6) foot evergreen hedge shall be provided on all property lines abutting any residential districts;
- d. An area of not less than forty (40) acres is occupied by the cemetery.

Cultural activities not carried on as a gainful business including clubs, community centers, libraries, and museums, provided that:

- a. Such use is located on a major thoroughfare or major collector street;
- b. No building or structure shall be located less than seventy-five (75) feet from the front lot line and shall not be less than forty (40) feet from any other property line; and
- c. The lot includes a planted buffer strip at least ten (10) feet wide along the side and rear property lines.

Farming, truck gardening, nurseries, which are conducted on a non-commercial basis, provided that no greenhouse heating plant shall be located within sixty (60) feet of any front lot line or within twenty five (25) feet of any other lot line.

Public and private colleges and universities including dormitories connected with such institutions but excluding trade and/or business schools and colleges, and schools and colleges operated as commercial enterprises, provided that:

- a. The main entrance shall be provided on a major thoroughfare with ingress and egress so designed as to minimize traffic congestion;
- b. No building or structure shall be located less than 150 feet from any property line; and
- c. The site includes a planted buffer strip at least fifteen (15) feet wide along the side and rear property lines.

Recreation facilities and country clubs excluding residential accommodations and any activity carried on as a gainful business other than incidental concessions, provided that:

- a. Such use is located along a major thoroughfare or major collector street;

- b. No building or structure shall be located less than 150 feet from any property line;
- c. The site included a planted buffer strip at least fifteen (15) feet wide along the side and rear property lines; and
- d. If the development is to include a golf course, the site shall contain at least forty (40) acres.

Reservoirs, dams, public utility substations and pumping stations, police stations, fire stations, transmission lines and towers, and water tanks, provided that:

- a. The structures are placed not less than fifty (50) feet from any property line;
- b. There is no industrial activity;
- c. No vehicles or equipment stored on the premises; and
- d. The lot includes a planted buffer strip at least ten (10) feet wide along the side and rear property lines.

Dimensions: Except as may be provided for elsewhere in this Ordinance, the following area and dimensional regulations shall be required:

Minimum lot area: 15,000 Square feet

Minimum lot width: 100 feet at the building line

Minimum yard setbacks:

Front:	40 feet
Rear:	25 feet
Side:	15 feet

Corner lots: Setbacks shall be the same on both streets.

60.3 R-3 RESIDENTIAL DISTRICT. This district exists for the protection of areas of medium-density single-family dwellings but in which two family dwellings are occasionally found. Accordingly, the use of land and buildings within such areas is limited to single-family detached dwellings and medium-density two-family detached dwellings and to such non-residential uses as generally support and harmonize with a medium-density residential area.

Within a R-3 Residential District, a building or land shall be used only for the following purposes:

Uses Permitted:

Any use permitted by right in the R-2 Residential District.

Duplexes (two-family dwellings) – one building with two separate entrances and two living quarters.

Mobile Homes, provided that only one structure is located on each lot and that all lot and yard restrictions apply.

Uses Permitted on Appeal:

Any use permitted on appeal in the R-2 Residential District.

Home occupations as defined in Article X of this Ordinance.

Dimensions:

- a. Minimum lot area: 12,000 square feet
- b. Minimum lot width: 75 feet
- c. Minimum yard setbacks:
 - Front: 40 feet
 - Rear: 25 feet
 - Side: 10 feet

60.4 R-4 MULTIFAMILY RESIDENTIAL DISTRICT. This district exists to provide areas for medium to high-density development that will afford the protection and amenities found in the low-density residential districts. The use of land and buildings is limited to such non-residential uses as generally support and harmonize with sound residential development.

Uses Permitted:

Any use permitted on appeal in the R-3 Residential District.

The following uses and those similar to the ones listed, shall be permitted in the R-4 Multifamily Residential District:

- 1. Residential Uses
 - a. Customary Accessory Structures and Buildings
 - b. Duplexes
 - c. Group Care Facilities
 - d. Multifamily Dwellings
 - e. Townhouses and Condominiums
- 2. Institutional Uses

- a. Parks
- b. Public Utility Services

Special Exception Uses

A. The following uses may also be permitted, subject to the approval of the Woodstock Zoning Board of Adjustments and further subject to appropriate permits being issued by the Town.

- 1. Residential Uses (Accessory)
 - a. Private Tennis Courts
 - b. Private Swimming Pools
 - c. Storage Facilities
- 2. Institutional Uses
 - a. Nursing Care Facilities
 - b. Places of Worship
 - c. Public Buildings
 - d. Public Utility Facilities
 - e. Schools
- 3. Commercial Uses
 - a. Bed and Breakfast Facilities
 - b. Business or Professional Offices
 - c. Day Care Facilities
 - d. Home Occupations

Area and Dimensional Regulations

Except as may be provided for elsewhere in this Ordinance, the following dimensional regulations shall be required:

- A. Minimum lot area: Nonespecified
- B. Minimum lot width: 200 feet at the building line
- C. Minimum yard setbacks:
 - Front: 35 feet
 - Rear: 30 feet
 - Side: 25 feet
- D. Maximum area of building coverage: Twenty five percent (25%) of lot

- E. Undedicated Road: Thirty feet (30') from the centerline
- F. Corner lots: Shall have the same setbacks on both streets/roads
- G. Building Height Limitations: Three (3) stories above grade
- H. Minimum livable Floor Area: 500 square feet of heated space per unit, ground level or above
- I. Parking: 1.5 parking spaces per living unit

No building located in the R-4 District shall be nearer a dedicated street than thirty five feet (35'), nor nearer a private drive than twenty feet (20'). All multiple dwellings units shall be separated by not less than:

1. Forty feet (40') front to front
2. Fifteen feet (15') front to end, provided that the end wall is blank and without windows
3. Thirty feet (30') front to end, provided end wall has windows
4. Fifty feet (50') front to back
5. Twenty feet (20') end to end, provided one wall has no windows
6. Any other situations: ten feet (10')

60.5 R-5 MANUFACTURED (MOBILE) HOME PARK DISTRICT

This District is to provide areas for Manufactured (Mobile) Home Parks, free from other uses which are incompatible with the character and intent of this district.

Uses Permitted

Manufactured Homes, Management Offices, Manager's Residence, Service Facilities such as a Laundromat, garbage pick-up areas, accessory structures and buildings, outdoor storage yards, recreational areas and facilities along with retail convenience sales intended to serve the residents of the park and their guests.

Site Standards

A site plan shall be prepared and submitted for each manufactured home park, and:

- A. The minimum site area for the manufactured home park shall be five (5) contiguous acres of land with access to a public street of not less than fifty feet (50') in width.
- B. Each manufactured home lot shall have a minimum of five thousand (5,000) square feet and have a minimum width of forty five feet (45') at the front lot line.

- C. Each manufactured home lot shall be set back a minimum of thirty five feet (35') from any park boundary line and ten feet (10') from any other lot line.
- D. Minimum Yard Setbacks (within the park):
 - Front yard: Twenty five feet (25')
 - Rear Yard: Ten feet (10')
 - Side yard: Ten feet (10')

Undedicated road: sixty feet (60') from the centerline
- E. No manufactured home may be located closer than twenty feet (20') from another such home on an adjacent lot.
- F. The maximum density shall be six (6) manufactured homes per gross track acre, if not served by public water and sewer. A lower density may be required by the Bibb or Tuscaloosa County Health Departments.
- G. Location and type of street lighting as recommended by the Aalabama Power Company or comparable engineering data.

Installation

Each manufactured home hereinafter located on a lot or space within the Woodstock Town limits for any purpose including, but not limited to, residential, commercial, construction site, or industrial caretaker, shall meet the following requirements specified on building permits and enforced by permit and inspection thereof.

- A. Manufactured home anchorage. A manufactured home stand shall be installed to provide adequate support for the placement and tiedown of each manufactured home. The stand shall not heave, shift or settle unevenly under weight of the manufactured home due to frost action, inadequate drainage, vibration, wind or other forces acting on the structure. Anchors or tiedowns such as cast-in-place concrete deadmen, eyelets imbedded in concrete screw augers, or arrowhead anchors shall be placed at each corner of the manufactured home stand and at intervals of no less than 20 feet. Each device shall be able to sustain a minimum load of 4,800 pounds.
- B. Manufactured home skirting. Skirting shall be provided around the entire manufactured home from the bottom of the manufactured home to the manufactured home stand. The materials used shall be aluminum or other durable siding material.
- C. Existing manufactured home lots or spaces. Existing manufactured homes will be brought into compliance with these regulations within a period of 18 months after the adoption thereof. An exception to this requirement may be granted in writing by the zoning administrator to a manufactured home owner who presents documentation proving eligibility for food stamps and/or supplemental security income (SSI).

Off-Street Parking and Streets

Two-way, private streets (maintained by the park management) shall be installed to furnish convenient access to all manufactured home spaces within the park and such streets shall be in complete conformance with the street standards of the Town of Woodstock. No manufactured home shall have its own access into a public street.

APPLICATION FOR AMENDMENT

Application for the amendment of the Zoning Map of the Town of Woodstock to create a R-5 Manufactured Home District shall be accompanied by a plan or plans for the overall development of the tract of land to be rezoned, which plan or plans shall be in the form and contain the information required below.

- a. The scale of the map shall not be less than one inch equals 50 feet with contours at five (5) foot vertical intervals showing pertinent topographical features.
- b. The location, use, plans, and dimension of each building or structure to be constructed and the location of each manufactured home to be parked.
- c. The location, dimension and arrangement of all open spaces, yards, access ways, entrances, exits, off-street parking facilities, pedestrian ways, location and width of roads, streets, and sidewalks.
- d. Location, dimensions, and arrangement of all areas devoted to planting, lawns, trees or similar purposes, with a description including the height and density of all trees or planting to be used for screening.
- e. Location and description of all facilities to be used for sewage disposal, water supply, and storm drainage.
- f. All minimum requirements of the Alabama State Public Health Department pertaining to manufactured home parks must be met.

