

**AN ORDINANCE TO AMEND THE CODE OF THE COUNTY OF DINWIDDIE, 1985,
AS AMENDED, BY AMENDING CHAPTER 22, ZONING:**

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REQUIREMENTS FOR ALLOWED SIGNS**

BE IT RECOMMENDED to the Board of Supervisors of Dinwiddie County, Virginia:

(1) That the Code of the County of Dinwiddie, 1985, as amended, is amended and re-enacted by inserting the following language shown underlined and deleting the following language shown in strikethrough:

Sec. 22-1. - Definitions

For the purposes of this chapter, the following words and phrases shall have the meanings respectively ascribed to them by this section:

Abattoir: A commercial slaughterhouse.

Accessory use or structure: A use or structure that is clearly incidental to the principal use of the land or the main structure. In R-1, R-1A, or R-2 districts an accessory structure may not be more than 50 percent of the size of the main structure and must adhere to any other applicable conditions in this chapter. An accessory structure shall be considered as attached to a principal structure when the distance between two buildings is ten feet or less and covered by a roof that is similarly constructed as the roof of the principal structure and accessory structure.

Acre, gross: The area available for development before acreage is dedicated for such things as roads, open spaces and other public uses.

Acreage: A parcel of land, regardless of area, described by metes and bounds which is not a numbered lot on any recorded subdivision plat.

Administrator: The official charged with the enforcement of this chapter. He may be any appointed or elected official who is, by formal resolution, designated to the position by the governing body. He may serve with or without compensation as determined by the board of supervisors.

Agriculture: The tilling of the soil, the raising of crops, horticulture, forestry and gardening, including the keeping of animals and fowls, and including any agricultural industry or business, such as fruit packing plants, dairies or similar uses.

Agritourism activity: Has the meaning ascribed to it in section 22-262.2 herein.

Alteration: Any change in the total floor area, use, adaptability or external appearance of an existing structure.

Animal control facility: A facility for impoundment, observation and disposal of animals.

Apartment house: A building used or intended to be used at the residence of three or more families living independently of each other.

Automobile graveyard: Any lot or place which is exposed to the weather upon which more than five motor vehicles of any kind, incapable of being operated, are placed.

Cross reference— Automobile graveyards, Ch. 5.

Automobile self-service station: Any place of business having pumps and storage tanks at which fuels and oils for motor vehicles other than tractor-trailers are dispensed, sold or offered for sale at retail, and where dispensing is performed by the customer or an employee, but automotive repair is not performed. Automobile self-service stations shall not include automobile service stations or public garages.

Automobile service station: An establishment where gasoline, diesel oil and/or fuel for internal combustion engines is supplied and dispensed at retail and where, in addition, the following services may be rendered and sales made, and no other: sale and service of spark plugs, batteries and/or distributors and ignition system parts; sale, servicing and repair of tires, but not recapping or regrooving; replacement of mufflers, tail pipes, water hoses, fan belts, brake fluid, light bulbs, windshield wipers and blades, grease retainers, wheel bearings and the like; radiator cleaning, flushing and fluid replacement; washing and polishing supplies; greasing and lubrication; provision and repair of fuel pumps or fuel injectors, oil pumps and lines; minor adjustment and repair of carburetors; adjustment and repair of brakes; emergency repair of wiring; minor motor adjustments not involving removal of the head or crankcase; sale of beverages, packaged foods, tobacco products and similar convenience goods for customers, as accessory and incidental to the principal operations; provision of road maps and other travel information to customers; provision of restroom facilities; and state motor vehicle inspections.

A service station is not a public garage or a body shop. Uses permissible at a service station do not include major mechanical and body work, straightening of body parts, painting, welding, storage of automobiles or trucks not in operating condition or other operations involving noise, glare, smoke, fumes or other characteristics to an extent greater than normally found in service stations.

Basement: A story having part but not more than one-half of its height below grade. A basement shall be counted as a story for the purpose of height regulations, if it is used for business purposes, or for dwelling purposes by other than a janitor employed on the premises.

Bed and breakfast: An establishment based in an existing or rehabilitated residential structure whose purpose is to provide rooms and meals for temporary guests, meals possibly for patrons who would not be guests at the inn, and possibly a residence at the inn for the owner.

Boardinghouse: A building where, for compensation, lodging and meals are provided for at least five and up to 14 persons.

Building: Any structure having a roof supported by columns or walls, for the housing or enclosure of persons, animals or chattels.

Building, accessory: A subordinate structure customarily incidental to and located upon the same lot occupied by the main structure. No such accessory structure shall be used for housekeeping purposes.

Building, height of: The vertical distance measured from the level of the curb or the established curb grade opposite the middle of the front of the structure to the highest point of the roof, if a flat roof; to the deck line of a mansard roof; or to the mean height level between the eaves and ridge of a gable, hip or gambrel roof. For buildings set back from the street line, the height shall be measured from the average elevation of the ground surface along the front of the building.

Building, main: The principal structure or one of the principal buildings on a lot, or the building or one of the principal buildings housing the principal use on the lot.

Campground shall mean and include, but not be limited to, tourist camps, travel trailer camps, recreation camps, family campgrounds, camping resorts, camping communities or any other area, place, parcel or tract of land, by whatever name called, on which three or more campsites are occupied or intended for occupancy, or facilities are established or maintained, wholly or in part, for the accommodation of camping units for periods of overnight or longer, whether the use of the

campsites and/or facilities is granted gratuitously, by a rental fee, by lease, by conditional sale or by covenants, restrictions and easements. This definition is not intended to include summer camps, and migrant labor camps as defined in §§ 35-43 and 32-415, Code of Virginia, 1950, as amended, construction camps, permanent mobile home parks, or storage areas for unoccupied camping units.

Cellar: A story having more than one-half of its height below grade and which may be occupied for dwelling purposes.

Cemetery: A place where human dead and/or human remains are interred whether above or below ground and whether or not in burial plots or a mausoleum.

Cemetery, pet (limited): A place where animal dead and/or remains are interred whether above or below ground and whether or not in a burial plot or a mausoleum. If cremation is performed on site, only one cremation unit shall be permitted, and said unit shall not be capable of exceeding 200 pounds of animal dead at one time.

Civic association: A league or organization operated for the promotion of social welfare. "Civic association" includes but is not limited to hunt clubs, lodges, and ruritans.

Commission: The planning commission of the county.

Cross reference— Planning commission, § 2-40 et seq.

Communication station: A building or structure used to house equipment and/or employees associated with the operation of a communications tower.

Companion bird: Is any bird, excluding domestic fowl, kept for companionship and enjoyment and not raised for food or fiber; used for livestock, laboratory, or working purposes; or kept as sporting birds for economic reasons. Birds which may qualify as companion birds include, but are not limited to, African greys, amazons, budgies, canaries, cockatiels, cockatoos, finches, lories/lorikeets, lovebirds, macaws, parakeets, parrots, and pigeons.

Concession stand, lake boat: Any boat from which, for compensation, food and/or beverages are dispensed for consumption off-premises.

Conditional zoning: The reclassification of land from one zoning district to another with reasonable conditions governing the use of such land, such conditions being in addition to the regulations provided for in the particular zoning district sought.

Dairy: A commercial establishment for the manufacture and sale of dairy products.

Day care center: Any facility, other than a family day care, operated for the purpose of providing care, protection and guidance to a group of six or more individuals separated from their parents or guardians during a part of the day, only.

District: Districts as referred to in § 15.1-486 of the Code of Virginia, 1950, as amended.

Domestic fowl: Is any bird of the order Galliformes, including but not limited to chickens, turkeys, pheasant, partridges and quail; birds which are hunted or kept for food and also waterfowl of the order Anseriformes such as ducks, geese and swans.

Dump heap (trash pile): Any area of 100 square feet or more lying within 1,000 feet of a state highway, a residence, a dairy barn or food handling establishment where trash, garbage or other waste or scrap material is dumped or deposited without being covered by a sanitary fill.

Dwelling: Any structure which is designed for use for residential purposes, except hotels, boardinghouses, lodgings, tourist cabins, apartments and automobile trailers.

Dwelling, multiple-family: A structure arranged or designed to be occupied by more than one family and containing two or more dwelling units.

Dwelling, single-family: A structure, arranged or designed to be occupied by only one family, the structure having only one dwelling unit.

Dwelling, two-family: A structure arranged or designed to be occupied by two families, the structure having only two dwelling units.

Dwelling unit: One or more rooms in a dwelling designed for living or sleeping purposes, and having at least one kitchen.

Educational retreat center: A building/complex of buildings and/or structure(s) that house an administrative office, temporary living quarters, dining facilities which provide cultural, recreational and educational programs on a short-term basis for small groups of people.

Family: One or more persons related by blood, marriage and/or adoption occupying a premises and living in a single-dwelling unit, as distinguished from an unrelated group occupying a boarding house, lodging house, tourist home or hotel. The term "family" shall also include unrelated persons occupying a single unit so long as the number of such persons does not exceed four.

Family day care: A dwelling unit in which the provider resides that is used to provide care for no more than six children exclusive of the provider's children and children who reside in the home for a portion of the 24-hour day, only.

Family day care, large: A dwelling unit in which the provider resides that is used to provide care for one through 12 children under the age of 13 exclusive of the provider's own children and any children who reside in the home when at least one child receives care for compensation. The family day care, large, must be licensed by the Virginia Department of Social Services and be bound by all applicable rules and regulations.

Farm operation manufactured home: A manufactured home, situated on a farm and occupied as a residence by an employee of a farm, not the owner of the farm, and that employee's immediate family.

Flea market: The sale of new or used articles (such as furniture, tools, or clothing) held at any location other than a private residence, usually outdoors. For purposes of this chapter, the term "flea market" shall not include a wayside stand, roadside stand, or wayside market, as such terms are defined herein.

Foundations, permanent: A foundation that meets one of the following:

- (a) Masonry piers and anchoring systems, specified by the manufacturer of the home in the installation instructions, and required and approved in accordance with the Federal Manufactured Housing Construction and Safety Standards;
- (b) Concrete foundations or permanent wood foundation systems constructed in compliance with ASNI A225.1, Manufactured Home Installation Standards;

- (c) Foundations meeting the requirements of the U.S. Department of Housing and Urban Development Handbook 4930.3, Permanent Foundations Guide for Manufactured Housing;
- (d) Foundation systems for manufactured homes over basements; and
- (e) Any other foundation system approved as a permanent foundation by the authority having jurisdiction as outlined in section 107.1 of the USBC.

