

# PIEDMONT, OKLAHOMA

## ZONING CODIFICATION

MARCH 2020

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**Article I. Zoning Ordinance**

**Chapter 0. Preface**

**Section 1-0-1. Effect on District Classifications.**

This Ordinance carries forth the zoning districts that were transformed into new districts in 1987. Additionally, it incorporates the RE-1 and RE-2 districts that were created in 1991. Concurrent with this revision a new Overlay District is created to account for any city, municipal authority, school district, flood plain area or planned unit development. This includes buildings, structures, or surrounding grounds. The RS-3 district is retained as a carry-over district, for those districts so zoned; however, no further zoning into this district will be allowed.

All properties reclassified to another Zoning District under the provisions of this Ordinance shall be subject to both the District Uses and Development Regulations of the applicable Districts in this Ordinance.

**Section 1-0-2. Effect on Development Regulations.**

The development and construction regulations contained in this Ordinance shall henceforth apply uniformly to all property within the corporate limits of the City of Piedmont regardless of the date of that property being established in a particular Zoning District classification.

**Section 1-0-3. Plats, Siteplans, and Improvement Plans Previously Approved.**

Any plat application, site development plan or improvement approved prior to the effective date of this Ordinance shall remain valid and subject to those provisions in effect at the time of this Ordinance.

**Section 1-0-4. Completion of Approved Buildings.**

Nothing herein shall require any change in the plans, construction or designated use of a building or structure for which a building permit has been issued prior to the effective date of this Ordinance, or an amendment to this Ordinance, if the actual construction of said building or structure is in accordance with those provisions in effect at the time the permit was issued.

**Section 1-0-5. Zoning Districts Nomenclature.**

- A. A-1
- B. RE
- C. RE-1
- D. RE-2
- E. RS-1
- F. RS-2
- G. RS-3
- H. RD-1
- I. RM-1
- J. RMH
- K. C-1
- L. C-2
- M. C-3
- N. I-1
- O. I-2
- P. I-3
- Q. Overlay

**Chapter 1. Citation, Purpose, Nature and Application of Zoning Ordinance**

**Section 1-1-1. Citation.**

This Ordinance, in pursuance of the authority granted by the Legislature of the State of Oklahoma, in Title 11, Article XLIII, 43-101 through 43-109, and Article XLIV, Section 44-101, 44-102, and 44-104 through 44-110 of the Oklahoma Statutes, shall be known as the "Zoning Ordinance of the City of Piedmont", and may be cited as such.

**Section 1-1-2. Purpose.**

The regulations contained herein are necessary to encourage the most appropriate uses of land; to maintain and stabilize the value of property; to reduce fire hazards and improve public safety and safeguard the public health; to prevent undue concentration of population; and to create a comprehensive and stable pattern of land uses upon which to plan for transportation, water supply, sewerage, schools, parks, public utilities, and other facilities. In interpreting and applying the provisions of this Ordinance they shall be held to be necessary for the promotion of the public health, safety, comfort, convenience and general welfare.

**Section 1-1-3. Nature and Application.**

- A. This Ordinance classifies and regulates the use of land, buildings, and structures within the corporate limits of the City of Piedmont, State of Oklahoma, as hereinafter set forth by dividing the City into districts and regulating there the use of the land and the use and size of building, the size of yards and open spaces, the location of buildings, and the density of population.
- B. Except as hereinafter otherwise provided no land shall be used and no building, structure, or improvement shall be made, erected, constructed, moved, altered, enlarged, or rebuilt which is designed, arranged, or intended to be used or maintained for any purpose or in any manner except in conformity with the regulations contained herein.

**Section 1-1-4. Zoning Districts.**

The City of Piedmont is hereby divided into districts as shown on the Zoning Map filed with the City Clerk. The map as amended and all explanatory materials thereon is hereby made a part of this Ordinance. Zoning Districts shall be designated as follows:

- A. Agricultural Districts
  - A-1 General Agricultural District
- B. Residential Districts
  - 1. RE Rural Estate Residential District
  - 2. RE-1 Medium Size Rural Estates Residential District
  - 3. RE-2 Minimum Size Rural Estates Residential District
  - 4. RS-1 Urban Estate Residential District
  - 5. RS-2 Single-Family Residential District
  - 6. RS-3 Single-Family Residential District
  - 7. R-R Residential One-Family Restricted District
  - 8. RD-1 Two-Family Residential District
  - 9. RM-1 Multi-Family Residential District
  - 10. RMH Mobile Home Residential District
- C. Commercial Districts
  - 1. C-1 Local Commercial District
  - 2. C-2 General Commercial District
  - 3. C-3 Central Commercial District
- D. Industrial Districts
  - 1. I-1 Restricted Light Industrial District
  - 2. I-2 General Industrial District

3. I-3 Heavy Industrial District

E. Overlay District

Specific district regulations are set forth in Chapters 3 and 4.

**Section 1-1-5. Interpretation of District Boundaries.**

- A. The boundaries of the zoning districts are hereby established as shown on the maps entitled Zoning District Maps of the City of Piedmont, Canadian County, Oklahoma which are a part of these regulations and which are on file in the office of the City Clerk. Said maps and all notations, references, data, and other information shown thereon shall be and are hereby adopted and made a part of these regulations.
- B. Unless otherwise indicated on the zoning maps, the district boundaries are lot lines, the center lines of streets or alleys or specified distance therefrom, railroad right-of-way lines, or property lines, as they existed at the time of the enactment of these regulations.
- C. Where uncertainty exists as to the boundaries of the zoning districts or when the street or property existing on the ground is at variance with that shown on the Zoning District Maps, the Board of Adjustment upon written application or upon its own motion, shall determine location of such boundaries.

**Section 1-1-6. Interpretation of Words and Terms.**

Unless otherwise stipulated or required, the following definitions shall be used in the interpretation and construction of the ordinance, and words used in the present tense include the future; singular shall include the plural, and the plural the singular; the word "building" shall mean as well the word "structure", "altered", "converted", "rented", "leased", or "intended to be used", and the word "shall" is mandatory and not directory.

- A. Accessory Building or Structure – A building incidental and subordinate to the main building or use and located on the same lot with the main building.
- B. Accessory Use – A use incidental, appropriate, and subordinate to the principal use of land and buildings located upon the same premises.
- C. Advertising Signs, Billboard, or Structure – Any cloth, card, paper, metal, painted, glass, wooden, plastic, plaster, stone sign or other sign, device, or structure of any character whatsoever, including statuary, placed for outdoor advertising purposes on the ground or on any tree, wall, bush, rock, post, fence, building or structure. The term "placed" shall include erecting, constructing, posting, painting, printing, tacking, nailing, gluing, sticking, carving, or otherwise fastening, affixing, or making visible in any manner whatsoever. The area of an advertising structure other than a sign shall be determined as the area of the largest cross-section of such structure. Neither directional, warning, nor other signs posted by public officials in the course of their public duties shall be construed as advertising sign for the purpose of this definition.
- D. Agriculture – The use of land for agricultural purposes, including farming, dairying, pasturage, apiculture, horticulture, floriculture, viticulture, and animal and poultry husbandry, and the necessary accessory uses for packing, treating, or storing the produce; provided, however, that the operation of any such accessory uses shall be secondary to that of the normal agricultural activities. The operation of commercial feed pens, sales yards, auction yards for horses, cattle, hogs or other animals shall be deemed an industrial not an agricultural use.
- E. Apartment House – A multiple-family dwelling. (See "dwelling, multiple")
- F. Automobile – A self-propelled mechanical vehicle designed for use on streets and highways for the conveyance of goods and people including but not limited to the following: passenger cars, trucks, pick-ups, busses, motorhomes, three or four-wheeled ATVs and motorcycles.
- G. Automobile Repair, Major – General repair, rebuilding or reconditioning of engines, motor vehicles or trailers; collision services including body, frame or fender straightening or repair; overall painting or paint shop; vehicle steam cleaning.
- H. Automobile Repair, Minor – Incidental replacement of parts and motor service to passenger cars and trucks not exceeding one and one-half (1 ½) tons capacity.
- I. Automobile Service Station – Any area of land, including structures thereon, that is used for the sale of gasoline, natural gas or oil fuels, and may include butane or propane fuels, or other automobile accessories, and which may or may not include facilities for lubricating, washing, cleaning, or otherwise servicing automobiles, but not including the painting thereof.
- J. Automobile or Trailer Sales Area – An open area, other than a street, used for the display, sales or rental of new or used motor vehicles or trailers in operable condition where no repair work is done.
- K. Automobile Wash or Laundry – A structure designed primarily for washing automobiles using production line methods such as a chain conveyer, blower, steam cleaner, high pressure spray, or other mechanical device.