60.6 RR RURAL RESIDENTIAL

This district is intended to protect existing agricultural, farming and forestry uses and to preserve the peace and quiet. Any uses which would bring frequent patrons or traffic are prohibited. Very low residential use, limited to one dwelling unit per five (5) acres may be permitted.

Uses Permitted

Agricultural businesses and cooperatives

Bait sales
Builder's supplies, storage
Cemetery (minimum five acres): non-commercial, i.e. church
Customary Home Occupations – Subject to Article X
Dwellings, single-family
Fire station, fire tower
Gas stations
Electric substations
Produce stands
Recreation parks

SECTION 61. USE REGULATIONS FOR BUSINESS AND INDUSTRIAL DISTRICTS

Within the business and industrial zoning districts and subject to all requirements and conditions of this Ordinance, land and buildings may only be used for uses listed in the Table of Permitted Uses for Business and Industrial Districts. Uses permitted by right in the various districts are indicated by an X and uses permitted on appeal are indicated by an A in the appropriated columns of the Table of Permitted Uses, which follows herein.

For Non-residential Districts

Following are the intended characteristics for each of the business and industrial districts:

- 61.1 **B-1 NEIGHBORHOOD TRADE DISTRICTS.** This district is intended primarily to serve the needs of the surrounding residential neighborhood, providing goods and services that are day-to-day needs, generally classed by merchants as "convenience goods and services". Businesses, which might tend to be a nuisance to the immediately surrounding residential developments, are excluded, even though the goods or services offered might be in the convenience category or classification.
- 61.2 **B-2 GENERAL BUSINESS DISTRICTS.** This district serves several functions. It provides for the orderly development and expansion of the central business district, encouraging the discontinuance of non-conforming uses and a minimum of traffic and parking congestion. This district also provides comparison shopper's goods, convenience goods and services, specialty goods, amusements, and services for less than a Town-wide market. The primary purpose of these functions is retail trade. In addition, the district provides locations for small businessmen with a Town-wide market who cannot operate in the downtown area.
- 61.3 **M-1 LIGHT MANUFACTURING DISTRICT.** This district is intended for industrial uses, which are not offensive to nearby commercial or residential uses, and for business uses, which generally support and are integrated with these industrial uses. Further development of residences is prohibited from these districts to prevent residences from being established under strongly adverse conditions and to conserve the supply of industrial land.

61.4 HEAVY MANUFACTURING DISTRICT. This district is for heavy industrial activities, which may be offensive, or incompatible, if located near commercial or residential uses, and for limited business uses which support or are compatible with, these heavy industrial activities. Further development of residences is prohibited from these districts to prevent residences from being established under strongly adverse conditions and to conserve the supply of industrial land.

PERMITTED USES	BUSINESS		INDUSTRIAL	
	B-1	B-2	M-1	M-2
Airport			X	X
Ambulance Service		X	X	X
Amusement Park, Amusement Arcade		A	A	X
Apparel and Clothing Store	X	X		
Appliance Repair - with all storage of goods, materials, and equipment and all processing and manufacturing kept within a completely enclosed building or buildings		X	X	X
Appliance Repair - with no limit to outside storage			X	X
Art Galleries	X	X		
Artistic Programs or Events	X	X	A	A
Assembly Hall, Coliseums and Stadiums - owned by non-profit organizations or by governments		X	X	X
Auto Racing			A	A
Automobile Parts (Sales)		X	X	
Automobile and Truck Sales - with inventory, rental with inventory and repair when carried on entirely within the principal building and incidental to the principal use		X	X	X
Automobile Wash	A	X	X	
Bakery (goods baked and sold on premises)	X	X	A	
Bakery, Wholesale			X	X
Bank	X	X	A	A
Barber Shops	X	X	A	
Beauty and Barber Shop Supplies		X	A	
Beauty Shops	X	X	A	
Billiard or Pool Hall		X		
Boat Building, Repair, Service and Storage			X	X
Boat Sales - with inventory, rental with inventory and repair when carried on entirely within the principal building and incidental to the principal use		X	X	X
Bottling Works and Dairy Products			X	X
Bowling Alley		X	A	
Broker, Investments, Loans	X	X		
Building Contractors with all storage of goods, materials and equipment and all processing and manufacturing kept within a completely enclosed building or buildings		X	X	X
Building Materials Companies with all storage of goods, materials and equipment and all processing and manufacturing kept within a completely enclosed building or buildings		X	X	X
Building Supplies and Materials, Glass Sales and installation with storage yard for lumber, bricks, cement blocks or other materials			X	X
Building Supplies and Materials, Glass Sales and installation with no outside storage of lumber, brick, cement blocks or other materials		X	X	X
Bus Passenger Station		X		
Candy Products and Manufacture			X	X

Caterer		X	A	
Cemeteries, Mausoleums			A	A
Charitable and Philanthropic Organizations	X	X		
Churches and other places of Worship including Sunday School buildings, parish houses, rectories and other residences of clergy	X	X		
Cleaners, Dryers, Clothing Storage Establishments (all including pick-up station) or self-service laundromat, all performing services entirely for retail trade on the premises	X	X	A	
Cleaning of Building Exteriors, disinfecting or exterminating establishments with all materials and equipment completely enclosed within the principal building			X	X
Clothing and Apparel Store	X	X		
Clothing Manufacturer			X	X
Cold Storage Facility			X	X
College (Business College only)		X		
Colleges and Universities, private and public	X	X		
Clubs - Membership (not operated for profit)		X		
Community Centers	X	X	A	
Contractors, Building , Electrical and Plumbing with all storage of goods, materials and equipment and all processing and manufacturing kept within a completely enclosed building or buildings		X	X	A
Contractors			X	X
Cosmetic Store including sale of goods and services customarily incidental thereto	X	X		
Credit Bureaus		X		
Dairy Products, Processing, bottling and distribution, cream manufacturing, all on a wholesale basis			X	X
Dance Hall, Club		X		
Dancing or Music Schools	X	X		
Delicatessen, Grocery, Supermarket or other store carrying a variety of food and related goods	X	X	A	
Dental and Medical Officer and Clinics (excluding veterinarians)	X	X		
Dental Supplies		X	A	
Department Stores (including sale of specific items elsewhere in this table, if customarily sold in such a store) with no limitation on floor space		X		
Department Store (including sale of specific items elsewhere in this table, if customarily sold in such a store)	X	X		
Diaper Service			X	X
Dressmaker	X	X	A	
Drive-in Eating and Drinking Establishment and establishment catering to "take-out trade	A	X	A	
Drive-In Theater		X	A	A
Driving School		X		
Drug Store, or Cosmetic Store, including sale of goods and services customarily incidental thereto	X	X		
Dry Cleaning, Laundering, Dyeing or Diaper Service			X	X

Dry-Cleaning or Laundry for retail only	X	X	X	
Education Facilities and Industrial Research		X	X	X
Electrical and Industrial Equipment Repair			X	X
Electrical Contractors with all storage of goods, materials and equipment and all processing and manufacturing kept within a completely enclosed building or buildings		X	X	X
Electrical Equipment Assembly			X	X
Express Office		X	X	X
Exterminating Establishment with all material and equipment completely enclosed within the principal building			X	X
Fair, Carnival, Rodeo, Etc.			A	X
Farm Equipment sale and rental with inventory, repair			X	X
Farm Machinery Repair			X	X
Farmer's Market		X	A	X
Feed and Grain Sales and Storage			X	X
Florist	X	X		
Food or Drink Sales for immediate consumption within the principal building and excluding all types of drive-in establishments serving food or drink outside of a building or creating to the "take-out" trade	X	X	X	X
Food processing in wholesale quantities except meat, fish, poultry, vinegar and yeast			X	X
Food Specialty Store, including but not limited to the following lines: meat (excluding slaughtering and eviscerating), fish, eggs, poultry, (excluding slaughtering), fruit, vegetables, candy, nuts, coffee, tea, confection, dairy products, health foods, bakery (retail)	X	X	A	
Foundries producing iron and steel products				X
Funeral Parlors, Mortuaries		X	A	
Furniture and Appliance Repairer, home improvement company, upholster, general contractor or workman, building materials company, sign making company with all storage of goods, materials and equipment and processing and manufacturing kept within a completely enclosed building or buildings		X	X	X
Furniture Manufacturing			X	X
Garden Shop	X	X		
Gas - Natural and Propane Bulk Storing			A	X
Gasoline - bulk terminal plants for wholesale storage			A	X
General Contractor or Workman with all storage goods, materials and equipment and all processing and manufacturing kept within a completely enclosed building or buildings		X	X	X
Gift Shop	X	X		
Golf Courses, miniature golf, and driving ranges		X	X	X
Government Buildings used exclusively by the	X	X	X	X

Federal, State, County or City for purposes except for garages, repair or storage yards, warehouses and buildings used for industrial type operations, or operations requiring heavy and frequent movement of trucks				
Greenhouse and Nursery, Commercial		A	X	X
Grocery, Delicatessen, Supermarket or other store carrying a variety of food and related goods	X	X	A	
Gymnasium or Skating Rink		X		
Handicrafts - Manufacture and sale of handicrafts at retail or wholesale which are manufactured predominantly by hand and involve the application of artistic skills		X	X	X
Hardware Store	X	X		
Hatcheries				X
Health Centers, Massage and Steam Baths	X	X		
Heliports		A	A	A
Hobby Shop	X	X		
Home Improvement company with all storage of goods, materials and equipment and all processing and manufacturing kept within a completely enclosed building or buildings		X	X	X
Hospital Supplies		X	A	
Hospitals (excluding animal hospitals)	X	X		
Household Appliance Store		X		
Ice Manufacture			X	X
Incinerators, city owned, city landfills				X
Industrial and Electrical equipment Repairs			X	X
Industrial Equipment Machinery Repair, Service		A	X	
Industrial - light operations or light mechanical, not offensive, obnoxious or detrimental to neighbor uses by reason of dust, smoke, vibration, noise, odor or effluents			X	X
Insurance Company or Agency	X	X		
Interior Decorator	X	X		
Jewelry Store	X	X		
Junk Yards - providing all conditions set forth below are met:				A
1. No material is stored which fails to meet the conditions set forth in the definition of a "Junk Yard" in Section 10 of this Ordinance.				
2. No material shall be placed in any junk yard in such a manner that it is capable of being transferred out of the junk yard by wind, water or other causes.				
3. All paper, rags, cloth and other fibers and activities involving the same other than loading or unloading shall be fully within enclosed buildings.				
4. In order to lessen the adverse effect on adjoining property, reduce windblown trash, prevent hazards to children and create a more				

healthful environment, suitable screening such as screen planting or fencing will be required as a condition set in approving a junk yard.

