

Section 2. Table of Permitted Uses.

Districts in which particular uses are permitted as a Use By Right are indicated by "X". Districts in which particular uses are permitted as a Use by Right with certain conditions are indicated by "X" with a reference to a footnote to this Table.

Districts in which particular uses are permitted as a Special Use upon approval by the City Council or Board of Adjustment are indicated by "S". See Special Uses, Section 3, for further information.

All uses in Table of Permitted Uses are permitted by right with site plan review by the Planning Staff with the exception of Single-family dwellings. The site plan shall comply with the following requirements.

- (A) A drawing to scale, certified as accurate by the applicant showing the site and its proposed development, including water supply and sewage disposal facilities, buildings, signs, drives, streets or highways, fences, walls, screen planting, parking and loading areas.
- (B) Any additional information required by this chapter or reasonably required by the Director and related to the development, operation, or performance standards of any proposed use.

The Standard Industrial Classification Manual (SIC) shall be referred to as a guide for purposes of interpretation by the Director. When a use is not listed in the Table of Permitted Uses, the Director shall classify it with that use in the table most similar to it. The SIC Manual shall serve as a guide in classifying any unlisted use. If the Director should determine that a use is not listed and is not similar to a use in the Table of Permitted Uses, then said use is "prohibited."

Section 2.

Section 2.	Uses	Table of Permitted Uses														
		RA-20	R-20	RS-12	R-12	R-6	O&I	CB	GB	NB	HB	I-1	I-2	I-3	C	NOTES
	Accessory uses, including but not limited to fallout shelters, garages, guest houses, tool sheds, swimming pools															
	Adult Establishments	X	X	X	X	X	X	X	X	X	X	X	X		X	Note 1
	Agricultural uses, truck farms, excluding raising poultry or other livestock so as to create a nuisance to surrounding property owners							S		S	S	S				
	Agritourism	X														
	Amusements, commercial including but not limited to bowling alleys, roller skating rinks; not including drive-in theaters, commercial stables, roller coasters, carousels, fairgrounds, automobile race tracks, circuses or the like	X														Note 29
	Antiques and gift retail sales						X	X	X	X	X					
	Appliance distributors, wholesale and retail															
	Arts and crafts supply and retail sales						X	X	X	X						
	Arts Studio, Art Gallery, Museum						X	X	X	X						
	Automobile accessories sales						X	X	X	X	X					
	Automobile body shops, painting, upholstering and reconditioning						X	X	X	X	X	X				
	Automobile car wash							X		X	X	X				Note 7
	Automobile car wash, not automatic or selfservice, requiring no vehicle stacking							X		X	X	X				
	Automotive parking lots serving uses permitted in district in which lot is located							X	X	X	X	X				
	Automobile repair garages	X	X	X	X	X	X	X	X	X	X	X				
	Automobile sales, new and used						X	X		X	X	X				Note 7
	Automobile parking lots for public rental when not associated with an existing permitted use and with site plan approval by Planning Staff						X	X		X	X	X				Note 26
	Automobile service stations, not including outside storage of used, wrecked, inoperable or dismantled automobiles					X		X		X	X	X				Note 9
	Automobile service stations							X	X	X	X	X				
								X	X	X	X	X				Note 7

Section 2.	Table of Permitted Uses													
	RA-20	R-20	RS-12	R-12	R-6	O&I	CB	GB	NB	HB	I-1	I-2	I-3	C
Uses														
Bakeries selling at retail, products produced on premises							X	X		X				
Bakeries, bottling works										X				
Banks, savings and loan and similar financial institutions						X	X	X	X	X				
Beach Bingo Parlors							X	X		X				
Bicycle sales and repair								X		X				
Blacksmith shops							X	X	X	X				Note 11
Broadband training and riding facility for horses														
Boardinghouse, room house	S											X		
Boating, sailing, fishing, hunting and other active and passive recreational activities				X	X	X								
Boatworks, marine sales, travel trailer sales, recreational vehicle and sales														
Book and stationery stores								X		X				
Building material sales and storage							X	X	X	X				
Carnivals, ferris wheels, rides (temporary)								X		X				
Carpentry shops										X				Note 7
Carpet, rug, bag cleaning establishments										X				
Catering Establishments										X				
Cemetery or mausoleum								X		X				Note 7
Chemical Manufacturer	X	X	X	X	X		X	X	X	X				
Churches, synagogues, temples and other places of worship (including preschool child instruction and/or care carried on by churches, provided the operation is contained entire on site)												S		
Cleaners	X	X	X	X	X	X		X		X				Note 31
Clothing sales							X	X	X	X				
Clubs and lodges, private, non-profit							X	X	X					
Clubs and place of entertainment (commercial)	X	X	X	X	X	X		X		X				
Coal, coke, wood lots							X	X		X				
Coffee Shop														
Community Center, public or non-profit for assembly or recreation						X	X	X	X	X				Note 17
Compartmentalized storage for individual storage of residential and commercial goods					X		X		X	X				Note 7
Condominiums (Office and Commercial)									X	X				
Condominiums (Residential)				X			X	X	X	X				
Construction storage yards, lumber yards														
Curb market, permanent							X	X		X				Note 30
Dairy bars including manufacturing of ice cream on premise							X	X	X	X				Note 7
							X	X	X	X				Note 38

Section 2.

Uses	Table of Permitted Uses													
	RA-20	R-20	RS-12	R-12	R-6	O&I	CB	GB	NB	HB	I-1	I-2	I-3	C
Day care facility, children and adults with indoor activity are of at least 25 sq. ft. per person; for children outdoor play area of 75 sq. ft. per person and security fence at least 4 ft. high														
Day care facility in the Home for 6 or more children	S	S	S	S	S	X		X		X				
Dialysis Center														
Drive-in restaurant						X		X		X	X	X		
Drive-in theater								X		X				
Dwelling, accessory to non-residential										S	S			
Dwellings, apartments						X	X	S	S			S		
Dwellings, apartments, high density							X							Note 14
Dwellings, condominiums							S							Note 30
Dwellings Permitted in Commercial Districts							X							
Dwellings, single family detached	X	X	X	X	X	X		S		S				Note 30
Dwellings, townhouses	S	S	S	X	X									
Dwellings, two family	X	X	X	X	X	X								Note 25
Event Center														
Exhibit Center/Event Center, not including recreational type events or spectator sport events						S								
Fabrication - light fabrication of items for sale on premises							X	X		X	X			
Fabrication of items not for retail sale on premises								S		S	X	X		
Fairground, carousels, roller coaster, ferris wheels, super slides, etc. (permanent)								S		S				
Family care homes														
Farmers market for open air sale of locally grown produce, no outdoor or overnight storage, no sales conducted from public street	X	X	X	X	X	X					X			Note 6
Feed, seed, fertilizer retail, no outdoor storage							X							
Fences and walls							X	X		X				
Fire and police stations, emergency services	X	X	X	X	X	X		X		X	X			
Flammable gas for heating premises on which located	X	X	X	X	X	X		X		X	X			
Flamemarkets and or sale of used good when conducted within a permanent building (sale of used auto parts and accessories not permitted)	X	X	X	X	X	X		X		X	X			
Flamemarkets (commercial) and/or sale of used goods out-of-doors, provided that no sales area shall be located in any required yard and provided that parking spaces as required in the district where located shall be provided as specified in the zoning ordinance							X	X		X				
Florists and gift shops							X	X	X	X	X	X		Note 10

Section 2.

