

AN ORDINANCE TO AMEND

ARTICLE 2 SUPPLEMENTAL AND ACCESSORY USE STANDARDS,
OF THE CITY OF LAWRENCEVILLE ZONING ORDINANCE 2020

The City Council of the City of Lawrenceville, Georgia hereby ordains that the City of Lawrenceville Zoning Ordinance 2020 is amended as follows:

- Section 1.** That the Zoning Ordinance Article 2 Supplemental and Accessory Use Standards, Section 200.3 Supplemental Use Standards (As Per Section 103.2, Use Table), is amended by deleting the following Sub Section 200.3.36 Fortune Telling in its entirety, and renumbering the remaining Sub Sections accordingly.
- Section 2.** That the Zoning Ordinance, Article 2 Supplemental and Accessory Use Standards, Section 200.3 Supplemental Use Standards (As Per Section 103.2, Use Table) is amended by deleting Sub Section 200.3.55 Palmistry, Physic Reading, and Fortune Telling in its entirety, and renumbering the remaining Sub Sections accordingly.
- Section 3.** That the Zoning Ordinance, Article 2 Supplemental and Accessory Use Standards, Section 200.3 Supplemental Use Standards (As Per Section 103.2, Use Table) is amended by deleting Sub Section 200.3.75 Tattoo Parlor in its entirety, and renumbering the remaining Sub Sections accordingly.

Section 4. That the Zoning Ordinance, Article 2 Supplemental and Accessory Use Standards, Section 200.3 Supplemental and Accessory Use Standards (As Per Section 103.2, Use Table) is amended by deleting Sub Section 200.3.2 Adult Uses in its entirety and inserting in lieu thereof the following, and renumbering the remaining Sub Sections accordingly:

200.3.2 ADULT ENTERTAINMENT

Adult Entertainment shall comply with the following:

A. Permitted Use

Adult Entertainment may be permitted in the HM zoning classification.

B. Special Use Permit

Adult Entertainment may be permitted in the HSB zoning classifications with the approval of a Special Use Permit, pursuant to the City of Lawrenceville Zoning Ordinance, Article 9, Section 907. Rezoning and Special Use Permit Application Public Hearing Process.

C. Area

Lot Area shall be a minimum of three (3) acres or 130,680 square feet.

D. Location

Adult Entertainment businesses or uses restricted under this Sub Section shall not be located:

1. Within one thousand (1,000) feet of any parcel of land which is either named or used for residential uses or purposes.
2. Within one thousand (1,000) feet of any parcel of land upon which consist of a civic center, governmental building, library, place of worship, public park or playground, school (private or public).
3. Within one thousand (1,000) feet of any parcel of land upon which another Adult Entertainment business or use regulated or defined under this Sub Section.
4. Within one thousand (1,000) feet of any parcel of land upon which any other establishment selling alcoholic beverages is located.

For the purposes of this Sub Section, distance shall be by straight line measurement from the property line, using the closest property lines of

the parcels of land involved. The term "parcel of land" means any quantity of land capable of being described by location and boundary, designated, and used or to be used as a unit.

E. Interior Lighting

The interior lighting in the premises will provide adequate visibility for patrons and public safety personnel with a minimum of 10 candles at all times, as measured from the floor.

F. Road Classification

Adult Entertainment shall be located on a roadway classified as an Arterial or Collector Street, or a State Highway.

G. Road Frontage

Adult Entertainment shall be located on a legal lot of record consisting of a minimum of one hundred fifty (150 ft.) feet immediately adjacent to an Arterial or Collector Street, or a State Highway.

H. Off-Street Parking

Adult Entertainment shall conform to the Zoning Ordinance, Article 5 Parking, Section(s) 505 through 510 (Non-residential parking requirements).

I. Development Regulations

Adult Entertainment shall conform to the City of Lawrenceville Development Regulations.