Kennel, Commercial, or other establishment where the care, breeding or sale of animals is the principal purpose of the enterprise, with no animals to be located within 500 feet of any residentially zoned property or 100 feet from any property line.			X	X
Kiddieland		X		
Kindergartens and Day Nurseries meeting all requirements of appropriate state and local regulations and standards.	X	X		
Laboratories serving professional requirements for dentist, doctors, etc.		X	A	
Laboratory supplies		X	A	
Laundry or Dry-Cleaning for retail only	X	X	X	
Laundering Plant, Dry-Cleaning, or Dyeing, Diaper Service			X	X
Laundromat - Self-service, performing services entirely for retail trade.	X	X	A	
Leather Goods Manufacture			X	X
Letters, duplicating and mailing		X	A	A
Libraries	X	X	A	
Lodges, fraternal and social organizations, union halls, headquarters for Scout and other youth organizations.		X		
Machine shops			X	X
Machine Tool Manufacturing				X
Magazine or Newspaper Distribution		X	X	
Manufactured Home Sales		X		
Manufacturing uses not otherwise named herein upon the approval of the Board of Adjustment provided that no use shall be permitted in this section which is likely to be dangerous, offensive or detrimental to the health, safety, welfare or general character of this zoning district, or of the community by reason of the emission of dust, gas, smoke, noise, fumes, odors, vibration, glare, or otherwise.				X
Meat Processing and Packing			A	X
Mechanical (light) or light industrial operations not offensive, obnoxious, or detrimental to neighboring uses by reason of dust, smoke, vibrations, noise, odor or effluents.			X	X
Medical and Dental Offices and Clinics excluding veterinarians	X	X		
Mini-storage		X	X	
Motels, Hotels, Tourist homes		X		
Motor vehicle repairs excluding full body paint spraying, body and fender work except replacement, carried on within structures with storage of wrecked vehicles or parts permitted only behind		X	X	X

the principal building. Such storage of vehicles or their parts will be incidental to the principal business and will not constitute a junk yard as defined in Section 16 of this Ordinance.				
Motor Vehicle repairs including full body paint spraying and all body and fender work carried on within a structure with storage of wrecked vehicles or parts permitted only behind the principal building. Such storage of vehicles or their parts will be incidental to the principal business and will not constitute a junk yard as defined in Section 10 of this Ordinance.		A	X	X
Motorcycle Sales, rental and repair when repair is carried on within the principal building		X	X	
Moving, storage and warehousing establishments		X	X	X
Museums, Art Galleries	X	X		
Music or Dancing School	X	X		
Newspaper or Magazine Distribution		X	X	
Newspaper publishing		X	X	A
Nurseries (day) and Kindergartens meeting all requirements of appropriate state and local regulations and standards	X	X		
Nursery and Greenhouse, commercial		A	X	X
Office - professional, business, administrative executive and other offices having no storage of stock in trade (other than samples) or heavy equipment, and no sales of commodities on the premises	X	X	A	
Office equipment and supplies, restaurant supplies, dental, hospital, beauty and barber supply store, laboratory supply and incidental service associated with the sale thereof.		X	A	
Offices - any which is incidental to use otherwise permitted in the district or which functions itself as all or part of a use otherwise permitted within the district.	X	X	X	X
Optical and scientific instrument manufacture		A	X	X
Orthopedic braces, artificial limbs, etc. (sale)		X		
Parking lot, on-site or off-site or parking structure for employees, customers, or visitors for any business or industrial use, or commercial or public parking lot or parking structure.	X	X	X	X
Parks, public or private	X	X	A	
Patrol system or burglar alarm watching service		X	X	X
Pawn Shop		X		
Penal and Correctional Institutions		A	X	X
Personal service establishments providing but limited to barber and beauty shops, shoe repair agencies, photographers, reducing salons, tailors, dressmakers.	X	X		
Philanthropic Organizations	X	X	A	
Pharmaceutical Manufacture			X	X
Photographers	X	X		
Plastics Manufacturing			X	
Playgrounds	X	A	A	

Plumbing contractors with all storage of goods, and equipment and all processing and manufacturing kept within a completely enclosed building or buildings.		X	X	X
Plumbing Shops			X	X
Plumbing supplies and equipment with outside storage of materials			X	X
Plumbing supplies and equipment without outside storage of materials		X	X	X
Pottery and porcelain manufacture			X	X
Pottery, porcelain and vitreous china manufacturing				X
Pre-fabricated home sales			X	
Printing, blueprinting, engraving or other reproduction services with no limit as to floor area		X	X	X
Radio and television transmitting towers and stations		A	X	X
Radio and television stations excluding transmission towers		X	X	X
Railroad passenger stations		X	X	X
Reducing salons	X	X		
Repair shop for repairs or adjustments to bicycles, small appliances, watches, locks, musical instruments, guns and similar items conducted wholly within a building with no outside storage of materials or equipment	X	X		
Rescue Service		X	X	X
Research (industrial) and education facilities		X	X	
Restaurant or drive-in food or drink sales for immediate consumption within principal building and all types of drive-in establishments serving food or drink outside of a building or catering to "take-out" trade	X	X	A	
Restaurant supplies (sales)		X	A	
Retail stores selling or renting goods predominantly at retail on the premises, including but not limited to the following:				
1. Hardware, paint, wallpaper, fabrics, upholstery supplies, curtains, linens, knitting supplies, china, glass, and pottery	X	X		
2. Furniture, floor covering, appliances	X	X		
3. Farm and garden supplies, including nursery stock, feed and grain	A	X		
4. Antiques and second-hand goods, excluding materials held only for discard or repossessing	A	X		
Roofing and tinsmithing			X	X
Service stations (gasoline) but not including body work, major repair, dismantling for the recovery of parts, or storage of vehicles or parts of vehicles for more than five days.		X	X	X
Service stations (gasoline) complying with the following conditions:	X	X	X	X
1. Is contained in a structure limited in size to two single car service bays, plus restrooms and office and/or supply storage space				
2. Is limited in function to dispensing gasoline, oil, grease, anti-freeze, tires, batteries, seat				

belts, fan belts, water hose, and other similar accessories directly to motor vehicles				
3. Does not rent or sell motor vehicles, trailers or general replacement parts; does not over-haul, tune up or repair motors or bodies; does not provide brake relining service, wheel alignment, upholstery work, auto glass work, painting, welding, tire recapping or auto dismantling				
4. Parks no vehicles, being serviced or stored for customers on streets, alleys, public sidewalks or public park strips				
5. Stores no vehicle or parts of vehicles outside the main building for a period exceeding two days				
6. Is provided with barriers of such dimensions that occupants of adjacent structures are not unreasonable disturbed, either by day or night by the movement of vehicles and lighting facilities are so arranged that they neither unreasonably disturb occupants of adjacent residential properties or interfere with traffic				
7. Has at least on-street frontage with a minimum width of 100 feet				
Sheet metal products (light) such as ventilating ducts and eaves			X	X
Shoe repair shop	X	X	A	
Sign Making company - with all storage of goods, materials and equipment and all processing and manufacturing kept within a completely enclosed building or buildings		X	X	X
Sign manufacturer			X	X
Skating rink		X	A	
Social and fraternal organizations, lodges, union halls, headquarters for scouts and other youth organizations		X		
Specialty stores selling or renting goods predominately at retail on the premises, including but not limited to the following lines: tobacco, news, books, stationery, gifts, novelties, cards, flowers, jewelry, luggage, optical goods, sporting goods, bicycles, pets, hobbies, toys, coins, stamps, photo supplies, art supplies, works of art, music, musical instruments, hobby goods, sewing machines, radio and TV sales and service.	X	X		
Stadiums, coliseums, assembly halls owned by non-profit organizations or by state, municipal or county government		X	X	X
Storage of commercial vehicles (where no an accessory use to another use which is permitted)		A	X	X
Storage (outside) of heavy materials and equipment			A	X
Storage, moving, warehousing establishment			X	X
Supermarket, grocery, delicatessen or other store carrying a variety of food and related goods.	X	X	A	

Tailors	X	X		
Taxi dispatching station		X	X	X
Taxi terminal		X	X	X
Telegraph or messenger service		X	A	A
Television and radio stations excluding transmission towers		X	X	X
Television and radio stations and transmission towers		A	X	X
Theater excluding drive-in		X		
Textile manufacturer			X	X
Tile, brick and terra cotta manufacturing				X
Tinsmith and roofing			X	X
Tire recapping and retreading		X	X	X
Tobacco products manufacture and storage			X	X
Tourist homes, hotels and motels		X		
Trade and vocational schools		X	X	X
Travel agencies	X	X		
Truck or rail freight yard or terminal			X	X
Uniform sales or renting	X	X		
Upholsterer with all storage of goods, materials, and equipment and all processing and manufacturing kept within a completely enclosed building or buildings		X	X	X
Upholsterer			X	X
Utility company offices including exchanges	X	X	X	X
Utility (public) distribution lines, transformer stations transmission lines and towers, water tanks and towers, and telephone exchanges but not service or storage yards	X	X	X	X
Utility (public) storage yards			X	X
Variety store (including sale of specific items elsewhere in this table, if customarily sold in such a store), having a total floor area of not more than 40,000 square feet	X	X		
Variety store (including sale of specific items elsewhere in this table, if customarily sold in such a store) with no limitation of floor space		X		
Warehousing or moving and storage establishments			X	X
Welding shops			X	X
Wholesaling or distribution, including the handling of stock and incidental retail		A	X	X

ARTICLE VII - AREA AND DIMENSIONAL REQUIREMENTS

SECTION 70. AREA AND DIMENSIONAL REQUIREMENTS

Area, yard and height requirements for the various zoning districts shall be as specified in the following table. The area and dimensional requirements for each zoning district appear in the appropriate column. If a letter appears in the column, the requirements is listed under the corresponding letter in Section 71 of this ordinance.