Section Z.	Uses	Table of Permitted Uses														
		RA-20	R-20	RS-12	R-12	R-6	O&I	CB	GB	NB	HB	I-1	I-2	I-3	C	NOTES
	Food and dairy processing (excluding slaughter of animals)											X	X			
	Food Pushcarts							X	X		X	X	X			
	Food Trucks/Trailers							X	X		X	X	X			Note 40
	Foundry casting, light weight nonferrous metal not causing noxious fumes, noise or odors						X	X	X		X	X	X			Note 39
	Frozen food lockers												X			
	Funeral Homes including Crematories as an Accessory Use						X		X		X	X	X			
	Furniture, retail sales							X	X		X					Note 33
	Game Rooms								X		X					
	Golf courses, except par three or miniature courses	X	X	X	X	X			X		X	X				
	Golf courses, par three, par two miniature courses								X		X					
	Golf driving range										X	X				
	Group Homes										X	X				
	Gymnasiums, spas, fitness						X				X	X				
	Hardware sales							X	X		X	X				
	Hazardous waste storage transfer facility							X	X		X					
	Home Occupations	X	X	X	X	X	X				S	S	S			Note 2
	Homeless shelters						S				S	S				
	Hospitals, sanatoria						X									
	Hotels, motels															
	Hunting Supply Sales							X	X		X					
	Industrial/Corporate park							X	X		X	X				
	Industrial supplies, machinery and equipment sales										S	S	S			Note 35
	Internet Sweepstakes Café										X	X	X			
	Laboratories, research								S		S					
	Laboratories, medical, dental										X					
	Landing pad or field for rotary wing aircraft					X	X	X	X		X	X				
	Laundries															
	Livestock sales barns								X	X	X	X				
	Lock and gunsmiths								X		X		X			
	Machine shop, welding shop															
	Machine tool manufacturing						X	X	X	X	X	X				
	Maintenance shops and yards for vehicles and equipment										X	X	X			
	Manufacture of apparel, canvass, goods linens, domestic soft goods										X	X				
	Manufacture of brick, pottery, clay products										X	X				
	Manufacture of electrical products, precision tools and instruments										X	X				
	Manufacture of flour, feeds										X	X	X			
												X	X			

Section 2.		Table of Permitted Uses												I-1	I-2	I-3	C	NOTES
		RA-20	R-20	RS-12	R-12	R-6	O&I	CB	GB	NB	HB							
Uses																		
Manufacture of industrial and commercial machinery, computer equipment																		
Manufacture of Leather and Leather Products																X		
Manufacture of machine tools, metal fabrication																X		
Manufacture of mixing of concrete and paving material																X		
Manufacture of pharmaceutical products																X		
Manufacture of primary metal industries															X	X		
Manufacture of Rubber and Miscellaneous Plastics Products																X		
Manufacture of textiles																X		
Manufacture of transportation equipment																X		
Manufacture of wood products, furniture, paper, pulp, cardboard, etc.																X		
Medical, dental, paramedical, chiropractor offices																X		
Microbreweries										X	X	X	X	X				
Miscellaneous manufacturing										X	X	X	X	X				Note 37
Mobile homes / Manufactured housing (one per lot)		X													X	X		Note 21
Mobile home manufacturing						S										X		Note 5
Mobile home park		S														X		
Mobile home sales, sale of agricultural implements, heavy machinery																		
Modular Units (residential or Commercial)		X	X	X	X	X	X	X	X						X	X		
Monument works, stone works										X	X	X	X	X				Note 28
Motorcycle, power saw, lawn mower repair											X	X	X	X	X	X		
Movie Theaters (indoor)											X	X	X	X	X	X		
Mulch sales											X	X	X	X				
Music Production and Recording																		
Nail Salon within the Home		S	S	S	S	S		X	X	X					X	X		Note 15
News stands																		Note 32
Nonconforming use, change or extension																		
Nonhazardous Solid Waste Transfer Station		S	S	S	S	S	S	S	S	S	S	S	S	S	S			
Nursery stock, greenhouses, (growing, cultivation)																		
Nursing and rest homes		X													X	X		Note 36
Offices							X								X			
Open air retail sale or display incidental to operation of an otherwise permitted use in a permanent building; no obstruction of parking areas or sidewalk, no outdoor storage							X	X	X	X	X	X	X	X	X	X		
Pawn shop																		
Performing Arts Theater								X	X	X	X	X	X	X	X	X		

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	RA-20	R-20	RS-12	R-12	R-6	O&I S	CB	GB	NB	HB	I-1	I-2	I-3	C
Personal Services														
Pet Grooming							X	X	X	X				
Petroleum Refining and Related Industries														
Photographic developing, processing and finishing						X	X	X		X		X		Note 34
Photographic studios including blueprinting						X	X	X	X	X				
Planing or sawmills														
Plumbing, heating, electrical contractors sales and service												X		
Poolroom (more than 60% of floor area for pool tables and playing pool)								X		X	X	X		Note 7
Printing or binding shop								X		X				
Private athletic fields, recreational buildings, playgrounds,							X	X	X	X	X	X		
No commercial gain, no automobile or motorcycle racing	X	X		X	X									
Private community building, not for commercial gain	X	X	X	X	X	X		X	X	X	X	X		
Processing and packaging of windshield washer fluid						X		X	X	X				
Public parks, cultural and recreational facilities	X	X	X	X	X	X	X	X	X	X	S	S		
Public utility stations serving the community; transformers, radio and tv towers											X	X		
Public utility facilities, pump stations, water tower, etc.	X	X	X	X	X	X	X	X	X	X	X	X		
Public works, garages, storage							X	X	X	X	X	X	X	
Quarries or other extractive industries								X	X	X	X	X		
Radio and television stations							X	X	X	X	X	X		
Railroad freight yards								X	X	X	X	X		
Repair and servicing of office and household appliances and equipment														Note 22
Restaurant, including all eating places except drive-in, 60% of sales must be in food products							X	X	X	X	X	X		
Restaurant, including all eating places except drive-in, 60% of sales must be in food products (with accessory uses)							X	X	X	X				
Recycle collection							S	S		S				
Recycle processing											S	S		
Retail and wholesale business (excluding car sales) not otherwise listed											X	X		Note 7

Section 2.	Uses	Table of Permitted Uses													C	NOTES
		RA-20	R-20	RS-12	R-12	R-6	O&I	CB	GB	NB	HB	I-1	I-2	I-3		
	Retail business (excluding car sales) not otherwise listed including those conducting incidental light manufacturing or processing of goods above the first floor or in the basement to be sold exclusively on the premises and employing not more than 10 persons								X		X					
	Retail Uses permitted in Industrial Districts															
	Rooming houses, board houses										S	S				
	Satellite dishes	X	X	X	X	X	X	X	X	X	X	X				
	Schools (academic); kindergarten, elementary, secondary, public or private	X	X	X	X	X	X	X	X	X	X	X			X	Note 1
	Schools (Nonacademic); commercial, vocational public or private including music and dance studio															
	Service establishments, including but not limited to barber shops, small item repair shops, rental shops, custom fabrication, tailor shops, beauty parlors															
	Sewage treatment plants, sanitary landfills, incinerators						X	X	X	X						Note 24
	Sheet metal and/or roofing shops												X			
	Shoe repair							X		X	X	X				
	Shopping centers (more than 4 acres)						X	X	X	X						
	Signs	X	X	X	X	X	S	S	S	S						
	Sign Manufacturing, painting, maintenance															
	Sign painting but not manufacturing										X	X				Art. VI
	Solar Energy System, Large Scale							X		X		X				
	Storage Building Sales	S														
	Storage, Class I combustible liquids in underground tanks only when installed by certified service person and which meet all requirements of fire prevention code															
	use	X					X		X	X	X					
	existing within the building where located															
	Storage, outdoor						X									
	Storage, gas products for private use - above ground							X		X	X	X				Note 7
	Storage, kerosene for commercial use - above ground - one 500 gallon tank per commercial property							X		X	X	X				Note 13
	Storage, gas and petroleum projects in quantities for distribution							X	X	X	X	X				

