

Code Section	Title	Ordinance Language	Proposed Amount
4.4	Alcohol License Not Paid	It shall be unlawful for any person to sell at retail or otherwise within the town, possess, conceal, store or convey any wine, malt beverage, distilled spirits or other alcoholic beverages on which any tax or license fee imposed by the laws of the state or this chapter have not been paid, and any such beverages as above described that are found without a state tax stamp shall be seized as contraband and immediately delivered to the state revenue commissioner as provided by law. Any violation of this section shall be punished as provided for in section 1-7.	200
6.3	Animals	It shall be unlawful for any owner or person in control of any domestic animal to allow that animal to run at large within the town.	175
6.4	Livestock Violation	(a)For the purposes of this section, the term "livestock" is defined in the same way that said term is defined in the town's zoning ordinance.(b)The keeping of livestock shall be permitted in the town only on property zoned to the town's A-R agricultural residential zoning district. Furthermore, any such keeping of livestock must satisfy any conditions of zoning for said use provided by the town's zoning ordinance. The keeping of livestock in any manner not consistent with this subsection shall be declared a nuisance.(c)Notwithstanding the foregoing, the keeping of livestock shall be specifically declared a nuisance if the following conditions are not satisfied:(1)Any housing or enclosures used by such livestock shall be well-drained, free from accumulations of animal excrement and objectionable odors, and otherwise clean and sanitary.(2)Animal excrement shall be disposed of in a manner approved by the county health official.(d)No person shall create, maintain, support, aid, or continue a nuisance by failing to satisfy the requirements of subsections (b) and (c) above.	75
14.26	Open Burning Violation	g.Penalty. Persons violating this article shall be subject to a fine not to exceed \$1,000.00 per violation.	145
22.126	Occupational Tax	(a)The amount of occupational tax shall be payable to the town, at the office of the town manager, on or before January 1 of each year and delinquent if not paid on or before February 1 of each year. In the event that any person commences business on any date after January 1, the tax shall be due and payable upon the commencement of the business and shall become delinquent if not paid within 30 days of the commencement of the business. If the tax remains delinquent for 90 days from the due date described above, the person or business liable for the tax shall pay a penalty of ten percent of the initial fee with an additional 1.5 percent for each month until paid.(b)In the event that any person commences business on or after July 1 in any year, the occupation tax for the remaining portion of the year shall be 50 percent of the tax imposed for the entire year, except that:(1)The administrative fee described in section 22-122 shall not be reduced; and(2)A practitioner of a profession or occupation who elects as his or her occupation the tax the amount described in subsection 22-123(2) shall receive no reduction in such amount.(c)The tax registration herein provided for shall be issued by the town manager or designee. If any person, firm or corporation whose duty it is to obtain registration, after said offer to transact business in the town any kind of profession, trade or calling in this article specified without having first obtained said registration, such offender shall, upon conviction, be guilty of an offense. Notwithstanding the criminal provisions contained herein, such criminal provisions shall not apply to those professions for which a state license or registration is required by state law, unless otherwise specifically allowed for by state law.	200
22.287	Soliciting without Permit	It shall be unlawful for any person to peddle, canvass or solicit or occupy a temporary location as a transient or itinerant merchant without having registered with the town clerk in accordance with <a href="#">section 22-285</a> and this section or to peddle, solicit or canvass without wearing the identification badge in accordance with this section. Any person violating this article shall be punished as provided in <a href="#">section 1-7</a> .	175
26.1	Junked Items	(a)It shall be unlawful for the owner, tenant, lessee, occupant or person in possession of any lot or parcel of land in the town, to keep or permit to be kept or stored on said land any abandoned, wrecked, junked, dismantled or inoperative furniture, appliance, machinery or equipment or parts of same, which are not completely enclosed within a building.(b)For purposes of this section, the term "abandoned, junked or inoperative furniture, appliances, machinery or equipment" shall be items incapable of and not being used for the purpose for which they were intended.(c)Any items covered by this section which are in the process of being repaired or restored may be kept on the property provided they are covered or otherwise effectively screened and provided that there are no more than five such items being repaired or restored on the property at any one time.(d)Should any person fail to comply with this section upon five days' written notice from the town clerk, said person shall be charged as for the violation of any other town ordinance. Each day shall be deemed a separate offense, and upon conviction, he shall be punished as provided by <a href="#">section 1-7</a> .	200
