

**AMENDMENT NO. 2013-02**

**AN AMENDMENT TO THE CHEROKEE VILLAGE ZONING CODE ORDINANCE 99-2 AND FOR OTHER PURPOSES.**

**BE IT ORDAINED** by the Cherokee Village City Council that the Cherokee Village Zoning Code adopted by Ordinance 99-2 on February 15, 1999, be amended as follows:

**SECTION 1. TITLE**

This code shall be known, cited and referred to as: The Cherokee Village DISTRICT CP-1 LOCAL BUSINESS DISTRICT AND DISTRICT CP-2 GENERAL BUSINESS DISTRICT.

**SECTION 2. DISTRICT CP-1 LOCAL BUSINESS DISTRICT**

**B. PERFORMANCE STANDARDS.** The following standards shall not be exceeded by any use in this district.

1. No merchandise or equipment shall be stored or displayed outside a building;
2. All products shall be sold and all services rendered inside a building except that banks, savings and loan establishments and government building may have drive-through and walk-up service.
3. No noise, smoke, radiation, vibration or concussion, heat or glare shall be produced that is perceptible outside a building and no dust, fly ash or gas that is toxic, caustic or obviously injurious to humans or property shall be produced.

**SECTION 3. DISTRICT CP-2 GENERAL BUSINESS DISTRICT**

**B. PERFORMANCE STANDARDS**

1. Drive-through or drive-in services may be provided.
2. No noise, smoke, radiation, vibration or concussion, heat or glare shall be produced that is perceptible outside a building and no dust, fly ash or gas that is toxic, caustic or obviously injurious to humans or property shall be produced.
3. Automobiles and trucks for sale may be stored or displayed outside a building but not within fifty feet of a street line. Other merchandise which may appropriately be displayed or stored outside a building shall be kept off the public sidewalks and streets, and shall not reduce the capacity of a parking lot below that required by this Code. The sale outside a building of merchandise that is not a part of the normal stock-in-trade of the principal business on the premises is not allowed unless a land use permit has been issued by the Building Official as set out in Sec. 25. Due consideration shall be given to public safety, possible adverse effects on neighboring property and the level of maintenance and appearance that can be assured. Violation of the terms and conditions of the permit shall be cause for revocation.

**SECTION 4. BE IT FURTHER ORDAINED** that:

The Zoning Codes may be amended and/or changed as necessary by the Planning & Zoning Commission and presented to the City Council for approval.

PASSED AND APPROVED BY THE CHEROKEE VILLAGE CITY COUNCIL.

DATED: 1/24/2013

APPROVED: Lloyd Hefley  
Lloyd Hefley, Mayor

ATTEST: Lana Hamilton  
Lana Hamilton, Clerk/Treasurer