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	RA-20	R-20	RS-12	R-12	R-6	O&I	CB	GB	NB	HB	I-1	I-2	I-3	C	NOTES
Uses															
Stores or shops, retail, but not automobile sales or repair and not otherwise listed herein															
Temporary building incidental to a construction project							X	X	X	X					
Temporary housing non-profit	X	X	X	X	X	X	X	X	X	X	X	X			
Therapeutic massage						X	X	X	X	X					
Therapeutic massage as a home occupation						X	X	X		X	X				
Tire recapping	S	S	S	S	S					X					Note 12
Tire sales and service											X	X			
Tourist homes or bed and breakfast	S	S	S	S	S	X		X		X	X	X			Note 7
Tobacco warehouses, processing and storage															
Townhouses (commercial)											X				
Townhouses (residential)	S	S	S	X	X	X	X	X	X	X					
Transportation terminals, freight															
Transportation terminals, passenger										X	X				
Upholstery sale and fabrication							X	X		X					
Vehicle, junked							X	X							
Vehicle, nuisance	X	X	X	X	X	X	X	X		X					
Veterinary establishments, inside kennel only	X	X	X	X	X	X	X	X	X	X	X	X			Note 19
Veterinary establishments										X	X	X			Note 20
Water treatment facilities										X	X	X			
Wholesale establishments											X	X			
Wholesaling of household furniture, furnishing and appurtenances								X		X	X	X			
Warehouses, sales or service								X		X	X	X			
Woodworking shops, millwork							X	X		X	X	X			
Yard sales, rummage sales sponsored by non-profit organizations										X	X	X			
Youth Development Center	X	X	X	X	X	X	X	X	X	X	X	X			
													S		

NOTES TO THE TABLE OF PERMITTED USES

These notes provide regulations and conditions for certain uses which are unusual in their nature or complexity, or are potentially incompatible with their surroundings unless special protective restrictions are applied. Each use listed shall comply with the regulations of the district in which it is located, with the requirements specified herein, and conditions for uses requiring Special Use Permits.

NOTE 1. ACCESSORY USES

No accessory building shall be erected in any required front or side yard in residential or office & institutional districts with the following exceptions:

Ornamental structures not used for storage in a historic district with a Certificate of Appropriateness from the Reidsville Historic Preservation Commission. Structure shall meet the front and side yard setbacks of the principal building in the district in which it is located.

Columbaria where accessory to an existing church shall be allowed in the front and side yards provided they meet the front and side yard setback requirements in the district in which it is located. Where the columbarium is located in the rear yard of the principal building it shall meet the setback for accessory buildings.

All other accessory buildings shall be located fifteen (15) feet from the rear of the principal structure and no closer than five (5) feet from lot lines.

Satellite dishes are permitted as accessory uses under the following conditions: they may not be placed in any required front or side yard setback. Where they are located in a front or side yard (behind the required setback), such dishes must be screened.

NOTE 2. HOME OCCUPATIONS

A home occupation is that accessory use of a dwelling unit, which shall constitute, either entirely or partly, the livelihood of the person living in the dwelling unit and is clearly incidental and secondary to the use of the dwelling for residential purposes. Home occupations shall be subject to the following limitations:

- (a) No home occupation shall be permitted that:
 - (1) Changes the outside appearance or character of the dwelling unit or is visible from a street;

- (2) Generates traffic, parking, sewage, water, or electrical use in excess of that which is normal in a residential district;
 - (3) Creates a hazard to persons or property or is a nuisance.
 - (4) Results in outside storage or display of anything, excepting signs that are smaller or equal to two (2) square feet.
 - (5) Is conducted in any structure other than the principal structure, except for enclosed storage and uses no more than twenty-five (25) percent of total floor space of the dwelling with the exception of a permanent accessory building. Total square footage of permanent accessory building may not exceed 20% of rear yard area.
 - (6) Employs or uses more than one (1) person who is not a resident of the premises to work in the home for the business.
 - (7) Has more than one (1) commercial vehicle, and a trailer upon which equipment can be stored, neither of which can be more than thirty (30) feet in length,
 - (8) On-site assembly of workers or crew.
- (b) The following are permitted home occupations in all residential districts, provided that they meet the requirements of (a) above:
- (1) Dressmaking, sewing and tailoring;
 - (2) Painting, sculpturing and writing;
 - (3) Telephone answering service;
 - (4) Home crafts, such as weaving, lapidary, potting;
 - (5) Tutoring of no more than four (4) students at a time;
 - (6) Computer programming.
 - (7) E-commerce: computer Internet usage for commerce, service, consulting;
 - (8) In-home office: consulting, management, promoters, research, service, etc.;
 - (9) Sales, negotiation, lobbying, marketing, brokering, etc.;

- (10) Small item repair, rebuilding, part replacement, i.e., watch, clock, fishing gear, vacuum cleaners, counter-top appliances, gunsmithing etc.;
 - (11) Assembly or decoration of small artifacts or crafts (hand-held size);
 - (12) Woodworking, flower arranging, gift baskets;
 - (13) Assembly, marketing, sales of small hobby kits;
 - (14) Baking, cooking, candy making etc.;
 - (15) Candle, soap, pillows, home decor items, gifts and novelties;
 - (16) Herb, flower, garden plant growing, preserving, selling, etc.;
 - (17) Small animal husbandry, training, sales;
 - (18) Curios and souvenirs, catalog and mail-order development/sales;
 - (19) Amway, Avon, Stanley, weight loss, or other products designed to be marketed by home sales;
 - (20) Cosmetology as licensed by the state;
 - (21) Janitorial/cleaning service office;
 - (22) Photocopying, duplicating, mailing services;
 - (23) Graphic arts, promotional materials;
 - (24) Physicians, dentists and chiropractors;
 - (25) In-home office for businesses in which the activity is conducted away from the dwelling, including, but not limited to home repair contractors and appliance repair.
- (c) Furthermore, day care centers are a permitted home occupation subject to the following:

Child day care centers with five or fewer children ages 0 to 5 may be operate as a home occupation. The center may also provide after school care for up to three additional children ages 6 to 13.

The Child day care center must have 25 sq. ft. per child of class room space and have outdoor play area equivalent to at least 75 sq. feet per child with a security fence at least 4' high.

Such facilities must meet the N. C. Building Code.

Such facilities must be licensed with the State of North Carolina Office of Child Daycare Licensing.