26.2	Junked Vehicles	(a)It shall be unlawful for the owner, tenant, lessee, occupant or person in possession of any lot or parcel in the town to keep or permit to be kept or stored on said land any abandoned, wrecked, junked, dismantled or inoperative motor vehicle which is not completely enclosed within a building.(b)For purposes of this section, an "abandoned or junked motor vehicle" is defined as one that is in such a state of disrepair as to be incapable of operating under its own power, or which does not have a current license plate or tag.(c)Any such vehicle covered by this section which is in the process of being repaired and/or restored and is on property zoned as residential (R), may be kept on the property, exterior to a residential garage for a period of 90 days, provided it is covered with an opaque motor vehicle tarpaulin, and/or otherwise effectively screened from view from adjoining, and/or abutting streets and properties; and further provided that there are no more than two such vehicles being repaired and/or restored on the property at any time.(d)Any violation of this section and/or request to investigate possible violations may be reported to the proper authority by the following:(1)Any person having attained the age of majority and residing within the corporate limits of the town;(2)Any police officer employed by the town; or(3)The building inspector for the town.(e)After ten days' legal notice, all violations shall be cited by an officer of the police department.(f)Any notice of violation shall state specifically which type and/or color of motor vehicle, and the general location of such vehicle on the person's property.(g)Any person and/or entity failing to comply with this chapter shall, ten days after receipt of legal notice, be charged as for the violation of any other town ordinance, and upon conviction shall be punished as provided by section 1-7.(h)Ten days after legal notice is given, each day thereafter shall be deemed a separate offense until such situation is rectified by the noticed party.	200
26.67	Attractive Nuisance	Whenever any structure within the town shall be found to be dangerous unsafe or unfit for human use or habitation, it shall be the duty and obligation of the owner of the property to render the same secure and safe or to remove same.	200
28.21	Damaging Public Property	It shall be unlawful for anyone to alter, damage, deface or destroy any public property. The term "public property" means any property belonging to the town, regardless of its nature.	500
28.22	Sign (owner permission)	It shall be unlawful for any person to post or display in or upon any bridge any sign or advertisement, or to post or display upon any telegraph, telephone or electric company's pole, or upon any public property or the private property of any person any bills, signs or advertisements without the consent in writing of the owner thereof.	100

28.74	Disorderly Conduct	<p>It shall be unlawful for any person or persons within the corporate limits of the town to engage in any conduct described in the following subsections; provided, however, that no person shall be convicted of any of the following subsections upon a showing that the predominant intent of said conduct was to exercise a constitutional right:</p> <p>(1)To act in a violent or tumultuous manner toward another whereby any person is placed in fear of the safety of his life, limb or health;(2)To act in a violent or tumultuous manner toward another whereby the property of any person is placed in danger of being damaged or destroyed;(3)To cause, provoke or engage in any fight, brawl or riotous conduct so as to endanger the life, limb, health or property of another;(4)To assemble or congregate with another or others for the purpose of, or with the intent to engage in gaming;(5)To be in or about any place, alone or with another or others with the purpose of or intent to engage in any fraudulent scheme, trick or device to obtain any money or valuable things; or to aid or abet any person or persons in doing so;(6)To be in or about any place where gaming or the illegal sale or possession of alcoholic beverages or products or dangerous drugs is practiced, allowed or tolerated, for the purposes of or intent to engage in gaming or the purchase, use, possession or consumption of said illegal drugs, narcotics or alcoholic beverages;(7)To direct fighting words toward another, that is, words which by their very nature tend to incite a breach of the peace;(8)To interfere, by acts of physical obstruction, with another's pursuit of a lawful occupation;(9)To congregate with another or others in or on a public way so as to halt the flow of vehicular or pedestrian traffic, and to fail to clear the public way after being ordered to do so by a police officer or other lawful authority;(10)To disrupt by actions which tend to incite a breach of the peace the undisturbed activities of any house of worship, hospital or home for the elderly; or(11)To throw bottles, paper, cans, glass, sticks, stones, missiles or any other debris on public property.</p>	500
28.75	Public Drunkenness	<p>It shall be unlawful and punishable as provided in section 1-7 for any person to appear on the streets of the town, or in an automobile, or in any public place or place of business patronized by the public in an intoxicated condition. The term "intoxicated condition" as used in this section shall be interpreted to mean that said person is under the influence of intoxicating liquor, beer, wine or drugs to such a degree as to cause him to act in an unruly, boisterous, indecent or profane manner, or which renders him in a condition which is hazardous to himself or to others.</p>	500
32.11	Unauthorized Accumulation of Solid Waste	<p>Methods of disposal.(1)All waste and related materials described in section 32-1 shall be discarded in containers, landfills and/or sanitary dumps.(2)Residential garbage and trash accumulated in the town shall be collected, conveyed and disposed of in manners described in this chapter.(3)All such persons shall conduct their activities in full compliance with state laws and regulations and the town ordinances detailing the solid waste management plan regulating the collection, transportation and/or disposal of such waste.(b)Cleanliness of premises; generally. For the purpose of promoting the health, safety and welfare of the people of the town, every owner or occupant of a lot or parcel of land, any portion of which lies within 40 feet of any dwelling, house or place of business, is required to keep such portion of such land within 40 feet of any such dwelling, house or place of business cleared of all brush, garbage, garden trash, rubbish or noxious material of any kind which tends to be a breeding place for mosquitoes, or tends to be a breeding place or haven for snakes or vermin of any kind or character, or which tends to create a fire hazard or which endangers the lives and property of the citizens of the town, or which tends to create a nuisance or other unsightly or unsanitary condition. The owner or occupant shall be required to keep such land cleared whether or not such land lies within a public right-of-way.</p>	200
