

Chapter 42 Planning & Zoning

Sec. 42-207. Customary Home Occupations - Purpose and Definition.

This section is designed to define what constitutes a home occupation and to enumerate the particular home occupations that are permitted. Customary home occupations are defined as any activity carried out for compensation in a residential dwelling unit. No home occupation shall be permitted if it:

- (a) Changes the outside appearance of the dwelling or is visible from the street;
- (b) Generates traffic, parking, sewage, water use or noise in excess of what is normally found in a residential neighborhood;
- (c) Creates a hazard to person or property, results in electrical interference or becomes a nuisance; or
- (d) Results in outside activities, storage or display. (Ord. 3414)

Sec. 42-207.1. Customary Home Occupations Permitted.

Customary home occupations include, but are not limited to, the following activities:

- (a) Home offices for architects, engineers, lawyers, realtors, insurance agents, brokers, ministers, rabbis, priests, salesmen, sales representatives, manufactures representatives, home builders, home repair contractors and similar occupations;
- (b) Artists, sculptors, authors, photographers and composers;
- (c) Computer programming and data processing;
- (d) Direct sale product distribution (Amway, Avon, Tupperware, etc.) provided parties for the purpose of selling merchandise or taking orders shall not be held more than once a month, shall be limited to ten (10) customers and shall be held between the hours of 9:00 a.m. and 10:00 p.m.;
- (e) Dressmakers, seamstresses, and tailors;
- (f) Home crafts, such a model making, rug weaving, woodworking, ceramics (with a kiln up to six (6) cubic feet) and similar activities, provided that no machinery or equipment shall be used or employed other than that which would customarily be found in the home or machinery and equipment that would ordinarily be employed in connection with a hobby or avocation;

- (g) Mail order, not including retail sales from site;
- (h) Music and art teachers or other tutoring services.
- (i) Renting sleeping rooms and serving meals to not more than two (2) persons not members of the family occupying the dwelling unit provided one (1) off-street parking space is provided for each person;
- (j) Telephone answering service;
- (k) Washing and ironing service;
- (l) "Work at home" activities where employees of a business, located at another location, perform work for the business in their own residence, provided all physical contact between the business and the employee occurs at the place of business and not the residence, other than the initial installation of any equipment or other work facilities. The work activities of the employee shall conform to all other requirements of this Section.

Sec. 42-207.2. Use Limitations.

- (a) No person other than someone related by blood, marriage, adoption or custodial relationship to the person conducting the home occupation and who also resides in the dwelling unit shall be employed in the home occupation;
- (b) The home occupation shall be conducted entirely within the principal residential building and shall be limited to one (1) room;
- (c) No manufacturing or processing of any sort whatsoever shall be done, except as permitted by Section 42-207.2. (6);
- (d) A one and one half (1 1/2) square foot unlighted sign may be used to advertise the presence or conduct of the home occupation;
- (e) No stock in trade, except articles produced by members of the family residing on the premises, shall be stored on the premises;
- (f) No alteration of the principal residential building shall be made which changes the character thereof as a dwelling;
- (g) The home occupation shall not produce offensive noise, vibration, smoke, electrical interference, dust, odors or heat. Any noise, vibration, smoke, electrical interference, dust odors, or heat detectable beyond the property lines or beyond the walls of the dwelling unit, if the unit is part of a multifamily structure, shall constitute a violation;

(h) No mechanical or electrical equipment other than normal domestic or household equipment shall be used;

(i) There shall be no outdoor storage of equipment or materials used in the home occupation;

(j) The receipt or delivery of merchandise, goods or supplies for use in a home occupation shall be limited to the United States mail, similar parcel delivery service, or private vehicles with a gross vehicle weight rating of twenty four-thousand (24,000) pounds or less; and

(k) Not more than one (1) commercial vehicle utilized in the business shall be parked on site.

Sec. 42-207.3. Particular Occupations Prohibited.

- (a) Animal hospitals, stables or kennels;
- (b) Auto repairing and painting;
- (c) Barber shops and beauty parlors with more than one (I) operator;
- (d) Boarding and lodging houses, unless permitted by district regulations;
- (e) Dispatching of transfer and moving vans, taxi cab services; and
- (f) Palm reading, fortune telling, tattoo or body piercing parlors.

I certify that I have read and will abide by the aforementioned codes.

Signature

Date