(d) The following are prohibited as home occupations:

- (1) Animal hospitals;
- (2) Dance studios;
- (3) Exercise studios;
- (4) Mortuaries;
- (6) Nursery schools;
- (7) Private clubs;
- (8) Restaurants;
- (9) Stables and kennels;
- (10) Automobile repair and paint shops.

NOTE 3. INDUSTRIES

The following Industrial Uses shall not be allowed:

The manufacturing, processing, fabrication and/or bulk storage of acetylene gas (except for use on premises), ammunition, explosives, fireworks, gunpowder, jute, or matches.

NOTE 4. HAZARDOUS CHEMICALS

This note shall apply to materials which are highly flammable or which may react to cause fires or explosives, or which by their presence create or augment a fire or explosion hazard, or which render firefighting abnormally dangerous or difficult; also to materials and formulations which are chemically unstable and which may spontaneously form explosive compounds, or undergo spontaneous or exothermic reactions of explosive violence or with sufficient evolution of heat to be a fire hazard. Hazardous chemicals shall include such materials as corrosive liquids,

flammable solids, highly toxic materials, oxidizing materials, poisonous gases, radioactive materials, and unstable chemicals, as defined in Section 20.2 of the American Insurance Association Fire Prevention Code. Where such materials are stored, their storage shall not be considered a Use By Right except when written authorization is given by the Fire Chief of the City of Reidsville.

NOTE 5. MANUFACTURED HOUSING

Individual mobile homes/manufactured housing built to HUD standards (National Mobile Home Construction and Safety Standards Act), constructed within five years of the date of issuance of the Certificate of Zoning Compliance and bearing a seal of compliance (per G.S. 143-144 et. seq.) may be placed on zoning lots in the RA-20 zone provided they comply with the criteria stated below. (Manufactured homes in the R-6 zone require a Special Use Permit).

- (a) **Length-width ratio.** The manufactured home has a length not exceeding four times its width; and
- (b) **Roof pitch.** The pitch of the manufactured home's roof has a minimum vertical rise of two and two tenths feet for each twelve feet of horizontal run (2.2' in 12') and the roof is finished with shingles; and
- (c) **Exterior finish.** The exterior siding consists of predominately vinyl or aluminum horizontal lap siding, wood or hardboard; and
- (d) **Foundation.** A continuous, permanent masonry curtain wall or foundation, unpierced except for ventilation and access, is installed under the manufactured home; and
- (e) **Chassis removal.** The tongue, axles, removable towing apparatus, and transporting lights are removed after final placement on the site.
- (f) **Porch and Steps.** A porch, at least 16 square feet in size and at least 4 feet by 4 feet in dimensions, with stairs, attached to the front entrance of the home in a workmanship manner that meets North Carolina building Codes.

NOTE 6. FAMILY CARE HOME

The zoning lot on which one family care home is proposed shall not be located within a one-half mile radius of a zoning lot containing another such residential facility.

NOTE 7. OUTDOOR STORAGE YARDS

Outdoor storage of vehicles needing repair or service is permitted except in the front yard as herein defined. With an existing nonconforming principal building that encroaches in the front yard setback area, outdoor storage shall not be permitted within the required applicable front yard setback area. The amount of area that is to be used for outdoor storage shall not exceed an area equal to twice the amount of interior building space used for the repair of automobiles.

Storage yards for vehicles needing repair or service, building materials, lumber, contractor sales and service and other outdoor storage are permitted in business and industrial zones in which the storage area abuts residential zones only if a continuous visual buffer shall be provided and maintained which completely screens the materials. The visual buffer may be either any combination of trees and shrubs or a six foot fence with screening.

NOTE 8. RESERVED

NOTE 9. AUTOMOBILE PARKING LOT

Access Drive. All parking lots access drives shall conform to Chapter 20, Article IV, Section 20.57-68 of the Reidsville Code of Ordinances.

Lighting. Any lighting shall be so shielded as to cast no direct light upon adjacent property.

Signs. No sign, other than those designating entrances, exits and conditions of use by the public, shall be erected.

Screening. Where a parking lot abuts a lot in a residential district or land occupied by a residential use permitted by the ordinance, there shall be provided and maintained along said property line, a continuous visual buffer. The buffer shall consist of deciduous or broadleaf trees and natural shrubs. Trees and shrubs must comply with specification defined under Landscaping and Streetyards.

Lot Coverage. All parking lots shall conform to Article II, Section 3 of the Reidsville Zoning Ordinance.

Stormdrainage. If 10,000 sq. ft. is made impervious, developer must show that there will be no concentrated run-off and the location of the run-off will not be relocated.

Landscaping and Streetyards.

Landscaping required shall comply with the City's minimum sight line standards for street and driveways.

Required landscaping shall not obstruct or impede public pedestrian routes including sidewalks.

A landscaped streetyard shall be required for all vehicular surface areas located within one hundred (100) feet of a street right-of-way, unless separated by an intervening building. Minimum streetyard width is ten (10) feet, and shall be measured perpendicular to the street right-of-way. The streetyard shall be positioned between the vehicular surface area and street right-of-way. Each streetyard shall contain a minimum of two (2) deciduous or broadleaf evergreen trees per one hundred (100) linear feet, excluding points of vehicular ingress or egress. In no case shall any streetyard contain less than one (1) tree. Required must be a minimum of eight (8) feet in height at installation and shall be at least two (2) inches in diameter measured one-half foot above ground level. Where two (2) or more streetyard trees are required, all trees shall be planted twenty (20) to seventy-five (75) feet on center. Existing deciduous trees located in the abutting street right-of-way may be used to satisfy distribution requirements above.

Within the required streetyard, the landowner or developer shall use natural shrubs. Streetyard shrubs must be a minimum of eighteen (18) inches in height at installation, with a minimum height of thirty-six (36) inches within three (3) years of installation. Shrubs must be a locally adapted species which retain their foliage to within six (6) inches above ground level, and shall be spaced no more than eighteen (18) inches, edge to edge. No more than thirty (30) percent of streetyard shrubs shall be deciduous.

NOTE 10. FLEAMARKETS

That this use is allowed only in conjunction with an existing permanent building.

Site area must be at least three and one-half (3 ½) acres.

Road improvements shall be made in accordance with the recommendation of the Subdivision Review Committee.

Submission of site plan at a scale of 1" = 100' showing the following:

- a. Location Map
- b. Title Block
- c. Acreage
- d. Property

- e. Existing Structures and Features
 - f. Outside Sales Area (Sales area shall not exceed 25% of total land area).
 - g. Parking and Loading Areas (The outside sales area shall be calculated along with the total square footage of the building for parking.
 - h. Signage
 - i. Entrances (Entrances shall be landscaped)
 - j. Landscaping
-
- k. Lot Coverage (In accordance with Article II, Section 3.)
 - l. Stormdrainage (If required by Storm Water Drainage Policy.)
 - m. Compliance with N. C. Fire Code.
 - n. Any additional information required by the Subdivision Review Committee

Site Plan approval shall be granted at staff level, through the Subdivision Review Committee.

Notice of appeal for site plans shall be the same process allowed in the Subdivision Regulations, Article 7, 7H. The following is a basic description of the process:

All appeals will be heard by the Board of Adjustment. All persons filing appeals must be present or duly represented at the Board meeting for which the appeal is scheduled. If such is not present, the appeal will be denied. The Board of Adjustment can approve or deny the appeal following the meeting following the same process for other decisions.