- L. Automobile Wrecking or Salvage Yard – An area outside of a building where motor vehicles are disassembled, dismantled, junked, or “wrecked”, or where motor vehicles not in operable condition or used parts of motor vehicles are stored.
- M. Basement – A story partly or wholly underground. For purposes of height measurement, a basement shall be counted as a story when more than one-half of its height is above the average level of the adjoining ground or when subdivided and used for commercial or dwelling purposes.
- N. Blasting – The use of explosives.
- O. Boarding House/Bed and Breakfast – A dwelling other than a hotel or motel where, for compensation and by pre-arrangement for definite periods, meals or lodging and meals are provided.
- P. Board of Adjustment – The board of adjustment for the City of Piedmont, Oklahoma, also referred to as Board.
- Q. Building – Any structure intended for shelter, housing, or enclosure for persons, animals, or chattel. When separated by dividing walls without openings, each portion of such structure so separated shall be deemed a separate structure.
- R. Building Accessory – The subordinate building, the use of which is customarily incidental to that of a principal building on the same lot. Mobile Homes and Travel Trailers shall not be considered accessory buildings.
- S. Building Coverage – The percent of the lot area covered by the building. The building shall include all overhanging roofs.
- T. Building Height – The vertical distance from the average line of the highest and lowest points of that portion of the lot covered by the building to the highest point of coping of a flat roof, or the roofline of a mansard (a mansard may be no taller than that required to conceal roof equipment), roof, or to the average height of the highest gable of a pitch or hip roof.
- U. Building, Main – A building in which is conducted the principal use of the lot on which it is situated. In any residential district any dwelling shall be deemed to be a main building on the lot on which it is situated.
- V. Building Site – A single parcel of land occupied or intended to be occupied by a building or structure.
- W. Building, Temporary – Any building or structure on skids or not otherwise attached to a foundation or the ground.
- X. Carport – A permanent roofed structure permanently open on at least two (2) sides, designed for or occupied by private passenger vehicles.
- Y. Child Care Facility – Any public or private residential facility, day care center, or family day care home, providing either full-time or part-time care for children away from their own homes, and which is owned or controlled by a political subdivision, a corporation, an unincorporated organization or association, or individual.  

In order to provide care for children in child care facilities, a license shall be obtained from the Department of Human Services, which is issued on the basis of meeting minimum standards of the “Oklahoma Child Care Facilities Licensing Act, Section 401-410, Title 18, O.S., which are essential for the health and welfare of the child or children placed for care with such agencies and individuals.
- Z. Family Day Care Home – A licensed or approved family home which provides care and protection of seven or fewer children for part of the twenty-four hour day. The term “day care home” shall not include informal arrangements which parents make independently with neighbors, friends, and others, or care-takers in the child’s own home.
- AA. Day Care Center – A licensed or approved facility which provides care and supervision for eight or more children and which operates for more than thirty (30) hours a week. The term “day care center” shall not include informal arrangements which parents make independently with neighbors, friends, and others, or care-takers in the child’s own home.
- BB. City – The City of Piedmont, Oklahoma.
- CC. City Council – The City Council of the City of Piedmont, Oklahoma.
- DD. Clinic, Dental or Medical – A facility for the examination and treatment of ill and afflicted human outpatients; provided, however, that patients are not kept overnight except under emergency conditions, including but not limited to dental and doctors offices.
- EE. Comprehensive Plan – The Comprehensive Plan of the City of Piedmont, Oklahoma.
- FF. Convalescent, Rest, Nursing Home, Extended Care Facility – A health facility where persons are housed and furnished with meals and continuing nursing care for compensation.
- GG. Court – An open unoccupied space, other than a yard on the same lot with a building or group of buildings and which is bordered on two (2) or more sides by such buildings or buildings.



- HH. Court, Inner – A court other than an outer court. The length of an inner court is the minimum horizontal dimension measured parallel to its longest side. The width of an inner court is the minimum horizontal dimension measured at right angles to its length.
- II. Court, Outer – A court the full width of which opens onto a required yard, or street, or alley. The width of an outer court is the minimum horizontal dimension measured in the same general direction as the yard, street, or alley upon which the court opens. The depth of an outer court is the minimum horizontal dimension measured at right angles to its width.
- JJ. District, Zoning – Any section or sections of the City of Piedmont, Oklahoma, for which regulations governing the use of buildings and premises or the height and area of buildings are uniform.
- KK. Donation Bin – A receptacle or container made of metal, steel or other material designed or intended for the collection and temporary storage of donated clothing or other items.
- LL. Drive-In Restaurant – Any establishment where food, frozen dessert and/or beverage is sold to the consumer and where motor vehicle parking space is provided and where such food, frozen dessert and/or beverage is intended to be consumed in the motor vehicle parked upon the premises or anywhere on the premises outside of the building.
- MM. Dry Cleaning or Laundry, Self-Service – Any attended or unattended place, building or portion thereof, available to the general public for the purpose of washing, drying, extracting moisture from, or dry cleaning wearing apparel, cloth, fabrics, and textiles of any kind by means of a mechanical appliance which is operated primarily by the customer.
- NN. Dwelling – Any building or portion thereof, which is designed or used as living quarters, for one (1) or more families, but not including house trailers, mobile homes, motor homes or travel trailers.
- OO. Dwelling, Attached – A portion of a building or structure having any portion of one (1) or more in common with an adjoining dwelling or dwellings, or ceiling or one (1) dwelling in common with floor or another dwelling.
- PP. Dwelling, Detached – A building or structure having open space on all sides.
- QQ. Dwelling, Single-Family – A detached dwelling designed to be occupied by one (1) family.
- RR. Dwelling, Two-Family – A dwelling designed to be occupied by two (2) families living independently of each other.
- SS. Dwelling, Multi-Family – A dwelling designed for occupancy of three (3) or more families living independently of each other, exclusive of auto or trailer courts or camps, hotels, motels or resort-type hotels.
- TT. Dwelling, Duplex, and Multiple – A building or structure containing two (2) attached dwelling units designed to be occupied by two (2) families living independently of each other. A building or structure containing three (3) or more attached dwelling units designed to be occupied by three (3) or more families living independently of each other, exclusive of hotels, motels, trailer courts, mobile home courts or trailer camps.
- UU. Dwelling, Rowhouse or Townhouse – A building or structure containing three (3) or more dwelling units attached at the side or sides, each dwelling having a separate outdoor entrance and designed to be occupied by one (1) family, and which may be owned individually by the resident family.
- VV. Essential Services – The erection, construction, alteration or maintenance by public utility or municipal or other governmental agencies of underground or overhead gas, electrical, steam or water transmission or distribution systems, collection, communication, supply or disposal systems, including poles, wires, transformation and regulation stations, mains, drains, sewer, pipes, conduits, cables, fire alarm boxes, police call boxes, traffic signals, street and area lighting facilities, hydrants, and other similar equipment and accessories thereof; reasonably necessary for the furnishing of adequate services by such public utilities or municipal or other government agencies or for the public health or safety or general welfare, but not including buildings.
- WW. Exception – A relief from the requirements of this ordinance properly authorized by the Board of Adjustment.
- XX. Family – One (1) or more persons related by blood or marriage, including adopted children, or a group of not to exceed five (5) persons (excluding servants) not all related by blood or marriage, occupying premises and living as a single non-profit housekeeping unit, as distinguished from a group occupying a boarding or lodging house, hotel, motel, club, or similar dwelling for group use. A family shall be deemed to include domestic servants employed by said family.
- YY. Floor Area, Gross – The sum of the gross horizontal area of all of the floors of a building or buildings, measured from the exterior faces of exterior walls or from the center line of walls separating two buildings, and including but not limited to, the following spaces:
1. Basements
  2. Elevator shafts and stairwells at each floor
  3. Floor space for mechanical equipment with structural head room of seven (7) feet

4. Penthouses
  5. Interior Balconies, Mezzanines and enclosed covered porches and enclosed steps
  6. Accessory uses in enclosed covered space, but not including space used for off-street parking.
- ZZ. Floor Area, Net – The total floor area within a building devoted or intended to be devoted to a particular use, with structural head room of seven (7) feet or more, whether above or below the finished lot grade, excluding: (a) elevators, stairwells, hallways, walls and partitions, and (b) floor space permanently devoted to a parking space or parking spaces, mechanical equipment, closets, washrooms, or other items permanently preventing the floor space from being occupied by persons while engaged in the use.
- AAA. Floor Area Ratio – A mathematical expression determined by dividing the gross floor area of a building by the area of the lot on which it is located, as:  $\text{Floor Area} \div \text{Lot Area} = \text{Floor Area Ratio}$ .
- BBB. Garage, Apartment – A dwelling unit for one (1) family erected above a private garage.
- CCC. Garage, Parking – Any building, or portion thereof, used for the storage of four (4) or more automobiles, in which any servicing which may be provided is incidental to the primary use for storage purposes and where repair facilities are not provided.
- DDD. Garage, Private – An accessory building or a part of a main building used for storage purposes only for automobiles used solely by the occupants and their guests of the building to which it is accessory.
- EEE. Garage, Public – Any garage other than a private garage, available to the public, used for the care or servicing of automobiles where such vehicles are parked or stored for remuneration, hire, or sale.
- FFF. Home Occupation – Any occupation, business or profession carried on solely by the inhabitants which is clearly incidental and secondary to the use of the dwelling for dwelling purposes, which does not change the character thereof, and which is conducted entirely within the main or accessory buildings; provided that no trading in merchandise is carried on and in connection with which there is no display of merchandise or sign other than one (1) non-illuminated nameplate, not more than two (2) feet square in area attached to the main or accessory building, and no mechanical equipment is used or actively is conducted which created any noise, dust, odor, or electrical disturbance beyond the confines of the lot on which said occupation is conducted.
- GGG. Home Association – An incorporated non-profit organization operating under recorded land agreements through which: (a) each lot and/or home owner in a planned unit or other described land area is automatically a member and (b) each lot is automatically subject to a charge for a proportionate share of the expenses for the organization's activities, such as maintaining a common property, and (c) the charge if unpaid becomes a lien against the property.
- HHH. Hospital – An institution providing health services primarily for human in-patient medical or surgical care for the sick or injured and including related facilities such as laboratories, out-patient departments, training facilities, central service facilities, and staff offices which are an integral part of the facilities.
- III. Hotel – A building or group of buildings under one (1) ownership containing six (6) or more sleeping rooms occupied, intended, or designed to be occupied as the more or less temporary abiding place of persons who are lodged with or without meals for compensation, but not including an auto or trailer court or camp, sanatorium, hospital, asylum, orphanage, or building where persons are housed under restraint.
- JJJ. Kennel – Any lot or premises on which three (3) or more dogs, more than six (6) months of age are kept.
- KKK. Lot Depth – The average horizontal distance between the front and rear lot lines.
- LLL. Lot, Frontage – That dimension of a lot or portion of a lot abutting on a street, excluding the side dimension of a corner lot.
- MMM. Lot, Interior – A lot other than a corner lot.
- NNN. Lot, Lines – The lines bounding a lot.
- OOO. Mobile Home – A single-family dwelling designed for transportation on streets and highways on its own wheels or on flatbed or other trailers, both highway and rail, and arriving at the site where it is to be occupied as a dwelling complete and ready for occupancy, except for minor and incidental unpacking and assembly operations, location on jacks or permanent foundation, connection to utilities, and similar operations.
- PPP. Mobile Home Park – Any plot of ground upon which one (1) or more mobile homes, occupied for dwelling or sleeping purposes are located, regardless of whether or not a charge is made for such accommodations.
- QQQ. Mobile Home Space – A plot of ground within a mobile home park designed for the accommodation of one (1) mobile home, and not located on a mobile home sales lot.