AREA AND DEMINSIONAL REQUIREMENTS

Zone	Building Height	Lot Minimum	Area Per Dwelling Unit	Bldg. Line Width at Lot	Lot Line Width At Front	Minimum Yard Requirements				
						Front	Rear	Interior Side*	Street Side**	
R-1	40	130,000	130,000	100	75	50	50	20	a	
R-2	35	15,000	15,000	100	70	40	40	12	a	
R-3	35	12,000	7,500	90	50	35	35	10	a	
R-4	35	9,000	3,000	70	45	30	30	8	a	
R-5	35	9,000	9,000	70	45	30	30	8	a	
B-1	35					20	20	b	c	
B-2	65						10b	b	c	
M-1						40	25b	15b	a	
M-2						50	25b	25b	25	
= No Requirement										
* = A side yard not abutting a street right-of-way										
** = A side yard that abuts a street right-of-way										
a, b or c refers to Section 71 and the requirements therein.										

SECTION 71. SPECIAL YARD REQUIREMENTS

A. Street side yards shall correspond to required front yards of adjoining lots or be 25 feet, whichever is greater.

B. Upon any side or rear lot line which abuts a residential district there shall be a densely planted buffer strip at least ten (10) feet in height along the rear and/or side line abutting the residential properties. No buffer shall, however, extend nearer to a street right-of-way line than the established building line of the adjoining residential lot.

C. For B-1, or B-2 Districts, structures on a corner lot must set back a minimum of forty (40) feet from any side street right-of-way if parking is to be permitted between the principal building and the side street. There will be no side yard requirement on such corner lots where parking facilities are not provided between non-residential structures and the side street.

SECTION 72. GENERAL EXCEPTIONS

- 72.1 LOTS OF RECORD. Where the owner of a non-conforming lot of record does not own or cannot reasonably acquire sufficient land to enable him to conform to the requirements of this Ordinance relating to lot area, lot width, or both, such lot of record may be used by the owner as a building site provided that the other requirements of this Ordinance are met, except that:
 - a. Where two (2) abutting lots of record are held under one (1) ownership, and where one or both of these lots are non-conforming, they shall be considered as a single lot of record for the purpose of meeting the requirements of the zoning district in which such lots are located.

- 72.2 FRONT YARDS REDUCED. The front yard requirements of this Ordinance shall not apply to any lot where the average front yard on developed lots located wholly or in part within one hundred (100) feet on each side of such lot and within the same block zoning district and fronting on the same street as such lot, is less than the minimum required front yard. In such cases the front yard on such lot may be less than the required front yard but not less than the average of the existing front yards on the developed lots; provided, however, the front yard on such lot shall not be less than one-half the required front yard. For the purpose of computing such average, an adjacent vacant lot shall be considered as having the minimum required front yard specified for that zoning district.

- 72.3 HEIGHT LIMITATIONS. The height limitations of this Ordinance shall not apply to church spires, belfries, cupolas and domes not intended for human occupancy; monuments, water towers, observation towers, transmission towers, chimneys, smokestacks, conveyors, flag poles, radio towers, masts, aerials and similar structures, except as otherwise provided in the vicinity of airports.

ARTICLE VIII - REGULATIONS FOR OFF-STREET PARKING AND LOADING

SECTION 80 MINIMUM PARKING REQUIREMENTS

TYPE OF USE

REQUIRED OFF-STREET PARKING

Residential & Related Uses

Any residential use consisting of not more than four (4) dwelling units

One (1) parking space on the lot for each dwelling unit

Bed and Breakfast Facilities

One (1) space for each two (2) rooms subject to rental, in addition to the normal residential requirements

Multi-family structures containing more than four (4) dwelling units

One and one half (1 1/2) parking spaces on the lot for each dwelling unit, except that, in the case of apartments for the elderly or efficiency apartments, required parking may be reduced if approved by the Board of Adjustment

Rooming or boarding house

One (1) parking space for each room to be rented plus one (1) additional parking space for each three (3) employees

Tourist home, motel or motor court

One (1) parking space for each room to be rented plus one (1) additional parking space for each three (3) employees

Hotels

One (1) space for each two (2) rooms, plus additional space as required for other uses within the hotel

Doctor or Dentist's office in residence

Three (3) parking spaces per doctor in addition to residence requirements

Professional office (other than dentist) or home occupation in owner's residence

Two (2) spaces per office or home doctor or occupation in addition to residence requirements

Public and Semi-public Uses

Hospitals	One (1) space per bed intended for patients (except bassinets or beds in student nurses quarters); plus one (1) space for each two (2) employees on shift of greatest employment
Auditorium, stadiums, assembly halls, gymnasiums, theaters, community recreation centers, churches, museums, art galleries and public libraries	One (1) space per four (4) fixed seats in the largest assembly room or area or for the accommodation of movable seats in the largest assembly room, or one (1) space for each 150 square feet of gross floor area, whichever is needed by the facility, plus one (1) space for each two (2) employees on shift of greatest employment
Elementary school and junior high school	One (1) space for each classroom and one (1) space for each two (2) employees other than teachers
Senior high school	One (1) parking space for each twenty (20) students for which the building was designed plus one (1) space for each classroom and administrative office
Public or private club	One (1) space for each one hundred (100) square feet of gross floor space
Public utility buildings	One (1) space for each five hundred (500) square feet of gross floor space plus one (1) space for each two (2) employees
Sanitariums, rest and convalescent homes, homes for the aged and similar institutions	One (1) space for each six (6) beds plus one (1) space for each staff or visiting doctor plus one (1) space for each four (4) employees
<u>Office and Banks</u>	
Clinic or doctor's office	Three (3) spaces for each doctor plus one (1) space for each four (4) employees
Banks	One (1) space for each two hundred (200) square feet of gross floor plus one (1) space for each (2) employees

Professional and business offices One (1) space for each 500 square feet of gross floor area

Retail and Other Commercial

Retail stores, as follows: Stores selling clothing, variety merchandise, jewelry, sporting goods, records, pet shops, and other establishments selling comparison or specialty shopping goods, and stores selling convenience goods such as food, drugs, liquor, small hardware, etc. One (1) space for each 120 square feet of gross floor area

Retail stores as follows: Stores selling merchandise generally characterized by high bulk and high cost such as furniture, appliances, large hardware items, business machines, restaurant equipment, bicycles, guns, light fixtures, floor covering, radio, television, auto accessories, building materials, home furnishings One (1) space for each 200 square feet of gross floor area

New and used car sales, manufactured home and truck trailer sales, outdoor equipment and machinery sales, commercial nurseries, roadside stands, farm implements Four (4) spaces for each sales person, plus one (1) space for each two employees on shift of greatest employment

Service stations Five (5) spaces for each grease rack and five (5) spaces for each wash rack

Other retail trade or services One (1) space for every 200 square feet of gross floor area

Restaurants, diners, and night clubs One (1) space for each three (3) seating accommodations, plus one (1) space for each two employees on shift of greatest employment

Funeral home One (1) space for each four (4) seats in the chapel or parlor

Indoor and outdoor commercial One (1) space for each 150 square feet of

recreation facility.Land land in driving range calculating parking	gross floor, building or ground area devoted to such use, or one (1) space for each four (4) seats of facilities available for patron use, whichever is needed by the not occupied by customers such as front of the drive tees of a will be excluded when requirements
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Wholesale and Industrial Uses

Wholesaling and industrial uses	One (1) space for each 200 square feet of sales area and one (1) space for each two (2) employees at maximum employment
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SECTION 81 OFF-STREET LOADING AND UNLOADING SPACE

Every building or structure used for business, trade or industry hereafter erected, shall provide space as indicated herein for the loading and unloading of vehicles off the street or public alley. Such space shall have access to an alley or if there is no alley, to a street. For the purposes of this section, a loading berth shall have minimum plan dimensions of 12' x 25' overhead clearance. In no case shall the use of loading and unloading space hinder the free movement of vehicles and pedestrians over a street, sidewalk or alley.

Use Classification

Off-street Loading Requirements

Retail operations	One (1) loading berth for every 20,000 square feet of floor area
Office buildings and hotels with a total usable floor area of 100,000 square feet or more devoted to such purposes	One (1) loading berth for every 100,000 square feet of floor area
Industrial and wholesale operations with a gross floor area of 10,000 square feet or over as follows:	

Square Feet of Gross Floor Area

Number of Loading Berths Required

10,000 - 40,000	1
40,000 - 100,000	2
100,000 - 160,000	3

160,000 - 240,000	4
240,000 - 320,000	5
320,000 - 400,000	6

Each 90,000 square feet above 400,000 square feet requires one (1) loading berth

ARTICLE IX - SIGN REGULATIONS

The purpose of these regulations is to provide minimum control of signs to promote the health, safety and general welfare by lessening hazards to pedestrians and vehicular traffic, by preserving property values, by preventing unsightly and detrimental development which has a blighting influence upon residential, business and industrial uses, by preventing signs from reaching such excessive size or numbers that they obscure on another to the detriment of all concerned and by securing certain fundamentals of design for the community.