32.17	Litter Receptacles at Places Frequented by Public	<p>(a)Receptacles required. Every owner, occupant, tenant, or lessee in control of any property that is held out to the public as a place for assemblage, for the transaction of business or recreation, or as a public way shall provide adequate receptacles of sufficient number and size to contain all litter generated by those persons frequenting that public place. The owner, occupant, tenant, or lessee in control of any property shall determine the number and size of the receptacles, except that no less than one receptacle shall be placed at each site. Receptacles shall be no less than ten gallons in capacity and clearly marked and designed to prevent the escape of litter and waste. Any person owning or in control of any property at which receptacles are required by this chapter shall at his own expense be responsible for the placement, and maintenance of such receptacles as required by this chapter.(b)Periodic emptying of receptacles. All litter and solid waste shall be removed from receptacles as necessary, but not less frequently than weekly, and all receptacles shall be maintained in a sanitary and serviceable condition.</p>	200
32.7	Tall Grass	<p>The following conditions are hereby determined to be detrimental to the health, safety and welfare of the citizens of the town and are therefore determined to be a public nuisance and are prohibited:</p> <p>(1)Any portion of a lot or parcel of land on which the grass is in excess of 12 inches in height, except those portions that are set aside for landscape buffers or screening as required by the town's land development ordinance or any other ordinance of the town;</p>	200
32.8	Cleanliness of Premises	<p>(a)General requirement. It shall be the responsibility of each owner, agent, occupant, or lessee to keep his property free of litter.(b)Litter prohibited. No owner, agent, occupant, or lessee of any property shall allow the storage or accumulation of litter on the exterior of said property outside of a receptacle that is covered, secured, and maintained so as to prevent blowing, spilling, scattering, or leaking of the litter and waste contained therein, except that this requirement shall not apply to an area designated and approved by the county as a permitted disposal site.(c)Adjacent and surrounding areas. It shall be the responsibility of each proprietor and each operator of any business, industry, or institution to keep the adjacent and surrounding areas free of litter. These areas include, but are not limited to public and private sidewalks, roads, and alleys; grounds; parking lots; loading and unloading areas; and all vacant lots that are owned or leased by such establishment or institution. Removal of any litter shall be performed in accordance with this chapter.</p>	200
32.9	Dumping and Littering Prohibited	<p>(a)The purpose of this section is to protect the public health, safety, environment, and general welfare through the regulation and prevention of litter. The objectives of this chapter are:(1)Provide for uniform prohibition throughout the town of any and all littering on public or private property; and(2)Prevent the desecration of the beauty and quality of life of the town and prevent harm to the public health, safety, environment, and general welfare, including the degradation of water and aquatic resources caused by litter.(b)This section shall apply at all public and private property within the town. This section is not intended to interfere with, abrogate, and/or annual any other ordinance, rule or regulation, statute, or other provision of law. The requirements of this section should be considered minimum requirements, and where any provision of this section imposes restrictions different from those imposed by any other ordinance, rule or regulation, or other provision of law, whichever provisions are more restrictive or impose higher protective standards for human health or the environment shall be considered to take precedence.</p>	200
34.2	Film Permit	<p>(b)Permit required. A film permit shall be obtained by any person working on behalf of television companies, movie companies, or other media, company or agency filming on town-owned property. For purposes of this ordinance, "town-owned property" includes, but is not limited to, town right-of-way. There shall be a consistent and uniform process for the issuance of film permits in the town. Any person planning a filming shoot which could impact public safety and/or disrupt town business is required to obtain a film permit. Failure to obtain a film permit shall be a violation of this section. Each day a film permit is not obtained shall be a separate violation.</p>	500

34.56	Objects in Right of Way	The town is vitally concerned with the use, construction within, and occupancy of all rights-of-way in the town as such rights-of-way are a valuable and limited resource which must be utilized to promote the public health, safety, welfare, and economic development of the town and to protect public work infrastructure. Therefore, the town, under the authority of the laws and Constitution of the state, including, but not limited to, article 9, section 1, paragraphs 2 and 3 of the state Constitution and O.C.G.A. §§ 36-35-3 and 32-4-92(10), has adopted the ordinance from which this article is derived for the purpose of regulating public and private entities which use the town rights-of-way.	175