If the Board of Adjustment denies an appeal, it must state clearly, as record, the reasons for such action. At this time the applicant may choose to modify the site plan, with the provisions of this ordinance, including interpretation by the Board of Adjustment, and resubmit the plan to staff.

NOTE 11. BEACH BINGO PARLOR

Off-street parking shall be required to all allowed zoning districts at one (1) space for each 150 square feet of gross floor space or one (1) space for every four (4) seats which ever allows the greater amount of parking.

NOTE 12. THERAPEUTIC MASSAGE

Purpose; scope; exemptions. To protect public health, safety, welfare and morals, the privilege license provisions and regulations for the privilege of carrying on the business, trade or profession commonly known as therapeutic massage or similar establishment wherein massage or physical manipulation of the human body is carried on or practiced. The provisions of this section shall not apply to a regularly established and licensed hospital, sanitarium, nursing home, nor to an office or clinic operated and regularly used by a duly qualified and licensed medical practitioner, osteopath or chiropractor in connection with the practice of medicine, chiropractic or osteopathy.

Privilege License Required. No person shall operate a massage business unless such person shall have first applied for and received a privilege license issued by the City Tax Collector.

Definitions. The following words, terms and phrases, which are used in this section, shall have the meaning ascribed to them in this section, except where the context clearly indicates a different meaning:

Profession of massage - shall mean massage or treatment of any person for a fee or in exception of a gratuity from the person massaged.

Massage - shall mean the manipulation of body muscle or tissue by rubbing, stroking, kneading or tapping, by hand or mechanical device.

Massage business - shall mean any person engaged in the business or profession of massage.

Hours of Operation. No person licensed shall admit customers or prospective customers, or remain open for business, or allow, permit or condone any massage or treatment of any person upon the premises before 8:00 a.m. or after 10:00 p.m.

No person in charge of managing a massage business upon the premises shall allow, permit or condone any massage or treatment of any person before 8:00 a.m. or after 10:00 p.m.

No person licensed as a massagist shall massage or treat any person or engage in the business or profession of massage, before 8:00 a.m. or after 10:00 p.m.

Patronage of massage business by minors; employment of minors. No person licensed as a massagist shall massage or treat any person under the age of eighteen (18) upon the licensed premises except upon written order by a licensed physician, osteopath, chiropractor or registered physical therapist, such order being dated and in the possession of the massagist prescribing the massage or treatment.

No massage business licensee shall allow, permit or condone the massage or treatment of any person under the age of eighteen (18) upon the licensed premises except upon written order by a licensed physician, osteopath, chiropractor or registered physical therapist, such order being dated, and a true copy of such order being in the possession of the licensee before administration of any massage or treatment.

No massage business licensee shall employ any person under the age of eighteen (18) years in the operation of a massage business.

Authority to require medical examination for massagists. It shall be unlawful for any person to massage or to offer to massage the private parts of another for hire. Massage shall mean the manipulation of body muscle or tissue by rubbing, stroking, kneading or tapping, by hand or mechanical devise. Private parts shall mean the penis, scrotum, mons veneris, vulva or vaginal area. The provisions of this shall not apply to licensed medical practitioners, osteopaths, or chiropractors, or person operating at their direction, in connection with the practice of medicine, chiropractic or osteopathy.

Proof of Insurance. Provide the City with a copy of Certificate of Insurance.

NOTE 13. STORAGE OF GAS PRODUCTS FOR PRIVATE USE - ABOVE GROUND

Maximum Number: One per parcel.

Maximum Size: 750 Gallons

Buffering: Landscaping shall be required surrounding the tank. The buffering shall be a compact evergreen hedge or other type of evergreen foliage screening. At full growth, the hedge growth shall be at least as high as the top of the tank within three years.

Safety: Tanks shall meet all requirements of the latest edition of the N. C. Fire code.

NOTE 14. DWELLINGS ACCESSORY TO NON-RESIDENTIAL PERMITTED USES

In Central Business, Off-Street parking shall be provide at a ratio of 1 ½ spaces per dwelling unit. However, units that are located where sufficient off-street public parking is provided within 400 feet of the unit shall be exempt from this requirement.

Where parking is utilized in public parking areas there shall be no storage of utility vehicles, recreational vehicles nor shall be used for long term storage of passenger vehicles. All vehicles parked in public parking lots shall be licensed and operational.

Non-residential use is the primary function, thus dwelling units accessory to the non-residential shall not be permitted in the front portion of the structure on the main floor.

In Office and Institutional, Off-Street parking shall be provided at a ratio of 2 spaces per dwelling unit. Such locations shall not be spaces allotted to the non-residential use.

NOTE 15. MULCH SALES

- Structure: A principal structure in compliance with the N. C. Building Code shall be required.
- Buffering: A ten (10) foot wide street yard buffer shall be provided in accordance with Article VIII, section 1(e) (1).
- Parking: Off-street parking shall be provided at one (1) space for each employee plus one (1) space for each bin.
- Loading: Site plan shall demonstrate a sufficient area for the safe loading and unloading of mulch.
- Setbacks: Normal setbacks shall apply, except mulch must be contained behind the principal structure in bins with at least three (3) sides and at least (8) feet in height. Open sides of bins shall face the rear.

NOTE 16. Repealed

NOTE 17. CLUBS AND PLACES OF ENTERTAINMENT

No club or place of entertainment shall be permitted if the zoning lot on which the proposed use is located within 1,000 feet of any portion of any zoning lot that is used or zoned for residential purposes.

NOTE 18. ABOVE GROUND STORAGE OF KEROSENE FOR COMMERCIAL USE

- a) That tanks meet all North Carolina Fire Codes.
- b) That tanks meet all North Carolina Building Codes.
- c) That tanks be permitted only as an accessory use to an existing business.
- d) That tanks are not permitted to protrude past the front of the building.

NOTE 19. JUNKED VEHICLE

- (a) It shall be unlawful for the registered owner or person entitled to the possession of a junked motor vehicle, or for the owner, lessee, or occupant of the real property upon which a junked motor vehicle is located to leave or allow the vehicle to remain on the property after the vehicle has been ordered removed.

- (b) It shall be unlawful to have more than one (1) junked motor vehicle, on the premises of public or private property. Single, permitted junked motor vehicle must strictly comply with the location and concealment requirements of this note.
- (c) It shall be unlawful for any owner, person entitled to the possession of a junked motor vehicle, or for the owner, lessee, or occupant of the real property upon which a junked motor vehicle is located to fail to comply with the location requirements or the concealment requirements of this note.
- (d) Subject to the provisions of subsection (e) of this note, upon investigation, the Director of Community Development or his designee may order the removal of a junked motor vehicle after finding in writing that the aesthetic benefits of removing the vehicle outweigh the burdens imposed on the private property owner. Such findings shall be based on a balancing of the monetary loss of the apparent owner against the corresponding gain to the public by promoting or enhancing community, neighborhood, or area appearance. The following, among other relevant factors, may be considered:
 - (1) Protection of property values;
 - (2) Promotion of tourism and other, economic development opportunities;
 - (3) Indirect protection of public health and safety;
 - (4) Preservation of the character and integrity of the community; and
 - (5) Promotion of the comfort, happiness, and emotional stability of area resident.
- (e) Permitted concealment or enclosure of junked motor vehicles:
 - (1) One (1) junked motor vehicle, in its entirety, may be located in the rear yard (as defined by the Ordinance) if the junked motor vehicle is entirely concealed from public view from a public street and from abutting premises by an acceptable covering. The Director of Community Development or his designee is authorized to determine whether any junked motor vehicle is adequately concealed as required by this provision. The covering must remain in good repair and must not be allowed to deteriorate.
 - (2) Any other junked motor vehicles, in addition to that allowed under subsection (e)(1) of this note, must be kept in a garage or building structure that provides a complete enclosure so that the junked motor vehicle cannot be seen from a public street or a abutting property.