- RRR. Motel or Motor Hotel – An area containing one (1) or more buildings designed or intended to be used as temporary sleeping facilities of one (1) or more transient persons or families and intended primarily for automobile transients.
- SSS. Nonconformance – A lawful condition of a structure or land which does not conform to the regulations of the district in which it is situated. This may include but is not limited to failure to conform to use, height, area, coverage, or off-street parking requirements.
- TTT. Nonconformance Use – A structure or land lawfully occupied by a use that does not conform to the regulations of the district in which it is situated.
- UUU. Open Space – Any parcel or area of land that is set aside, dedicated, designated or reserved for public or private use or enjoyment or for the use and enjoyment of owners and occupants of land adjoining or neighboring such open space.
- VVV. Parking Space – A permanently surfaced area, enclosed or unenclosed, sufficient in size to store one (1) automobile together with a permanently surfaced driveway connecting the parking space with a street or alley and permitting ingress or egress of an automobile. For purposes of this Ordinance, the size of a parking space for one (1) vehicle shall consist of a rectangular area having dimensions of not less than nine (9) feet by twenty (20) feet plus adequate area for ingress and egress.
- WWW. Planned Unit Development – A development planned in accordance with the provisions of Section 1-5-10 of these Regulations.
- XXX. Planning Commission – The City of Piedmont Planning Commission.
- YYY. Public Utility – Any installation or service facility operated by a public governmental unit, or licensed or franchised by the City of Piedmont.
- ZZZ. Setback – The distance between the lot line and the building line.
- AAAA. Site Development Plan – A plan drawn at a scale of not less than fifty (50) feet equal one (1) inch which shows the topographic characteristics of the site at a contour interval of not less than two (2) feet; the exact location and dimensions of buildings, yards, courts, landscape, pedestrian and vehicular circulation and parking, fences and screening; service areas and courts, and other features; the use of each building and area; the height of buildings, adjacent streets, alleys, utility drainage and other easements; and the relationship of the development to adjacent areas which it may affect.
- BBBB. Stable – A structure with a capacity for more than two (2) horses or mules.
- CCCC. Story – That portion of a building, other than a basement, included between the surface of any floor and the surface of the floor next above it, or if there be no floor above it, then the space between the floor above it, then the space between the floor and the ceiling next above it.
- DDDD. Story, Half – A space under a sloping roof which has the line of intersections of roof decking and wall face not more than three (3) feet above the top floor level, and in which space not more than two-thirds (2/3) of the floor area is finished off for use. A half (1/2) story continuing independent apartment or living quarters shall be counted as a full story.
- EEEE. Street – Any public or private right-of-way which affords the principal means of access to abutting property.
- FFFF. Street, Intersecting – any street which joins another street at an angle, whether or not it crosses the other.
- GGGG. Structure – Anything constructed or erected, the use of which requires location on the ground or attached to something having a location on the ground.
- HHHH. Structural Alterations – Any changes in the supporting members of a building, such as bearing walls or partitions, columns, beams, or girders, or any substantial change in the roof or in the exterior walls.
- IIII. Trailer, Hauling – A trailer that is pulled behind an automobile or truck which is designed for hauling animals, produce, goods, or commodities, including boats.
- JJJJ. Trailer, Travel or Camping – All trailers and portable structures built on a chassis, designed as temporary or permanent dwelling for travel, recreation, and vacation use; this is meant to include tent trailers, recreational vehicles and motor-driven travel vehicles.
- KKKK. Travel Trailer, Park – Any plot of ground upon which one or more travel trailers, occupied for dwelling or sleeping purposes, are located regardless of whether or not a charge is made for such accommodations.
- LLLL. Travel Trailer, Space – A plot of ground within a travel trailer park designed for accommodation of one travel trailer.

- MMMM. Use – The purpose for which land or a building or structure is arranged, designed or intended, or for which either land, building or structures, or may be occupied or maintained.
- NNNN. Variance – A modification of the terms of this Ordinance by the Board of Adjustment.
- OOOO. Vending Machine – A device which dispenses a product or service for sale and which is activated entirely by the receiver of the product or service, including machines dispensing food, drinks, digital video disks (DVD's), and the like. Vending machines do not include ice machines or storage, newspaper racks, motor fuel pumps and air compressors, or retail propane distribution.
- PPPP. Yard – An open space at grade between a building and the adjoining lot lines, unoccupied and unobstructed by any portion of a structure from the ground upward except where otherwise specifically provided in this Ordinance that an accessory building may be located in a portion of a yard required for a main building. In measuring a yard for the purpose of determining the width of the side yard, the depth of a front yard or the depth of a rear yard, the least horizontal distance between the lot line and the main building shall be used.
- QQQQ. Yard, Front – A yard located in front of the front elevation of a building and extending across a lot between the side yard lines and being the minimum horizontal distance between the front property line and the main building or any projection thereof, other.
- RRRR. Yard, Rear – A yard extending across the rear of a lot line measured between the lot lines and being the minimum horizontal distance between the rear lot line and the rear of the outside wall of the main building. On both corner lots and interior lots, the rear yard shall in all cases be at the opposite end of the lot from the front yard.
- SSSS. Yard, Side – A yard between the building and the side line of the lot and extending from the front lot line to the rear lot line and being the minimum horizontal distance between a side lot line and the outside wall of the side of the main building, or any projections other than steps.

## **Chapter 2. General Description of the Districts**

### **Section 1-2-1. A-1, General Agricultural District.**

This district is intended to provide for the continued use of land situated on the fringe of the urban area for agricultural purposes, until land so designated is needed and desired for urbanization. Although such areas may be located in close proximity to residential and commercial uses, the continuation of agricultural uses is considered an essential part of the Piedmont community. This district is intended further to prevent location of low standard, scattered residential, commercial or industrial development, except in accordance with this Ordinance and the Piedmont Comprehensive Plan. The types of uses, the area and the intensity of and uses permitted in this District are designed to encourage and protect agricultural uses until urbanization is warranted and the appropriate change in district classification is made.

### **Section 1-2-2. RE, Rural Estates Residential District.**

This district is intended to provide a location for the land situated on the fringe of the urban area that may be either agricultural or urban in character. This area commonly has been subdivided by ownership into various shaped tracts usually ranging from two and one-half (2 ½) acres to up to four and ninety-nine hundredths (4.99) acres in size (excludes five (5) acres or more). The use of land in these areas will represent a variety of urban and rural uses including the single-family dwelling unit on a small tract, residential uses with farm animals on acreages and agricultural endeavors of a limited scale. It is the purpose of this district to promote a compatibility between uses and to encourage and provide an orderly transition from agricultural or urban character.

### **Section 1-2-3. RE-1, Medium Size Rural Estates Residential District.**

This area commonly has been subdivided by ownership into various shaped tracts usually ranging from one (1) acre up to two and forty-nine hundredths (2.49) acres in size (excludes two and one-half (2.5) acres or more). It is the purpose of this district to provide for the use of parcels of land in accordance with rules and regulations of the Oklahoma Department of Environmental Quality governing residential sewage system wherein either a public water supply or a private well could be utilized with a subsurface sewage absorption field.

### **Section 1-2-4. RE-2, Minimum-Size Rural Estates Residential District.**

This area commonly has been subdivided by ownership into various shaped tracts usually ranging from Twenty-one Thousand Seven Hundred Eighty (21,780) square feet to up to Ninety-nine hundredths (.99) acres in size (excludes one (1) acre or more). It is the purpose of this district to provide for the use of parcels of land in accordance with rules and regulations of the Oklahoma Department of Environmental Quality governing residential sewage system wherein a public water supply is used with a subsurface sewage absorption field.

