

AN ORDINANCE TO AMEND THE CODE OF THE COUNTY OF DINWIDDIE, 1985, AS AMENDED, BY AMENDING SECTION 22-71, PERMITTED USES, CHAPTER 22, ZONING, ARTICLE IV. DISTRICT REGULATIONS, DIVISION 3, AGRICULTURAL, GENERAL, DISTRICT A-2, SECTION 22-84, PERMITTED USES, CHAPTER 22, ZONING, ARTICLE IV. DISTRICT REGULATIONS, DIVISION 4, RESIDENTIAL, CONSERVATIVE, DISTRICT R-R, SECTION 22-154, PERMITTED USES, CHAPTER 22, ZONING, ARTICLE IV. DISTRICT REGULATIONS, DIVISION 9, RESIDENTIAL, PLANNED DEVELOPMENT, DISTRICT PRD, SECTION 22-185, PERMITTED USES, CHAPTER 22, ZONING, ARTICLE IV. DISTRICT REGULATIONS, DIVISION 11, BUSINESS, GENERAL, DISTRICT B-2, AND SECTION 22-234.17, PERMITTED USES, CHAPTER 22, ZONING, ARTICLE IV. DISTRICT REGULATIONS, DIVISION 16, PLANNED UNIT DEVELOPMENT DISTRICT-COMMERCIAL PUD-C.

BE IT RECOMMENDED by the Planning Commission of Dinwiddie County:

(1) That Chapter 22 of the Code of the County of Dinwiddie, 1985, as amended, is amended by inserting the following language shown underlined and deleting the following language marked as strikethrough:

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) Business signs.
- (31) Church bulletin boards and identification signs.
- (32) Directional signs.
- (33) Laydown yard and hauling, with a conditional use permit.
- (34) Location signs.
- (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) Repair of agricultural and heavy equipment, when screened from view, with a conditional use permit.

- (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.
- (75) Event facility, 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 12-19-17 [A-17-4], § (1); Ord. of 7-16-19 [A-19-5], § (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.~~ Event facility, with a conditional use permit.
- (6) Keeping of chickens, subject to the requirements of section 22-244.1.
- (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 12-19-17 [A-17-4], § (1); Ord. of 9-17-19(2) [A-19-6], § (1))

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.
- (15) Event facility, with a conditional use permit.

(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 12-19-17 [A-17-4], § (1))

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. Notwithstanding the foregoing, amusement centers shall fall under paragraph 29 and not under this paragraph.

(28) Signs as permitted by Article VII of Chapter 22 of the Dinwiddie County Code.

(29) Amusement centers, with a conditional use permit.

(30) ~~Reserved.~~ Event center, with a conditional use permit.

(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) Assisted living facility, with a conditional use permit.

(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 12-19-17 [A-17-4], § (1))

Sec. 22-234.17. - Permitted uses.

(a) In the planned unit development district (PUD-C), all structures to be erected or land to be used shall be for the following uses:

(1) Commercial uses:

Banks and other similar financial institutions.

Barber, beauty shops and spas.

Business and professional offices.

Indoor theaters.

Medical clinics or offices.

Motels, hotels and resort facilities.

Museums.

Photography studios and sales, artist and sculptor studios, arts and crafts and handicraft shops, antique shops, reproduction and gift shops.

Plants and garden supply, hardware and paint, and home appliance sales and service, with storage in a fully enclosed building.

Post offices.

Restaurants, tea rooms and taverns.

Retail and service stores.

Retail food stores, bakeries, fish markets.

Wireless communications facilities that utilize alternative mounting structures, or are building mounted, or are camouflaged.

(2) Light industrial uses:

Printing and publishing.

Processing, assembly and manufacture of light industrial products or components, with all storage, processing, assembly and manufacture conducted in a fully enclosed building, with no dust, noise, odor or other objectionable effect.

Research, design and development facilities or laboratories.

Wholesale and warehousing, with storage in a fully enclosed building.

(b) In the planned unit development district, (PUD-C), all structures to be erected or land to be used for the following uses shall be permitted only after the issuance of a conditional use permit by the board of supervisors.

(1) Tower mounted wireless communication facilities.

(2) Water facilities (public) and sewer facilities (public), including but not limited to, treatment plants, pumping stations, storage facilities and transmission mains, wells and associated equipment such as pumps to be owned and operated by political jurisdictions. However, the following are permitted generally and shall not require a special use permit.

a. Private connections to existing mains, that are intended to serve an individual customer and are accessory to existing or proposed development, with no additional connections to be made to the line;

b. Distribution lines and local facilities within a development; including pump stations.

(3) Event facility.

(Ord. of 8-2-05)

(2) That this ordinance shall become effective immediately upon adoption.