Penalties

Violators shall be subject to Section 1.8 of the Reidsville Code of Ordinances.

NOTE 20. NUISANCE VEHICLE

- (a) It shall be unlawful for the registered owner or person entitled to possession of a motor vehicle or for the owner, lessee, or occupant of the real property upon which the vehicle is located to leave or allow the vehicle to remain on the property after it has been declared a nuisance vehicle.

Penalties

Violators shall be subject to Section 1.8 of the City of Reidsville Code of Ordinances.

NOTE 21 MISCELLANEOUS MANUFACTURING

Miscellaneous Manufacturing shall include but not limited to Silverware, Musical Instruments Dolls, Games, Pens, Pencils, Artist Materials, Fasteners, Buttons, Pins, Brooms, Brushes, Jewelry, Burial Caskets and Linoleum.

NOTE 22 RAILROAD FREIGHT YARDS

Railroad Freight Yards shall be permitted only as accessory to an otherwise permitted use.

NOTE 23 RESERVED

NOTE 24 SCHOOL (NONACADEMIC)

School (non-academic); commercial, vocational, public or private building may be permitted in Light Industrial and Heavy Industrial zoning districts provided that there shall be no dormitory or on-site residential use for students, teachers, administrators or any other persons.

NOTE 25 TOWNHOUES DEVELOPMENT REGULATIONS IN R-12 AND R-6

Townhouse Development be added to read as follows:

A development of one or more structures containing a total of two (2) or more units intended for owner occupancy, where ownership of the beneath each unit runs with that unit, where units and the individually owned lands on which they rest do not meet conventional lot requirements for street frontage and yard sizes, and where walls between units are constructed in accordance with North Carolina State Building Code requirements.

Density: 10.5 units per acre in R-12, 18 units per acre in R-6

Homeowner's
Association:

The developer shall submit Articles of Incorporation for the Homeowner's Association. The Articles of Incorporation shall provide that all owners of property within the development have automatic membership rights and assessment obligations for the maintenance of these areas. The automatic membership rights and assessment obligations of all owners of property within the development shall be so covered by covenants running with the land and other contractual provisions as to insure the property maintenance of all commonly owned areas, and shall include provisions for liens against the individual properties and legally enforceable personal obligations on the part of the individual property owners within the development.

Final Development Plan:

The owner or developer shall submit a final development plan before each phase of the development is to be constructed. If in one phase, approval for improvements in other parts of the development is desired, the detailed plans for Phase I shall be accompanied by final drawings of streets and utilities. Thereafter, staff may deny a Zoning Compliance Permit for one phase if detailed information necessary for construction of streets and utilities to adequately support the phase has not been provided. The scale of all maps and drawings shall be not less than one (1) inch to one hundred (100) feet. Final development plans shall be submitted to the Director of Community Development, or his designee, for staff approval. The Development Plan shall show:

- a) Dimensions of the property and adjacent lots and streets.
- b) Location, use and ownership of all buildings with dimensions and ground area thereof.
- c) Public and private streets, parking areas with spaces and channelization.
- d) Proposed landscaping with property buffers between other uses.
- e) Storm drainage and sanitary sewer, approved by City Engineer.
- f) Proposed water system and fire fighting facilities such as hydrants or sprinkler connections.
- g) Profiles of all publicly maintained water and sewer lines.

- h) Profiles, cross sections and slopes of on sites; off-site ditches carrying water runoff.
 - i) Erosion and sedimentation control measures.
 - j) Location and amount of recreation area.
 - k) Location of all commonly owned land (area not reserved for residential development) designated as common area to be held in separate ownership for the use and benefit of the residents of the townhouse development.
 - l) Proposed schedule of development likely to be followed.
-

Placement of
Buildings:

- 1) A minimum of 20 feet between individual and unattached buildings.
- 2) Setbacks from public street rights-of-way shall be the same as required by the zoning district where the townhouse development is located.
- 3) Rear yard: Twenty (20) feet.
- 4) Side Yard for end dwelling units: Fifteen(15) feet.
- 5) Maximum of 8 dwelling units per building.
- 6) Minimum lot width of 14 feet.

Garbage Pick-Up:

There shall be provision for individual garbage pick-up for each unit.

Parking and
Driveways:

Off-street parking shall be provided at a ratio of two (2) spaces per dwelling unit. All parking lots and traffic areas shall be paved and shall conform to City of Reidsville Specifications for road surfaces or to N. C. Department of Transportation standards for surfacing if the townhouse development is outside the city limits.

Registration:

Upon completion of streets and other improvements and before the sale of any dwelling units staff shall approve a final plat and accept any public streets contained within the townhouse development. The plan and the required covenants shall be recorded with the Rockingham County Register of Deeds along with a statement of ownership and dedication of streets (private streets shall be clearly marked, "PRIVATE STREET") and a grant of right-of-entry to common areas by rescue officers, fire fighting personnel, police officers and service personnel while performing their duties.

NOTE 26 **AUTOMOBILE SALES, NEW AND USES**

Manufactured Homes/units as defined in Article II of this Zoning Ordinance shall not be used as a permanent structure for the salesroom/office or accessory use(s).

All automobiles on zoning lots used for the sale of New and Used Automobiles shall exceed the standards for Junked Vehicles established in Article II of this Zoning Ordinance.

All sales display areas and parking lots shall be graveled.

Exterior lighting associated with the use may directly illuminate only said property.

NOTE 27 **Repealed**

NOTE 28 **MODULAR UNITS (RESIDENTIAL OR COMMERCIAL)**

Length-width ratio. The unit has a length not exceeding for times its width: and

Roof pitch For units with a single predominate roofline, the pitch of the roof shall be no less that give feet rise for every 12 feet in run and the roof is finished with shingles; and

Eave projection The eave projection of the roof shall be no less that 10 inches, the measurement of which may include a gutter around the perimeter of the unit, unless the roof pitch is 8/12 or greater.

Exterior wall The minimum height of the exterior wall shall be at least seven feet six inches for the first store.

Exterior finish The materials and texture for the exterior materials shall be compatible in composition, appearance, and durability to the exterior material commonly used in standard residential or commercial construction.

Foundation. A continuous, permanent masonry curtain wall or foundation, unpierced except for ventilation and access, is installed under the manufactured home.

Chassis removal. The tongue, axles, removable towing apparatus, and transporting lights are removed after final placement on the site.

Porch and Steps. For a residential unit, a porch, at least 16 square feet in size and at least 4 feet by 4 feet in dimensions, with stairs, attached to the front entrance of the home and constructed in the same material as the foundation wall is required. For all other units stairs constructed in the same material as the foundation wall is required.