J. Buildings and Building Regulations

Adult Entertainment shall conform to the Code of the City of Lawrenceville, Georgia, Part I – Charter, Chapter 10, Buildings and Building Regulations, Article VII. Construction Codes, Division 1. – State Minimum Codes, and Division 2. City of Lawrenceville Construction Code.

K. Businesses and Business Regulations

Adult Entertainment shall conform to the Code of the City of Lawrenceville, Georgia, Part I – Charter, Chapter 12, Business and Business Regulations, Article II. Business Regulations, Division 13. – Adult Entertainment.

Section 5. That the Zoning Ordinance Article 2 Supplemental and Accessory Use Standards, Section 200.3 (As Per Section 103.2, Use Table) is amended by deleting Sub Section 200.3.6 Automobile, Truck, or Vehicle Storage Lot (Other than Impound Lot) in its entirety and inserting in lieu thereof the following, and renumbering the remaining Sub Sections accordingly:

200.3.6 *AUTOMOBILE, TRUCK, OR VEHICLE STORAGE LOT (OTHER THAN IMPOUND LOT)*

See section 200.3.55 Outdoor Storage (Industrial)

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Section 6. That the Zoning Ordinance Article 2 Supplemental and Accessory Use Standards, Section 200.3 (As Per Section 103.2, Use Table) is amended by inserting the following Sub Section 200.3.14 Body Art Studios and renumbering the remaining Sub Sections accordingly.

200.3.14 BODY ART STUDIOS

Body Art Studios shall comply with the following:

A. Permitted Use

Body Art Studios may be permitted in the BGC zoning classification.

B. Special Use Permit

Body Art Studios may be permitted in the BG zoning classification with the approval of a Special Use Permit, pursuant to the City of Lawrenceville Zoning Ordinance, Article 9, Section 907. Rezoning and Special Use Permit Application Public Hearing Process.

C. Location

Body Art Studios businesses or uses restricted under this Sub Section shall not be located:

1. Within one thousand (1,000) feet of a regulated Body Art Studios businesses or uses.
2. Within five hundred (500) feet of any parcel of land upon which consist of a civic center, governmental building, library, place of worship, public park or playground, or school (private or public).
3. Within one hundred (100) feet of an RS-180, RS-150, RS-60, RS-50, RS-TH, RM-12, RM-24, and CMU zoning classification.

For the purpose of this Section, distance shall be by straight line measurement from the property line, using the closet property lines of the parcels of land involved.

D. Road Classification

Body Art Studios shall be located on a roadway classified as an Arterial or Collector Street, or a State Highway.

E. Off-Street Parking

Body Art Studios shall conform to the Zoning Ordinance, Article 5 Parking, Section(s) 505 through 510 (Non-residential parking requirements).

F. Development Regulations

Body Art Studios shall conform to the City of Lawrenceville Development Regulations.

G. Building and Building Regulations

Body Art Studios shall conform to the Code of the City of Lawrenceville, Georgia, Part I – Part I – Charter, Chapter 10, Buildings and Building Regulations, Article VII. Construction Codes, Division 1. – State Minimum Codes, and Division 2. City of Lawrenceville Construction Code.

H. Businesses and Business Regulations

Body Art Studios shall conform to the Code of the City of Lawrenceville, Georgia, Part I – Charter, Chapter 12, Business and Business Regulations, Article II. Business Regulations, Division 15. – Body Art Studios.

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Section 7. That the Zoning Ordinance Article 2 Supplemental and Accessory Use Standards, Section 200.3 Supplemental Use Standards (As Per Section 103.2, Use Table), is amended by inserting the following Sub Section 200.3.34 Estate Sales, and renumbering the remaining Sub Sections accordingly.

200.3.34 ESTATE SALES

Estate Sales shall comply with the following:

A. Permitted Use

Estate Sales may be permitted in the AR, RS-180, RS-150, RS-60, RS-50, RS-TH, RM-12, RM-24, and CMU zoning classification.