SECTION 90 GENERAL REGULATIONS

90.1 MEASUREMENT OF SIGN AREA. The area of a sign shall be deemed to include the copy area devoted to conveying a message, excluding supporting structure, trim or framing device. Where signs employing appurtenances such as "pop ups" or "cutouts" that extend beyond the copy area, the area of such appurtenances shall be measured separately, but included in the total sign area. The total sign area for a double-faced sign or "V"-type sign shall be measured separately, but included in the total sign area. The total sign area for a double-faced sign or "V"-type sign shall be measured on the largest face of the sign; however, information or advertising matter may be posted on both sides of such permitted sign.

90.2 MATERIAL AND DESIGN. All signs in which electrical wiring and connections are to be used shall require both electrical and building permits and shall comply with all state and local laws governing electrical installations and materials. No such illumination shall reflect or give off direct rays that are visible elsewhere than on the sign where illumination occurs.

90.3 BUILDING PERMIT REQUIRED. No sign shall hereafter be erected or attached to, suspended from, or supported on a building or structure; nor shall any existing sign be enlarged or relocated until a building permit for same has been issued by the Building Inspector. Exempt from this Section are professional signs, (as specified in Article X) public signs, real estate signs (temporary), and construction signs (temporary).

Application for permits shall be submitted on forms obtainable at the office of the Building Inspector. Each application shall be accompanied by plans showing the location and property identification.
size,

90.4 NON-CONFORMING SIGNS. No non-conforming sign erected before the adoption of this Ordinance shall be enlarged, moved, replaced, or repaired at a cost in excess of fifty (50) percent of its original cost unless same shall be brought in compliance with the

provisions of this Ordinance. All non-conforming signs and billboards shall be brought in compliance with the provisions of this Ordinance as specified in Article XIII. However, nothing contained in this Ordinance shall prevent normal maintenance, repainting or posting of these signs or structures.

SECTION 91 PROHIBITED SIGNS

- 91.1 **SIGNS HAZARDOUS TO PUBLIC SAFETY.** No sign shall display flashing or intermittent lights resembling the flashing light customarily used by police, fire, or ambulance vehicles. No sign shall be erected or maintained which is a copy or imitation of an official highway sign and carrying the words "Stop" or "Danger".
- 91.2 **SIGNS ON UTILITY POLES AND RIGHT-OF-WAY.** No advertising sign or poster shall be posted within a public right-of-way on any telegraph, telephone, or electric poles or on any tree along any street or road.
- 91.3 **SIGNS OBSTRUCTING INGRESS AND EGRESS.** No sign that obstructs ingress and/or egress to any window, door, fire escape, stairway, ladder or opening intended to provide light, air, ingress or egress for any room or building as required by law shall be erected or permitted.
- 91.4 **SIGNS OBSTRUCTING CORNER VISIBILITY.** No sign shall violate the corner visibility restrictions of Section 123 of this Ordinance.

SECTION 92 DISTRICT SIGN REGULATIONS

Signs shall be permitted in the following districts, but only in accordance with the following provisions:

- 92.1 **RESIDENTIAL DISTRICTS.** Within all residential districts the following signs are permitted; provided that:
- a. all signs except public signs shall set at least one-half (1/2) the required front yard setback from the street right-of-way line, and shall meet applicable side and rear yard requirements for the district in which it is located; and
 - b. no sign shall be located above the ground floor of any building or more than twenty (20) feet above the upper surface of the nearest curb or street center line, whichever is less.

Permitted Signs:

Non-illuminated signs for home occupations, if permitted, in accordance with the provisions of Article X of this Ordinance.

Indirectly illuminated and non-illuminated signs indicating names of residents and home numbers, not to exceed one (1) square foot in area.

Non-illuminated signs indicating the name and purpose of a non-residential building or apartment and the name of its management not to exceed three (3) square feet in area.

Temporary non-illuminated signs of persons or firms connected with work on buildings under actual construction or alteration, located at least 10 feet inside any lot line and not to exceed 20 square feet in area.

Temporary non-illuminated signs advertising for sale or for rent the lot or building on which they are placed or some part thereof, located not closer than 20 feet to any street right-of-way line unless attached to a building and not to exceed four (4) square feet in area. Individual real-estate firms or other selling agent shall not erect more than one such sign on any single residential property.

Public signs solely for the control of traffic and parking.

Subdivision identification signs not exceeding twelve (12) square feet in area as a special exception subject to review by the Town Planning Commission and approval by the Board of Adjustment.

92.2 B-1 NEIGHBORHOOD TRADE DISTRICT. Within a Neighborhood Trade District the following signs are permitted:

Any sign permitted under and subject to all restrictions of Sub-section 92.1 of this Ordinance.

Business and/or identification signs, provided that:

a. all signs shall set at least twenty (20) feet from the street right-of-way line, and shall meet all side and rear yard requirements of the B-1 Neighborhood Trade District

Advertising signs, provided that:

a. such signs shall not exceed 300 square feet in area; and

b. such signs meet all setback requirements of the B-1 Neighborhood Trade District.

92.3 B-2 GENERAL BUSINESS DISTRICT. Within a General Retail District, the following signs are permitted:

Any sign permitted under and subject to all restrictions of Sub-sections 122.1 and 122.2 of this Ordinance.

Business and/or identification sign, provided that:

- a. all signs shall set at least twenty (20) feet from the street right-of-way line, and shall meet all side and rear yard requirements of the B-2 General Business District.

Advertising signs, provided that:

- a. such signs shall not exceed 500 square feet in area; and
- b. such signs shall meet all set-back requirements in B-2 General Business District.

92.4 M-1 and M-2 COMMERCIAL/MANUFACTURING DISTRICTS. Within the M-1 and M-2 Manufacturing Districts, the following signs are permitted:

Business and/or identification sign, provided that:

- a. all signs shall set at least twenty (20) feet from the street right-of-way line.

Illuminated Outdoor Advertising signs (Billboards) except that such signs shall not exceed 800 square feet in area, and such signs shall meet all set-back requirements for the District in which they are located.

92.5 SIGNS PERMITTED AS SPECIAL EXCEPTION. The following signs are permitted as a special exception in any zoning districts subject to review by the Planning Commission and approved by the Board of Adjustment.

Signs cannot be any closer than 500 feet to each other.

Temporary signs involved in campaigns of religions, charitable, civic, fraternal, political and similar organizations.

Identification signs on water towers and smoke stacks.

ARTICLE X HOME OCCUPATIONS

The following regulations shall apply to the conduct of a home occupation in any permitted zoning district:

- A. The home occupation shall be clearly incidental to the residential use of the dwelling and shall not change the essential residential character of the dwelling or adversely affect the uses permitted in the district of which it is a part.
- B. Use of the dwelling for this purpose shall be limited to twenty-five percent (25%) of one floor of the principal building.
- C. The home occupation shall be confined entirely to the principal building, and no accessory building or outside storage shall be used in connection with the home occupation.
- D. Employment shall be limited to members of the family residing in the dwelling, and there shall be no employment of help other than members of the resident family. In no case shall more than two (2) persons be engaged in the home occupation.
- E. No internal or external addition, alteration, or remodeling of the dwelling is permitted in connection with the home occupation.
- F. Chemical, mechanical or electrical equipment that creates odors, light emission, or noises detectable outside of the dwelling shall be prohibited.
- G. No display of products shall be visible from the street and only articles made on the premises may be sold; except that non-durable articles (consumable products) that are incidental to a service, which service shall be the principal use in the home occupation, may be sold on the premises.
- H. Instruction in music, dancing and similar subject shall be limited to two students at a time.
- I. Vehicles having passenger vehicle characteristics only shall be permitted in connection with the conduct of the customary home occupation.
- J. The activity carried on as a home occupation shall be limited to the hours between 7:00 a.m. and 10:00 p.m.
- K. One professional or announcement sign may be used to identify the customary home occupation. Such sign shall not exceed two (2) square feet in area exposed to view and must be mounted flat to the main wall of the principal building. No such sign shall be illuminated.
- L. Customary Home Occupations shall not include, among others, the following:

1. Uses which do not meet the provisions listed above.
 2. Automobile and/or body and fender repairing.
 3. Food handling processing or packing.
 4. Repair, manufacturing and processing uses; however, this shall not exclude the home occupation of a dressmaker where goods are not manufactured for stock, sale, or distribution.
 5. Restaurants.
 6. Uses which entail the harboring, training, raising or treatment of dogs, cats, birds, or other animals.
- M. A business license issued by the Town of Woodstock will be required prior to the establishment of a home occupation. Such permit shall be renewed each year.

ARTICLE XI GENERAL REGULATIONS

SECTION 110 ONE MAIN BUILDING ON LOT

Every building hereafter erected or moved shall be located on a lot, and in no case shall there be more than one (1) principal residential building and its accessory buildings on a lot except as provided in Section 125 of this Ordinance.

SECTION 111 REQUIRED YARDS NOT TO BE USED BY ANOTHER BUILDING

The minimum yards or other open spaces required by this Ordinance for each and every building hereafter erected, moved or structurally altered shall not be encroached upon or considered to meet the yard or open space requirements of any other building.

SECTION 112 REDUCTION OF LOT AND YARD AREAS

No yard or lot existing at the time of passage of this Ordinance shall be reduced in size of area below the minimum requirements set forth herein. Yards or lots created after the effective date of this Ordinance shall meet at least the minimum requirements established by this Ordinance.

SECTION 113 VISIBILITY AT INTERSECTIONS

In any district requiring a front yard setback no fence, wall, shrubbery, sign, marquee, or other obstruction to vision between the heights of two and one-half (2 1/1) feet and ten (10) feet above street level shall be permitted within twenty (20) feet of the intersection

of the right-of-way lines of two streets or railroads or of a street and a railroad right-of-way line.