Frontage: The minimum width of a lot measured from one side lot line to the other along a straight line on which no point shall be farther away from the street upon which the lot fronts than the building setback line as defined and required herein.

Garage, private: An accessory building designed or used for the storage of not more than three automobiles owned and used by the occupants of the building to which it is accessory. On a lot occupied by a multiple-unit dwelling, the private garage may be designed and used for the storage of one and one-half as many automobiles as there are dwelling units.

Garage, public: Any building or portion thereof, open to the public, designed or used for equipping, servicing, repairing, hiring, storing or parking motor driven vehicles. The term "repairing" shall include tire recapping, or body, major engine and transmission repairs, but shall not include dismantling or storing inoperative vehicles except as provided herein:

- (a) Five inoperative motor vehicles per bay with a limitation of a maximum of 15 inoperative motor vehicles regardless of the number of bays in excess of three bays shall be permitted if screened from public view on all sides by an eight foot or taller privacy fence, evergreen vegetation or combination thereof; and
- (b) No inoperative vehicle shall remain on the premises in excess of 60 days. If, through no fault of the garage operator, the inoperative motor vehicle must remain on the premises longer than 60 days (i.e., awaiting insurance claim disposition, etc.), the county code administrator shall be advised of the situation by the garage operator but, in no case, shall the vehicle remain on the premises longer than 120 days.

General store, country: A single store, the ground floor area of which is 4,000 square feet or less and which offers for sale, primarily, most of the following articles: Bread, milk, cheese, canned and bottled foods and drinks, tobacco products, candy, papers and magazines and general hardware articles. Gasoline may also be offered for sale, but only as a secondary activity of a country general store.

Golf course: Any golf course, publicly or privately owned, on which the game of golf is played, including accessory uses and building customary thereto, but excluding golf driving ranges as defined herein.

Golf driving range: A limited area on which golf players do not walk, but onto which they drive golf balls from a central driving tee.

Governing body: The board of supervisors of the county.

Group home, large: A residential facility in which nine or more individuals (i) with mental illness, mental retardation, or developmental disabilities reside, with one or more resident or nonresident staff persons or (ii) who are aged, infirm or disabled reside, with one or more resident counselors or other staff persons. For the purposes of this definition, mental illness and/or

developmental disability shall not include current illegal use of or addiction to a controlled substance as defined in Code of Virginia, § 54.1-3401. Also for purposes of this definition, "*residential facility*" means any group home or other residential facility for which the Department of Behavioral Health and Developmental Services or the Department of Social Services is the licensing authority pursuant to the Code of Virginia.

Group home, small: A residential facility in which no more than eight individuals (i) with mental illness, mental retardation, or developmental disabilities reside, with one or more resident or nonresident staff persons or (ii) who are aged, infirm or disabled reside, with one or more resident counselors or other staff persons. For the purposes of this definition, mental illness and/or developmental disability shall not include current illegal use of or addiction to a controlled substance as defined in Code of Virginia, § 54.1-3401. Also for purposes of this definition, "*residential facility*" means any group home or other residential facility for which the Department of Behavioral Health and Developmental Services or the Department of Social Services is the licensing authority pursuant to the Code of Virginia.

Guest house: Living quarters within a detached accessory structure located on the same premises with the main building subject to the following restrictions:

- (a) Only a temporary guest(s) of the principal residence shall use the guest house;
- (b) A temporary guest shall stay no longer than three months within any twelve-month period;
- (c) Guest house may not be rented, operated for gain, or otherwise used as a separate building;
- (d) The floor area of any guest house shall not exceed 50 percent of the finished, heated floor area of the principal residence or 1,000 square feet of floor space, whichever is less; and
- (e) The guest house must be of frame construction, built to the Virginia Uniform Statewide Building Code and built upon a cinder block/brick perimeter foundation.

Guest room: A room which is intended, arranged or designed to be occupied, or which is occupied, by one or more guests paying direct or indirect compensation therefor, but in which no provision is made for cooking. Dormitories are excluded.

Historical area: As defined on the zoning map in which the provisions of this chapter apply for protection of a historical heritage.

Hog farm: A farm or establishment upon which hogs are placed, kept, produced, raised or bred for sale.

Home garden: A garden in a residential district for the production of vegetables, fruits and flowers generally for use or consumption by the occupants of the premises.

Home occupation: An accessory use of a dwelling unit and/or an accessory structure for gainful employment involving the production, provision, or sale of goods and/or services, which is clearly incidental to or secondary to the residential use of a parcel. Home occupations must be conducted in accordance with all applicable federal, state and local statutes and regulatory requirements, including but not limited to section 22-245 herein.

Home occupation, type I: A lower intensity home occupation suitable for more densely occupied residential areas.

Home occupation, type II: A higher intensity home occupation suitable for agricultural and rural areas of the county.

Hospital : Any facility (1) owned or operated by an agency of the United States Government, (2) owned and operated by an agency of the Commonwealth of Virginia, or (3) licensed pursuant to Article 1, Chapter 5, Title 32.1 of the Code of Virginia and in which the primary function is the provision of diagnosis, of treatment, and of medical and nursing services, surgical or nonsurgical, for two or more nonrelated individuals, including hospitals known by varying nomenclature or designation such as sanatoriums, sanitariums and general, acute, rehabilitation, chronic disease, short-term, long-term, outpatient surgical, and inpatient or outpatient maternity hospitals.

Hotel: A building designed or occupied as the more or less temporary abiding place for 14 or more individuals who are, for compensation, lodged, with or without meals, and in which provision is not generally made for cooking in individual rooms or suites.

In-law suite. Living quarters within the main dwelling functioning as a separate living unit and containing all rooms necessary to be self-contained subject to the following restrictions:

- (a) Only as in-law(s) of the dwelling owner and the in-law's family may occupy the suite;
- (b) The owner and or spouse must occupy the main dwelling during the entire time frame in which the in-law is residing in the suite;
- (c) The in-law suite may not be rented or operated for gain or otherwise used for commercial purpose;
- (d) The floor area of the in-law suite shall not exceed 50 percent of the finished, heated floor area of the principal residence or 1,000 square feet of floor space, whichever is less; and
- (e) The addition of the in-law suite shall be such that the exterior will be compatible in architectural style, material and color with the main dwelling and, as such, will give the appearance of a single-family dwelling unit.

Junk yard: The use of any area of land lying within 100 feet of a state highway or the use of more than 200 square feet of land area in any location for the storage, keeping or abandonment of junk, including scrap metals or other scrap materials. The term "junk yard" shall include the term "automobile graveyard" as defined in § 33.1-348 of the Code of Virginia, 1950, as amended.

Kennel, commercial means a facility and/or parcel of land where dogs are kept for boarding, breeding, care, grooming, sale or other purposes for commercial gain.

Kennel, private: means a facility and/or parcel of land where more than six dogs, more than four months old, are kept for private use.

Laydown yard: A parcel of land containing no less than five acres which will be used for the temporary storage of manufactured finished products consisting of lumber, steel, concrete or plastic products and will be bounded by the following:

- (a) Products stored, shall not exceed a height of 15 feet;
- (b) Products shall not be stored within 200 feet of a state maintained road;
- (c) Products shall not be stored within 25 feet of an adjacent property line;
- (d) Products must be properly screened from public view; and

(e) No manufacturing, assembling or disassembling of materials shall occur on premises.

Livestock market: A commercial establishment wherein livestock is collected for sale and auctioned off.

Lot: A parcel of land occupied or to be occupied by a main structure or group of main structures and accessory structures, together with such yards, open spaces, lot width and lot areas as are required by this chapter, and having frontage upon a street, either shown on a plat of record or considered as a unit of property and described by metes and bounds.

Lot, corner: A lot abutting on two or more streets at their intersection. Of two sides of a corner lot, the front shall be deemed to be the shortest of the two sides fronting on streets.

Lot, depth of: The average horizontal distance between the front and rear lot lines.

Lot, double frontage: An interior lot having frontage on two streets.

Lot, interior: Any lot other than a corner lot.

Lot of record: A lot which has been recorded in the clerk's office of the circuit court.

Lot, width of: The average horizontal distance between side lot lines.

Manufacture; manufacturing: The processing or converting of raw, unfinished materials or products, or either of them, into articles or substances of different character, or for use for a different purpose.

Manufactured home: A structure subject to federal regulations, which is transportable in one or more sections; is eight body feet or more in width and 40 body feet or more in length in the traveling mode, or is 320 or more square feet when erected onsite; is built on a permanent chassis, is designed to be used as a single-family dwelling, with or without a permanent foundation, when connected to the required utilities; and includes the plumbing, heating, air conditioning, and electrical systems contained in the structure.

Manufactured home, double-wide: A manufactured home that is 19 feet or more in width.

Manufactured home park or subdivision: Any area of 15 acres or more designed to accommodate 50 or more manufactured homes intended for residential use where residence is in manufactured or exclusively.

Manufactured home, single-wide: A manufactured home that is less than 19 [feet] in width.

Mobile home: A structure subject to federal regulations, which is transportable in one or more sections; is eight body feet or more in width and 40 body feet or more in length in the traveling mode, or is 320 or more square feet when erected onsite; is built on a permanent chassis, is designed to be used as a single-family dwelling, with or without a permanent foundation, when connected to the required utilities; and includes the plumbing, heating, air conditioning, and electrical systems contained in the structure.

Nonconforming activity: The otherwise legal use of a building or structure or of a tract of land that does not conform to the use regulations of this chapter for the district in which it is located, either at the effective date of the ordinance from which this chapter derives [September 1, 1964] or as a result of subsequent amendments to such ordinance or this chapter.

Nonconforming lot: An otherwise legally platted lot that does not conform to the minimum area or width requirements of this chapter for the district in which it is located either at the effective

date of the ordinance from which this chapter derives [September 1, 1964] or as a result of subsequent amendments to such ordinance or this chapter.

Nonconforming structure: An otherwise legal building or structure that does not conform with the lot area, yard, height, lot coverage or other area regulations of this chapter, or is designed or intended for a use that does not conform to the use regulations of this chapter for the district in which it is located, either at the effective date of the ordinance from which this chapter derives [September 1, 1964] or as a result of subsequent amendments to such ordinance or this chapter.

Off-street parking area: An all-weather surfaced area provided for vehicular parking outside the dedicated street right-of-way having an area of not less than 180 square feet, exclusive of driveways, permanently reserved for the temporary storage of one automobile and connected with a street or alley by an all-weather surfaced driveway which affords satisfactory ingress and egress for automobiles.