B. Businesses and Business Regulations

Estate Sales shall conform to the Code of the City of Lawrenceville, Georgia, Part I – Charter, Chapter 12, Business and Business Regulations, Article II. Business Regulations, Division 22. – Estate Sales.

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Section 8. That the Zoning Ordinance Article 2 Supplemental and Accessory Use Standards, Section 200.3 Supplemental Use Standards (As Per Section 103.2, Use Table), is amended by inserting the following Sub Section 200.3.38 Garage, Rummage, Yard, and Similar Sales, and renumbering the remaining Sub Sections accordingly.

200.3.38 GARAGE, RUMMAGE, YARD, AND SIMILAR SALES

A. Permitted Use

Garage, Rummage, Yard, and Similar Sales may be permitted in the AR, RS-180, RS-150, RS-60, RS-50, RS-TH, RM-12, RM-24, and CMU zoning classification.

Garage, yard, rummage, and similar sales may be permitted from an occupied residence, or group of residences in the case of a neighborhood event, subject to the following requirements and limitations:

B. Authorization

It shall be unlawful for any person or entity to conduct a yard sale from property zoned or used for residential purposes unless the person or entity conducting the yard sale shall have received a Garage, Rummage, Yard, and Similar Sales Permit from the city authorizing sale. Failure to obtain a permit could result in additional fees, fines, and court costs.

C. General Requirements

1. Yard Sales Permit shall not be permitted on any premises more than two times in a calendar year.
2. A second Yard Sales Permit on the premises shall not be issued until thirty (30) days after the last day of the previously issued permit.
3. Yard Sales Permits shall be limited to four consecutive days and shall be allowed only between the hours of 8:00 a.m. and 6:00 p.m.

D. Display Area

- a. All personal property offered for sale shall be displayed within the residence, garage, carport, or rear yard area.

- b. Items sold must be used goods from the participating household(s), and not goods purchased for resale. Items for sale may not be displayed on the public sidewalk, street, or right-of-way.

E. On-Street Parking And Sidewalks

1. Parking motor vehicles is restricted to one side of the street, and where practical, shall be restricted to the same side of the street which the sale will be conducted.
2. No permit holder shall allow vehicles to impede the passage of traffic on any public right-of-way in the vicinity of the sale.
3. Permit holders shall keep the public right-of-way and general vicinity of the sale free from trash and litter.
4. No permit holder shall permit persons to line up or congregate, either on foot or in automobiles, prior to the start of the event.
5. Permit holders shall report to the Police Department any vehicles which are parked in violation of this Subsection.

F. Noise Control

Noise Control shall conform to the Code of the City of Lawrenceville, Georgia, Part I – Charter, Chapter 20, Environment, Article III. Noise Control.

G. Signs

1. Any signs for the sale shall be removed immediately upon closing of the sale. Signs may not be posted on telephone poles, streetlights, traffic signs, or any other structure in the public right-of-way.
2. All signs placed off-site shall have the permission of the owner of the property on which the sign is to be placed. Signs may be posted the morning of the sale and must be taken down on a daily basis.
3. No sign may be larger than four (4) square feet.

Section 9. That the Zoning Ordinance Article 2 Supplemental and Accessory Use Standards, Section 200.3 Supplemental Use Standards (As Per Section 103.2, Use Table), is amended by inserting the following Sub Section 200.3.40 Handwriting Analysts and Fortune Tellers, and renumbering the remaining sections accordingly.

200.3.40 HANDWRITING ANALYSTS AND FORTUNE TELLERS

Handwriting Analysts and Fortune Tellers shall comply with the following:

A. Permitted Use

Handwriting Analysts and Fortune Tellers may be permitted in the HSB zoning classification.

B. Road Classification

Handwriting Analysts and Fortune Tellers shall be located on a roadway classified as an Arterial or Collector Street, or a State Highway.