NOTE 29 AGRITOURISM

Agritourism is defined as activities conducted on a bona fide working farm and offered to the public or invited groups for the purpose of recreation, education, or active involvement in the farm operation that generates supplemental income for the owner. These activities must be related to agriculture and subordinate to the primary farming operation. This may include but is not limited to guided farm tours, educational tours, classes related to agricultural products or skills, production of products using products from the farm, on-farm direct sales of products produced on premises, hayrides, wineries, and festivals relating to the farm activity. For the purpose of this Ordinance Agritourism does not mean the operation of a restaurant, barn dances, wedding facility, or similar activities.

Minimum Acreage: Five (5) acres

Site Plan: A site plan is required per the City of Reidsville Site Plan Requirement Checklist.

Access: Point of ingress and egress to property shall consist of a graveled travelway of twenty (20) feet wide and contain four (4) inches of stabilized material and shall be located in such a way to minimize traffic hazards, inconvenience and congestion.

Gross Floor Area: A maximum of 750 sq. ft. of area for retail sales is allowed, and items sold must be directly associated with the use of land.

Structures: Road side stands are prohibited and sales from vehicles are prohibited.

Use Separation: All structures, buildings, storage areas associated with the use shall observe a minimum fifty (50) foot setback from all property lines and right-of-way.

Operation Hours – Retail sales hours of operation shall be permitted between 9:00 a.m. to 7:00 a.m., except on Sunday which permitted hours are from 1:00 p.m. to 7:00 p.m.

Parking: Parking areas related to the use shall be located a minimum of twenty (20) feet to the property line or right-of-way. Parking shall be calculated at one (1) space per 100 sq. ft. of retail space and/or 1 space for every 400 sq. ft. of production area.

Lighting: All lighting shall be directed inward and downward in such a manner so as not to produce glare onto adjacent property and so that the primary cone of illumination does not extend beyond the property lines. Exterior lighting shall be mounted no higher than thirty-five (35) feet above the adjacent ground level.

Signs: One identification sign not exceeding 24 sq. ft. is permitted. Illumination is not permitted. Sign may be ground or wall sign.

Special Event: Any special event lasting more than 2 days is required to obtain a temporary Zoning Compliance Permit for that event.

Other Regulations:

Overnight camping is not permitted on grounds.

All applicable permits are applied for and secured as required by other local, state and/or federal agencies.

In cases where the agricultural use ends or the farm loses its bona fide status, the agritourism use shall be discontinued.

NOTE 30 DWELLING, APARTMENTS

In Central Business, Off-Street parking shall be provided at a ratio of 1 ½ spaces per dwelling unit. However, apartments that are located where sufficient off-street public parking is provided within 400 feet of the dwelling unit shall be exempt from this requirement.

Where parking is utilized in public parking areas there shall be no storage of utility vehicles, recreational vehicles nor shall be used for long term storage of passenger vehicles. All vehicles parked in public parking lots shall be licensed and operational.

NOTE 31 CHURCHES

Pursuant to Article II, Section 2, Table of Permitted Uses churches are not permitted in the Central Business District. Whereas, churches lawfully existing prior to the adoption of this Ordinance being September 19, 2007 shall to be considered conforming for the purpose of this Ordinance.

NOTE 32 MUSIC PRODUCTION AND RECORDING

All recording operations shall take place within an enclosed and soundproofed building. Sound associated with music recording shall not be audible from any property line.

Hours of operation shall be between 7:00 a.m. and 10:00 p.m.

NOTE 33 CREMATORY

Shall be allowed as an accessory use only to a permitted Funeral Home.

Shall comply with all requirements of the North Carolina Crematory Act, as amended or superseded from time to time including but not to be limited to:

Having a licensed crematory manager on staff.

Must contain the approved equipment, which shall meet all the standards of the North Carolina Crematory Act

Obtain Certification of the North Carolina Division of Air Quality of the Department of Environment and Natural Resources that either all air quality regulations have been complied with or that no permits are required.

Crematory operations shall be conducted in the principal building.

Crematory operations shall not contain more than one cremation chamber.

All applicable permits are applied for and secured as required by other local, state and/or federal agencies.

NOTE 34 PET GROOMING

Services shall be limited to dogs and cats.

Exterior pen and runs are prohibited.

Pet training is prohibited.

Leg banding, microchip services or other related uses are prohibited.

Overnight services are prohibited.

Establishment shall obtain all applicable Federal, State and Local licenses and permits required by law.

No unreasonable noise or odor can be detected off the premises.

An interior pet waste collection station shall be installed for customer use.

NOTE 35 HUNTING SUPPLY SALES

Hunting supply sales stores are permitted to have an indoor archery target range for testing archery equipment for the purpose of sales and practice.

Only blunt field point tips are permitted to be used, blade tips are prohibited.

NOTE 36 NONHAZARDOUS SOLID WASTE TRANSFER STATION

Medical waste and municipal waste is prohibited.

Outside storage is prohibited.

Not to be open to the general public.

NOTE 37 MICROBREWIES

In Central Business and General Business outside storage and silos are prohibited.

NOTE 38 CURB MARKETS, PERMANENT

A permanent building must be located on the property and operated as part of the curb market.

The merchandise shall be owned by the merchant holding the Zoning Compliance Permit for the principal building and shall be sold within the permanent building.

Merchandise may not be placed in required building setbacks, landscaping areas, parking lot areas or buffers.

Merchandise or fixtures may not interfere with vehicular sight distance.

Outdoor display areas shall not contain or utilize metal carports, trailers/ tractor-trailers, portable storage units, or similar structures as storage and/or display of merchandise.

Outdoor display areas shall not exceed 50% of the total land area.

NOTE 39 FOOD TRUCKS/TRAILERS

1. A Zoning Compliance Permit must be obtained for the food truck/trailer unless it is permitted as part of a Special Event that holds a Zoning Compliance Permit for said event. (Note: A business conducting a special sale is not a special event for the purpose of this Ordinance.)
2. A copy of the Zoning Compliance Permit shall be kept on the food truck/trailer at all times. The Zoning Compliance Permit must be renewed annually between July 1st and 31st in accordance with the City's Schedule of Fees.

3. A copy of the approved Rockingham County Health Permit, pursuant to the rules governing sanitation of restaurants and other food handling establishments must be submitted with the application for the Zoning Compliance Permit.
4. Food trucks/trailers are permitted on private property and City-owned property in accordance with the requirements contained herein. Food trucks/trailers are prohibited to operate on public right-of-ways (streets) unless permitted as part of a Special Event. Food trucks/trailers are prohibited from operating on an undeveloped parcel.
5. For each location the food truck/trailer is parked the food truck/trailer business operator must file a site plan providing compliance with requirements of this Ordinance.
6. In order to operate on private property, the property owner must grant permission in writing. In order to operate on City-owned property, the City Manager must grant permission in writing. Proof of permission must be submitted with the filing of the site plan for said location.
7. Where food trucks/trailers are located on City-owned property, the vendor must provide proof of insurance, issued by an insurance company licensed to do business in the State of North Carolina, protecting the vendor and the City from all claims for damages to property and bodily injury, including death, which may arise from the operations under or in connection with the permit. Such insurance shall name the City as an additional named insured and shall not terminate or be canceled prior to expiration date without thirty (30) days advance notice to the City. Such insurance shall afford minimum limits of:
 - a. Commercial General Liability

Each Occurrence:	\$1,000,000
Aggregate:	\$1,000,000
Products/Complete Operations:	\$1,000,000
Fire Damage:	\$ 50,000
Medical Payments:	\$ 5,000
8. Minimum distances from certain elements and uses are required. Distance shall be measured in a straight line between the closest point of the proposed food truck/trailer location and the closest point of the elements described below:
 - a. Food trucks/trailers must be located at least 100 feet from the main entrance of any restaurant and/or a restaurant's accessory outdoor dining area during the operating hours of the restaurant. Except under the following circumstances:
 The food truck/trailer is owned by the restaurant.
 The food truck/trailer operator has written permission of the restaurant owner to be located within 100 feet of main entrance or outdoor dining area.