Outdoor recreation facility: A more intensive range of uses conducted in the open or in partially enclosed or screened facilities and typically require improvements. Typical uses include, but are not limited to, driving ranges, miniature golf courses, motorized cart tracks, paintball facilities, sports arenas, animal racing, equestrian facilities, hunting/training preserves and outdoor amusement parks.

Pen: A small enclosure used for the concentrated confinement and housing of animals or poultry; a place for feeding and fattening animals; a coop. Enclosed pasture or range with an area in excess of 100 square feet for each hog or small animal or 200 square feet for each larger animal shall not be regarded as a pen.

Permitted waste: Solid waste originating in the county and which includes the following categories of solid waste: sludge, food processing waste, garbage, household waste, ash residue, bottom ash, clean fill, stabilized sludge, sewage sludge, residue, industrial waste, residuals, yard waste, construction and demolition debris, refuse, commercial waste, recyclables, waste tires, ashes and food chain crops, each as defined under U.S. Environmental Protection Agency Regulation section 360-1.2.

Public water and sewer systems: A water or sewer system owned and operated by a municipality or county, or owned and operated by a private individual or a corporation approved by the board of supervisors and properly licensed by the state corporation commission, and subject to special regulations as herein set forth.

Required open space: Any space required in any front, side or rear yard.

Restaurant: Any building in which, for compensation, food or beverages are dispensed for consumption on the premises, including, among other establishments, cafes, tearooms, confectionery shops or refreshment stands.

Retail stores and shops: Buildings for display and sale of merchandise at retail or for the rendering of personal services (but specifically exclusive of coal, wood and lumber yards), such as the following, which will serve as illustration: Drugstore, newsstand, food store, candy shop, milk dispensary, drygoods and notions store, antique store and gift shop, hardware store, household appliance store, furniture store, florist, optician, music and radio store, tailor shop, barbershop and beauty shop.

Sawmill, permanent and planing mill: A sawmill or planing mill lying at least 500 feet from a state highway for the processing of timber.

Sawmill, portable: A portable sawmill located on private property lying at least 500 feet from a state highway for the processing of timber.

Setback: The minimum distance by which any building or structure must be separated from the front lot line.

~~*Sign:* Any display of any letters, words, numerals, figures, devices, emblems or pictures, or any parts or combinations thereof, by any means whereby the same are made visible for the purpose of making anything known, whether such display be made on, attached to or as a part of a structure, surface or any other thing, including, but not limited to, the ground, any rock, tree or other natural object, which display is visible beyond the boundaries of the parcel of land on which the same is made. A display of less than one square foot in area is excluded from this definition.~~

Sign: Any writing, letterwork or numeral, pictorial presentation, illustration or decoration, emblem, device, symbol or trademark, commercial flag, banner, or permanent sculpture, or any other device, figure, or similar character, other than in a business window which (a) is used to announce, direct attention to, identify, advertise, or otherwise make known; and, (b) is visible from a public right-of-way or from adjoining property.

Sign, business: A sign which directs attention to a product, commodity or service available on the premises.

~~*Sign, directional:* A directional sign is one (one end of which may be pointed, or on which an arrow may be painted, indicating the direction to which attention is called) four square feet or less in area, giving the name only of the farm or business responsible for the erection of same.~~

~~*Sign, general advertising:* A sign which directs attention to a product, commodity or service not necessarily available on the premises.~~

~~*Sign, location:* A sign which directs attention to the approximate location of an establishment from which the advertised product may be obtained.~~

~~*Sign structure:* Includes the supports, uprights, bracing and framework of any structure, be it single faced, double faced, V-type or otherwise, exhibiting a sign.~~

~~*Sign, temporary:* A sign applying to a seasonal or other brief activity such as, but not limited to, summer camps, horse shows, auctions or sale of land. Temporary signs shall conform in size and type to directional signs.~~

Solid waste disposal facility: A co-composting facility, a material recovery facility and landfill facility, and accessory structures, including, but not limited to, facilities for biomethanization reclamation for electrical power generation and for the disposal of permitted waste as properly licensed or permitted by the appropriate commonwealth or federal agencies or department.

Special exception: A special use, that is a use not permitted in a particular district except by a conditional (special) use permit granted under the provisions of section 22-22.

Store: See Retail stores and shops.

Story: That portion of a building, other than the basement, included between the surface of any floor and the surface of the floor next above it. If there be no floor above it, the space between the floor and the ceiling next above it.

Story, half: A space under a sloping roof, which has the line of intersection of roof decking and wall face not more than three feet above the top floor level, and in which space not more than two-thirds of the floor area is finished off for use.

Street line: The dividing line between a street or road right-of-way and the contiguous property.

Street; road: A public thoroughfare which affords principal means of access to abutting property.

Structure: Anything constructed or erected, the use of which requires permanent location on the ground, or attachment to something having a permanent location on the ground. This includes, among other things, dwellings, buildings, signs, etc.

Tourist court, auto court, motel, autel, cabins or motor lodge: One or more buildings containing individual sleeping rooms, designed for or used temporarily by automobile tourists or transients, with garage or parking space conveniently located to each unit. Cooking facilities may be provided for each unit.

Tourist home: A dwelling where only lodging is provided for compensation for up to 14 persons (in contradistinction to hotels and boardinghouses) and open to transients.

Tractor-trailer: A truck with a cab and no body equipped with a coupling device, which may pull trailers, tankers or semi-trailers. The term "tractor-trailer" shall include, but not be limited to, "tractor truck" and "semi-trailer."

Tractor-trailer service station: Any establishment having pumps and storage tanks at which fuels and oils for tractor-trailers are dispensed or sold at retail and which enhances maneuverability and fueling of tractor-trailers by the contouring of curbs and aprons and the placement and design of fuel pumps, islands or other design features that accommodate tractor-trailers. A tractor-trailer service station shall have the capability to fuel three or more tractor-trailers at the same time. The facility may also have provisions for, but not be limited to, the following: tractor-trailer parking; automobile fueling; repair and maintenance of automobiles or tractor-trailers; sleeping accommodations; sanitation facilities; sale of parts and accessories for automobiles or tractor-trailers; or a restaurant.

Travel trailer: A mobile unit less than 29 feet in length and less than 4,500 pounds in weight which is designed for human habitation.

Truck terminal: A storage facility for the unloading, transferring and storage of goods and materials being transported by truck. A truck terminal may include facilities for the repair and servicing of trucks.

Use, accessory: A subordinate use, customarily incidental to and located upon the same lot occupied by the main use.

Variance: A variance is a relaxation of the terms of this chapter where such variance will not be contrary to the public interest and where, owing to conditions peculiar to the property and not the result of the action of the applicant, a literal enforcement of the provisions of this chapter would

result in unnecessary and undue hardship. As used in this chapter, a variance is authorized only for height, area and size of structure or size of yards and open spaces; establishment or expansion of a use otherwise prohibited shall not be allowed by variance, nor shall a variance be granted because of the presence of nonconformities in the zoning division or district or adjoining zoning divisions or districts.

Vehicle salvage yard: Any lot or place encompassing a minimum of five acres which is exposed to the weather, upon which more than 50 but less than 500 motor vehicles of any kind, incapable of being operated, may be temporarily stored while awaiting dismantling.

Wayside stand; roadside stand; wayside market: Any structure or land used for the sale of agricultural or horticultural produce, livestock or merchandise produced by the owner or his family on their farm.

Yard: An open space on a lot other than a court unoccupied and unobstructed from the ground upward, except as otherwise provided herein.

Yard, front: An open space on the same lot as a building between the front line of the building (exclusive of steps) and the front lot or street line, and extending across the full width of the lot.

Yard, rear: An open, unoccupied space on the same lot as a building between the rear line of the building (exclusive of steps) and the rear line of the lot, and extending the full width of the lot.

Yard, side: An open, unoccupied space on the same lot as a building between the side line of the building (exclusive of steps) and the side line of the lot, and extending from the front yard line to the rear yard line.

Yard sale or garage sale: The sale of used household or personal articles (such as furniture, tools, or clothing) held at a private residence, usually outdoors. A yard sale may be held a maximum of two days within any two-month period on any single lot. For purposes of this chapter, a yard sale shall be considered an accessory use.

(Code 1970, § 17-1; Ords. (2) of 1-18-84; Ords. (2) of 1-16-85; Ord. of 9-7-88; Ord. of 9-20-89; Ord. of 11-1-89; Ord. of 4-1-92; Ord. of 11-4-92; Ord. of 1-5-94; Ord. of 9-20-95; Ord. of 11-6-96; Ord. of 12-4-96; Ord. of 12-3-97; Ord. of 6-2-99; Ord. of 10-6-99; Ord. of 6-20-00; Ord. of 2-7-01; Ords. (2) of 1-2-02; Ord. of 7-3-02; Ord. of 6-1-04; Ord. of 1-4-05; Ord. of 6-7-05; Ord. of 7-17-07, § 1; Ord. of 8-19-08, § 1; Ord. of 10-20-09, § 1; Ord. of 11-16-10, § 1; Ord. of 12-21-10, § 1; Ord. of 12-20-11, § 1; Ord. of 12-18-12 [A-12-12], § 1; Ord. of 1-20-15 [A-15-2], § 1; Ord. of _____)

Cross reference— Definitions and rules of construction generally, § 1-2.

Sec. 22-59. - Permitted uses.

In agricultural, limited, district A-1, structures to be erected or land to be used shall be for one or more of the following uses:

(1) Single-family dwelling; except:

a. Travel trailers; and

- b. Manufactured or mobile homes that do not have a permanent foundation or are not on an individual lot.
- (2) General farming.
- (3) Agriculture.
- (4) Livestock, dairy and poultry facilities, subject to the requirements of article VIII of this chapter.
- (5) Forestry.
- (6) Schools.
- (7) Churches.
- (8) Parks and playgrounds.
- (9) Preserves and conservation areas.
- (10) Lodges.
- (11) Hunting clubs.
- (12) Yacht clubs.
- (13) Sawmills.
- (14) Small boat docks (with repair).
- (15) Cemeteries.
- (16) Home occupation type II.
- (17) Public utility booster or relay stations, transformer substations, transmission lines and towers, pipes, meters and other facilities for the provision and maintenance of public utilities, including railroads and facilities, and water and sewerage installations.
- (18) Off-street parking as required by this chapter.
- (19) Accessory uses as defined; no accessory use may be closer than 15 feet to any property line.
- (20) ~~Business signs, only to advertise the sale or rental of the premises upon which erected.~~
Signs as permitted by Article VII of Chapter 22 of the Dinwiddie County Code.
- (21) ~~Church bulletin boards and identification signs~~ Reserved.
- (22) ~~Directional signs~~ Reserved.
- (23) Reserved.
- (24) Governmental offices, with a conditional use permit.
- (25) Veterinary hospital, with a conditional use permit.
- (26) Communication tower with station, with a conditional use permit.
- (27) The keeping of companion birds outdoors, subject to the requirements of section 22-244.
- (28) County-owned solid waste disposal facility with a conditional use permit.