C. Off-Street Parking

Handwriting Analysts and Fortune Tellers shall conform to the Zoning Ordinance, Article 5 Parking, Section(s) 505 through 510 (Non-residential parking requirements).

D. Development Regulations

Handwriting Analysts and Fortune Tellers shall conform to the City of Lawrenceville Development Regulations.

E. Building and Building Regulations

Handwriting Analysts and Fortune Tellers shall conform to the Code of the City of Lawrenceville, Georgia, Part I – Part I – Charter, Chapter 10, Buildings and Building Regulations, Article VII. Construction Codes, Division 1. – State Minimum Codes, and Division 2. City of Lawrenceville Construction Code.

F. Businesses and Business Regulations

Handwriting Analysts and Fortune Tellers shall conform to the Code of the City of Lawrenceville, Georgia, Part I – Charter, Chapter 12, Business and Business Regulations, Article II. Business Regulations, Division 10. – Handwriting Analysis and Fortune Telling.

Section 10. That the Zoning Ordinance Article 2 Supplemental and Accessory Use Standards, Section 200.3 Supplemental Use Standards (As Per Section 103.2, Use Table), is amended by deleting Sub Section 200.3.51 Massage Therapy in its entirety, and inserting in lieu thereof the following, and renumbering the remaining Sub Sections accordingly:

200.3.50 MASSAGE THERAPY BUSINESSES

Massage Therapy Businesses shall comply with the following:

A. Permitted Use

Massage Therapy Businesses may be permitted in the BG and BGC zoning classifications.

B. Location

Massage Therapy Businesses or use restricted under this Section shall not be located:

Within one hundred fifty (150) feet of an RS-180, RS-150, RS-60, RS-50 RM-12, RM-24, and CMU zoning classification.

Upon application for a massage therapy practice business license, the applicant will provide to the City a survey showing the distances to each residentially zoned property within a one hundred fifty (150) feet of the front door of the massage therapy practice.

For the purpose of this Section, distance shall be by straight line measurement from the front door of the structure where massage therapy practice occurs to the nearest parcel boundary line of any residentially zoned property as measured by a straight line on the ground.

C. Road Classification

Massage Therapy Businesses shall be located on a roadway classified as an Arterial or Collector Street, or a State Highway.

D. Off-Street Parking

Massage Therapy Businesses shall conform to the Zoning Ordinance, Article 5 Parking, Section(s) 505 through 510 (Non-residential parking requirements).

E. Development Regulations

Massage Therapy Businesses shall conform to the City of Lawrenceville Development Regulations.

F. Building and Building Regulations

Massage Therapy Businesses shall conform to the Code of the City of Lawrenceville, Georgia, Part I – Part I – Charter, Chapter 10, Buildings and Building Regulations, Article VII. Construction Codes, Division 1. – State Minimum Codes, and Division 2. City of Lawrenceville Construction Code.

G. Businesses and Business Regulations

Massage Therapy Businesses shall conform to the Code of the City of Lawrenceville, Georgia, Part I – Charter, Chapter 12, Business and Business Regulations, Article II. Business Regulations, Division 11. – Massage Therapy Businesses.

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Section 11. That the Zoning Ordinance Article 2 Supplemental and Accessory Use Standards, Section 200.3 Supplemental Use Standards (As Per Section 103.2, Use Table), is amended by deleting Sub Section 200.3.55 Outdoor Storage (Industrial) in its entirety and inserting in lieu thereof the following, and renumbering the remaining Sub Sections accordingly:

