

Town of Trinity

35 Preston Drive
Trinity, Alabama 35673
Phone 353-2474

Home Occupations Application Form

APPLICANT INFORMATION:

Address: _____

Business Name: _____

Phone () _____

Nature of Business (Please refer to page 2: Standards for Home Occupations, and fully explain the nature of your business):

Home Occupation Defined

A "home occupation" is any use conducted in a residential district, conducted entirely within the principal building (dwelling unit), The use is carried on by the regular inhabitants of the principal structure and no others, the use is clearly incidental and secondary to the use of the permitted dwelling for residential purposes, the appearance of the dwelling is not altered so as to accommodate the home occupation within the dwelling, the home occupation is not conducted in a manner which would cause the dwelling to differ from its residential character.

Standards for Home Occupations

1. There shall be no more than one (1) room of the residential dwelling used for the home occupation, and the home occupation shall be conducted entirely in the residential dwelling.
2. There shall be no advertising, signage, display, or other evidence of the home occupation on the residential lot or structure.
3. There shall be no business of selling stocks of merchandise, supplies or products on the premises.
4. There shall be no storage or display of goods visible from outside the structure where the home occupation is licensed.
5. There shall be no hazardous or highly explosive or combustible material used or stored on the premises.
6. There shall be no activity allowed that would interfere with the radio or television or other communication signals in the area.
7. There shall be no offensive noise, vibration, smoke, dust, odors, heat or glare noticeable at or beyond the property boundaries.
8. There shall be no more than one (1) party meeting or event for the purchase of the merchandise sales in association with a home occupation, conducted in each three (3) successive months in a calendar year.
9. There shall be no deliveries from suppliers made to the premises except that commercial common carrier deliveries shall be permitted.
10. There shall be no home occupations allowed in any multi-family dwelling.

ALL HOME OCCUPATIONS SHALL BE REGISTERED WITH THE PLANNING COMMISSION. AN INSPECTION OF THE PREMISES MAY BE REQUIRED.

Inspection by _____ Date _____

➤ **I have read and will comply with the above zoning regulations**

Name (print) _____
Signature _____ Date _____

Office Use Only:		
Planning Commission:	Town Council:	License Purchase
Hearing Date: _____	_____	_____
Approved/Denied _____	_____	ck# _____

- i. Artists and sculptors;
- ii. Authors and composers;
- iii. Home crafts for off-site sales
- iv. Office of sole proprietor business, including professionals;
- v. Individual tutoring;
- vi. Home Instruction
- vii. Computer services;

b. *Commercial common carriers:* Those delivery services which commonly deliver packages to residential and or small business, customarily to the front door, and do not carry freight in excess of one hundred fifty (150) pounds.

Section 66.4 PROHIBITIONS.

a. The council finds that the following uses by their nature have a pronounced tendency once started to rapidly increase beyond the limits permitted for home occupations and thereby impair the use and value of residentially zoned property for residential purposes. Therefore, the uses specified below shall not be permitted and are hereby prohibited as home occupations:

1. Minor or major auto repair
2. Barber shops, beauty shops and hair trimming and nail salons;
3. Carpentry work;
4. Dance instruction;
5. Dental and orthodontic offices;
6. Medical, physical or massage therapy, chiropractic, eye care or other healthcare offices;
7. Painting of vehicles, trailers or boats;
8. Photo developing and photo studios;
9. Private schools with organized classes;
10. Television or other appliance repair;
11. Upholstering;

12. Massage parlors; spas or other facilities involving treatment of the human body
13. Small engine repairs;
14. Welding shop;
15. Funeral chapel or home;
16. Gift shops;
17. Rental business;
18. Catering;
19. Veterinary offices;
20. Kennels or animal boarding facilities; and
21. Other uses similar to those enumerated in this listing or likely to have similar impacts on the neighborhood.

Section 66.5 REQUIREMENTS Applicable to All Home Occupations.

- a. There shall be no more than one (1) room of the residential dwelling used for home occupation, and the home occupation shall be conducted entirely in the residential dwelling.
- b. There shall be no advertising, signage, display, or other evidence of the home occupation on the residential lot or structure.
- c. There shall be no business of selling stocks of merchandise, supplies or products on the premises.
- d. There shall be no storage or display of goods visible from outside the structure where the home occupation is licensed.
- e. There shall be no hazardous or highly explosive or combustible material used or stored on the premises.
- f. There shall be no activity allowed that would interfere with radio or television or other communication signals in the area.
- g. There shall be no offensive noise, vibration, smoke, dust, odors, heat or glare noticeable at or beyond the property boundaries.
- h. There shall be no more than one (1) party, meeting or event for the purchase of merchandise sales in association with a home occupation, conducted in each three (3)

successive months in an calendar year.

- i. There shall be no deliveries from suppliers made to the premises except that commercial common carrier deliveries shall be permitted.
- j. There shall be no home occupations allowed in any multi-family dwelling.

Section 66.6 PERMITS AND EXPIRATION AND REVOCATION OF PERMITS.

- a. It shall be unlawful to conduct any home occupation without a permit issued by the Town Council after review of the application for same by the Planning Commission.
- b. The Town Council shall issue such permits upon proper application provided all criteria for the conduct of a home occupation set out in this ordinance are satisfied and no prohibition or restriction set out herein with respect to home occupations will be violated by the conduct of such activity on the affected property.
- c. The privilege of pursuing or engaging in any home occupation shall be personal to the original permit holder and shall not be transferable to any subsequent owner or occupants of the affected property without approval of the Town Council in the manner provided herein for original applications.
- d. The Town Council shall have the authority to revoke any permit for a home occupation granted pursuant hereto in the event it is reasonably satisfied, after notice to and opportunity be heard by a permit holder, that any provision of this ordinance with respect to the conduct of home occupations or the use of the affected property has been violated.

ARTICLE VII. OVERLAY DISTRICT REGULATIONS

Section 70.0 GENERALLY. Each of the overlay districts defined and established in Section 22.0 shall be subject to specific regulations pertaining to special characteristics as follows.

Section 71.0 HISTORIC OVERLAY DISTRICT. A Historic Overlay District may overlay, or include, properties located in one or more use districts. The Planning Commission shall, in accord with this ordinance, apply additional regulation, in the form of design and development review guidelines, to govern such activities within such districts, and those guidelines shall be applied in addition to other regulations required in the underlying use districts. Those guidelines shall include the Secretary of the Interior's *Standards for Rehabilitation*, and the Alabama Historical Commission's *Design Guidelines*, which include "Rehabilitation Guidelines for Existing Buildings," "Rehabilitation Guidelines for Site and Landscape" with its listings of plant materials recommended and not recommended for historic districts, "Guidelines for New Construction," and "Guidelines for Other Changes." The Planning Commission may, from time to time and subsequent to a public hearing, add to those guidelines in a manner not inappropriate to the purposes of this district.

Section 71.1 DESIGNATION OF DISTRICTS. Before the Town Council shall designate or amend the boundaries of any Historic Overlay District(s), the Planning Commission, with the advice and counsel of the Alabama Historical Commission, shall first submit a report to the Town