Accessory structures within twenty five (25) feet of the rear lot line of a corner lot shall be set back the minimum front yard depth required on the side street. The requirements of this Sub-section shall not be deemed to prohibit any necessary retaining wall.

SECTION 114 STREET ACCESS

No building shall be erected on a lot which does not abut a public street

SECTION 115 FUTURE STREET LINES

On any lot which, at the time of adoption of this Ordinance or at the time this Ordinance is changed by amendment hereafter, may be reduced in area by widening a public street to a future street line as indicated on the duly adopted "Major Street Plan", or as same may be hereafter amended, the minimum required yards, the minimum required lot area, the minimum required lot width and the maximum building area shall be measured by considering the future street lines as the lot line of such lot.

SECTION 116 GROUP HOUSING PROJECT

In case of a housing project consisting of a group of two or more buildings to be constructed on a plot of ground at least four (4) acres not subdivided into the customary streets and not to be so subdivided or where existing or contemplated street and lot layout make it impracticable to apply the requirements of this Ordinance to the individual buildings in such housing projects, the application of such requirements to such housing projects shall be done by the Board of Adjustment with the advice of the Planning Commission, in a manner that will be in harmony with the character of occupancy, a density of land use no higher and a standard of open space at least as high as required by this Ordinance in the district in which the proposed project is to be located, and will provide layout design and public utilities in harmony with the general requirements and minimum standards of design of the Subdivision Regulations of the Town of Woodstock, Alabama.

In no case shall the Zoning Board of Adjustment authorize a use or a building height or building area prohibited in the district in which the housing project is to be located.

ARTICLE XII NONCONFORMING USE REGULATIONS

Nonconforming uses, buildings, structures, signs and billboards may be continued subject to the provisions of this Article.

SECTION 120 CHANGE OF USE

A nonconforming use shall not be changed to any but a conforming use. When a nonconforming use has been changed to a conforming use, the premises shall not thereafter be used for any nonconforming use.

SECTION 121 USE EXTENSIONS

A nonconforming use shall not be extended or enlarged; provided, however, a nonconforming use of any building may be extended to any portion or portions of said building which were, at the time such use became nonconforming, manifestly arranged or designed for such use.

SECTION 122 STRUCTURAL EXTENSIONS AND ALTERATIONS

A nonconforming building or structure shall not be extended or altered unless such extension or alteration shall comply with all the requirements of this Ordinance for the district in which it is located, except that alterations may be required by law, etc., or ordinance or ordered by an authorized office to secure the safety of the building.

SECTION 123 DISCONTINUED NONCONFORMING USES

When any nonconforming use is discontinued for a period exceeding one (1) year, after date of notice by the Building Inspector, any future use of the premises shall conform to the provisions of this Ordinance.

SECTION 124 DESTRUCTION

A nonconforming building or structure which is damaged by fire, flood, wind, or other act of God or man, to an extent exceeding fifty (50) percent of its then reproductive value, exclusive of foundations shall not be reconstructed except in conformance with the provisions of this Ordinance.

SECTION 125 ADMINISTRATION

The Building Inspector shall conduct a check on all nonconforming uses at least three (3) times a year to determine whether or not they continue to operate. The owner or agent shall be notified by registered mail when discontinuance of a use has been discovered. The one (1) year period prior to final elimination as allowed in Section 133 shall begin from date of notification.

The building Inspector shall maintain an accurate and up-to-date record of all nonconforming uses, including the date of their discontinuance.

ARTICLE XIII ADMINISTRATION, ENFORCEMENT AND PENALTIES

SECTION 130 ZONING ENFORCEMENT OFFICER

The provisions of this Ordinance shall be administered and enforced by the Building Inspector or council designee. He shall give information upon request as to the provisions of this Ordinance and shall interpret the meaning of the Ordinance in the course of enforcement.

SECTION 131 ZONING PERMIT REQUESTED

It shall be unlawful to commence the excavation for or the construction of any building or other structure, including necessary structures, or to store building materials or erect temporary field offices, or to commence the moving, alteration, or repair (except repairs, not changing the character of the structure and not exceeding \$500.00 in cost, or painting or wallpapering) of any structure, including necessary structures, until the Zoning Enforcement Officer has issued for such work a building permit including a statement that the plans, specifications and intended use of such structure in all respects conform with the provisions of this Ordinance. application for a building permit shall be made to the Zoning Enforcement Officer on forms provided for that purpose.

SECTION 132 APPROVAL OF PLANS AND ISSUANCE OF ZONING PERMIT

It shall be unlawful for the Zoning Enforcement Officer to approve any plans or issue a zoning permit for any excavation or construction until he has inspected such plans in detail and found them in conformity with this Ordinance. to this end, the Zoning Enforcement Officer shall require that every application for a building permit for excavation, construction, use of land, moving or alteration be accompanied by a plan or plat drawn to scale and showing the following in sufficient detail to enable the Zoning Enforcement Officer to ascertain whether the proposed excavation, construction, use of land, moving or alteration is in conformance with this Ordinance:

- a. The actual shape, proportion and dimensions of the lot to be built upon.
- b. The shape, size and location of all buildings or other structures to be erected, altered or moved and of any buildings or other structures already on the lot.
- c. The existing and intended use of all such buildings or other structures.
- d. The setback and side lines of buildings on adjoining lots and such other information concerning the lot or adjoining lots as may be essential for determining whether the provisions of this Ordinance are being observed.

If the proposed excavation, construction, moving, or alteration as set forth in the application, are in conformity with the provisions of this Ordinance, the Building Inspector shall issue a building permit accordingly. If an application for a building permit is not approved, the Building Inspector shall state in writing on the application the cause for such disapproval. Issuance of a building permit shall, in no case, be construed as waiving any provision of this Ordinance.

SECTION 133 CERTIFICATE OF OCCUPANCY REQUIRED

No land or building or other structure or part thereof hereafter erected, moved or altered in its use shall be used until the Building Inspector has completed a final inspection stating that such land or structure or part thereof is found to be in conformity with the provisions of this Ordinance.

Within five (5) working days after the owner or his agent has notified the Building Inspector that a building or premises or part thereof is ready for occupancy or use, it shall be the duty of the Building Inspector to make a final inspection thereof, and to issue a Certificate of Final Inspection if the building or premises or part thereof is found to conform with the provisions of this Ordinance or, to state the refusal in writing with the cause.

SECTION 134 PENALTIES

Any person violating any provision of this Ordinance shall be fined upon conviction not less than one hundred dollars (\$100.00) nor more than two hundred dollars (\$200.00) and costs of court, as imposed by the Municipal Judge, for each offense. Each day such violation continues shall constitute a separate offense.

SECTION 135 REMEDIES

In case any building or other structure is erected, constructed, reconstructed, altered, repaired, converted, or maintained, or any building, structure or land is used in violation of this Ordinance, the Building Inspector of the municipality or any other appropriate authority or any adjacent or neighboring property owner who would be specially damaged by such violation, in addition to other remedied, may institute injunction, mandamus, or other appropriate action or proceeding to prevent such unlawful erection, construction, reconstruction, alteration, repair, conversion, maintenance or use, to correct or abate such violations or to prevent occupancy of such building, structure, or land.

ARTICLE XIV ZONING BOARD OF ADJUSTMENT

SECTION 140 ESTABLISHMENT OF ZONING BOARD OF ADJUSTMENT

A Board of Adjustment is hereby established. The Board shall consist of five (5) members, each to be appointed for a term of three (3) years by the Town Council. vacancies shall be filled for the unexplored term of any member whose term becomes

vacant. Each member may be removed for cause by the appointing authority upon written charges and after a public hearing.

SECTION 141 PROCEEDINGS OF THE ZONING BOARD OF ADJUSTMENT

Meetings of the Board shall be held at the call of the Chairman and at such other times as the Board may determine. Such Chairman, or in his absence the Acting Chairman, may administer oaths and compel the attendance of witnesses. all meetings of the board shall be open to the public.

The Board shall adopt and publish its own rules of procedure and keep minutes of its proceedings, showing the vote of each member upon each question, or, if absent or failing to vote, indicating such fact, and shall keep records of its examinations and of other official actions, all of which shall be immediately filed in the office of the Board and shall be a public record.

SECTION 142 APPEALS

An appeal may be taken to the Board by any person aggrieved, or by any officer, department, board or bureau of the municipality affected by any decision of the administrative officer.

Such appeal shall be taken within a reasonable time, as provided by the rules of the Board, by filing with the officer from whom the appeal is taken and with the Board of Adjustment a notice of appeal specifying the grounds thereof.

The officer from whom the appeal is taken shall transmit forthwith to the Board all papers constituting the record upon which the action appealed was taken. An appeal stays all proceedings in furtherance of the action appealed from, unless the officer from whom the appeal is taken certifies to the Board of Adjustment after the notice of appeal shall have been filed with him, that by reason of facts stated in the certificate a stay would, in his opinion, cause imminent peril to life or property. In such case, proceedings shall not be stayed otherwise than by a restraining order which may be granted by the Board of Adjustment or by a court of record on application of notice to the officer from whom the appeal is taken and on due cause shown.

The board of Adjustment shall fix a reasonable time for the hearing of the appeal, give public notice thereof, as well as due notice to the parties in interest, and decide the same within a reasonable time. At the hearing, any party may appear in person or by agent or by attorney.