- (29) County-owned and operated animal control facility.
- (30) Farm operation manufactured home subject to the requirements of section 22-26.
- (31) Group home, small.
- (32) Outdoor recreation facility, with a conditional use permit.
- (33) Agritourism activities in connection with a conforming agricultural use, subject to the provisions of Article VIII, Division 2 herein.
- (34) Group home, large, with a conditional use permit, subject to the provisions of section 22-245.2 herein.

(Code 1970, § 17-11; Ord. of 3-16-83; Ord. of 6-15-83; Ord. of 1-18-84; Ord. of 1-16-85; Ord. of 4-20-88; Ord. of 11-4-92; Ord. of 1-5-94; Ord. of 3-1-95; Ord. of 9-20-95; Ord. of 1-2-02; Ord. of 7-17-07, § 1; Ord. of 8-19-08, § 1; Ord. of 10-20-09, § 1; Ord. of 11-16-10, § 1; Ord. of 12-20-11, § 1; Ord. of 9-15-15 [A-15-5], § (1); Ord. of _____)

Sec. 22-61. - Setback.

Structures in agricultural, limited, district A-1 shall be located 105 feet or more from the centerline of any street right-of-way, except that signs ~~advertising the sale or rental of the premises~~ may be erected up to the property line, however, such signs shall not block the view of traffic from a roadway. This shall be known as the "setback line".

(Code 1970, § 17-13; Ord. of 4-20-88; Ord. of 10-21-08, § 1; Ord. of _____)

Sec. 22-71. - Permitted uses.

In agricultural, general, district A-2, structures to be erected or land to be used shall be for one or more of the following uses:

- (1) Single-family dwellings except:
 - a. Travel trailers; and
 - b. Manufactured or mobile homes that do not have a permanent foundation or are not on an individual lot.
- (2) Agriculture.
- (3) Livestock, dairy and poultry facilities, subject to the requirements of article VIII of this chapter.
- (4) General farming.
- (5) Schools.
- (6) Parks and playgrounds, including interpretive and visitor structures or buildings and the required parking per section 22-237.
- (7) Churches.
- (8) Professional offices (within occupant's dwelling).

- (9) Gift shops.
- (10) Antique shops.
- (11) General stores as defined.
- (12) Beauty shops.
- (13) Barbershops.
- (14) Motels, with a conditional use permit.
- (15) Sawmills.
- (16) Planing mills.
- (17) Airports, with a conditional use permit.
- (18) Forestry.
- (19) Small boat docks (with repair).
- (20) Preserves and conservation areas.
- (21) Lodges.
- (22) Hunting clubs.
- (23) Yacht clubs.
- (24) Cemeteries.
- (25) Home occupation type II.
- (26) Manufactured home park with a conditional use permit in accordance with the special conditions and provisions contained in section 22-238.
- (27) Public utility booster or relay stations, transformer substations, transmission lines and towers, pipes, meters and other facilities for the provision and maintenance of public utilities, including railroads and facilities, and water and sewerage installations.
- (28) Off-street parking as required by this chapter.
- (29) Accessory uses as defined, however, garages or other accessory structures, such as carports, porches and stoops, attached to the main building shall be considered part of the main building. No accessory building may be closer than 15 feet to any property line.
- (30) ~~Reserved~~ Business signs.
- (31) ~~Church bulletin boards and identification signs~~ Signs as permitted by Article VII of Chapter 22 of the Dinwiddie County Code.
- (32) ~~Directional signs~~ Reserved.
- (33) Reserved.
- (34) ~~Location signs~~ Reserved.
- (35) The keeping of companion birds outdoors, subject to the requirements of section 22-244.
- (36) Kennel, private.

Kennel, commercial with conditional use permit.

- (37) Nursing homes and homes for the aged, with conditional use permits.
- (38) Sand and gravel operations, with a conditional use permit.
- (39) Asphalt mixing plant, when located at an existing stone quarry site, with a conditional use permit.
- (40) Concrete/cement mixing plant, when located at an existing stone quarry site, with a conditional use permit.
- (41) Storage of seasonal equipment (storage under cover), with a conditional use permit.
- (42) Motor sports complex, with a conditional use permit.
- (43) Governmental offices, with a conditional use permit.
- (44) Veterinary hospital, with a conditional use permit.
- (45) Communication tower with station, with a conditional use permit.
- (46) Reserved.
- (47) Agriculturally oriented ethanol plant, with a conditional use permit.
- (48) Farm operation manufactured home subject to section 22-26.
- (49) Open pit mining for minerals or mineral sands (not to include a stone or granite quarry), with a conditional use permit.
- (50) Campgrounds, with a conditional use permit.
- (51) Automotive and/or vehicular body and fender work, painting and upholstering, with a conditional use permit.
- (52) Automobile and/or vehicular sales and services, screened from view and 200 feet from state and road right-of-way, with a conditional use permit.
- (53) Day care centers.
- (54) Borrow area, with a conditional use permit.
- (55) Manufactured housing, for office use only, for mining companies.
- (56) Nursery and landscaping services.
- (57) Computer software development firms, to exclude the manufacturing of such software, screened from view and 200 feet from the state road right-of-way.
- (58) Storage of explosives, with a conditional use permit.
- (59) Propane bulk storage facility, with a conditional use permit.
- (60) Cabinet shops not exceeding a combined area of 5,000 square feet for workshop and storage space.
- (61) Educational retreat center, with a conditional use permit.
- (62) Bed and breakfast, with a conditional use permit.

- (63) Guest house.
- (64) In-law suite.
- (65) Cemetery, pet (limited) with a conditional use permit.
- (66) Group home, small.
- (67) Family day care.
- (68) Family day care, large.
- (69) Truck/tractor hauling and Port-O-John toilet rental with a conditional use permit.
- (70) Outdoor recreation facility, with a conditional use permit.
- (71) Agritourism activities in connection with a conforming agricultural use, subject to the provisions of Article VIII, Division 2 herein.
- (72) Group home, large, with a conditional use permit, subject to the provisions of section 22-245.2 herein.
- (73) Flea market, a maximum of two days within any two-month period.
- (74) Flea market, more than two days within any two-month period, with a conditional use permit.

(Code 1970, § 17-18; Ord. of 8-15-79; Ord. of 3-16-83; Ord. of 6-15-83; Ords. (2) of 1-18-84; Ord. of 7-18-84; Ord. of 1-16-85; Ord. of 9-17-86; Ord. of 1-21-87; Ord. of 3-16-88; Ords. of 3-16-88; Ords. (2) of 4-20-88; Ord. of 5-18-88; Ord. of 6-15-88; Ord. of 9-20-89; Ord. of 6-19-91; Ord. of 12-18-91; Ord. of 12-2-92; Ord. of 3-3-93; Ord. of 6-2-93; Ord. of 1-5-94; Ord. of 8-3-94; Ord. of 3-1-95; Ord. of 5-3-95; Ord. of 9-20-95; Ord. of 9-4-96; Ord. of 4-1-98; Ord. of 6-2-99; Ords. (2) of 1-2-02; Ord. of 7-3-02; Ord. of 6-1-04; Ord. of 6-7-05; Ord. of 9-6-05; Ord. of 7-17-07, § 1; Ord. of 8-19-08, § 1; Ord. of 10-20-09, § 1; Ord. of 11-16-10, § 1; Ord. of 12-21-10, § 1; Ord. of 12-20-11, § 1; Ord. of 9-15-15 [A-15-5], § (1); Ord. of _____)

Sec. 22-73. - Setback.

Structures in agricultural, general, district A-2 shall be located 105 feet or more from the centerline of any street right-of-way, except that signs ~~advertising the sale or rental of the premises~~ may be erected up to the property line, however, such signs shall not block the view of traffic from a roadway. This shall be known as the "setback line".

(Code 1970, § 17-20; Ord. of 4-20-88; Ord. of 10-21-08, § 1)

Sec. 22-84. - Permitted uses.

In residential, conservative, district R-R, structures to be erected or land to be used shall be for one or more of the following uses:

- (1) Single-family dwellings, except mobile homes, travel trailers and manufactured homes.
- (2) Public and semipublic uses are limited to churches, playgrounds, schools, picnic grounds and parks with a conditional use permit.

- (3) Professional offices, such as medical, dental, legal, engineering and architectural offices conducted within the dwelling by the occupant.
- (4) Home occupation type II.
- (5) Reserved.
- (6) Reserved.
- (7) Horse raising.
- (8) The keeping of companion birds outdoors, subject to the requirements of section 22-244.
- (9) Public utility booster or relay stations, transformer substations, transmission lines and towers, pipes, meters and other facilities for the provision and maintenance of public utilities, including water and sewerage installations.
- (10) Off-street parking as required by this chapter.
- (11) Accessory uses as defined, however, garages or other accessory structures, such as carports, porches and stoops, attached to the main building shall be considered part of the main building.
- (12) No accessory building may be closer than 15 feet to any property line.
- (13) Public boat ramps, and related sale of food, boats and related equipment, etc., and minor boat and motor repairs with a conditional use permit.
- (14) Governmental offices, with a conditional use permit.
- (15) Veterinary hospitals, with a conditional use permit.
- (16) Communication tower with station, with a conditional use permit.
- (17) Bed and breakfast establishments, with a conditional use permit.
- (18) Guest house.
- (19) In-law suite.
- (20) Group home, small.
- (21) Family day care.
- (22) Kennel, private with conditional use permit.
- (23) Family day care, large.
- (24) Concession stand, lake boat, with a conditional use permit.
- (25) Agritourism activities in connection with a legal nonconforming agricultural use existing as of November 16, 2010, subject to the provisions of Article VIII, Division 2 herein.
- (26) Group home, large, with a conditional use permit, subject to the provisions of section 22-245.2 herein.
- (27) Signs as permitted under Article VII of Chapter 22 of the Dinwiddie County Code.