### **Section 1-2-5. RS-1, Urban Estate Residential District.**

An Urban Estates Residential District (or subdivision) may be defined as a planned, natural area within the City limits which includes many of the major daily activities of the families living within the City limits which includes many of the major daily activities of the families living within the area. These activities may center around a neighborhood school, church, or other social activity. The Urban

Estates Residential subdivision is not intended to be wholly self-sufficient, but should provide common interests for its residents. It is further intended that social and recreational facilities will be developed within the area. One (1) square mile is a desirable maximum size and will aid in retaining common neighborhood interest.

**Section 1-2-6. RS-2, Single-Family Residential District.**

This is a restrictive residential district. The principal use of land is for single-family dwellings and related recreation, religious, and educational facilities normally required to provide the basic elements of a balanced and attractive residential area. These areas are intended to be defined and protected from the encroachment of uses not performing a function appropriate to the residential environment. Internal stability, attractiveness, order, and efficiency are encouraged by providing for adequate light, air, and open space for dwellings and related facilities, and through consideration of the proper functional relationship of each element.

**Section 1-2-7. RS-3, Single-Family Residential District (Minimum-Size Lots).**

This is a restrictive, high-density residential district for use of single-family dwellings and related recreational, institutional, educational, and religious uses. This district provides for the smallest residential lot allowed under the zoning ordinance. This zoning district is limited to those properties that are served by adequate public water supply and public sewer service.

**Section 1-2-8. RD-1, Two-Family Residential District.**

This is a residential district to provide for a slightly higher population density but with basic restrictions similar to the Single-Family Districts. The principal use of land is for single-family and two-family dwellings and related recreational, religious, and educational facilities normally required to provide a balanced and attractive residential area. These areas are intended to be defined and protected from the encroachment of uses not performing a function appropriate to the residential environment. Internal stability, attractiveness, order and efficiency are encouraged by providing for adequate light, air, and open space for dwellings and related facilities, and through the consideration of the proper functional relationship and arrangement of each element. This district may be used to achieve transition areas between commercial areas and the Single-Family Districts, or to provide buffering areas between Single-Family Districts and other community functions with intrusive characteristics (such as major transportation routes).

**Section 1-2-9. RM-1, Multi-Family Residential District.**

This residential district is intended to provide for multiple-family developments which may have a relatively intense concentration of dwellings units served by large open spaces including common areas and facilities, thereby resulting in low gross densities. The principal use of land may be for one or several dwelling types ranging from single-family to low-rise multiple family dwellings, and including garden apartments, condominiums, and town homes. This district will typically be located with close access to the arterial street system so as to result in minimum traffic mixing with less intensive residential areas.

**Section 1-2-10. RMH, Mobile Home Residential District.**

The purpose of this district is to provide for the establishment of a higher density residential pattern within which the mobile home park will be compatible. The district is intended to provide for a permanently established residential environment. The mobile home parks and travel trailer parks permitted should be well designed and developed to provide a desirable living area. Recreational areas should also be incorporated into the development of uses in this district. Because of the intensity of use in this district, they should be located with close access to the arterial street system so as to result in minimum traffic mixing with less intensive residential areas. Locations selected should also be suitable for accomplishment of the screening, utility, draining, and other requirements of this Ordinance.

**Section 1-2-11. C-1, Local Commercial District.**

This commercial district is for the conduct of retail trade and to provide personal services to meet the regular needs and for the convenience of the people of adjacent residential areas. Because these shops and stores may be an integral part of the neighborhood, closely associated with residential, religious, recreational, and educational elements, more restricted requirements for light, air, open space, and off-street parking are made than are provided in other commercial districts.

**Section 1-2-12. C-2, General Commercial District.**

This commercial district is intended for the conduct of personal and business services and the general retail business of the community. Persons living in the community and in the surrounding trade territory require direct and frequent access. Traffic generated by the uses will be primarily passenger vehicles and only those trucks and commercial vehicles required for stocking and delivery of retail goods.

**Section 1-2-13. C-3, Central Commercial District.**

This commercial district is intended to provide for continued use and re-use of areas of existing development in the community. The land may be previously platted into lots, block, or parcels in sizes not appropriate for contemporary use. Therefore, these regulations may provide parking requirements, setbacks, arrangements of uses on land parcels, combinations of uses, and other aspects of use which are designed for the efficient use of spaces in this district. The objective of harmony between the uses in this district and surrounding areas shall be followed in the application of this district.

**Section 1-2-14. I-1, Restricted Light Industrial District.**

This industrial district is intended primarily for production and assembly plants that have processes which are conducted so the noise, odor, dust, and glare of each operation is completely confined within an enclosed building. These industries may require direct access to rail, air or street transportation routes; however, the size and volume of the raw materials and finished products involved should not produce the volume of freight generated by the uses of the general and heavy industrial districts. Buildings in this district should be architecturally attractive and surrounded by landscaped yards.

**Section 1-2-15. I-2, General Industrial District.**

This industrial district is intended primarily for the conduct of light manufacturing, assembling, and fabrication, and for warehousing, wholesale, and service uses. These do not depend primarily on frequent personal visits of customers or clients, but may require good accessibility to major rail, air, or street transportation routes. These districts need to be carefully located to assure good relationships with residential areas.

**Section 1-2-16. I-3, Heavy Industrial District.**

This industrial district is intended to provide for heavy industrial uses and other uses not otherwise provided for in the districts established by these Regulations. The intensity of uses permitted in this district makes it desirable that they be located down wind and separated from residential and commercial uses whenever possible.

**Section 1-2-17. Overlay District.**

An overlay district is one that "fits over" an already existing zoning district. It is restrictive in nature and has limited use application. The underlying land reverts to the currently assigned zoning if the "overlay" is removed. These districts are designated by the City of Piedmont and apply to all buildings, structures and surrounding grounds owned, operated or designated by the City of Piedmont; the Piedmont Municipal Authority; the Piedmont School District; that flood prone land area designated on the official flood plan maps; and any land designated to be developed under the Planned Unit Development (PUD) concept. The minimum restrictions as set forth in Chapter Four are waived for this district to insure the appropriate use of land while safeguarding the public health, safety and general welfare of the populace while making its public utilities/facilities as efficient as possible while maintaining the value of surrounding property values.

**Chapter 3. Sign Regulations**

**Subchapter A. General Provisions**

**Section 1-3A-1. Definitions.**

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

- A. Area: The surface space of a sign, measured by its maximum projection or angle of interference with sight within a single continuous perimeter containing the sign message together with any frame, material, or color forming an integral part of the display, not including support structures.
- B. Billboard: A sign advertising services or activity at a location other than where billboard is located.
- C. Copy: The wording or message of a sign, including the surface upon which the wording or message is attached.
- D. District: A zoning district established in Chapter 1 of this Article, the boundaries of which are determined by reference to the zoning map.
- E. Erect: To build, construct, alter, repair, display, relocate, attach, hand, place, suspend, affix, or maintain any sign, and shall also include the painting of exterior walls signs.
- F. Freestanding Sign: A sign not attached to building on the lot.
- G. Height: The vertical distance measured from the ground level to the top of a sign, inclusive of berms and embankments.
- H. Nonconforming Sign: A sign in noncompliance with applicable number, area, height, setback, code, or specification regulations, but which lawfully existed on August 25, 2003.
- I. Person: Any person, tenant, firm, partnership, association, corporation, company, institution, or organization of any kind.
- J. Political Sign: A sign concerning candidates for political office or involving a ballot issue.
- K. Projecting Sign: A sign extending outward from a building.
- L. Roof Sign: A sign erected upon or over the roof or parapet of any building and supported in whole or in part by the building.
- M. Sign: A name, identification, image, description, display, illustration which is affected to, painted, or represented directly or indirectly upon a building, structure, or piece of land, and which directs attention to any object, product, place, activity,

service, event, attraction, person, institution, organization or business, and which is visible from any street, right-of-way, sidewalk, or alley. For purposes of removal, Signs shall also include all sign structures.

- N. Wall Sign: A sign affixed to or painted on or otherwise inscribed on the front, rear, or side of any building in an essentially flat position. A sign erected upon the side of a roof having a slope greater than forty-five degrees (45°) from the horizontal shall be considered a wall sign.

**Section 1-3A-2. Legislative Intent.**

- A. It is hereby determined that regulation of the location, size, placement, and certain features of signs is ne property, and to assure the continued attractiveness of the community and protect property values.
- B. It is further determined that signs which may lawfully be erected and maintained under the provisions of this chapter are consistent with ordinary usage; and that signs which may not lawfully be erected or maintained under the provisions hereof are not consistent with customary usage, are an abuse thereof, and are an unwarranted invasion of the right of legitimate business interests and of the public.

**Section 1-3A-3. Scope and Application.**

- A. The provisions of this chapter shall apply to the display, construction, erection, alteration, use, location, and maintenance of all signs within the City. It shall be unlawful hereafter to display, construct, erect, alter, use, or maintain any sign, except in conformance with provisions of this chapter.
- B. This chapter shall not apply to:
  - 1. The changing of the copy on a legal sign; or,
  - 2. Painting, repainting, cleaning, or other normal maintenance and repair of a sign or a sign structure unless a structural change is made.

**Section 1-3A-4. Conflicts.**

- A. The provisions of this chapter, in their interpretation and application, shall be held to be minimum requirements adopted for the promotion of public health, safety, morals, or general welfare.
- B. Whenever the requirements of this chapter are in conflict with the requirements of any lawfully adopted rules, regulations, ordinances, deed, restrictions or covenants, the most restrictive or that imposing the higher standard shall govern.