SECTION 143 POWERS AND DUTIES OF THE BOARD OF ADJUSTMENT

The Board of Adjustment shall have the following powers and duties:

- a. Administrative review. To hear and decide appeals where it is alleged there is error in any order, requirement, decision, or determination made by an administrative official in the enforcement of this article or of any ordinance adopted pursuant thereto.
- b. Special exceptions. To hear and decide special exceptions to the terms of the Ordinance upon which such board is required to pass under such Ordinance.
- c. Variances. to authorize upon appeal in specific cases such variance from the terms of the Ordinance as will not be contrary to the public interest where, owing to special conditions, a literal enforcement of the provisions of the Ordinance will result in unnecessary hardship, and so that the spirit of the Ordinance shall be observed and substantial justice done. In exercising the above mentioned powers, such Board may, in conformance with the provisions of this article, reverse, or affirm, wholly or partly, or may modify the order, requirement, decision or determination appealed from and may make such order, requirement, decision, or determination as ought to be made, and to that end, shall have all the powers of the officer from whom the appeal is taken. The concurring vote of four members of the Board shall be necessary to reverse any order, requirement, decision, or determination of any such administrative official, or to decide in favor of the applicant on any matter upon which it is required to pass under any such Ordinance, or to effect any variation in such Ordinance.

SECTION 144 APPEALS FROM ACTION OF THE BOARD OF ADJUSTMENT

Any party aggrieved by any final judgment or decision of the Board of Adjustment may, within fifteen (15) days thereafter appeal therefrom to the circuit court or court of like jurisdiction, by filing with the Board a written notice of appeal specifying the judgment or decision from which appeal is taken. In case of such appeal, the board shall cause a transcript of the proceedings in the cause to be certified to the court to which the appeal is taken and the cause in such court be tried de nova.

ARTICLE XV DEFINITIONS

SECTION 150 DEFINITIONS

For the purposes of this Ordinance, certain words and terms as herein indicated and shall apply to all parts of this Ordinance. All words used in the present tense shall include the future tense; all words in the singular number shall include the plural number; and all words in the plural number shall include the singular number unless the natural construction of the wording indicates otherwise; the words "used for" shall include the meaning "designed for"; and the word "structure" shall include the word "building"; the word "lot" shall include the words "plot" and "tract" and the word "shall" is mandatory.

1. Alley: A public or private thoroughfare which affords only a secondary means of access to abutting property.
2. Basement: An underground or partly underground story. A basement shall be counted as a story for the purposes of height measurement if the vertical distance between its ceiling and the average level of the adjoining ground is more than five (5) feet.
3. Boarding House: A building other than a hotel, cafe, or restaurant where, for compensation, meals are provided for three (3) or more persons.
4. Bed and Breakfast: A home in which rooms are provided overnight and breakfasts are served the following morning, both for compensation.
5. Building: Any structure having a roof supported by columns or walls and intended for the shelter, housing or enclosure of persons, animals or chattels.
6. Building, Accessory: A subordinate building, the use of which is incidental to that of the principal building on the same lot.
7. Building, Principal: A building in which is conducted, or is intended to be conducted, the principal use of the lot on which it is located.
8. Drive-in Restaurant: A restaurant or public eating business so conducted that food, meals or refreshments are brought to the motor vehicles for consumption by the customer or patron.
9. Drive-in Theater: A theater so arranged and conducted that the customer or patron may view the performance while being seated in a motor vehicle.
10. Dwelling: A building containing one or more dwelling units, but in the case of a building having two or more portions divided by one or more party walls forming a complete separation, each such portion shall be considered to be a separate dwelling.
11. Dwelling, Single Family: A dwelling having only one dwelling unit from the ground to roof and having independent outside access.
12. Dwelling, Two Family: A detached building designed exclusively for occupancy by two families living independently of each other under one roof.
13. Dwelling, Multi-family: A building or portion thereof designed for occupancy by three or more families living independently of each other under one roof.

14. Dwelling Unit: Any room or group of rooms located within a residential building and forming a single habitable unit with facilities which are used or intended to be used for living, sleeping, cooking and eating by one family.

15. Family: One (1) or more individuals occupying a dwelling unit and living as a single housekeeping unit.

16. Floor Area, Gross: The sum of the gross horizontal areas of the several floors of a building, measured from the exterior faces of the exterior walls including (a) basement space where more than one half the basement height is above the finished lot grade averaged along the exterior walls of the building; (b) elevators and stairwells at each floor; (c) attic space, whether or not a floor has been laid, over which there is structural headroom of seven feet or more; and (d) enclosed porches, interior balconies and mezzanines and penthouses, and excluding (a) floor space permanently devoted to mechanical equipment used in the operation and maintenance of the building, and (b) floor space permanently devoted to a parking space or parking spaces.

17. Frontage: All the property abutting on one side of a street between two intersecting streets measured along the street line.

18. Garage, Private: A building or space used as an accessory to or a part of a main building permitted in any residential district, and providing for the storage of motor vehicles and in which no business, occupation or service for profit is in any way connected.

19. Group Home: A house where several individuals, unrelated, all clients of agencies such as mental health, alcohol, abuse, drugs, etc. that are treating those individuals and teaching them to function in the community.

20. Lot: A piece, parcel, or plot of land occupied or intended to be occupied by one main building, accessory buildings, uses customarily incidental to such main building and such open spaces as are provided in this ordinance, or as are intended to be used with such piece, parcel or plot of land.

21. Lot, Corner: A lot with frontage on two or more streets at their intersections.

22. Lot, Depth: The mean horizontal distance between the front and rear lot lines.

23. Lot of Record: A lot which is part of a subdivision, a plat or which had been recorded by Bibb/Tuscaloosa Counties at the time of the adoption of this Ordinance; or a lot described by metes and bounds, the description of which had been recorded by Town of Woodstock at the time of the adoption of this Ordinance.

24. Manufactured Home: A transportable structure, which exceed either eight (8) body feet in width or thirty two (32) body feet in length, built on a chassis and designed to be used as a dwelling with or without a permanent foundation when connected to the

"House

required utilities. This structure is also know as a "Mobile Home" and as a Trailer" and all have the same meaning in this Ordinance.

25. Manufactured Home Parks: Any premises where manufactured homes are parked for living and sleeping purposes, or any premises used or set apart for the purpose of supplying to the public parking space for manufactured homes for living and sleeping purposes, and which include any buildings, structures, vehicles or enclosure used or intended for use as part of such manufacture home park.
26. Mini-storage: Buildings divided into small compartments, each accessible from the outside of the building with each compartment usually being rented to different persons for the use of temporary storage of personal property.
27. Nonconforming structure: A building or structure lawfully constructed prior to the passage of this chapter or an amendment thereto, which does not conform to the dimensional requirements or other requirements except use, for the zone in which it is located.
28. Nonconforming Use: A lawful use of land, building or structure existing at the time of the passage of this Ordinance, or an amendment thereto, which does not conform to the use regulations for the zoning district in which it is located.
29. Signs: Any structure, part thereof, or device or inscription attached thereto or painted or representation thereon, which is located upon any land, on any building, or on the outside or inside of a window, and which displays or includes any numeral, letter, word, model banner, emblem, insignia, device, trademark, or other representation used as, or in the nature or an announcement, advertisement, direction, warning, or designation of any person, firm, group, organization, place, commodity, product, service, business, profession, enterprise or industry.

This definition shall not include the flag, emblem, insignia, poster or other display of any nation or political subdivision including traffic or similar regulatory devices, or legal notices, warnings at railroad crossings, signs or tablets which are primarily memorials, or emblems of religious institutions that are attached to buildings.

- a. Advertising Sign: A sign which directs attention to a business, commodity, industry or other activity which is sold, offered or conducted elsewhere than on the premises upon which such sign is located, or to which it is affixed, and which is sold, offered or conducted on such premises only incidentally if at all.
- b. Business Sign: A sign which directs attention to a business, commodity, service, industry or other activity which is sold, offered, or conducted on the premises upon which such sign is located, or to which it is affixed.
- c. Ground Sign: A free-standing sign resting upon the ground or attached to it by means of two or more poles or standards.

light
signs.

- d. Identification Sign: A sign used to identify only: the name of the individual, family, organization or enterprise occupying the premises; the profession of the occupant; the name of the building on which the sign is displayed.
 - e. Illuminated Sign, Directly: A sign designed to give forth artificial light directly (or through transparent or translucent material) from a source of within such sign, including but not limited to neon and exposed lamp
 - f. Illuminated Sign, Indirectly: A sign illuminated with a light so shielded that no direct rays therefrom are visible elsewhere than on the lot where said illumination occurs. If such shielding device is defective, such sign shall be deemed to be a directly illuminated sign.
 - g. Non-illuminated Sign: A sign which is not illuminated, either directly or indirectly.
30. Story: That portion of a building included between the surface of any floor and the surface of the floor next above it, or if there be no floor above it, then the space between such floor and the ceiling next above it.
31. Street: A public thoroughfare which affords the principal means of access to abutting property.
- 32 Structure: Anything constructed or erected, including a building, which has permanent location on the ground or anything attached to something having a permanent location on the ground.
33. Structural Alteration: The word "Alteration" shall include any of the following:
- a. any addition to the height or depth of a building or structure;
 - b. Any change in the location of any of the exterior walls of a building or structure;
 - c. Any increase in the interior accommodations of a building or structure.

In addition to the foregoing, a building or structure shall be classified as altered when it is repaired, renovated, remodeled, or rebuilt at a cost in excess of fifty per cent (50%) of its value prior to the commencement of such repairs, renovation, remodeling or rebuilding.

34. Use: Any activity, occupation, business or operation carried on, or intended to be carried on, in a building or other structure or on a tract of land.

35. Use, Accessory: a use located on the same lot with a principal use, and clearly incidental or subordinate to and customarily in connection with the principal use.

36. Use, Principal: The main use on a lot.

37. Yard: An open space on the same lot with a principal building, unoccupied and unobstructed from the ground upward, except by trees or shrubbery or as otherwise provided herein.

38. Yard, Front: An open, unoccupied space on the same lot with a principal building extending the full width of the lot and situated between the street and the front line of the building projected to the side lines of the lot.