(Code 1970, § 17-26; Ord. of 3-16-83; Ord. of 6-15-83; Ord. of 1-18-84; Ord. of 1-21-87; Ord. of 4-20-88; Ord. of 11-1-89; Ord. of 4-1-92; Ord. of 1-5-94; Ord. of 7-1-98; Ord. of 6-2-99; Ord.

of 1-2-02; Ord. of 7-3-02; Ord. of 6-1-04; Ord. of 1-4-05; Ord. of 10-20-09, § 1; Ord. of 11-16-10, § 1; Ord. of 12-20-11, § 1; Ord. of 9-15-15 [A-15-5], § (1); Ord. of _____)

Sec. 22-86. - Setback.

Structures in residential conservative, district R-R shall be located 105 feet or more from the centerline of any street right-of-way, except that signs ~~advertising the sale or rental of the premises~~ may be erected up to the property line, however, such signs shall not block the view of traffic from a roadway. This shall be known as the "setback line".

(Code 1970, § 17-28; Ord. of 4-20-88; Ord. of 6-2-93; Ord. of 10-21-08, § 1)

Sec. 22-96. - Permitted uses.

In residential, rural district RR-1, structures to be erected or land to be used shall be for one or more of the following uses:

- (1) Single-family dwellings, except mobile homes, travel trailers and manufactured homes.
- (2) Parks, playgrounds and recreation areas.
- (3) Schools, private or public.
- (4) Churches.
- (5) Off-street parking, as required by this chapter.
- (6) Accessory buildings, as defined.
- (7) Home occupation type I.
- (8) Group home, small.
- (9) Family day care.
- (10) Kennel, private with conditional use permit.
- (11) Family day care, large.
- (12) The keeping of two or fewer companion birds outdoors, subject to the requirements of section 22-244.
- (13) The keeping of three or more companion birds outdoors with a conditional use permit, subject to the requirements of section 22-244.
- (14) Group home, large, with a conditional use permit, subject to the provisions of section 22-245.2 herein.
- (15) Public utility poles, lines, distribution transformers, pipes, meters and other facilities necessary for the provision and maintenance of public utilities, including water and sewage facilities.
- (16) Signs as permitted under Article VII of Chapter 22 of the Dinwiddie County Code.

(Ord. of 10-3-79, § 17-31.2; Ord. of 3-15-89; Ord. of 1-5-94; Ord. of 1-2-02; Ord. of 7-3-02; Ord. of 6-1-04; Ord. of 10-20-09, § 1; Ord. of 11-16-10, § 1; Ord. of 12-20-11, § 1; Ord. of 9-15-15 [A-15-5], § (1); Ord. of _____)

Sec. 22-98. - Setback.

Structures in residential, rural, district RR-1 shall be located 80 feet or more from the centerline of any street right-of-way, except that signs ~~advertising the sale or rental of the premises~~ may be erected up to the property line, however, such signs shall not block the view of traffic from a roadway. This shall be known as the "setback line".

(Ord. of 10-3-79, § 17-31.4; Ord. of 6-2-93; Ord. of 10-21-08, § 1)

Sec. 22-114. - Permitted uses.

In residential district R-1, structures to be erected or land to be used shall be for one or more of the following uses:

- (1) Single-family dwellings, except mobile homes, travel trailers and manufactured homes.
- (2) Schools.
- (3) Churches.
- (4) Parks and playgrounds, including interpretative and visitor structures or buildings and the required parking per section 22-237.
- (5) Off-street parking as required by this chapter.
- (6) Accessory buildings as defined, however, garages or other accessory buildings, such as carports, porches and stoops, attached to the main building shall be considered part of the main building. No accessory building may be closer than five feet to any property line.
- (7) Public utilities; poles, lines, distribution transformers, pipes, meters and other facilities necessary for the provision and maintenance of public utilities, including water and sewage facilities.
- (8) ~~Business signs only to advertise the sale or rent of the premises upon which erected~~ Signs as permitted in Article VII of Chapter 22 of the Dinwiddie County Code.
- (9) ~~Church bulletin boards and identification signs~~ Reserved.
- (10) ~~Directional signs~~ Reserved.
- (11) The keeping of two or fewer companion birds outdoors, subject to the requirements of section 22-244.
- (12) The keeping of three or more companion birds outdoors with a conditional use permit, subject to the requirements of section 22-244.
- (13) Libraries with the required parking.
- (14) Group home, small.
- (15) Family day care.

- (16) Kennel, private with conditional use permit.
- (17) Family day care, large.
- (18) Home occupation type I.
- (19) Agritourism activities in connection with a legal nonconforming agricultural use existing as of November 16, 2010, subject to the provisions of Article VIII, Division 2 herein.
- (20) Group home, large, with a conditional use permit, subject to the provisions of section 22-245.2 herein.

(Code 1970, § 17-33; Ord. of 11-19-80, § 1; Ord. of 3-15-89; Ord. of 12-2-92; Ord. of 3-3-93; Ord. of 1-5-94; Ord. of 1-2-02; Ord. of 7-3-02; Ord. of 6-1-04; Ord. of 10-20-09, § 1; Ord. of 11-16-10, § 1; Ord. of 12-20-11, § 1; Ord. of _____)

Sec. 22-116. - Setback.

Structures in residential, limited, district R-1 shall be located 65 feet or more from the centerline of any street right-of-way, except that signs ~~advertising the sale or rental of the premises~~ may be erected up to the property line, however, such signs shall not block the view of traffic from a roadway. This shall be known as the "setback line."

(Code 1970, § 17-35; Ord. of 10-21-08, § 1)

Sec. 22-127. - Permitted uses.

In residential district R-1A, structures to be erected or land to be used shall be for one or more of the following uses:

- (1) Single-family dwelling, except mobile homes, travel trailers and manufactured homes.
- (2) Two-family duplexes.
- (3) Schools.
- (4) Churches.
- (5) Parks and playgrounds.
- (6) Off-street parking as required by this chapter.
- (7) Accessory buildings as defined, however, garages or other accessory buildings, such as carports, porches and stoops, attached to the main building shall be considered part of the main building. No accessory building may be closer than five feet to any property line.
- (8) Public utilities; poles, lines, distribution transformers, pipes, meters and other facilities necessary for the provision and maintenance of public utilities, including water and sewage facilities.
- (9) ~~Business signs only to advertise the sale or rent of the premises upon which erected~~ Signs as permitted under Article VII of Chapter 22 of the Dinwiddie County Code.
- (10) ~~Church bulletin boards and identification signs~~ Reserved.

- (11) ~~Directional signs~~ Reserved.
- (12) The keeping of two or fewer companion birds outdoors, subject to the requirements of section 22-244.
- (13) The keeping of three or more companion birds outdoors with a conditional use permit, subject to the requirements of section 22-244.
- (14) Group home, small.
- (15) Family day care with conditional use permit.
- (16) Family day care, large, with a conditional use permit.
- (17) Home occupation type I.
- (18) Group home, large, with a conditional use permit, subject to the provisions of section 22-245.2 herein.

(Code 1970, § 17-41; Ord. of 11-19-80; Ord. of 3-15-89; Ord. of 1-5-94; Ord. of 1-2-02; Ord. of 6-1-04; Ord. of 10-20-09, § 1; Ord. of 11-16-10, § 1; Ord. of 12-20-11, § 1; Ord. of _____)

Sec. 22-129. - Setback.

Structures in residential, limited, district R-1A shall be located 65 feet or more from the centerline of any street right-of-way, except that signs ~~advertising the sale or rental of the premises~~ may be erected up to the property line, however, such signs shall not block the view of traffic from a roadway. This shall be known as the "setback line."

(Code 1970, § 17-43; Ord. of 10-21-08, § 1; Ord. of _____)

Sec. 22-140. - Permitted uses.

In residential district R-2, structures to be erected or land to be used shall be for one or more of the following uses:

- (1) Single-family dwellings, except mobile homes, travel trailers and manufactured homes.
- (2) Two-family dwellings.
- (3) Multiple-family dwellings.
- (4) Rooming houses and boardinghouses.
- (5) Tourist homes.
- (6) Schools.
- (7) Churches.
- (8) Rest homes.
- (9) General hospitals, with a conditional use permit.
- (10) Clubs and lodges.
- (11) Parks and playgrounds.

- (12) Professional offices.
- (13) Home occupation type I.
- (14) Mobile home park, with a conditional use permit.
- (15) Off-street parking as required by this chapter.
- (16) Accessory buildings permitted as defined, however, garages or other accessory structures, such as carports, porches and stoops, attached to the main building shall be considered part of the main building. No accessory building may be closer than five feet to any property line.
- (17) Public utilities; poles, lines, distribution transformers, pipes, meters and other facilities necessary for the provision and maintenance of public utilities, including water and sewage facilities.
- (18) ~~Business signs~~ Signs as permitted under Article VII of Chapter 22 of the Dinwiddie County Code.
- (19) ~~Church bulletin boards and identification signs~~ Reserved.
- (20) ~~Directional signs~~ Reserved.
- (21) Reserved.
- (22) Day care centers, with a conditional use permit.
- (23) Group home, small.
- (24) Family day care with conditional use permit.
- (25) Family day care, large, with a conditional use permit.
- (26) Group home, large, with a conditional use permit, subject to the provisions of section 22-245.2 herein.

(Code 1970, § 17-49; Ord. of 11-19-80; Ord. of 10-19-88; Ord. of 1-5-94; Ord. of 1-2-02; Ord. of 6-1-04; Ord. of 11-16-10, § 1; Ord. of 12-20-11, § 1; Ord. of _____)

Sec. 22-143. - Setback.

Structures in residential, general, district R-2 shall be located 65 feet or more from the centerline of any street right-of-way, except that signs ~~advertising the sale or rental of the premises~~ may be erected up to the property line, however, such signs shall not block the view of traffic from a roadway. This shall be known as the "setback line".

(Code 1970, § 17-51; Ord. of 10-21-08, § 1; Ord. of _____)

Sec. 22-150.2. - Permitted uses.

In residential district R-U, structures to be erected or land to be used shall be for one or more of the following uses:

- (1) Single-family dwellings, except mobile homes, travel trailers and manufactured homes.