36.10	Restriction of Truck Traffic on Swanson Road	All vehicles exceeding six tons in weight, whether fully loaded or not, shall be prohibited from using Swanson Road in the town, beginning at the intersection of Swanson Road and Georgia Highway 74 and continuing in an easterly direction down Swanson Road, up to the junction of the municipal limits of the town and the limits of the county. This section shall not prohibit any local traffic by trucks which exceed six tons. The exemption for trucks exceeding six tons in weight as to local traffic shall be limited solely to those vehicles which are owned by or connected to businesses which have their physical situs on Swanson Road; or are vehicles which are making deliveries to or from businesses and residences whose physical situs is on Swanson Road; or who have no other means of ingress and egress than by the utilization of Swanson Road; or those who have their situs on streets and roads with no other means of ingress and egress than by way of Swanson Road.	175
36.45	Parking Trucks in Residential	(a)No person shall park or stand any semi-trailer or other vehicle exceeding 3½ tons upon any property zoned for residential use or upon any public street or highway within or adjacent to property zoned for residential uses.(b)The police department shall have authority to enforce this section as provided by law.	175
36.48	Parking on Town Owned Property	Except as to deliveries of goods or merchandise to town property lasting no longer than 15 minutes and waivers specifically approved by the mayor and town council:  (1)It shall be unlawful for any person to park or cause to be parked, any automobile, truck, motorcycle or other motor vehicle or unmotorized trailer on town-owned property except in those areas specifically designated for parking. Any vehicles parked in violation of this subsection shall be subject to removal and impoundment by the town police department according to regulations to be established by the chief of police.(2)It shall be unlawful for any person to park or cause to be parked, any automobile, truck, motorcycle or other motor vehicle or unmotorized trailer in any town park or within 100 feet of the playing fields, adjacent to the concession areas, fan viewing areas or other landscaped or grassed areas, except in those areas specifically designated for parking. Parking shall be permitted only in those areas specifically designated for parking. Any vehicles parked in violation of this subsection shall be subject to removal and impoundment by the town police department according to regulations to be established by the chief of police.	175
36.75	Golf Cart Operation Violations	(a)Only those persons who hold a valid motor vehicle driver's license may drive a golf cart or low-speed motor vehicle on the streets or paved recreational paths of the town. Exception: Those persons who are 12 years of age or older may drive a golf cart or low-speed motor vehicle on designated streets and paved recreation paths of the town if they are accompanied in the front seat by a person at least 18 years of age who holds a valid motor vehicle driver's license. In addition, those persons who are 15 years of age or older may drive a golf cart or low-speed motor vehicle on designated streets and paved recreation paths of the town if they hold a valid learner's permit.(b)Golf carts and low-speed motor vehicles may be operated on public streets within the town limits where the posted speed limit is 35 miles per hour or less. The operator of a golf cart or low-speed motor vehicle shall not operate such vehicle on any street where the posted speed limit exceeds 35 miles per hour. This does not prohibit golf carts or low-speed motor vehicles from crossing any road or street at properly marked crossings. No all-terrain vehicles (ATVs) are permitted to operate on town streets or recreation paths.(c)All golf cart and low-speed motor vehicle operators shall abide by all traffic regulations applicable to vehicular traffic when using the streets and paved recreation paths of the town. All golf cart and low-speed motor vehicle operators are required to use available paved recreation paths where present in lieu of town streets.(d)Golf carts may be operated on sidewalks only if the driver yields the right-of-way to all pedestrians, bicycle riders or others not using a golf cart.(e)No low-speed motor vehicles or golf carts shall be permitted to operate over, along, or across Georgia Highway 74 within the boundaries of the town except where authorized crossings are provided.(f)It shall be unlawful for the owner of any low-speed motor vehicle or golf cart or for any other person operating, employing, or permitting the use of, or otherwise directing the use of such vehicle, to operate or permit the operator of any such vehicle to drive over the streets or paved recreation paths in violation of this article.(g)No low-speed motor vehicle or golf carts shall be permitted to operate on the following streets within the boundaries of the town, except where authorized crossings are provided:(1)Palmetto Road.(2)Tyrone Road.(3)Dogwood Trail.(4)Jenkins Road.(5)Sandy Creek Road.(6)Peggy Lane.	175
36.8	Restriction of Truck Traffic on Senoia Road	All vehicles exceeding six tons in weight, whether fully loaded or not, shall be prohibited from using Senoia Road in the town, beginning at the intersection of Senoia Road and Georgia Highway 74 and continuing in a southerly direction down Senoia Road to the intersection of Senoia Road and Dogwood Trail. This section shall not prohibit any local traffic by trucks which exceed six tons. The exemption for trucks exceeding six tons in weight as to local traffic shall be limited solely to those vehicles which are owned by or connected to businesses which have their physical situs on Senoia Road, or, are vehicles which are making deliveries to or from businesses and residences whose physical situs is on Senoia Road, or who have no other means of ingress and egress than by the utilization of Senoia Road, or those who have their situs on streets and roads which have no other means of ingress and egress than by way of Senoia Road. Any person convicted of violation thereof shall be punished as set forth in the town charter for violations of this Code. Nothing contained herein shall limit or restrict the travel of vehicles or the use of roads by vehicles when travelling on either Dogwood Trail or Georgia Highway 74.	175