**Section 1-3A-5. Permits and Inspections.**

- A. It shall be unlawful to erect any sign without first filing with the City Inspector an application in writing and obtaining a sign permit, except as hereinafter provided.
- B. The following signs shall not require the issuance of a sign permit. The signs must comply with all other building, structural, and electrical codes of the City, and with the requirements contained herein:
  - 1. One construction sign per construction project not exceeding 32 square feet in area in residential districts or 64 square feet in area in commercial or industrial districts (the signs shall not be erected more than five days prior to the beginning of construction for which a building permit has not issued, shall be located on the site of construction, and shall be removed prior to the City issuing a certificate of occupancy);
  - 2. Signs providing direction or instruction, which are located entirely on the lot which they serve, do not in any way advertise a business, and do not exceed four square feet in area;
  - 3. The flags, emblems, or insignia of any government;
  - 4. Signs of a non-commercial nature and in the public interest, which are required by law, or which are erected by or on the order of a public officer in the performance of his or her public duty, including but not limited to safety signs, danger signs, trespassing signs, memorial plaques, signs of historical interest;
  - 5. Memorial signs or tablets which are made an integral part of building names of buildings, or dates of erection, when cut into any masonry surface, inlaid so as to be part of the building or which cast in bronze or other metal.
  - 6. Signs for home occupations which are not illuminated, do not exceed two (2) square feet in area, are attached flat against the building, and announce only the name and occupation on the lot;
  - 7. Political signs, provided:
    - i. The signs shall not be erected more than forty-five (45) days prior to the election; and,

- ii. The signs shall be removed within fifteen (15) days following the election.
- 8. One real estate sign on any lot frontage provided the sign is located on the lot to which the sign applies, is not illuminated, and does not exceed six (6) square feet in area (signs up to 64 square feet may be erected on lots abutting arterial streets and on commercial and industrial zoned properties);
- 9. Signs no exceeding three square feet in area advertising garage sales, provided:
  - i. The signs are not posted more than four (4) days before the sale and are removed no more than two (2) days after the sale; and,
  - ii. The signs are not posted on any curb, sidewalk, utility post or pole, hydrant, bridge, tree, or other surface located on public property, or over or across the traveled portion of any public right-of-way.
- 10. Signs painted on windows;
- 11. Community promotional banners erected in the public right-of-way pursuant to specific authorization issued by the City Council meeting the following criteria:
  - i. All banners shall be of uniform size and shape so as to install on standard brackets located and installed by the City.
  - ii. The maximum time any banner may be displayed shall be specified in the authorization granted by the City Council.
  - iii. The wording of the banners must be specified in the authorization granted by the City Council, and such wording shall be messages of general public benefit to the City and its citizens, including but not limited to advertisement of special public events or promotions of the community.
  - iv. Any commercial sponsorship of the banners may be indicated thereon, provided all commercial logos or wording shall not exceed 25% of the total surface area per side of the banners.
  - v. The banners shall be constructed in a workmanlike manner of materials capable of withstanding wind and to resist deterioration from natural elements.
  - vi. The City shall have the right to prohibit where necessary to protect the health, safety, and welfare of the public.
  - vii. The signs shall be maintained in good condition by the applicant, and the City reserves the right to withdraw the limited license upon notice to applicant if the banner is not maintained.
- C. The application for a permit shall be in writing and accompanied by the following information:
  - 1. A site plan and elevation drawing of the proposed sign;
  - 2. Type and size of sign, including wind-load specifications and calculations;
  - 3. The materials with which the sign is to be constructed;
  - 4. The height of the sign; and,
  - 5. The information to be contained on the sign.
- D. The City Inspector shall approve sign permits in writing. Approval shall be entered upon the original permit application and maintained in the files of the City Inspector.
- E. Before a permit is issued the applicant shall pay to the City Clerk a fee as prescribed. The fee shall not be refunded upon the revocation of a permit pursuant to the provisions of this chapter.
- F. All signs shall be subject to inspection by the City Inspector. Footing inspections may be required on the day of excavation for all free-standing signs. The City Inspector may, within forty-eight (48) hours after being notified that the sign is ready for inspection, also required inspection of electrical signs before erection. It shall be the duty of the owner, contractor, or permittee to inquire with the City Inspector as to the times or stages that inspection shall be required, and advise the engineering and inspection department when the owner, contractor, or permittee is ready for inspection.
- G. It shall be unlawful to change, modify, alter, or otherwise deviate from the terms or conditions of a sign permit without prior approval of the City Inspector. If the City Inspector finds that work under any permit is not in accordance with the information supplied in the permit application, or is in violation of this or any other pertinent ordinance, or should he/she find that there has been any misrepresentation in connection with the application for the permit, the Inspector shall notify the sign owner or erector of the findings and that violation must be corrected without delay. If the correction is not made, the City Inspector



shall revoke the permit and service thereof upon the sign owner or erector. No person shall proceed with any part of the work after the notice is received.

**Section 1-3A-6. Violation.**

In addition to all other remedies for the enforcement of this chapter and its provisions, the City may institute any proper action in a court of competent jurisdiction to prevent, enjoin, restrain, abate, or otherwise to correct any violation.

**Subchapter B. Location and Construction**

**Section 1-3B-1. District Regulations.**

Except as otherwise specifically provided in this chapter, the type, number, location, area, height, and use of signs in the City shall conform to the requirements set forth in Appendix 1.

**Section 1-3B-2. Compliance with Codes.**

All signs shall comply with applicable provisions of the Building Code and Electrical Code of the City.

**Section 1-3B-3. Auxiliary Specifications.**

In addition to all other requirements of this chapter the following specifications shall apply:

- A. No sign shall be erected, constructed, or maintained so as to obstruct any fire escape, required exits, window, or door opening used as a means of egress.
- B. No sign shall be attached in any form, shape, or manner which will interfere with any opening required for ventilation.
- C. All illuminative elements of electric signs shall be kept in satisfactory working condition or immediately repaired or replaced.
- D. Lighting fixtures for externally lighted wall signs may extend up to seven feet beyond the sign face. The fixtures shall not be less than fifteen (15) feet above any public right-of-way.
- E. No sign, nor more than two structural supports with a combined width or diameter exceeding twelve inches (12") shall be located within, project into, or overhang the sight triangle at a corner between the heights of two (2) feet and eight (8) feet above the crown of the street measured at the center of the intersection.
- F. All signs, except those attached flat against the wall of a building, shall be constructed to withstand wind loads of not less than forty (40) pounds per square foot of area.

**Section 1-3B-4. Prohibited Signs.**

The following signs are prohibited:

- A. Ribbons, streamers, captive balloons, string of light bulbs, spinners, or other similar devices, except the devices, when attached solely to the building, the same may be erected for a 30-day period, not exceeding three (3) periods per year. There shall be at least sixty (60) days between the 30-day periods, and a permit shall be obtained for each separate period prior to installation.
- B. Strobe or rotating lights.
- C. Signs or other lighting devices which are arranged so as to beam, flash, reflect, or illuminate upon a public street, sidewalk, or adjacent premises in a manner constituting a traffic hazard or nuisance.
- D. Signs which emit audible sound or odor.
- E. Portable or wheeled signs, including signs mounted on a support structure originally designed to be portable or to have wheels. This shall not be interpreted to prohibit lettering on motor vehicles; and, provided a portable sign shall be allowed for one 30-day period each calendar year.
- F. Signs or advertising devices attached to or located on a vehicle or trailer for the primary purpose of providing advertisement of products, or directing people to a business or activity located on the premises.
- G. "A" frame or sandwich board, sidewalk, or curb signs.
- H. Signs which are located on any curb, sidewalk, utility post or pole, hydrant, bridge, or other surface located on public property, except community banners authorized under Section 1-3A-5.
- I. Signs which obstruct free ingress to or egress from a required door, window, fire escape, or other required exit way.

- J. Signs which are erected on or project into or over any public right-of-way, except a sign for which a permit has been issued in conformance with the requirements of this chapter, and except community banners authorized under Section 1-3A-5.
- K. Signs facing onto residential districts unless separated by a public right-of-way. This prohibition shall not include projecting or free-standing signs located between the building and the street right-of-way at the locations permitted in Section 1-3B-1.
- L. Signs or sign structures which:
  - 1. In any way obstruct the view of, may be confused with, or purport to be an official traffic sign, signal or device, or other official sign.
  - 2. Use any words, phrases, symbols or characters implying the existence of danger or the need for stopping or maneuvering of a motor vehicle.
  - 3. Create in any other way an unsafe distraction for motor vehicle operators.
  - 4. Obstruct the view of motor vehicle operators entering a public roadway from any parking area, service drive, private drive-way, alley, or other thoroughfare.
- M. Signs or sign structures which are structurally unsafe or are capable of causing electrical shocks to persons likely to come in contact with the same.
- N. Signs which bear or contain statements, words, or pictures of an obscene, pornographic, or immoral nature.
- O. Signs which advertise an activity, business, product, or service no longer conducted or available on the lots upon which the signs are located.
- P. Signs not on the lot which they serve, or any other signs not pertinent and clearly incidental to the permitted use on the lot where located with the following exceptions:
  - 1. Signs of religious, institutional, and public uses.
  - 2. Signs inside spectator sports facilities.
  - 3. Signs located on property zoned agricultural, commercial, or industrial where the sign location is leased from the owner of the property, and the sign complies with all provisions of this ordinance. Any sign placed on property other than where the advertiser's use is located shall be used in computing the total sign size and number of signs allowed on the property where the sign is located.