- (2) Schools, with a conditional use permit.
- (3) Churches.
- (4) Parks and playgrounds, including interpretative and visitor structures or buildings and the required parking per section 22-237.
- (5) Off-street parking, as required by this chapter.
- (6) Accessory buildings as defined, however, garages or other accessory buildings, such as carports, porches and stoops, attached to the main building shall be considered part of the main building. No accessory building may be closer than five feet to any property line.
- (7) Public utilities; poles, lines, distribution transformers, pipes, meters and other facilities necessary for the provision and maintenance of public utilities, including water and sewage facilities.
- (8) ~~Business signs only to advertise the sale or rent of the premises upon which erected~~ Signs as permitted under Article VII of Chapter 22 of the Dinwiddie County Code.
- (9) ~~Church bulletin boards and identification signs~~ Reserved.
- (10) ~~Directional signs~~ Reserved.
- (11) Home occupation, Type I.
- (12) Libraries with a conditional use permit.
- (13) Group home, small.
- (14) Group home, large, with a conditional use permit.
- (15) Family day care.
- (16) Family day care, large with a conditional use permit.

(Ord. of 7-17-12, § 1; Ord. of _____)

Sec. 22-150.4. - Setback.

Structures in residential, urban, district R-U shall be located 40 feet or more from the centerline of any street right-of-way, except that signs ~~advertising the sale or rental of the premises~~ may be erected up to the property line, however, such signs shall not block the view of traffic from a roadway. This shall be known as the "setback line".

(Ord. of 7-17-12, § 1; Ord. of _____)

Sec. 22-154. - Permitted uses.

In planned residential development district PRD, the following uses may be permitted:

- (1) Single-family dwellings, except mobile homes, travel trailers and manufactured homes.
- (2) Multiple-family dwellings.
- (3) Schools.

- (4) Religious activities and quarters.
- (5) Parks, playgrounds, athletic areas, play lots, tot lots, golf courses, swimming pools, lakes and undeveloped areas for passive recreation.
- (6) Recreational buildings, provided that such recreational buildings shall be not substantially larger than necessary to serve the residents who will live within the planned residential development district when it is fully developed.
- (7) Where the county deems that it is appropriate, convenience shops intended for the exclusive use of the occupants of the planned residential development may be located within a multiple-family dwelling or an administration or community building for the development. Convenience shops shall not be located on the perimeter of the development. The following sales or services only are permitted within the convenience shops: Confections, delicatessens, drugs, dry goods, groceries, hardware, laundromats, personal services and professional offices, dry cleaning and laundry pick-up station.
- (8) Accessory uses and structures which are customarily auxiliary and clearly incident and subordinate to permitted uses and structures.
- (9) Group home, small.
- (10) Family day care with conditional use permit.
- (11) Day care center with conditional use permit.
- (12) Group home, large, with a conditional use permit, subject to the provisions of section 22-245.2 herein.
- (13) Public utility poles, lines, distribution transformers, pipes, meters and other facilities necessary for the provision and maintenance of public utilities, including water and sewage facilities.
- (14) Signs as permitted by Article VII of Chapter 22 of the Dinwiddie County Code.

(Code 1970, § 17-55.2; Ord. of 11-19-80; Ord. of 1-5-94; Ord. of 1-2-02; Ord. of 12-20-11, § 1; Ord. of 9-15-15 [A-15-5], § (1); Ord. of _____)

Sec. 22-174. - Permitted uses.

In business, limited, district B-1, structures to be erected or land to be used shall be for one or more of the following uses:

- (1) Grocery stores.
- (2) Bake shops.
- (3) Drugstores.
- (4) Pick-up laundry and dry cleaning stations.
- (5) Coin-operated laundries.
- (6) Barbershops and beauty shops.
- (7) Gift shops.

- (8) Clothing shops.
- (9) Appliance stores.
- (10) Off-street parking as required by this chapter.
- (11) Public utility poles, lines, distribution transformers, pipes, meters and other facilities necessary for the provision and maintenance of public utilities, including railroads and facilities, and water and sewage facilities.
- (12) ~~Business signs~~ Signs as permitted by Article VII of Chapter 22 of the Dinwiddie County Code.
- (13) ~~Church bulletin boards and identification signs~~ Reserved.
- (14) ~~Directional signs~~ Reserved.
- (15) Reserved.
- (16) Professional offices.
- (17) Financial institutions.
- (18) Governmental offices.
- (19) Veterinary hospital, with a conditional use permit.
- (20) Restaurant.
- (21) Flea market, a maximum of two days within any two-month period.
- (22) Flea market, more than two days within any two-month period, with a conditional use permit.

(Code 1970, § 17-57; Ord. of 3-16-83; Ord. of 6-15-83; Ord. of 12-18-85; Ord. of 11-16-10, § 1; Ord. of 12-21-10, § 1; Ord. of 9-15-15 [A-15-5], § (1); Ord. of _____)

Sec. 22-176. - Setback.

Structures in business district B-1 shall be located 35 feet or more from any street right-of-way which is 50 feet or greater in width, or 60 feet or more from the center line of any street right-of-way less than 50 feet in width, except that signs ~~advertising the sale or rent of premises~~ may be erected up to the property line, however, such signs shall not block the view of traffic from a roadway. This shall be known as the "setback line."

(Code 1970, § 17-59; Ord. of _____)

Sec. 22-185. - Permitted uses.

In business district B-2, structures to be erected or land to be used shall for one or more of the following uses:

- (1) Retail stores and shops.
- (2) Bakeries.

- (3) Restaurants.
- (4) Laundries.
- (5) Wearing apparel stores.
- (6) Drugstores.
- (7) Barbershops and beauty shops.
- (8) Auto and home appliance services.
- (9) Theaters and assembly halls.
- (10) Hotels and motels.
- (11) Office buildings.
- (12) Churches.
- (13) Libraries.
- (14) Hospitals, general.
- (15) Funeral homes.
- (16) Reserved.
- (17) Clubs and lodges.
- (18) Auto sales and service, to include the sales and service of boats, boat trailers, and recreational vehicles.
- (19) Lumber and building supply (with storage under cover).
- (20) Plumbing and electrical supply (with storage under cover).
- (21) Wholesale and processing not objectionable because of dust, noise or odors, with a conditional use permit.
- (22) Dry cleaners.
- (23) Machinery sales and service.
- (24) Public utilities.
- (25) Off-street parking as required by this chapter.
- (26) Waterfront business activities; wholesale and retail marine interests, such as boat docks, piers, small boat docks, yacht club and servicing facilities for the same; docks and areas for the receipt, storage and transshipment of waterborne commerce; seafood and shellfish receiving, packing and shipping plants; and recreational activities primarily conducted on or about a waterfront. All such uses shall be contiguous to a waterfront.
- (27) Public billiard parlors and poolrooms, bowling alleys, dance halls and similar forms of public amusement only after a public hearing shall have been held by the board of supervisors on an application submitted to the board for such use. The board may request that the commission submit a recommendation to it concerning such use applications. In approving any such application, the board may establish such special requirements and

regulations for the protection of adjacent property, set the hours of operations, and make requirements as it may deem necessary in the public interest.

- (28) ~~Business signs~~ Signs as permitted by Article VII of Chapter 22 of the Dinwiddie County Code.
- (29) ~~General advertising signs~~ Reserved.
- (30) ~~Location signs~~ Reserved.
- (31) Cabinet, furniture and upholstery shops not exceeding a combined area of 5,000 square feet for workshop and storage space, with a conditional use permit.
- (32) Reserved.
- (33) Governmental offices.
- (34) Veterinary hospital, with a conditional use permit.
- (35) Communication tower with station, with a conditional use permit.
- (36) Wholesale business and storage warehouse, with conditional use permit.
- (37) Classic and collectable car sales and restoration facility, with inoperable vehicles screened from view and restoration activities under cover, in accordance with the following definition: "A business actively involved in restoration and sales of classic and collectible specialty vehicles. Facilities must be screened for restoration work and storage of disabled vehicles. This business could also be involved in the sale of new/n.o.s., and used parts, but would not allow the general public access to vehicles for the purpose of removing parts."
- (38) Nursery and landscaping.
- (39) Financial institutions.
- (40) Computer software development firms to exclude the manufacturing of such software, screened from view and 200 feet from the state road right-of-way.
- (41) Show horse facility and riding academy, with a conditional use permit.
- (42) Day care center.
- (43) Automobile self-service station.
- (44) Automobile service station.
- (45) Garage, public.
- (46) Tractor-trailer service station, with a conditional use permit.
- (47) Laydown yard, with a conditional use permit.
- (48) Kennel, private with conditional use permit.
- (49) Family day care, large.
- (50) Flea market, a maximum of two days within any two-month period.
- (51) Flea market, more than two days within any two-month period, with a conditional use permit.

(Code 1970, § 17-63; Ord. of 11-19-80; Ord. of 3-16-83; Ord. of 6-15-83; Ord. of 1-18-84; Ord. of 6-17-87; Ord. of 6-15-88; Ord. of 4-17-91; Ord. of 3-18-92; Ord. of 5-5-93; Ord. of 7-7-93; Ord. of 9-1-93; Ord. of 1-5-94; Ord. of 9-4-96; Ord. of 11-6-96; Ord. of 10-6-99; Ord. of 2-7-01; Ord. of 7-3-02; Ord. of 6-1-04; Ord. of 12-21-10, § 1; Ord. of _____)

Sec. 22-187. - Setback.

Buildings in business district B-2 shall be located ten feet or more from any street right-of-way which is 50 feet or greater in width, or 35 feet or more from the center line of any street right-of-way less than 50 feet in width, except that signs ~~advertising the sale or rent of premises~~ may be erected up to the property line, however, such signs shall not block the view of traffic from a roadway. This shall be known as the "setback line."

Sec. 22-200. - Sign limitations.

One sign not exceeding 80 square feet in area and ~~35~~ 20 feet in height and announcing only the name and the location of the shopping center shall be permitted. All individual business signs within the shopping center shall be attached to, or made integral with, the principal building. Notwithstanding the foregoing, the board of supervisors may, in the ordinance rezoning the property, permit one additional sign to serve either or both of the foregoing purposes, which sign need not be attached to a building, but which shall conform to the size and height limitations set forth above. The zoning administrator must approve the size of each individual business sign within the shopping center.

(Code 1970, § 17-67.6)

Sec. 22-210. - Permitted uses—Enumerated.

