

ORDINANCE NO. 06-04

THE MAYOR AND COUNCIL OF NEW MARKET

AN ORDINANCE AMENDING THE PROVISIONS OF THE  
ZONING ORDINANCE OF THE TOWN OF NEW MARKET

WHEREAS, the Mayor and Council of New Market have determined to amend the Zoning Ordinance to provide for the establishment of an Amusement Park (AP) zoning district classification;

NOW THEREFORE, it is ordained by the Mayor and Council of New Market the Zoning Ordinance be and is hereby amended, by adding the following new provision:

SECTION ONE. Section 2.0 of the Zoning Ordinance is amended by adding at the end thereof the following underscored language:

2.0 Establishment of Districts

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AP Amusement Park District

SECTION TWO. Section 2.53 is amended by adding the following underscored language:

1. In the B, HD, AP and IP Districts, parking space may be provided on a separate lot if within three hundred (300) feet of a building, and two (2) or more owners may join together in the provision of this parking space.

SECTION THREE. Section 6.4 is amended by adding the following underscored language:

6.4 Required Lot Area, Lot Width and Yards in Commercial Districts.

The following additional provision is added to section 6.4:

AP Amusement Park District

<u>10 Acres</u>	<u>Not</u>	<u>25</u>	<u>8</u>	<u>25</u>	<u>Specified</u>
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The dimensional requirements not specified shall be determined by the Planning Commission for each use permitted in the Amusement Park (AP) zone, upon application to the Planning Commission.

SECTION FOUR. The Zoning Ordinance is amended by adding the following new section:

6.8 AP Amusement Park District.

A. Purpose. The purpose of the AP Amusement Park District is to provide suitable locations for a variety of attractions, such as mechanical rides, water rides, games, shows, theme exhibits, restaurant stands and picnic and recreation grounds. It is intended that such districts shall

be located in a park-like configuration, near access to interstate highways or other major transportation corridors.

B. Uses permitted in the AP Amusement Park Zone.

1. Amusement parks, which may include mechanical rides, water rides, games, shows, theme exhibits, refreshment stands, go-kart tracks, miniature golf, paintball, bumper cars, bumper boats, arcade games, laser tag, thrill rides, indoor and outdoor rides and attractions, water rides, water slides, wave pools, lazy rivers and spray grounds.

2. Any use permitted in the HS Highway Service district.

C. Special Exception Uses.

1. As permitted in Section 6.4.

D. Height Regulation.

1. In the AP Amusement Park District, no amusement ride permitted under subsection B(1) of this section shall exceed a height of 120 feet; no other building or structure permitted under subsection B(1) or B(2) of this section shall exceed a height of 40 feet.

E. Signs.

Notwithstanding any other provision of this Ordinance, on premises business signs in the AP zoning district are permitted up to a sign message area of 700 square feet, and a height of not more than 35 feet, to be located in the proximity of entrances, and subject to Planning Commission approval. In approving signs in the AP zone, the Planning Commission may consider potential adverse effects of the sign on adjacent and nearby uses, traffic safety and identification of the use as a destination."

AND IT IS FURTHER ORDAINED, that this Ordinance shall become effective twenty (20) days after the date of passage.

BY ORDER OF THE MAYOR AND COUNCIL  
OF THE TOWN OF NEW MARKET

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Winslow F. Burhans, III, Mayor

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Rita Mueller, Vice President

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Lawrence Romanell

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Mark Timberlake

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Shannon Rossman

INTRODUCED: \_\_\_\_\_, 2006

ENACTED: \_\_\_\_\_, 2006

EFFECTIVE: \_\_\_\_\_, 2006

ATTEST:

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Town Clerk