

PROPOSED ADDITIONAL ORDINANCE SECTIONS

HP-C Sub-District

Section 31.36.060(C)(6): Outdoor Retail. The use of outdoor space for the purpose of showcasing and selling merchandise and plants will be permitted on a limited basis upon receipt of an outdoor retail plan approved by the Land Use Administrator on an annual basis. This space is to be limited to no more than 30% of the front yard. The outdoor retail plan must also fall within the designated bulk restrictions outlined in Section 31.36.060(C)(3) and the minimum open space requirements in Section 31.36.060(C)(4). The materials showcased must all be listed for sale with price tags or stickers. Each year the retailer must submit their outdoor retail plan, with a non-refundable permit application fee, to the Land Use Administrator and receive approval before presenting any materials for sale. An outdoor retail plan can come to the Board of Trustees for review in one of two ways: at the discretion of the Land Use Administrator prior to approval, or at the option of the applicant upon denial by the Land Use Administrator. An applicant seeking review from denial of the outdoor retail plan shall make a written request for such review within 30 days of denial, and the Board of Trustees shall consider such request at their next regularly scheduled meeting, or may hold a special meeting, at the Trustees' discretion. The outdoor retail plan should include safe customer walkways, designated entry points for customers, and be compliant with all other Land Use District requirements for retail spaces. All materials and landscaping constructed to showcase the retail items must also meet all other Land Use District ordinances. Use of outdoor space for any retail activity is limited to what is allowed in this Section and Section 31.36.060(C)(4). The annual period for this permit is March 1 through October 31, and all materials, including any display structures, must be removed by November 1 each year. The penalty for non-compliance with any part of this ordinance is a fine in the amount of up to \$1,500.00 per business or individual, per year.

C-1 District

Section 31.26.080: Outdoor Retail. The use of outdoor space for the purpose of showcasing and selling merchandise and plants will be permitted on a limited basis upon receipt of an outdoor retail plan approved by the Land Use Administrator on an annual basis. This space is to be limited to no more than 30% of the front yard. The outdoor retail plan must also fall within the designated bulk restrictions outlined in Section 31.26.040 and the minimum open space requirements in Section 31.26.050. The materials showcased must all be listed for sale with price tags or stickers. Each year the retailer must submit their outdoor retail plan, with a non-refundable permit application fee, to the Land Use Administrator and receive approval before presenting any materials for sale. An outdoor retail plan can come to the Board of Trustees for review in one of two ways: at the discretion of the Land Use Administrator prior to approval, or at the option of the applicant upon denial by the Land Use Administrator. An applicant seeking review from denial of the outdoor retail plan shall make a written request for such review within 30 days of denial, and the Board of Trustees shall consider such request at their next regularly scheduled meeting, or may hold a special meeting, at the Trustees' discretion. The outdoor retail plan should include safe customer walkways, designated entry points for customers, and be compliant with all other Land Use District requirements for retail spaces. The annual period for this permit is March 1 through October 31, and all materials, including any display structures, must be removed by November 1 each year. The penalty for non-compliance with any part of this ordinance is a fine in the amount of up to \$1,500.00 per business or individual, per year.

C-2 District

Section 31.28.080: Outdoor Retail. The use of outdoor space for the purpose of showcasing and selling merchandise and plants will be permitted on a limited basis upon receipt of an outdoor retail plan approved by the Land Use Administrator on an annual basis. This space is to be limited to no more than 30% of the front yard. The outdoor retail plan must also fall within the designated bulk restrictions outlined in Section 31.28.040 and the minimum open space requirements in Section 31.28.050. The materials showcased must all be listed for sale with price tags or stickers. Each year the retailer must submit their outdoor retail plan, with a non-refundable permit application fee, to the Land Use Administrator and receive approval before presenting any materials for sale. An outdoor retail plan can come to the Board of Trustees for review in one of two ways: at the discretion of the Land Use Administrator prior to approval, or at the option of the applicant upon denial by the Land Use Administrator. An applicant seeking review from denial of the outdoor retail plan shall make a written request for such review within 30 days of denial, and the Board of Trustees shall consider such request at their next regularly scheduled meeting, or may hold a special meeting, at the Trustees' discretion. The outdoor retail plan should include safe customer walkways, designated entry points for customers, and be compliant with all other Land Use District requirements for retail spaces. The annual period for this permit is March 1 through October 31, and all materials, including any display structures, must be removed by November 1 each year. The penalty for non-compliance with any part of this ordinance is a fine in the amount of up to \$1,500.00 per business or individual, per year.

C-3 District

Section 31.30.080: Outdoor Retail. The use of outdoor space for the purpose of showcasing and selling merchandise and plants will be permitted on a limited basis upon receipt of an outdoor retail plan approved by the Land Use Administrator on an annual basis. This space is to be limited to no more than 30% of the front yard. The outdoor retail plan must also fall within the designated bulk restrictions outlined in Section 31.30.060 and the minimum open space requirements in Section 31.30.070. The materials showcased must all be listed for sale with price tags or stickers. Each year the retailer must submit their outdoor retail plan, with a non-refundable permit application fee, to the Land Use Administrator and receive approval before presenting any materials for sale. An outdoor retail plan can come to the Board of Trustees for review in one of two ways: at the discretion of the Land Use Administrator prior to approval, or at the option of the applicant upon denial by the Land Use Administrator. An applicant seeking review from denial of the outdoor retail plan shall make a written request for such review within 30 days of denial, and the Board of Trustees shall consider such request at their next regularly scheduled meeting, or may hold a special meeting, at the Trustees' discretion. The outdoor retail plan should include safe customer walkways, designated entry points for customers, and be compliant with all other Land Use District requirements for retail spaces. The annual period for this permit is March 1 through October 31, and all materials, including any display structures, must be removed by November 1 each year. The penalty for non-compliance with any part of this ordinance is a fine in the amount of up to \$1,500.00 per business or individual, per year.