36.9	Restriction on Through Traffic on Ashland Trail	All motor vehicles shall be prohibited from using Ashland Trail as a cut through street between Castlewood Road and Senoia Road in the town and motor vehicle use shall be restricted to motor vehicle traffic use by residents except as hereinafter set forth and shall be posted "No Through Traffic Permitted." This section shall not prohibit any local traffic by residents and their visitors, school buses, emergency vehicles, service vehicles and to those motor vehicles which are making deliveries to or from residences located on Ashland Trail.	175
38.116	Sewage Disposal	No sewage, as defined herein, shall be discharged directly or indirectly onto any street or other surface, nor into any storm sewer, stream or body of water.	200
38.57	Waste Disposal	(a)It is unlawful for any person to place, deposit or permit to be deposited in any unsanitary manner, upon public or private property within the town or in any area under the jurisdiction of the town, any human or animal excrement, garbage or other objectionable waste.(b)It is unlawful to discharge to any natural outlet within the town or in any area under the jurisdiction of the town any sanitary sewage, industrial wastes or other polluted waters except where suitable treatment has been provided in accordance with subsequent provisions of this article.(c)Except as hereinafter provided, it shall be unlawful to construct or maintain any privy, privy vault, septic tank, cesspool, or other facility intended or used for the disposal of sewage.	200
105.120	Tree Violation	Any person, firm or corporation violating a provision of this article shall be deemed guilty of an offense. As a condition of suspension of any fine or sentence, the court may require payment of restitution or impose other punishment allowed by law which may include mandatory attendance at an educational program concerning tree preservation. Each day's continuance of a violation may be considered a separate offense. Each tree cut, damaged or poisoned shall constitute a separate offense. The owner of any property wherein a violation exists, and any architect, developer, builder, contractor, tenant or agent who commits or may have assisted in the commission of any such violation shall be guilty of a separate offense.	400

Permit Violation	<p>(b)Notice of violation. If the town manager or his designee determines that an applicant or other responsible person has failed to comply with the terms and conditions of a permit, an approved stormwater management plan or the provisions of this chapter, it shall issue a written notice of violation to such applicant or other responsible person. Where a person is engaged in activity covered by this chapter without having first secured a permit therefor, the notice of violation shall be served on the owner or the responsible person in charge of the activity being conducted on the site. The notice of violation shall contain:(1)The name and address of the owner or the applicant or the responsible person;(2)The address or other description of the site upon which the violation is occurring;(3)A statement specifying the nature of the violation;(4)A description of the remedial measures necessary to bring the action or inaction into compliance with the permit, the stormwater management plan or this chapter and the date for the completion of such remedial action;(5)A statement of the penalty or penalties that may be assessed against the person to whom the notice of violation is directed; and(6)A statement that the determination of violation may be appealed to the town manager or his designee by filing a written notice of appeal within 30 days after the notice of violation (except, that in the event the violation constitutes an immediate danger to public health or public safety, 24 hours' notice shall be sufficient).(c)Penalties. In the event the remedial measures described in the notice of violation have not been completed by the date set forth for such completion in the notice of violation, any one or more of the following actions or penalties may be taken or assessed against the person to whom the notice of violation was directed. Before taking any of the following actions or imposing any of the following penalties, the town manager or his designee shall first notify the applicant or other responsible person in writing of its intended action and shall provide a reasonable opportunity of not less than ten days (except, that in the event the violation constitutes an immediate danger to public health or public safety, 24 hours' notice shall be sufficient) to cure such violation. In the event the applicant or other responsible person fails to cure such violation after such notice and cure period, the town manager or his designee may take any one or more of the following actions or impose any one or more of the following penalties.(1)Stop work order. The town manager or his designee may issue a stop work order which shall be served on the applicant or other responsible person. The stop work order shall remain in effect until the applicant or other responsible person has taken the remedial measures set forth in the notice of violation or has otherwise cured the violation or violations described therein; provided the stop work order may be withdrawn or modified to enable the applicant or other responsible person to take the necessary remedial measures to cure such violation or violations.(2)Withhold certificate of occupancy. The town manager or his designee may refuse to issue a certificate of occupancy for the building or other improvements constructed or being constructed on the site until the applicant or other responsible person has taken the remedial measures set forth in the notice of violation or has otherwise cured the violations described therein.