**Section 1-3B-5. Maintenance and Repair.**

- A. No person shall suffer or permit any sign, whether conforming or nonconforming, to become or constitute a hazard to health or safety by reason of dilapidation, destruction, or improper or inadequate maintenance.
- B. It shall be the affirmative duty of those having control over the signs to keep or bring the same into compliance with this chapter.

**Section 1-3B-6. Nonconforming Signs.**

- A. Nonconforming signs may be continued, maintained, and repaired except as otherwise provided in this chapter.
- B. A nonconforming sign shall not be enlarged, modified, or relocated in any manner increasing the extent to which the sign was in noncompliance with the regulations of this chapter prior to the enlargement, modification, or relocation.
- C. A nonconforming sign shall not be used or rebuilt, except in compliance herewith, whenever:
  - 1. The lot or building space served by the sign has been occupied for a continuous period of one year; or,
  - 2. The sign has been destroyed, intentionally or unintentionally, to the extent that the estimated expense of reconstruction exceeds fifty percent (50%) of the appraised replacement cost as determined by the City Inspector.

*See Appendix 1 for Types of Signs Permitted.*

**Chapter 4. Land, Business, and Facility Uses Permitted in Zoning Districts**

**Section 1-4-1. Uses Permitted in Districts.**

The uses permitted in the various districts are shown in the following lists. The Districts have been placed in categories: Agricultural, Residential, Mobile Homes, Commercial, and Industrial. The uses of the more restrictive districts may be permitted in the less

restrictive districts of the same category. This means, for example, that the uses allowed in the RS-1 district may be allowed in the RM-1 district.

Uses are not allowed in districts of a different category. The uses of the Residential districts are not allowed in the Commercial or Industrial districts.

For purposes of this rule it shall be considered that the districts are listed from left to right in order of decreasing restriction.

*See Appendix 2 for Land, Business, and Facility Uses Permitted in Districts.*

## **Chapter 5. Special Conditions Relating to Land, Business, and Facility Uses**

### **Section 1-5-1. Special Conditions.**

Sections 1-5-2 through 1-5-12 below describe the special conditions under which certain uses are permitted in a zoning district when reference is made to one or more of said subsections in the "Special Conditions" column in the tables of permitted uses. Where special conditions are widely applicable, reference should be made to Subsequent subsections.

### **Section 1-5-2. Home Occupations.**

Home occupations (defined in Chapter 1), in those districts where permitted, are subject to all of the following conditions:

- A. In any dwelling unit, all home occupations, collectively, shall not occupy more than twenty-five percent (25%) of the gross floor area of one (1) floor of said dwelling unit, nor more than three hundred (300) square feet of gross floor area, but these limitations shall not apply to foster family care.
- B. A home occupation shall not require internal or external alterations or involve construction features or the uses of mechanical equipment not customary in dwellings.
- C. The entrance to the space devoted to a home occupation shall be from within the dwelling.
- D. There shall not be displayed or created outside the building or displayed by means of windows or openings in the structure any external evidence of the operation of the occupation except for each street front of the zoning lot on which the building is located on unanimated, non-illuminated, accessory identification sign to be placed flat against a wall or door, or displayed in a window.
- E. Power shall be limited to electric motors, with a total limitation of three (3) horsepower per dwelling unit.
- F. The home occupation shall be conducted solely by resident occupants of the dwelling unit in which the occupation is conducted and shall not have any employees who do not reside in said dwelling unit.
- G. To permit a beauty shop, one (1) operator chair, a petition shall be presented to the Planning Commission representing the approval of seventy-five percent (75%) of the property owners within three hundred (300) feet with mandatory approval of those abutting the property.

### **Section 1-5-3. Off-Street Parking Requirements.**

- A. Requirements. In all zoning districts in connection with every, industrial, commercial, institutional, recreational, residential, or any other use, there shall be provided, at the time any building or structure is erected, enlarged, or increased in capacity, or any other use is established, off-street parking spaces for automobiles in accordance with the requirements in the "Parking Spaces Required" column in the table of permitted uses. Parking spaces used in connection with an existing and continuing use by building on the effective date of these Regulations up to the number required by these Regulations, shall be continued and may not be counted as serving a new structure or addition nor may a parking space be substituted for a loading space, or a loading space substituted for a parking space. There shall be no off-street parking requirement for commercial uses placed in buildings existing in the C-3 District. The Planning Commission may specify parking or educational institution. These must meet American Disabilities Act (ADA) requirements.
- B. Required open space. Off-street parking space may be a part of the required open space associated with the permitted use and shall not be reduced or encroached upon in any manner.
- C. Location. The off-street parking lot shall be located within two hundred (200) feet, exclusive of street and alley widths, of the principal use and shall have direct access to a street or alley.
- D. Joint parking facilities. Whenever two (2) or more uses are located together in a common building, shopping center, or other integrated building complex, the parking requirements may be complied with by providing a permanent common parking facility, cooperatively established and operated, which contains the requisite number of spaces of each use. The total number of spaces provided shall not be less than the sum of the individual requirements.
- E. Size of off-street parking space. The size of a parking space for one (1) vehicle shall consist of a rectangular area having dimensions of not less than nine (9) feet by twenty (20) feet, plus adequate area of ingress and egress.

- F. Amount of Off-street parking requirements. Off street parking and loading facilities shall be provided in all districts in accordance with the following:

Use	Number of Parking Spaces Required
Dwelling Units	2 per dwelling unit
Office	1 per 300 gross square feet
Retail	1 per 200 gross square feet
Restaurant	1 per 100 gross square feet
Health Club	1 per 100 gross square feet
Warehouse	1 per 500 gross square feet
Assembly	1 per 300 gross square feet
Medical Office	1 per 200 gross square feet
Schools	1 per 3.5 seats in assembly rooms, plus 1 per faculty member
Hotels/Motels	1 per guest room, plus 1 per 500 square feet of common area
Industry	1 per 500 gross square feet

- G. Paved surface required.

1. All parking spaces and driveways except those associated with single-family residential use and agricultural use shall be paved with a solid surface pavement consisting of a minimum of two inches (2") of asphalt on six inches (6") of stabilized base or four inches (4") of concrete.
2. Any parking spaces and driveways existing on the date of the adoption of this ordinance (April 26, 2004) shall comply with these paving provisions upon change of ownership or change of occupancy use.

- H. Off-street parking lots in residential districts. Whenever off-street parking lots for more than six (6) vehicles are to be located within or adjacent to a residential district, the following provisions shall apply:

1. No parking shall be permitted within a front yard setback line whenever the parking lot is located in a residential district or immediately abuts the front yard of a residential unit. In all other cases a minimum five (5) feet setback shall be required.
2. Driveways used for ingress and egress shall be confined to and shall not exceed twenty-five (25) feet in width, exclusive of curb returns.
3. All of the lot used for parking and driveway purposes shall be paved with a sealed surface pavement or maintained in such a manner that no dust will be produced by continued use.
4. Whenever lighting is provided it shall be arranged so that all light is deflected from adjoining residential uses.
5. No sign of any kind shall be erected except information signs used to guide traffic and to state the condition and terms of the uses of the parking lots. Only non-intermittent white lighting of sign shall be permitted.

**Section 1-5-3A. Façade on Commercial Buildings.**

- A. Any building, except single-family residential, constructed in the C-1, C-2, and C-3 zoning districts after the effective date of this ordinance shall have a one hundred percent (100%) coverage of a façade other than metal. A metal building wall shall be covered by brick, stone, glass, rock, stucco-type material, wood, or other materials or combinations of materials other than metal. Combinations of different materials are recommended. All façade construction must meet the requirements of the Building Code of the City of Piedmont, Oklahoma and all materials shall be rated for exterior use by the manufacturer.
- B. An applicant may request the Planning & Zoning Commission and City Council to allow the use of metal façade in combination with other materials as described above by filing an application for an exception containing an elevation sketch showing the combination of façade materials and a written explanation of the justification for the exception such as theme design, historic significance, or architectural compatibility. The Planning & Zoning Commission's and City Council's decision on the exception will be based upon the exception satisfying the purposes and intent of Paragraph A of this ordinance.

**Section 1-5-4. Modification or Waiver of Requirements.**

The Board of Adjustment may authorize on appeal a modification, reduction, or waiver of the foregoing requirements only if it should find that in the particular case appealed the peculiar nature of the residential, business, trade, industrial, or other use, or the exceptional shape or size of the property, or other exceptional situation or condition not generally applicable to other list in the same district must justify such action.

