

ORDINANCE No. ____

**AN ORDINANCE AMENDING SECTION 140-59-E(1) OF THE OCEAN VIEW LAND
USE AND DEVELOPMENT CODE BY ADDING FAST FOOD RESTAURANTS, FAST
FOOD RESTAURANTS WITH DRIVE THROUGH, AND FAST FOOD RESTAURANTS
WITH DRIVE IN AS USES TO THE REQUIRED OFF STREET PARKING SPACES
CHART, REVISING THE NUMBER OF OFF-STREET PARKING SPACES REQUIRED
FOR RESTAURANTS, AND ESTABLISHING THE NUMBER OF OFF-STREET
PARKING SPACES REQUIRED FOR THE AFOREMENTIONED TYPES OF FAST
FOOD RESTAURANTS**

WHEREAS, the Town Council has the power to adopt ordinances for the protection and preservation of town property and for securing the protection and promotion of health, safety, comfort, convenience, welfare, and happiness of the residents of the town; and

WHEREAS, the Town Council is desirous of providing for the welfare and happiness of its residents by providing regulations that govern these uses within the Town; and

WHEREAS, the Town Council of Ocean View is of the opinion that it promotes the health, safety, morals, beauty, and good appearance of the Town to provide regulations governing parking requirements for various types of restaurants.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE TOWN COUNCIL OF THE TOWN OF OCEAN VIEW:

Section 1. Amend Ocean View Code Chapter 140, Article IX, Section 140-59-E(1) by adding the underlined language below:

E. Required spaces.

(1) By use.

Use	Minimum Number of Off-Street Parking Spaces Required
Clinic or office, medical and dental	1 for each 200 square feet of floor area
Day-care establishments	1 for each 1,000 square feet of floor area
Dwelling units, all types	2 per dwelling unit in addition to garage space
Funeral homes	1 for each 100 square feet of floor area
Hospitals	1 for each bed based on rated capacity

Lodging places	1.75 for each guest room, plus minimum required spaces for all uses operated in conjunction with the lodging place
Places of assembly	1 for each 50 square feet of floor area
Places of worship	1 for each 100 square feet of floor area, plus minimum required spaces for all uses operated in conjunction with the place of worship
Restaurants, <u>including Fast Food</u>	<u>1 for each 50 square feet of floor area dedicated to patron use, including outdoor seating. Plus one for each employee on the largest shift.</u>
<u>Fast Food Restaurant with Drive-Through and/or Drive-In</u>	<u>1 for each 75 square feet of floor area dedicated to patron use, including outdoor seating. Plus one for each employee on the largest shift.</u>
Retail and service uses	1 for each 250 square feet of floor area

Section 2. This ordinance shall become effective upon its adoption by a majority of the members of the Town Council present and voting.

TOWN COUNCIL OF OCEAN VIEW

By: _____
Mayor

{Seal}

Attest: _____
Town Clerk

Introduction:

Planning & Zoning Commission Review:

First Reading:

89 Second Reading:

90 Adopted:

91 **Synopsis:** This ordinance works in conjunction with a pending ordinance, which proposes to
92 redefine fast food restaurant and add fast food restaurant with drive through and fast food
93 restaurant with drive in to the table of permitted uses, by adding these types of restaurants to the
94 off-street parking requirements chart, and establishing the number of spaces required for each type
95 of fast food restaurant. It also revises the number of spaces required for restaurants, by applying
96 the per square feet multiplier to the area dedicated to patron use only, and including an additional
97 number of spaces based on the number of employees.