39. Yard, Rear: An open, unoccupied space on the same lot with a principal building, extending the full width of the lot, and situated between the rear line of the lot and the rear line of the building projected to the side lines of the lot.

ARTICLE XVI AMENDMENTS

The provisions of this Ordinance, including the Zoning Map, may from time to time be amended, supplemented, changed, modified, or repealed to accordance with the following procedure:

SECTION 160 PROCEDURE

The regulations and the number, area, and boundaries of districts established by this Ordinance may be amended, supplemented, changed, modified or repealed by the municipal governing body, but no amendment shall become effective unless it is first submitted to the municipal Planning commission for its recommendation. the municipal Zoning Commission, upon its own initiative, may hold public hearings, public notice of which shall be given for the consideration of any proposed amendment to the provisions of this Ordinance or to the zoning Map and report its recommendations to the Woodstock Town Council. The provisions of Title 11, Chapter 52, Article 1, Section 76, Code of Alabama, 1975, as the same may be amended, shall apply to all changes and amendments.

ARTICLE XVII SPECIFICATIONS FOR DOCUMENTS TO BE SUBMITTED

SECTION 170 PRELIMINARY PLAT REQUIREMENTS

Each Preliminary Plat presented to the Planning Commission for approval shall contain the following information:

1. Date, north arrow, graphic scale, subdivision name, total acreage to be subdivided and total acreage under the control of the developer. The scale shall not be less than one hundred feet to the inch (1" = 100'), or, in the case of a metric plat, not less than one to one thousand (1:1,000 or 1 cm = 10m). No subdivision may bear a name identical to, or unacceptable similar to, the name of an existing subdivision.
2. Contours shall be shown at intervals of not more than five (5) feet. In areas where existing slope is less than three percent (3%) on one acre or more, the contour interval shall be two (2) feet or less.
3. Names and addresses of owners and of the designer of the plat, who shall be a land surveyor registered to practice in the State of Alabama.
4. Names and addresses of owners of record of all adjoining parcels of land as they appear on the current tax records.
5. Locations and widths of rights-of-way of proposed and existing streets, alleys, and easements. Proposed locations of "stop," "yield," and other traffic control signs. If the proposed subdivision abuts an existing street, the location of any intersecting streets on the other side of such abutting street shall be depicted. In the event that a proposed subdivision is not directly served by a publicly maintained street or road with two or more trafficable lanes, the subdivision designer shall include a statement showing the Deed Book and Page Number of deeds granting rights-of-way for that portion of rural roads located between the proposed subdivision and the nearest publicly-maintained street or road with two or more trafficable lanes.
6. The names, locations, widths, and other dimensions of existing or proposed parks, playgrounds, open spaces or other public property.
7. The locations of existing and proposed property lines, and existing buildings, water courses, railroads, bridges, culverts, and drainpipes on the land to be subdivided and for an area at least fifty (50) feet in width around the perimeter thereof.
8. Location and dimensions of existing sanitary sewer lines and, to the extent known at this stage, of proposed sanitary sewer lines. In the event the subdivision will be served by septic tanks or a developer-installed sewage lift station, the Preliminary Plat should so state.
9. Proposed lot lines, lot numbers, and approximate dimensions.

10. Number of Section, Township, and Range, with approximate ties to all identifiable section corners within or close to the proposed subdivision.

11. vicinity map showing the general location of the subdivision in relation to existing and proposed major streets, schools, parks, and other subdivisions.

12. Existing zoning classification of proposed subdivision, if any.

13. Street cross-section, showing proposed construction and statements concerning type of material to be used in construction.

14. Locations of proposed sidewalks, if any.

15. Building and parking lot outlines.

16. If any portion of the land included in, or immediately adjacent to, the proposed subdivision is located within the Floodway or the 100-Year Flood boundary of a stream or river, as depicted on the Flood Boundary and Floodway Map, or is located in a "Special Flood Hazard Area", as depicted on a Flood Hazard Boundary Map, then such Floodway, Boundary, or Flood Hazard Area shall be indicated on the Preliminary Plat as accurately as possible. Guidelines for subdivision design in such areas are on file in the Woodstock Town Hall.

SECTION 171 PLANS AND PROFILES

Construction drawings of proposed improvements shall include plans and profiles of proposed streets, sanitary sewers, and drainage structures, and shall be prepared by a registered Professional Engineer. Street design shall conform to the requirements of the Town of Woodstock and such other specifications as may be promulgated by the Town Engineer. The plans and profiles of sanitary sewers shall include sufficient data to insure that the sewers have been designed properly. The plans and profiles of drainage features shall contain sufficient data, including calculations of pipe diameters and runoff velocity in open gutters, to permit the Town Engineer to verify the design.

SECTION 172 FINAL PLAT

The Final Plat shall be an original drawing on mylar or other high quality reproducible material and shall be tied to an accepted corner based on the U. S. Government Survey. This Plat shall also show the following:

1. Title, graphic scale, north arrow, name and registration number of the subdivision designer, and the date, together with the quarter section(s) in which the subdivision is located.
2. Tract boundary lines, right-of-way lines of streets, easements, and other rights-of-way, and property lines of lots, with accurate dimensions, bearings, or deflection angles, radii, arcs, and central angles of all curves.
3. Right-of-way width of each street or other right-of-way.

4. The locations and dimensions of all easements, together with the following statement:

NOTE: ALL EASEMENTS SHOWN ON THIS PLAT ARE FOR PUBLIC UTILITIES, SANITARY SEWERS, STORM SEWERS, AND STORM DITCHES, AND MAY BE USED FOR SUCH PURPOSES TO SERVE PROPERTY BOTH WITHIN AND WITHOUT THIS SUBDIVISION. NO PRIVATE UTILITY, INCLUDING PRIVATE SANITARY SEWER LINES, THAT RUN ALONG THE EASEMENT SHALL BE INSTALLED WITHIN THE EASEMENT, BUT MAY BE PERMITTED TO CROSS PERPENDICULAR TO THE EASEMENT. NO PERMANENT STRUCTURE OR OTHER OBSTRUCTION SHALL BE LOCATED WITHIN THE LIMITS OF A DESIGNATED EASEMENT. FENCES OR SHRUBBERY PLACED WITHIN AN EASEMENT ARE SUBJECT TO REMOVAL WITHOUT COMPENSATION AT THE CONVENIENCE OF THE TOWN OR COUNTY.

5. Number to identify each lot or building site.
6. The purpose for which sites, other than residential lots, are dedicated or reserved.
7. Minimum building setback lines on all lots shall meet those for the zone in which constructed.
8. Reference to recorded subdivision plats of adjoining platted land, by plat book and page number.
9. Space for the approval of the Town Engineer, the Secretary of the Planning Commission, and the authorized representative of the Health Department. If the subdivision is located outside the Corporate Limits of the Town of Woodstock and involves the dedication of any rights-of-way or improvements to the public, then space shall be provided for approval of the appropriate County Engineer.
10. Certificates and acknowledgments for the designer and owner, as required in Section 35-2-51 of the Code of Alabama, 1975. The designer shall further execute the following certification:

I hereby certify that all parts of this survey and drawing have been completed in accordance with the requirements of the Minimum Technical Standards for the Practice of Land Surveying in Alabama.'
11. If the plat depicts a PUD with private streets, a provision for the dedication of any or all of the private streets to the public in the event that the governing body of the Town determines in the future that the same is required for adequate public access to adjacent or other property or required for public health, safety, and welfare. All such private streets shall be so identified on the plat drawing.
12. Final Plats shall be drawn to a scale of not less than one inch equals one hundred feet (1" = 100') or, in the case of a metric plat, not less than one to one thousand (1:1,000 or 1 cm = 10 m),

provided that, after the plat has received final approval by the Planning Commission, the developer may file a reduced copy for the record.

13. Final Plats shall document the location of the subdivision according to the West Zone of the Alabama Coordinate System as described in Alabama Code, Section 35-2-1 (1975).

a. This requirement shall apply only to those new subdivisions containing ten or more lots. All phases of one development shall be added together for purposes of determining the applicability of this section. Each phase of a subdivision containing ten (10) or more lots shall be subject to the placement of monuments as indicated below.

b. Implementation of this section requires that at least two monuments be erected in the subdivision, referenced to the subdivision itself, at least 300 feet apart. Easements or other means shall be provided for permanent sight distance between the monuments, and public access to the monuments.

c. The monuments erected under this section shall be permanent concrete monuments or other monuments accepted by the Town Engineer, set below the ground in a approved protective box, and identified by a minimum of three (3) permanent reference points.

d. The Town Engineer shall keep a book listing all such monuments erected under this section. The location and coordinates of monuments shall be shown on the final plat and prior to recordation of the final plat there must be recorded in the book a location or site map of each such monument, the coordinates of each, and sufficient field and office records to establish the probable accuracy of the information supplied.

e. Control for monuments established under this section shall meet National Geodetic Survey third-order requirements: one part in 10,000 and an angular closure of not greater than 8 seconds per turn.

ARTICLE XVIII LEGAL STATUS PROVISIONS

SECTION 180 VALIDITY

If any section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be invalid, such decision shall not affect the validity of the remaining portions of this Ordinance. The Town council of the Town of Woodstock hereby declares that they would have passed this Ordinance and each section, subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared invalid.

SECTION 181 INTERPRETATION AND PURPOSE

In their interpretation and application, the provisions of this Ordinance shall be considered minimum requirements adopted for the promotion of the public health, safety, morale, convenience, order, prosperity, and general welfare of the community. Where other ordinances or regulations which may be adopted hereafter impose greater restrictions than those specified herein, compliance with such other ordinances is mandatory. This Ordinance shall not lower the restrictions of plats, deeds, or private contracts, if such are greater than the provisions of this Ordinance.

SECTION 182 EFFECTIVE DATE

This Ordinance shall be effective and in full force from and after the date of its passage.