

## TEMPORARY USE

### PROMOTIONAL USES:

**DEFINITION:** WITHIN THE B-3, B-4 AND B-5 ZONING DISTRICTS, PROMOTIONAL ACTIVITIES OF RETAIL MERCHANTS INVOLVING THE DISPLAY OF MERCHANDISE OUTSIDE OF ENCLOSED BUILDINGS, MAY EXCEED THE PERCENTAGE OF OUTDOOR DISPLAY AND SALES PERMITTED BY DISTRICT REGULATIONS, PROVIDED THAT:

- NO SUCH PROMOTIONAL SALE SHALL BE HELD FOR A PERIOD LONGER THAN 14 DAYS AND NO MORE THAN ONE SUCH SALE SHALL BE HELD, PER ZONING LOT, PER CONSECUTIVE THREE MONTH PERIOD
- OUTDOOR MERCHANDISE DISPLAY NEED NOT COMPLY WITH THE BULK REQUIREMENTS OF THE DISTRICTS, EXCEPT HOWEVER, ANY TEMPORARY STRUCTURES, AXLE-MOUNTED ENCLOSURES OR VEHICLES WITH A WEIGHT CLASSIFICATION OF 1 TON OR GREATER, PLACED FOR USE IN CONJUNCTION WITH THE PROMOTIONAL SALE, SHALL NOT ENCROACH UPON REQUIRED YARDS OR PLATTED SETBACKS.
- OUTDOOR DISPLAY OF MERCHANDISE SHALL NOT INTERFERE WITH THE VIEW OF OPERATORS OF MOTOR VEHICLES ON THE PUBLIC STREET AND SHALL NOT BE LOCATED WITHIN 30 FEET OF THE INTERSECTION OF THE CURB LINE OF ANY TWO STREETS OR AT ANY LOCATION NEAR A DRIVEWAY THAT MAY INTERFERE WITH THE VIEW OF EITHER MOTORISTS OR PEDESTRIANS.
- DISPLAY OF MERCHANDISE OR PLACEMENT OF ASSOCIATED TEMPORARY STRUCTURES OR AXLE-MOUNTED ENCLOSURES SHALL NOT OCCUPY OR INTERFERE WITH REQUIRED PARKING SPACES OR CIRCULATION AISLES PROVIDING ACCESS THERETO.
- THE TEMPORARY USE MAY INCLUDE THE USE OF TEMPORARY SIGNAGE. THIS IS PROVIDED THAT SUCH SIGNAGE IS LIMITED TO NOT MORE THAN TWO SIGNS WITH A COMBINED SQUARE FOOTAGE OF 32 SQUARE FEET OR LESS. SUCH SIGNAGE MAY BE PLACED ON VEHICLES OR TRAILERS ASSOCIATED WITH THE TEMPORARY USE AND THE SQUARE FOOTAGE CALCULATION SHALL NOT INCLUDE SIGNAGE THAT MAY BE PERMANENTLY PAINTED OR PERMANENTLY AFFIXED TO SUCH VEHICLES OR TRAILERS.

### TEMPORARY SALES:

**DEFINITION:** THE SALE OF MERCHANDISE, GOODS, OR MATERIALS WHERE THE SALE OF SUCH IS AT ANY LOCATION THAT IS NOT OWNED OR CONTROLLED BY THE PERSON, GROUP, FIRM, CORPORATION, OR BUSINESS CONDUCTING THE SALES.

WITHIN THE B-3, B-4, B-5 AND M-1 DISTRICTS, TEMPORARY SALES FOR NOT MORE THAN 14 DAYS DURING ANY ONE SALE AND NO MORE THAN ONE SALE, PER ZONING LOT, PER CONSECUTIVE THREE MONTH PERIOD, PROVIDED THAT:

- THE TEMPORARY SALES USE NEED NOT COMPLY WITH THE BULK REQUIREMENTS OF ZONING DISTRICTS OR PLATTED SETBACKS, EXCEPT THAT ANY VEHICLE WITH A WEIGHT CLASSIFICATION OF 1 TON

OR GREATER OR ANY AXLE-MOUNTED ENCLOSURE OR TEMPORARY STRUCTURE USED IN CONJUNCTION WITH THE TEMPORARY SALES, SHALL NOT BE LOCATED UPON REQUIRED YARDS OR WITHIN PLATTED SETBACKS.

- THE TEMPORARY SALES USE SHALL NOT INTERFERE WITH THE VIEW OF OPERATORS OF MOTOR VEHICLES ON THE PUBLIC STREETS AND SHALL NOT BE LOCATED WITHIN 30 FEET OF THE INTERSECTION OF THE CURB LINE OF ANY TWO STREETS OR AT ANY LOCATION NEAR A DRIVEWAY THAT MAY INTERFERE WITH THE VIEW OF EITHER MOTORISTS OR PEDESTRIANS
- THE TEMPORARY SALES USE SHALL NOT OCCUPY OR INTERFERE WITH THE REQUIRED PARKING SPACES OR CIRCULATION AISLES PROVIDING ACCESS THERETO
- THE AREA OCCUPIED BY THE TEMPORARY SALES USE SHALL NOT BE COUNTED AS PART OF THE PERCENTAGE OF OUTDOOR DISPLAY AND SALES PERMITTED BY SPECIFIC DISTRICT REGULATIONS.
- THE TEMPORARY USE MAY INCLUDE THE USE OF TEMPORARY SIGNAGE. THIS IS PROVIDED THAT SUCH SIGNAGE IS LIMITED TO NOT MORE THAN TWO SIGNS WITH A COMBINED SQUARE FOOTAGE OF 32 SQUARE FEET OR LESS. SUCH SIGNAGE MAY BE PLACED ON VEHICLES OR TRAILERS ASSOCIATED WITH THE TEMPORARY USE AND THE SQUARE FOOTAGE CALCULATION SHALL NOT INCLUDE SIGNAGE THAT MAY BE PERMANENTLY PAINTED OR PERMANENTLY AFFIXED TO SUCH VEHICLES OR TRAILERS.

THIS SUPPLEMENT IS TO ASSIST IN THE COMPLETION OF THE TEMPORARY USE APPLICATION, AND TO ASSIST IN THE INTERPRETATION OF THE ZONING ORDINANCE PERTAINING TO TEMPORARY USES, SECTION 601.