**Section 1-5-5. Storage and Parking of Trailers.**

- A. REPEALED

B. REPEALED

C. Mobile Homes. On single tracts of a quarter section or greater of agricultural land, no more than two (2) mobile homes shall be allowed as a conditional use permit under the following conditions and regulations:

1. The tract of land upon which the mobile home(s) is located shall be actually zoned and used for agricultural purposes, i.e., farming or ranching operations.
2. The mobile home(s) shall be only an accessory use to the agricultural use of the property, and shall be occupied only by persons engaged only in actual farming or ranching operations on the tract where the mobile home(s) is located, or engaged in actual farming or ranching operations for the owner of the land on which the mobile home is located. The mobile home(s) may be allowed in addition to the primary dwelling on the land.
3. If a mobile home located on such a tract of land ceases to be occupied for more than four (4) consecutive months, then the mobile home shall immediately be moved from the premises.
4. Such a mobile home shall be set back at least two hundred (200) feet from road or street right-of-way, or no closer to the street or road right-of-way than an existing dwelling on the property where the mobile home is located on or any property adjacent to the side property lines of the tract where the Mobile home is located. The mobile home shall be set back a minimum of three hundred (300) feet from all property lines not abutting a street or road right-of-way except where the adjacent property is owned in common with the tract where the mobile home is located.
5. No rental or occupancy of such a mobile home by persons not engaged only in actual farming or ranching operations on the premises, or for the owner of the premises shall be permitted.
6. Any connection of a mobile home to the public water supply shall be only through an independent meter and water tap. Prior to occupancy the mobile home shall be connected to a residential sewage disposal system complying with all applicable regulations of the Department of Environmental Quality.
7. All mobile homes located under the provisions of this ordinance shall be tied down and skirted as provided by the Piedmont Code of Ordinances.
8. Prior to location of such a mobile home under this ordinance, a conditional use permit must be issued by the City Manager. No permit shall be issued for a mobile home except in compliance with all provisions of this ordinance and after compliance with Section 1-7-5 of the zoning ordinance. Provided, no notice to property owners or hearing shall be required under Section 1-7-5 if the application for the conditional use permit is accompanied by the written consent of the property owners within three hundred (300) feet of the exterior boundaries of the subject property.
9. An applicable fee in accordance with the fee schedule approved by the City Council shall be collected with each application for the conditional use permit, and an annual inspection fee in accordance with the fee schedule approved by the City Council shall be collected at the time of each annual review of the conditional use permit: The City Manager Shall provide forms for application for the conditional use permit.

**Section 1-5-6. Mobile Home Park or Court.**

Upon compliance with the provisions as set forth herein, a mobile home trailer park will be allowed within the RMH Mobile Home Park District.

- A. The applicant, upon making application for a zoning clearing permit, must submit a detailed site plan locating all mobile home stands, screening or fencing, and plans and specifications for the proposed park in a form suitable for making the determination required herein.
- B. The proposed site shall a minimum of two (2) acres in size and shall contain no more than fifteen (15) mobile home stands per acre. The proposed site shall have a minimum frontage of two hundred (200) feet on a street designated as either an arterial street or collector street in the Comprehensive Plan. All access or egress by automobile will be on such streets. The proposed site shall be a minimum of two hundred (200) feet in depth.
- C. It shall be the intention of the proposed plan for the mobile home park to accommodate primarily permanent occupants with no more than ten percent (10%) of the mobile home stands devoted to purely transient purposes. These purely transient stands are to be located in one area of the park so they will in no way interfere with the permanent residents.
- D. The proposed site shall have a front yard of not less than forty (40) feet from the corner or line of any mobile home stand to the street boundary of the park. The site shall have side and rear yards of ten (10) feet from any solid fencing, screen planting, or wall of six (6) feet in height.
- E. The proposed site shall be screened or buffered on all sides with a solid wall fence six (6) feet in height or a screen planting which will attain at least six (6) feet in height.
- F. The proposed site shall provide one (1) off-street parking space for each mobile home stand, plus one (1) additional off-street parking space for each four (4) mobile home stands.

- G. The proposed site shall provide a connection for each mobile home stand to all public utilities considered necessary for the health, safety, and general welfare of the public.
- H. Utilities Required. Municipal or Department of Environmental Quality approved water system capable of supplying fire hydrants installed in accordance with specifications of Oklahoma Inspection Bureau and the American Insurance Association. Municipal and/or residential sewage disposal system which has been approved for the requested number of units by the Department of Environmental Quality. All mobile homes must be connected to sanitary sewer system within seventy-two (72) hours of arrival in park. An individual electric service outlet shall be provided for each unit.
- I. Wheels and Foundation. The wheels or other transporting devices of any mobile home located in Mobile Home Park may be removed. Any mobile home located in a mobile home park for more than seventy-two (72) hours shall be securely anchored to the ground so as to attain the same resistance to wind as a fixed residence of comparable size, and park operators shall require tenants to skirt units so as to enclose the underneath area.
- J. Concrete Slab. Each space shall be provided with a concrete slab of sufficient size to support wheels and front parking jack of mobile home unit parked on the space.
- K. Local Streets. The following shall be minimum dimensions for:
  - 1. One-way without parking 12 feet
  - 2. One-way with parking on one side 21 feet
  - 3. Two-way without parking 24 feet
  - 4. Two-way with parking on one side 33 feet.
- L. Mobile home parks shall be enclosed with an approved fence or planted hedge not less than six (6) feet in height with no openings to adjoining property other than the required entrances and exits to streets or public places, unless a finding is made by the Planning Commission that this is unnecessary due to the nature of the site.

**Section 1-5-7. Sewer Service.**

No structure or use in any district shall be erected or commenced which does not have a connection to the municipal sewage disposal system, unless and until the Department of Environmental Quality certifies that a residential sewage disposal system or any substitute disposal system can be installed and operated effectively. As a basis for making this decision the Department of Environmental Quality may require such precautionary tests as is necessary, and no such residential sewage disposal system shall be placed in an area which is subject to flooding. Such tests are to be made at the expense of the land owner.

**Section 1-5-8. Advertising Signs and Billboards.**

The placement of advertising signs and billboards shall be in accordance with all Ordinances of the City of Piedmont.

**Section 1-5-9. Industrial District Standards.**

- A. Any use constructed, established, altered, or enlarged in the I-1 Restricted Light Industrial District shall be so operated as to comply with the following standards:
  - 1. Any building used for residential purposes shall comply with restrictions set down in RS-3.
  - 2. No noise from any operation conducted on the premises, other than that emanating from vehicular traffic, either continuous or intermittent, shall be detectable at any boundary line of the I-1 District.
  - 3. No toxic matter, noxious matter, smoke, gas, or odorous or particulate matter shall be emitted that is detectable beyond the lot lines of the zoning lot on which the use is located.
  - 4. No vibrations shall be detectable beyond the lot lines of the zoning lot on which the use is located.
  - 5. Exterior lighting fixtures shall be shaded whenever necessary to avoid casting direct light upon property located in any residential district.
  - 6. The manufacture of flammable materials which produce explosive vapors or gases is prohibited.
  - 7. Any operation that produces intense glare or heat shall be performed within a completely enclosed building, and exposed sources of light shall be screened so as not to be detectable beyond the lot line.
- B. Any use constructed, established, altered, or enlarged in the I-2 and I-3 Industrial Districts shall be so operated as to comply with the following standards:

1. Any building used for residential purposes shall comply with the restrictions set forth in RS-3.
2. Exterior lighting fixtures shall be shaded wherever necessary to avoid casting direct light upon property located in any residence district.
3. All manufacturing, fabricating, assembly, disassembly, repairing, storing, cleaning, servicing and testing of goods, liquids or fluids and merchandise, shall be carried on in such a manner as not to be injurious or offensive by reason of the emission or creation of noise, vibration, smoke, dust, or other particulate matter, toxic or noxious matter, odorous, vapor, glare, or heat, fire or explosive hazards.
4. No activities involving storage, utilization, or manufacture of materials or products which decompose by detonation shall be permitted.
5. Uses Permitted. Property and buildings in an I-2 General Industrial District, shall be used only for the following purposes.
  - i. Any use, except dwellings, permitted in the I-1 Restricted Light Industrial District. No dwelling use, except sleeping facilities required by caretakers or night watchmen employed on the premises, shall be permitted in an I-2 General Industrial District.
  - ii. Any of the following uses:
    - a) Building material sales yard and lumber yard, including the sale of rock, sand, gravel, and the like as an incidental part of the main business, but not including a concrete/asphalt batch plant or transit mix plant.
    - b) Contractor's equipment storage yard or plant, or rental of equipment commonly used by contractors.
    - c) Farm produce, grain and feed storage including grain elevators.
    - d) Freightling or trucking yard or terminal.
    - e) Oil field equipment storage yard.
    - f) Public utility service yard or electrical receiving or transforming.
    - g) Municipal or county equipment service yard.
    - h) No article or material permitted in this district shall be kept, stored, or displayed outside the confines of a building unless it be so screened by fences, walls, or planting that it cannot be seen from adjoining public streets or adjacent lots when viewed by a person standing on ground level.
  - iii. The following uses when conducted within a completely enclosed building:
    - a) The manufacture, compounding, processing, packaging, or treatment of such products as: bakery goods, candy, cosmetics, dairy products, drugs, perfumes, pharmaceuticals, perfumed toilet soap, toiletries, and food products.
    - b) The manufacture, compounding, assembling, or treatment of articles or merchandise from the following previously prepared materials: bone, cellophane, canvas, cloth, cork, feathers, felt, fiber, fur, glass, hair, horn, leather, paper, plastics, precious or semi-precious metals or stone, shell, textiles, tobacco, wood, yard, and paint not employing a boiling process.
    - c) The manufacture of pottery and figurines or other similar ceramic products, using only previously pulverized clay and kilns fired only by electricity or gas.
    - d) The manufacture and maintenance of electric and neon signs, commercial advertising structures, light sheet metal products, including heating and ventilating ducts and equipment.
    - e) Manufacture of musical instruments, toys, novelties, and rubber and metal stamps.
    - f) Automobile assembling, painting, upholstering, rebuilding, reconditioning, body and fender works, truck repairing and overhauling, tire retreading or recapping, and batter manufacturing.
    - g) Blacksmith shop and machine shop.
    - h) Foundry casing lightweight nonferrous metal not causing noxious fumes or odors.
    - i) Assembly of electrical appliances, electronic instruments and devices, radios and phonographs, including the manufacture of small parts only, such as coils, condensers, transformers, crystal holders and the like.