200.3.55 OUTDOOR STORAGE - INDUSTRIAL

- A.** In industrial zoning districts, outdoor storage of items, equipment, materials, and supplies which are not offered for sale, but which are considered to be an accessory to the principal permitted use, shall be allowed, subject to the following restrictions and requirements:
- 1.** Outdoor Storage shall not be located within the required front yard.
 - 2.** Outdoor storage shall not be located in the area between the front of the principal structure and the public right-of-way.
 - 3.** Outdoor Storage shall be located within a side or rear yard area only.
 - 4.** Outdoor storage shall be screened from the Right-of-Way by a solid wood fence, masonry wall or slatted chain-link fence at least 6 feet in height.
 - 5.** Outdoor Storage shall be setback a distance of at least 15 feet from any side or rear property lines; stream buffer and zoning buffer.
 - 6.** Setback area shall be landscaped to provide an affective year-round visual screening,
 - 7.** Materials stored outdoors shall not be placed or stacked at a height exceeding that of the screening fence.
 - 8.** Outdoor Storage shall not be adjacent to, or visible from, residentially zoned property.
 - 9.** Outdoor Storage of junk, scrap materials or metal, rags, paper, abandoned, junk or wrecked vehicles, material shall be prohibited.
- B.** Outdoor Storage shall be prohibited within the boundary of the geographical area of the Lawrenceville Downtown Development Authority.

- C.** Outdoor Storage shall be prohibited on industrial zoned property adjacent to, or visible within a distance of 250 feet from, Pike Street, Five Forks-Trickum Road, Scenic Highway, Lawrenceville Highway, Buford Drive (Hwy. 20), Hurricane Shoals Road, Lawrenceville Suwanee Road, Sugarloaf Parkway, Grayson Highway, or Gwinnett Drive.

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Section 12. That the Zoning Ordinance Article 2 Supplemental and Accessory Use Standards, Section 200.3 Supplemental Use Standards (As Per Section 103.2, Use Table), is amended by inserting the following Sub Section 200.3.63 Precious Metals Dealers and renumbering the remaining Sub Sections accordingly.

200.3.63 PRECIOUS METALS DEALERS

Precious Metals Dealers comply with the following:

A. Permitted Use

Precious Metals Dealers may be permitted in the CMU, BG, BGC, and HSB zoning classification.

B. Road Classification

Precious Metals Dealers shall be located on a roadway classified as an Arterial or Collector Street, or a State Highway.

C. Off-Street Parking

Precious Metals Dealers shall conform to the Zoning Ordinance, Article 5 Parking, Section(s) 505 through 510 (Non-residential parking requirements).

D. Development Regulations

Precious Metals Dealers shall conform to the City of Lawrenceville Development Regulations.

E. Building and Building Regulations

Precious Metals Dealers shall conform to the Code of the City of Lawrenceville, Georgia, Part I – Part I – Charter, Chapter 10, Buildings and Building Regulations, Article VII. Construction Codes, Division 1. – State Minimum Codes, Division 2. City of Lawrenceville Construction Code.

F. Businesses and Business Regulations

Precious Metals Dealers shall conform to the Code of the City of Lawrenceville, Georgia, Part I – Charter, Chapter 12, Business and Business Regulations, Article II. Business Regulations, Division 21. – Precious Metals Dealers.

Section 13. That the Zoning Ordinance Article 2 Supplemental and Accessory Use Standards, Section 200.3 Supplemental and Accessory Use Standards (As Per Section 103.2, Use Table) is amended by inserting the following Sub Section 200.3.78 Temporary Outdoor Activity, and renumbering the remaining Sub Sections accordingly:

200.3.78 TEMPORARY OUTDOOR ACTIVITY

Temporary Outdoor Activity shall comply with the following:

A. Permitted Use

Temporary Outdoor Activity may be permitted in the BG, BGC, and HSB zoning classification.

B. Businesses and Business Regulations

Temporary Outdoor Activity shall conform to the Code of the City of Lawrenceville, Georgia, Part I – Charter, Chapter 12, Business and Business Regulations, Article II. Business Regulations, Division 8. – Temporary Outdoor Activity.

IT IS SO ORDAINED, this ____ day of _____, 2023.

Mayor David R. Still

Attest: _____

City Clerk