(3)Suspension, revocation or modification of permit. The town manager or his designee may suspend, revoke or modify the permit authorizing the development project. A suspended, revoked or modified permit may be reinstated after the applicant or other responsible person has taken the remedial measures set forth in the notice of violation or has otherwise cured the violations described therein; provided such permit may be reinstated (upon such conditions as the town manager or his designee may deem necessary) to enable the applicant or other responsible person to take the necessary remedial measures to cure such violations.(4)Civil penalties. In the event the applicant or other responsible person fails to take the remedial measures set forth in the notice of violation or otherwise fails to cure the violations described therein within ten days, or such greater period as the town manager or his designee shall deem appropriate (except, that in the event the violation constitutes an immediate danger to public health or public safety, 24 hours' notice shall be sufficient) after the town manager or his designee has taken one or more of the actions described above, the town manager or his designee may impose a penalty not to exceed \$1,000.00 (depending on the severity of the violation) for each day the violation remains unremedied after receipt of the notice of violation.(5)Criminal penalties. For intentional and flagrant violations of this chapter, the town manager or his designee may issue a citation to the applicant or other responsible person, requiring such person to appear in the town municipal court to answer charges for such violation. Upon conviction, such person shall be punished by a fine not to exceed \$1,000.00 or imprisonment or imprisonment for 60 days or both. Each act of violation and each day upon which any violation shall occur shall constitute a separate offense.</p>	175
Residential Freestanding Signs	<p>(a)Number, size and height of signs. Lots located in a residential zoning district shall be allowed no more than four freestanding signs not to exceed six square feet each sign. Signs shall not exceed four feet in height. Sign structures shall not exceed five feet in height. For purposes of determining the maximum height of signs and sign structures, the measurements shall be taken from the grade level of any adjacent street or the grade level of the lot, whichever is higher. Banners shall not be exempt from this section. The freestanding signs allowed in this section shall be temporary signs as that term is defined in this chapter. However, one of the four signs allowed in this section may be a permanent sign. No permit shall be required.(b)Subdivision signs. Notwithstanding anything herein to the contrary, the sign area of signs at the entrance of a subdivision shall be limited to 40 square feet and six feet in height. If used in conjunction with a wall, the wall shall not exceed five feet in height. The decorative facade, including post and/or columns, shall not exceed seven feet in height. No more than two signs shall be allowed to be placed at each entrance of a subdivision. Signs shall be placed on common property under the ownership of the home owners association (HOA) and shall not be allowed to be on private property. A permit shall be required.(c)Banners. Banners shall not be more than 24 square feet in size to be displayed not more than 30 days in a calendar year. No banner shall be mounted so as to extend above the horizontal plane of the roof where the building wall and roof meet and shall not extend more than four feet above grade when mounted on the ground. There shall be only one banner displayed at a time. No permit shall be required.(d)Multi-family parcels. For any multi-family residential property, the number of allowable freestanding signs shall not exceed eight signs not more than six square feet each. Such developments shall also be entitled to two permanent signs at the entrance to the development as regulated in subsection (b) of this section. The property owner shall be responsible for all signage posted on the property. Notwithstanding any provisions within this section to the contrary, signs within the DR-15 zoning district shall be regulated in the same manner as single-family residential zoning districts are regulated. For purposes of this chapter, a DR-15 zoning district shall not be considered to be a multifamily zoning district. A permit shall not be required.</p>	100
Freestanding Signs (Non-Residential)	<p>(a)Number, height and dimensions. Unless otherwise provided herein, each parcel is allowed one permanent freestanding sign, not to exceed six feet in height, ten feet in width and not more than 40 square feet in area.(b)Multiple businesses parcel. Each parcel containing multiple businesses shall be entitled to display one permanent freestanding sign. Individual business names are included in the total square footage. The maximum area of the sign shall not exceed seven feet in height, ten feet in width, and not more than 60 square feet in area.(c)Illumination; permit. Freestanding signs may be externally illuminated. A permit shall be required.(d)Drive-through signs. Signs as part of a drive-through facility, not visible or legible by the traveling public shall not be regulated by this chapter; however, no individual drive-through sign may exceed 40 square feet.(e)Temporary signage. Each parcel containing a single business shall be allowed not more than eight aggregate square feet of temporary signage. Each parcel containing multiple businesses shall be allowed not more than 12 aggregate square feet of temporary signage. No temporary sign shall be greater than four feet in height. A permit shall not be required. Sidewalk, sandwich, and A-frame signs may be used as the temporary signage as described in this section. The limitation on aggregate maximum square feet for temporary signage applies to sidewalk, sandwich, and A-frame signs. Sidewalk, sandwich, and A-frame signs may only be displayed during business hours.(f)Subdivision entrance/exit signs. Notwithstanding anything herein to the contrary, the area of signs at the entrance/exit of a subdivision shall be limited to 40 square feet and six feet in height. If used in conjunction with a wall, the wall shall not exceed five feet in height. The decorative facade, including posts and/or columns, shall not exceed seven feet in height. No more than two signs shall be allowed to be placed at each entrance of a subdivision. Signs shall be placed on common property under the ownership of the property owners association (POA) and shall not be allowed to be on private property. A permit shall be required.</p>	100