- b. Food trucks/trailers must be parked at least 15 feet from any fire hydrant.
 - c. Food trucks/trailers must be a minimum of 15 feet from any driveway entrance. No food truck/trailer shall conduct business in a way that would restrict or interfere with the ingress or egress of any abutting property owner or tenant or become a public nuisance, increase traffic congestion, delay, or constitute a hazard to traffic, life or property or an obstruction to adequate access for fire, police or sanitation vehicles.
 - d. Food trucks/trailers shall not be located within the front yard setback of said Zoning District.
 - e. Food trucks/trailers must be located at least 500 feet from the boundary of any event under an approved Zoning Compliance Permit unless the food truck/trailer is included within said permit. Additional distance may be required by the City in order to avoid any negative impacts for the special event.
9. Food trucks/trailers may not park in handicapped accessible parking spaces or in access or drive aisles.
10. Outdoor seating and tables are prohibited.
11. The food truck/trailer operator is responsible for disposing of all trash associated with the operation of the food truck/trailer. City trash receptacles may not be used to dispose trash or waste. All areas relative to the food truck/trailer must be kept clean. Approved grease disposal facility must be maintained on the truck at all times. Grease and liquid waste may not be disposed in tree pits, storm drains, the sanitary sewer system or public streets.
12. Food trucks/trailers may not use audio amplification.
13. No signage is permitted other than what is on the food truck/trailer.
14. Violators of said Ordinance shall be subject to penalties as provided in the Code of Ordinance Chapter 1, Section 1.8.
15. Additional conditions may be included on the Zoning Compliance Permit by the City in order for the food truck/trailer operation to comply with the intent of this ordinance to protect the public health, safety or welfare.

NOTE 40 FOOD PUSHCARTS

1. A Zoning Compliance Permit is required for the food pushcart unless it is permitted as part of a Special Event that holds a Zoning Compliance Permit for said event. (Note: A business conducting a special sale is not a special event for the purpose of this Ordinance.)

2. A copy of the Zoning Compliance Permit shall be kept on the pushcart at all times. The Zoning Compliance Permit must be renewed annually between July 1st and 31st.
3. Food pushcarts are limited to forth-five (45) inches in width, seventy-two (72) inches in length and sixty (60) inches in height. Canopies/umbrellas must be a minimum of seventy-eight (78) inches from the ground at the lowest point.
4. Food pushcarts shall not be motorized or propelled in any manner other than the walking motion of the person operating the pushcart.
5. Food pushcarts are permitted on private property, City-owned property and public sidewalks in accordance with the requirements contained herein. Food pushcarts are prohibited from operation within public streets unless permitted as part of a Special Event. Food pushcarts are prohibited from operation on an undeveloped parcel.
6. In order to operate on private property, the property owner must grant permission in writing. In order to operate on City-owned property or sidewalk, the City Manager must grant permission in writing. Proof of permission must be submitted with the application for the Zoning Compliance Permit.
7. A copy of the approved Rockingham County Health Permit, pursuant to the rules governing sanitation of restaurants and other food handling establishments must be submitted with the application for the Zoning Compliance Permit.
8. Minimum distances from certain elements and uses are required. Distance shall be measured in a straight line between the closest point of the proposed food pushcart location and the closest point of the elements described below:
 - a. Food pushcart must be located at least 100 feet from the front door of any restaurant and/or a restaurant's accessory outdoor dining area during the operating hours of the restaurant. Except under the following circumstances:
 - i. The food pushcart is owned by the restaurant.
 - ii. The food pushcart operator has written permission of the restaurant owner to be located within the 100 feet.
 - b. Food pushcart must be located at least three hundred (300) feet from the grounds of any church while church is holding a religious service.
 - c. Food pushcart must be parked at least 15 feet from any fire hydrant.
 - d. Food pushcart must be a minimum of 15 feet from any driveway entrance. No food pushcart shall conduct business in a way that would restrict or interfere with the ingress or egress of any abutting property owner or tenant or become a public nuisance, increase traffic congestion, delay, or constitute a hazard to traffic, life or property or an obstruction to adequate access for fire, police or sanitation vehicles.

- e. Food pushcarts must be located at least 500 feet from the boundary of any event under an approved Zoning Compliance Permit unless the food pushcart is included within said permit. Additional distance may be required by the City in order to avoid any negative impacts for the special event.
- 9. Food pushcart may not park in handicapped accessible parking spaces or in access or drive aisles.
- 10. The use of tables, crates, cartons, racks, chairs, or other device to increase the selling or display capacity of the food pushcart is prohibited.
- 11. The food pushcart operator is responsible for disposing of all trash associated with the operation of the food pushcart. City trash receptacles may not be used to dispose trash or waste. All areas relative to the food pushcart must be kept clean. Approved grease disposal facility must be maintained on the cart at all times. Grease and liquid waste may not be disposed in tree pits, storm drains, the sanitary sewer system or public streets.
- 12. Food pushcart may not use audio amplification.
- 13. No items relating to the operation of the vending may be placed anywhere other than in, on or under the pushcart.
- 14. The food pushcart vendor shall not solicit or conduct business with persons in motor vehicles.
- 15. No food pushcart or any other item related to the operation of the vending business shall lean against or hang from any building or other structure.
- 16. The food pushcart shall not impede, endanger or interfere with the travel upon or use of the street or sidewalk. No food pushcart may block the entrance door to any business. The food pushcart vendor shall locate outside of any designed fire lane.
- 17. Food pushcart may operate between the hours of 6 am and 10 pm, except in I-1 and I-2 if they are serving a post 10 pm shift.
- 18. No signage is permitted other than what is on the food pushcart.
- 19. Food pushcarts are only allowed on a public sidewalk within the Central Business District.
- 20. Where food pushcarts are located on City-owned property, the vendor must provide proof of insurance, issued by an insurance company licensed to do business in the State of North Carolina, protecting the vendor and the City from

all claims for damages to property and bodily injury, including death, which may arise from the operations under or in connection with the permit. Such insurance shall name the City as an additional named insured and shall not terminate or be canceled prior to expiration date without thirty (30) days advance notice to the City. Such insurance shall afford minimum limits of:

Commercial General Liability

Each Occurrence:	\$1,000,000
Aggregate:	\$1,000,000
Products/Complete Operations:	\$1,000,000
Fire Damage:	\$ 50,000
Medical Payments:	\$ 5,000

21. Violators of said Ordinance shall be subject to penalties as provided in the Code of Ordinance Chapter 1, Section 1.8.
22. Additional conditions may be included on the Zoning Compliance Permit by the City in order for the food pushcart operation to comply with the intent of this ordinance to protect the public health, safety or welfare.