In industrial, limited, district M-1, any structure to be erected or land to be used shall be for one or more of the following uses:

- (1) Assembly of electrical appliances, electronic instruments and devices, radios and phonograph. Also the manufacture of small parts, such as coils, condensers, transformers and crystal holders.
- (2) Automobile assembling, painting, upholstering, repairing, rebuilding, reconditioning, body and fender work, truck repairing or overhauling, tire retreading or recapping or battery manufacture.
- (3) Blacksmith shop, welding or machine shop, excluding punch presses exceeding forty-ton rated capacity and drop hammers.
- (4) Laboratories, pharmaceutical and material.
- (5) Manufacture, compounding, processing, packaging, or treatment of such products as bakery goods, candy, cosmetics, dairy products, drugs, perfumes, pharmaceuticals, perfumed toilet soap, toiletries and food products.
- (6) Manufacture, compounding, assembling or treatment of articles of merchandise from the following previously prepared materials: Bone, cellophane, canvas, cloth, cork, feathers,

felt, fiber, fur, glass, hair, horn, leather, paper, plastic, precious or semiprecious metals or stone, shell, straw, textiles, tobacco, wood, yarn and paint.

- (7) Manufacture of pottery and figurines or other similar ceramic products, using only previously pulverized clay and kilns fired only by electricity or gas.
- (8) Manufacture of musical instruments, toys, novelties and rubber and metal stamps.
- (9) Building material sales yards and plumbing supplies stores.
- (10) Coal and wood yards, lumber yards and feed and seed stores.
- (11) Contractor's equipment storage yard or plant or rental of equipment commonly used by contractors.
- (12) Cabinet, furniture and upholstery shops.
- (13) Boat building.
- (14) Monumental stone works.
- (15) Veterinary or dog or cat hospital and kennels.
- (16) Airports, with a conditional use permit.
- (17) Wholesale businesses and storage warehouses.
- (18) Off-street parking as required by this chapter.
- (19) Public utility booster or relay stations, transformer substations, transmission lines and towers, and other facilities for the provision and maintenance of public utilities, including railroads and facilities, and water and sewerage installations.
- (20) ~~Business signs~~ Signs as permitted by Article VII of Chapter 22 of the Dinwiddie County Code.
- (21) ~~General advertising signs~~ Reserved.
- (22) ~~Location signs~~ Reserved.
- (23) Governmental offices.
- (24) Communication tower with station, with a conditional use permit.
- (25) General contractors, to include sheet metal, heating, ventilation and air conditioning, general construction, and any other fitting this definition at the discretion of the zoning administrator.
- (26) Tractor-trailer service station.
- (27) Tractor and outdoor equipment sales, service, and rental.
- (28) Flea market, a maximum of two days within any two-month period.
- (29) Flea market, more than two days within any two-month period, with a conditional use permit.
- (30) Purchase and sale of new and used manufactured homes.
- (31) Reconditioning of manufactured homes owned by the owner or occupant of the property, screened from view and at least 200 feet from the street right-of-way.

(32) Accessory dwelling with a maximum area of 3,000 square feet for resident watchmen, caretakers and corporate employees employed on the premises if the area of the principal structure on the lot is at least 50,000 square feet.

(Code 1970, § 17-69; Ord. of 3-16-83; Ord. of 1-18-84; Ord. of 6-19-91; Ord. of 10-6-99; Ord. of 9-21-10, § 1; Ord. of 12-21-10, § 1; Ord. of 5-17-11, § 1; Ord. of 9-20-11, § 1; Ord. of 9-15-15 [A-15-5], § (1); Ord. of _____)

Sec. 22-213. - Setback.

Buildings in industrial district M-1 shall be located ten feet or more from any street right-of-way which is 50 feet or greater in width, or 35 feet or more from the center line of any street right-of-way less than 50 feet in width, except that signs ~~advertising the sale or rent of premises~~ may be erected up to the property line, however, such signs shall not block the view of traffic from a roadway. This shall be known as the "setback line."

(Code 1970, § 17-72; Ord. of _____)

Sec. 22-223. - Permitted uses—Enumerated.

In industrial, general, district M-2, buildings to be erected or land to be used shall be for one or more of the following uses:

- (1) Truck terminals.
- (2) Sand and gravel operations, with a conditional use permit.
- (3) Crushed stone operations, with a conditional use permit.
- (4) Wood preserving operations.
- (5) Abattoirs.
- (6) Acid manufacture.
- (7) Cement, concrete, lime and gypsum manufacture.
- (8) Fertilizer manufacture.
- (9) Petroleum refining, including byproducts.
- (10) Petroleum storage.
- (11) Asphalt mixing plant.
- (12) Sawmills and planing mills.
- (13) Pipe and pump manufacture.
- (14) Brick manufacture.
- (15) Boiler shops.
- (16) Stone or granite quarry to include crushing or grinding, storage and distribution of same, with a conditional use permit.

- (17) Meat, poultry and fish processing.
- (18) Off-street parking as required by this chapter.
- (19) Public utility booster or relay stations, transformer substations, transmission lines and towers, and other facilities for the provision and maintenance of public utilities, including railroads and facilities, and water and sewerage installations.
- (20) Conservation areas.
- (21) Game preserves.
- (22) Accessory uses as defined.
- (23) ~~Business signs~~ Signs as permitted by Article VII of Chapter 22 of the Dinwiddie County Code.
- (24) ~~General advertising signs~~ Reserved.
- (25) ~~Location signs~~ Reserved.
- (26) Public airports with, if needed, one security dwelling unit.
- (27) Governmental offices.
- (28) Communication tower with station, with a conditional use permit.
- (29) Compounding, manufacturing and assembly of printing inks and related products.
- (30) Manufacturer's outlet stores in association with on-site manufacturing.
- (31) Component assembly and product distribution.
- (32) General and cogeneration of electricity to exclude the burning of municipal solid wastes (MSW) as a source of fuel.
- (33) Machinery and parts manufacture, including casting of ferrous and nonferrous metals through the use of an electric furnace and metal fabrication and associated tasks enclosed and housed in such a manner that no noxious fumes and odors are expelled into the atmosphere.
- (34) Processing, blending, and packing green and redried tobaccos.
- (35) General contractors, to include sheet metal, heating, ventilation and air conditioning, general construction, and any other fitting this definition at the discretion of the zoning administrator.
- (36) Indoor athletic and fitness facilities.
- (37) All uses permitted in M-1.
- (38) Public utility generating facility, with a conditional use permit.

(Code 1970, § 17-77; Ord. of 3-17-82; Ord. of 3-16-83; Ord. of 1-18-84; Ord. of 12-16-87; Ord. of 2-15-89; Ord. of 5-17-89; Ord. of 8-16-89; Ord. of 6-21-90; Ord. of 11-7-90; Ord. of 6-19-91; Ord. of 10-4-95; Ord. of 9-4-96; Ord. of 10-7-98; Amend. of 3-1-05; Ord. of 9-15-15 [A-15-5], § (1); Ord. of _____)

Editor's note— Ord. of Feb. 15, 1989, added a new permitted use designated as subsection 22-223(29); said provision has been redesignated as subsection 22-223(31) by the editor, in order to avoid duplication of subsection designations.

Sec. 22-226. - Setback.

Buildings in industrial district M-2 shall be located ten feet or more from any street right-of-way which is 50 feet or greater in width, or 35 feet or more from the center line of any street right-of-way which is less than 50 feet in width, except that signs ~~advertising the sale or rent of premises~~ may be erected up to the property line, however, such signs shall not block the view of traffic from a roadway. This shall be known as the "setback line."

(Code 1970, § 17-78; Ord. of _____)

Sec. 22-253. - Definitions.

For the purposes of this chapter, the following words and phrases shall have the meanings respectively ascribed to them by this section:

Accessory sign: A sign that is clearly incidental or subordinate to the principal on-premises sign(s) on the lot.

~~*Animated sign:* Animated sign shall mean and include any sign or device to attract attention, all or part of which moves by any means, including fluttering, rotating or otherwise moving devices, or is designed to be set in motion by movement of the atmosphere, including, but not limited to, pennants, flags, discs, propellers, regardless of whether said device has written message content. Also, an animated sign shall mean and include any flashing sign or device displaying flashing or intermittent light or lights displaying or lights of changing degree of intensity. For purposes of this article, the term "animated sign" shall not include changeable copy signs.~~

Area of the sign: The area of a sign shall mean and include the area within rectangular lines or circular lines inscribed around any or all copy on the face of a sign. The area of a double-faced sign shall be the area of one face, except when the angle between the faces exceeds 60 degrees, at which point the area shall be assessed as a single-faced sign.

Billboard (outdoor advertising structure): Billboard shall mean any sign used as an outside display for the purpose of advertising any business, product, or service if said business, product or service is remote from the site or property on which said sign is erected or displayed.

~~*Building mounted sign:* A building mounted sign shall be any sign attached to or receiving its major support from a building, including the following: canopy sign, parapet sign, roof sign, wall sign.~~

~~*Canopy sign:* A canopy sign shall mean any sign with frames attached to a building or a freestanding structure projecting therefrom and/or carried by a frame supported at grade level.~~

Changeable copy sign: An accessory sign incorporated into a freestanding sign, the copy on which can be changed or altered by manual or electronic means. For purposes of this article, the term "changeable copy sign" shall not include scoreboards. Changeable copy signs include the following types: electronic message center signs and fixed message electronic signs, as each is defined in this article.

Copy: The display on a sign surface in either permanent, electronic, or removable letter, graphic, or numeric form and any associated background distinguishable from the sign structure or building.

Display area (of sign): The portion of a sign where the sign copy and/or slide(s) are displayed.

Double-faced sign: A double-faced sign is any sign with two parallel or nearly parallel faces, back-to-back, with not more than 48 inches separating the faces.

Electronic message center sign: A changeable copy sign, other than a fixed message electronic sign, having a variable message copy that is controlled and changed through an electronic device.

Fixed message electronic sign: A changeable copy sign with copy limited to numeric displays ~~which include~~ including, but not limited to time, temperature and date, and fuel prices for motor vehicles and portable devices (i.e., kerosene and propane).

Freestanding sign: A freestanding sign is any sign supported by upright structural members or by braces on or in the ground and not attached to the building. A wall sign shall not be considered a freestanding sign.

~~*Illuminated sign:* An illuminated sign is any sign designed to give or reflect light from any source of artificial light.~~

~~*Parapet wall:* Parapet wall shall mean the extension of the walls of a building above the lowest point of the roof.~~

~~*Real estate sign:* A real estate sign shall mean any sign advertising the sale, lease, or future use of real estate, placed upon the property so advertised.~~

Minor sign: a wall or freestanding sign that is not illuminated and does not exceed one square foot in area in areas zoned residential and not more than four square feet in area in areas zoned other than residential.