Unpermitted Banner (Non-Residential)	<p>Banners shall be allowed for a period not exceeding 21 days, with not more than four such 21-day periods being permitted per calendar year.</p>	100
Sign Violations	<p>(1)Size. Banners shall not be more than 32 square feet. A permit shall be required.(2)Height. No banner shall be mounted so as to extend above the horizontal plane of the roof where the building wall and roof meet or shall not extend more than five feet above grade when on the ground.</p> <p>(a)Illegal signs. No person shall erect on any premises owned or controlled by him/her any sign which does not comply with the provisions of this chapter.(b)Dangerous, defective condition. No person shall maintain or permit to be maintained on any premises owned or controlled by him any sign which is in a dangerous or defective condition. Any such sign shall be removed or repaired by the owner of the sign or the owner of the premises, or as otherwise provided for in this chapter.(c)Separate violations. Each sign installed, created, erected, or maintained in violation of this chapter shall be considered a separate violation when applying the penalty portions herein.(d)Public nuisance. Any violation of this chapter is hereby declared to be a public nuisance.(e)Misdemeanor. In case any sign or other device covered by this chapter is, or is proposed to be, erected, constructed, altered, converted or used in violation of any provision of this chapter, the town manager shall cause a citation to issue. Additionally, the town may seek an injunction for a continuing violation or take other appropriate action to prevent such unlawful erection, construction, alteration, conversion, or use to correct or abate such violation.</p>	100

		The following signs shall be prohibited under this chapter. Such signs include, but are not limited to:	
111.5	Prohibited Signs and Devices	(1)Animated or flashing signs;(2)Rotating, animated signs, or any sign which requires either natural or artificial wind current or energy for motion or gives the appearance of movement;(3)Portable or trailer display signs when not attached to a motor vehicle;(4)Signs on courtesy benches, trash cans, and similar devices on which advertising is displayed;(5)Search lights, beacons, or similar devices;(6)Roof signs;(7)Pennants, streamers;(8)Attention-getting devices, including but not limited to balloons (including all inflatable air signs) and lights, shall not be used to attract attention to any sign or business. This includes neon tubing or bare bulb lights encircling a window or outlining the structure;(9)Signs or other advertising structures that contain obscene or indecent material.a.Material is obscene if either, or both, of the following apply:1.To the average person, applying contemporary community standards, taken as a whole, it predominantly appeals to the prurient interest, that is, a shameful or morbid interest in nudity, sex, or excretion; or2.The material depicts or describes, in a patently offensive way, sexual conduct specifically defined as follows:(i)Acts of sexual intercourse, heterosexual or homosexual, normal or perverted, actual or simulated;(ii)Acts of masturbation;(iii)Acts involving excretory functions or lewd exhibition of the genitals;(iv)Acts of bestiality or the fondling of sex organs of animals; or(v)Sexual acts of flagellation, torture, or other violence indicating a sadomasochistic sexual relationship.b.Material is indecent if the sign depicts the following portions of human anatomy:1.Any portion of the female breast below the top of the areola;2.Any portion of the male or female pubic hair, anus, cleft of the buttocks, vulva and genitals;(10)No lettering, logos or other graphics are allowed on any awning, canopy (including a gasoline canopy), marquee, umbrella or other similar devices;(11)Kiosks;(12)Changeable copy signs;(13)All signs attached to light poles, power poles or trees (when in the right-of-way);(14)Any privately-owned sign located within or partially within a road right-of-way;(15)Billboards; and(16)Murals.	100
111.5.9	Sign (obscene)	(9)Signs or other advertising structures that contain obscene or indecent material.a.Material is obscene if either, or both, of the following apply:1.To the average person, applying contemporary community standards, taken as a whole, it predominantly appeals to the prurient interest, that is, a shameful or morbid interest in nudity, sex, or excretion; or2.The material depicts or describes, in a patently offensive way, sexual conduct specifically defined as follows:(i)Acts of sexual intercourse, heterosexual or homosexual, normal or perverted, actual or simulated;(ii)Acts of masturbation;(iii)Acts involving excretory functions or lewd exhibition of the genitals;(iv)Acts of bestiality or the fondling of sex organs of animals; or(v)Sexual acts of flagellation, torture, or other violence indicating a sadomasochistic sexual relationship. b.Material is indecent if the sign depicts the following portions of human anatomy:1.Any portion of the female breast below the top of the areola;2.Any portion of the male or female pubic hair, anus, cleft of the buttocks, vulva and genitals;	500
111.77	Sign Location	(a)Obstructions to doors, windows, or fire escapes. No sign shall be erected, relocated or maintained so as to prevent free ingress or egress from any door, window, or fire escape.(b)Signs not to constitute traffic hazard. No sign or part thereof, except authorized traffic signs, shall be located in any state, county or town right-of-way. No sign may be located any closer than 20 feet from an intersection as measured from the intersection of the two rights-of-way.	145
113.163	Recreational Vehicle Parking	Camping trailers, recreational vehicles, travel trailers, camper pick-up coaches, motorized homes, boat trailers and boats shall not be parked on any residentially-zoned or AR lot that has not been improved with a dwelling nor any non-residential lot that has been not been improved with a principal building except in conjunction with the construction of a dwelling or principal building for which a building permit has been issued. Application for a permit for the parking of such recreational vehicles shall be made to the zoning administrator. Such permit shall be issued for a period not to exceed six months and shall not be renewable when associated with the construction of a dwelling. This provision shall not be interpreted as precluding the parking of such recreational vehicles for a period not to exceed 14 days. When parked in conjunction with a dwelling or principal building, the recreation vehicle must meet all applicable setbacks, shall not be parked in the front yard, nor on the street adjacent to the lot, and shall be parked on an improved surface.	175
113.164	Screening Violation	All service areas for non-residential uses shall be established so as not to infringe upon any yard requirement and shall be visually screened from adjacent residential properties.	100
113.166	Exterior Storage (non-residential)	Exterior storage (but not including the parking of vehicles for sale or lease) shall not be permitted in the front yard of any non-residential zoning district and shall be permitted in only the industrial (M-1, M-2) zoning districts and the educational-institutional (E-I) zoning district. Exterior storage located in the educational-institutional (E-I) zoning district shall be screened or fenced or located in a receptacle not to exceed 65 square feet.	200
113.211	Parking in Restricted Area	(g)Use of area. No parking area may be used for the sale, repair, dismantling, servicing or long-term storage of any vehicles or equipment unless such activity is allowed in the zoning district in which the parking area is located.(h)Location and surface of parking areas. The parking of any vehicle on any lot in any zoning district on other than a surface treated and hardened to accommodate the vehicle is prohibited. In addition, parking of vehicles in the front yard or in front of the principal building line in a residential zoning district shall be prohibited except on a hard-surfaced driveway or in a carport or garage.(i)Parking of business vehicles. In any residential or multi-family zoning district, no prohibited business vehicle or school bus used for transporting students to either public or private schools shall be allowed to park on parcels so zoned or on streets abutting such parcels except during daylight hours and only for the purpose of making deliveries, pickups and providing services. A prohibited business vehicle is defined as a vehicle with a gross vehicle weight rating (GVWR) in excess of 26,000 pounds, or a vehicle with more than two axles, or a vehicle designed to transport at least 15 passengers (including the driver). Business vehicles with a GVWR of less than 26,000 pounds, or less than three axles, or those designed to carry less than 15 passengers (including the driver) shall not be parked on streets abutting such parcels. This provision shall not be construed as restricting in any way the normal business vehicle activity associated with development and construction.	175

Day Care Services Violation	(26)Day care services; home occupation (all residential zoning districts). Home occupation day care services may be established and operated in the town in accordance with the guidelines and procedures set forth below:a.Guidelines:1.A home occupation day care service means a private residence operated by any person who receives pay for the supervision and care for fewer than 24 hours per day, without transfer of legal custody, not more than six children simultaneously, who are under 18 years of age, who are not related to such person and whose parents or guardians are not residents in the same private residence;2.Not more than 25 percent of a residence may be used for a home occupation day care service and an outdoor play area may be provided;3.No home occupation day care service may be established and operated in the town until a permit to do so has been obtained in accordance with the procedures set forth below;4.Must comply with all current state regulations for day care services;b.Procedures:1.Permit application. Persons seeking to operate a home occupation day care service in the town must file a permit application with the town clerk. Each application shall also be accompanied by the applicant's affidavit certifying the maximum number of children that will be served simultaneously and that the proposed home occupation day care service will meet and be operated in accordance with all applicable state laws and regulations with all ordinances and regulations of the town;2.Decision on application. Within 30 days of the date the permit application is filed with the town clerk, the town council shall either approve or disapprove the application for a permit to be issued. An application shall be approved only upon a determination by the town council that the home occupation day care service proposed by the applicant will be operated in compliance with all state regulations, this section and the fire and safety codes of the county; will not constitute too great a concentration of such home occupations as to adversely impact a neighborhood; and that all other requirements of this section have been met; and3.Issuance of permits. Each permit shall become effective on the date it is issued by the town.	145
113.190.26		
113.190.34	Storage	34)There shall be no exterior storage of equipment, materials or construction vehicles in any district other than the M-2 zoning district. Any outdoor storage must be placed on an impervious surface.
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