Scoreboard: A board in a ballpark, sports arena or gym, sports park or recreation area, or the like that shows the score of a contest and other relevant information and; the board may include sponsorship information and sponsorship logos.

~~*Shopping center sign:* A freestanding sign which identifies the name of the shopping center and/or uses in the development as long as there are at least three uses in the center and as long as this is a single parcel.~~

Sign: Any writing, letterwork or numeral, pictorial presentation, illustration or decoration, emblem, device, symbol or trademark, commercial flag, banner, or permanent sculpture, or any other device, figure, or similar character, other than in a business window which (a) is used to announce, direct attention to, identify, advertise, or otherwise make known; and, (b) is visible from a public right-of-way or from adjoining property.

Sign structure: Includes the supports, uprights, bracing and framework of any structure, be it single-faced, double-faced, V-type or otherwise, exhibiting a sign.

Slide: A visual image that may include text, symbols, pictorial elements and graphic art that is produced utilizing electronic sign software and is projected on the display area of the electronic message center sign.

Temporary sign: A sign constructed of cloth, canvas, vinyl, paper, plywood, fabric, or other lightweight material not well suited to provide durable substrate or, if made of some other material, is neither permanently installed in the ground nor permanently affixed to a building or structure which is permanently installed in the ground.

(Ord. of 11-7-90; Ord. of 8-17-10, § 1; Ord. of _____)

Sec. 22-254. - Permit—Required.

A sign permit shall be required to erect, structurally alter, relocate, rearrange or replace any sign or advertising structure within the county, except otherwise provided herein. A permit fee shall not be required for maintenance or replacement due to normal wear. A permit shall be required for each sign with a fee in accordance with section 22-8.

(Ord. of 11-7-90; Ord. of 8-15-06, § 1)

Sec. 22-255. - Same—Application.

- (a) Prior to the erection, installation, or alteration of any sign or advertising display requiring a permit, a permit application shall be submitted to the zoning administrator. Each application for each permit shall be accompanied by plans showing the exact dimensions of the sign, the area and height above grade level, the proposed location of the sign, including property lines, buildings, and existing signs on the premises; any proposed method of illumination, plans for erection, and the name and address of the sign owner and sign erector and written permission of the owner, lessee or the authorized agent of the building or land on which the sign is to be erected or placed. The zoning administrator reserves the right to request additional information about the sign based on the permit application and attachments.
- (b) A sign permit shall become null and void if the work for which the permit was issued has not been completed within a period of six months after the issuance of the permit and there shall be no refund of any fee required by this article.

(Ord. of 11-7-90; Ord. of 8-17-10, § 1)

Sec. 22-256. - Same—Exemptions.

No sign permit shall be required for any of the following signs, provided that they are not changeable copy signs, they are located on the parcel which is the subject of the sign, and that they comply with all other regulations of this article. Nothing in this section shall exempt anyone from any requirement of the state's building code.

- (1) One identification sign not to exceed one square foot in area and bearing only property numbers, post office box numbers, names of occupants or premises and hours of operation.
- (2) Signs identifying municipal and governmental buildings or buildings used for religious purposes, when erected upon the building or property upon which such building is located, provided that such signs shall not exceed 32 square feet in area.

- (3) Public signs in the interest of, if erected by, or on the order of, a public officer in the performance of his public duty such as directional signs, regulatory signs, warning signs, and information signs. These would include fundraising efforts by nonprofit organizations and would be limited to an area of 16 square feet.
- (4) Temporary signs as follows:
- (a) Not more than three (3) signs located on property where a building permit is active. Such signs shall not exceed sixteen (16) square feet in area for each sign.
- (b) On any property for sale or rent in residential districts, not more than one sign with a total area of up to six (6) square feet, and on any property for sale or rent in commercial, industrial, or agricultural districts, not more than one sign with a total area of up to 32 square feet.
- (c) Official notices or advertisements posted or displayed by or under the direction of any public or court officer in the performance of his official or directed duties; provided that all such signs be removed no more than ten (10) days after their purpose has been accomplished.
- (d) On residential property, one or more temporary signs, provided that the total area of such signs shall not exceed four (4) square feet each and the signs are removed within 180 days after being erected. On commercial, agricultural, or industrial property one or more temporary signs, provided that the total area of such signs shall not exceed thirty-two (32) square feet each and the signs are removed within 180 days after being erected.
- ~~real estate signs which advertise the sale, rental or lease of premises on which [they are] displayed, provided the advertisement display area does not exceed six square feet in residential districts or 32 square feet in commercial, industrial, or agricultural districts. Such signs shall not be illuminated. Temporary signs shall be confined within private property and shall not encroach into the visibility triangle at street intersections. Persons responsible jointly and severally for the maintenance and removal of temporary signs are:~~
- (a) The owner of the premises on which the sign is located;
- (b) The person erecting the sign; or
- (c) The person causing the erection of the sign.
- (5) Sign warning the public against trespassing, dangerous animals, swimming or the like, provided such signs do not exceed three square feet in area per sign.
- (6) ~~One sign, not more than one square foot in area in areas zoned residential and not more than four square feet in area in areas zoned other than residential, and not illuminated, identifying a home occupation in any and all zoning districts. One minor sign per lot.~~
- (7) ~~Not more than three construction signs, when placed at the construction site. Such signs shall not be illuminated, shall not exceed 16 square feet in area for each sign, and shall be removed within ten days following completion of construction. Signs required by law.~~
- (8) Signs designating entrances, exits or conditions of use for parking lots. Such signs shall not exceed seven square feet in area for each sign.

- (9) Commemorative plaques and historic markers recognized by the county, not to exceed 25 square feet in area.
- ~~(10) Yard or garage sale signs displayed on the premises of such sale, provided that such signs shall not exceed four square feet. No such sign is permitted elsewhere and if so displayed or placed, may be removed by the county. The cost of removal shall be charged to the occupant of the property on which the yard or garage sale is conducted.~~
- ~~(11) Political campaign signs, including posters, banners, writings, pictures, lights, models, displays, emblems, notices, illustrations, insignias, symbols, and any other advertising devices, the purpose of which is to announce a referendum or the nomination or election of individuals seeking an elected public office, provided that the total area of such signs shall not exceed four square feet in a residential zone and 32 square feet in a commercial, agricultural, or industrial zone. These signs shall be confined within private property and shall not encroach into the visibility triangle at street intersections.~~

~~Persons responsible jointly and severally for the maintenance and removal of political campaign signs are:~~

- ~~a. The candidate, spokesperson or campaign committee;~~
- ~~b. The owner of the premises on which the sign is located;~~
- ~~c. The person erecting the sign; or~~
- ~~d. The person causing erection of the sign.~~

(Ord. of 11-7-90; Ord. of 8-17-10, § 1; Ord. of 11-16-10, § 1; Ord. of 12-18-12 [A-12-13], § 1; Ord. of _____)

Sec. 22-257. - Prohibited signs.

The following signs shall be prohibited in all districts:

- (1) Signs which by reason of their location, position, size, shape, color, design or means of illumination may be construed as or confused with, or may interfere with, obstruct or obscure the view of all or any portion of a traffic control sign, signal, or device.
- (2) Signs which imitate an official sign or signal or which contain the words "stop," "go," "slow," "yield," "caution," "danger," "warning," or similar words which imply any official warning or command or which may imply the need for special actions on the part of any vehicle or pedestrian.
- (3) Any sign displaying flashing or intermittent lights or lights changing degrees of intensity, except a changeable copy sign.
- (4) Signs which contain or consist of pennants, ribbons, streamers, spinners, or other similar moving devices in residential areas. These devices, when not part of any sign, are similarly prohibited.
- (5) Any sign or means of sign illumination which causes glare into or upon any building other than the building to which the sign may be related or any sign or means of sign illumination which causes glare into oncoming traffic.

- (6) Any sign affixed to, hung, placed, or painted on any other sign, fence, cliff, radio, television, or similar tower, provided that this prohibition shall not affect official traffic, parking or informational signs placed on utility poles by the county government.
- (7) ~~No new~~ Any portable or nonstructural sign over 16 square feet ~~will be allowed in the county after passage of this article. All existing portable or nonstructural signs over 16 square feet will be removed within three years of the passage of this article.~~
- (8) Any sign which no longer identifies or advertises a bona fide business, lessor, service, owner, product, or activity located, conducted, or sold on the premises. Where the owner or lessor of the premises is seeking a new tenant, such signs may remain in place for not more than 90 days from the date of vacancy unless permission to extend is acquired from the director of planning.
- (9) Signs advertising activities which are illegal under federal, state, or county laws or regulations.
- (10) ~~Any sign posted or erected in association with a home occupation not described in subsection (6) of section 22-256 herein.~~

(Ord. of 11-7-90; Ord. of 8-17-10, § 1; Ord. of 11-16-10, § 1; Ord. of _____)

Sec. 22-258. - Zoning and dimensional requirements for allowed signs.

The regulations set forth in this section pertain to the various types and specifications for signs expressly permitted in each designated zoning district:

- (1) The maximum advertising display area for on-premises signs is as follows:
 - a. A-1—50 square feet.
 - b. A-2—150 square feet.
 - ~~e. A-3—Five square feet (except to designate the development).~~
 - ~~d. A-R—Five square feet (except to designate the development).~~
 - e.c. B-1—130 square feet.
 - f.d. B-2—250 square feet or one and three-fourths square foot per linear foot of building frontage, whichever is greater.
 - g.e. B-3—One square foot per linear foot of building frontage.
 - h.f. In districts M-1 and M-2, sign area shall not exceed in the aggregate three square feet in area per linear foot of building frontage, such frontage being measured as the longest horizontal dimension of the building and which does not pass through or between any adjacent element provided, however, that no such sign or signs shall exceed an aggregate total of 350 square feet in area.
- (2) Reserved.
- (3) All other signs shall be subject to setback restrictions of the district in which said signs are placed.

(4) The maximum permitted height of any freestanding sign shall be the higher of (i) ten feet above ground elevation or (ii) ten feet above street level of the highest public road that is within 100 feet of the sign, unless otherwise exempted in the Code of Dinwiddie County.

(5) Billboard or outdoor advertising structures are permitted only in A-2, M-1, M-2, B-2, and B-3 zoning districts. They may have a maximum size of 300 square feet and must be spaced at least 1,000 feet apart.

(Ord. of 11-7-90; Ord. of 6-20-00; Ord. of 12-18-12, § 1; Ord. of _____)

(2) That such changes take effect immediately.