- j) Wholesale storage or manufacture of alcoholic or processed beverages.
6. Uses Permitted. Property and buildings in an I-3, Heavy Industrial District, may be used for any use except the following:
- i. All residential uses except sleeping facilities required by night watchmen and caretakers employed upon the premises.
  - ii. All uses not complying with these Regulations, or any other county, state, or federal regulation or law.
  - iii. All of the following uses until they have been studied by the Planning Commission and have received the express approval of the City Council. The Council may require approval of the County Health Department and/or the Department of Environmental Quality, the State Fire Marshall, and other city, county and state regulatory agencies, and may attach to the approval specific restrictions designed to protect the public welfare.
    - a) Acid manufacture.
    - b) Cement, lime, gypsum, or plaster of paris manufacture.
    - c) Commercial feed pens for livestock.
    - d) Disposal plants of all types including trash and garbage, sewage treatment, including lagoons and compost plants.
    - e) Explosives, manufacture or wholesale storage.
    - f) Gas manufacture.
    - g) Petroleum or its products, refining of.
    - h) Sale barn or commercial feed lot.
    - i) Wholesale or bulk storage of gasoline, propane, or butane, or other petroleum products.
    - j) Any use not otherwise authorized by this Ordinance.
    - k) Disposal of hazardous chemicals or medical waste.
  - iv. Property and buildings in an I-3, Heavy Industrial District when used for the following purposes, shall have the uses thereon conducted in such manner that all operation, display, or storage of material or equipment is so screened by ornamental fences, walls, and/or permanent evergreen planting that it cannot be seen from a public street.
    - a) Automobile salvage or junk yard.
    - b) Building materials salvage yard.
    - c) Junk or salvage yard of any kind.
    - d) Scrap metal storage yard.

**Section 1-5-10. Planned Unit Development.**

- A. Planned Unit Development Purpose. The Planned Unit Development, herein referred to as PUD, is a special zoning district category that provides an alternative approach to conventional land use controls. The PUD may be used for particular tracts or parcels of land that are under common ownership and are to be developed as one (1) unit according to a Master Design Statement and a Master Development Plan. The PUD is subject to special review procedures and, once approved by the City Council, it becomes a special zoning classification for the property it represents. The intent and purpose of the planned Unit Development provisions are to:
- 1. Encourage innovative land development while maintaining appropriate limitations on the character and intensity of use, assuring compatibility with adjoining and proximate properties, and following the guidelines of the Comprehensive Plan.
  - 2. Permit flexibility within the development to maximize the unique physical features of the particular site.
  - 3. Encourage efficient use of land, facilitate economic arrangement of buildings and circulation systems, and encourage diversified living environments and land uses.



4. Achieve a continuity of function and design within the development, and encourage diversified living environments and land uses.
  5. Provide a vehicle for negotiating modifications in standard development requirements in order to both encourage innovative development and protect the health, safety and welfare of the community.
- B. Authorized Planned Unit Developments. A PUD may be authorized by an amendment to the Official Zoning Districts Map after public hearings by the Planning Commission and City Council, provided it complies with the following requirements.
1. Location and Uses: A PUD shall be considered a special zoning district, and may be authorized for any use, or combination of uses, permitted in this chapter.
  2. PUD Master Plan Required: The basis for review and approval of a PUD application shall be the PUD Master Plan, which shall be adopted as a part of the rezoning ordinance, in conformance with the requirements described in these regulations.
    - i. For a Simplified PUD (SPUD) that is no more than five (5) acres in size the PUD master plan shall be the Simplified PUD application to be provided by the Planning staff.
    - ii. For a Simplified PUD that is a single tract or parcel of land no more than five (5) acres in size, and proposes to add uses that are not allowed in the proposed zoning district or modify development regulations to make them less restrictive, the Master Development Plan shall consist of two (2) elements: the Simplified PUD application provided by the Planning staff and a Master Plan submitted in accordance with the requirements of Section (iii)(a) Master Development Plan Map.
    - iii. If the PUD is more than five (5) acres in size, the Master Plan shall consist of a Design Statement and a Master Development Plan Map.

a) Master Development Plan Map:

The Master Development Plan Map shall be a graphic representation of the development plan for the area, drawn at an appropriate scale, at a maximum of one inch equals one hundred feet (1"=100') on one (1) or more twenty-four inch by thirty-six inch (24"x36") sheet(s). The purpose of the map is to conceptually portray the development commitments described in the PUD Design Statement. The complexity of the map information will depend upon the number and extent of varied land uses in the PUD.

A single-use PUD, for example, should require less graphic information than a mixed-use proposal, and it may be sufficient to outline and identify those general areas where conventional zoning district regulations will be utilized.

The Master Development Plan Map shall be submitted in accordance with the following:

- 1) Existing Conditions
  - i) General location and acreage in the PUD.
  - ii) Sufficient information, including density of the surrounding area, to demonstrate the relationship of the PUD to adjoining land uses, existing or proposed.
  - iii) Topography on 5 foot contours.
  - iv) Common open space and natural resource areas on the site and connected to adjacent sites, such as native rock outcroppings, steep slopes, environmentally sensitive lands, wildlife habitats, stream corridors, and significant vegetation, including tree canopy and healthy mature trees.
  - v) Specific location of right-of-way widths of adjacent arterial streets, and connectivity points with adjacent sites.
  - vi) Areas where access to streets will be limited, and the number where appropriate.
- 2) Proposed PUD Elements
  - i) Land use designations for each distinct use in the PUD, including the identification of any public buildings, schools, and other public uses.
  - ii) Public circulation system, including the general location of collector and local streets, pedestrian paths and bikeways.
  - iii) General location of proposed pedestrian and bicycle linkages between adjacent properties, showing points of connectivity with the circulation system and to public transportation stops.

- iv) General location of parking areas.
  - v) General location of proposed open space, common areas, drainage and recreation areas.
  - vi) General location of landscaping in common areas, parking areas, and landscape buffering.
- 3) Any other pertinent information necessary for review, approval and administration of the PUD.
- b) Design Statement: The PUD Design Statement shall be a written report submitted as a part of the PUD Master Plan containing a minimum of the following elements:
- 1) Title of the PUD.
  - 2) List of the owners and/or developers (including contact information, including e-mail address(es)).
  - 3) Statements on the PUD's general location and its relationship to adjoining land uses (both existing and proposed), and how the PUD complies with the policies of the Piedmont Comprehensive Plan.
  - 4) The existing PUD districts in the development area and the surrounding area.
  - 5) A description of the proposed development, including a legal description of the property, and the approximate phases and sequence in which the development is proposed to be built, if any.
  - 6) Definitions of the land-use designations, including density ranges and product types for residential development shown on the Master Development Plan Map required by this section, including proposed restrictions, and typical site layouts.
  - 7) A table setting the minimum and maximum total dwelling units and non-residential square footage, and the minimum acreage for common open space, natural resource areas, public uses, and any other planned uses.
  - 8) A description of residential and mixed-use neighborhoods; commercial, office, and research development uses; common open space, natural resource areas, public buildings, schools, and other public uses, and any other proposed uses.
  - 9) A list of all special development regulations, or the conventional zoning district regulations, which will be applicable. Plus a list of requested variations to the subdivision regulations or other applicable development regulations.
  - 10) A statement on the existing and proposed streets, including right-of-way standards and street design concepts as well as providing for the treatment and improvements to abutting arterials.
  - 11) A description of the following physical characteristics of the existing site: elevation, slope analysis, soil characteristics and tree cover.
  - 12) Drainage information delineating F.E.M.A. 100 year flood plain levels.
  - 13) A statement of utility lines and services to be installed, including which lines will be dedicated to the City and which will remain private as well as such improvements to offsite water and sewer lines and the provision to such extensions thereto as directed by the City Engineer.
  - 14) A description of lighting for the development.
  - 15) A description of trash collection facilities for the development.
  - 16) A description of sidewalks, pedestrian paths and bikeways within the development.
  - 17) A description of screening and landscaping for the development, including any required buffering (Screening and landscaping shall be subject to the current landscape ordinance in effect at time of development).
  - 18) A statement satisfactory to the City on the guarantees and assurances to be provided for the maintenance of common open space, recreation areas, sidewalks, parking, private streets, and other privately owned but common facilities serving the project.
- iv. All PUD applications, including SPUD applications, shall be reviewed through the PUD review process. Upon receipt of a completed application and application fee for the PUD, the Planning Department Staff shall transmit the application and all supporting material to all City departments involved with the application and all supporting material to all City departments involved with the review process, including the Police and Fire Chief, Mayor,

Chairman of the Planning Commission and Chairman of the Parks and Recreation Board and to appropriate officials or agencies of the City, County, adjoining counties or municipalities, school and special districts, and other official bodies as deemed necessary or mandated by law, including any review required by regional or State bodies under applicable State or Federal law. Each department, official, agency, or other official body shall consider all pertinent information and shall provide the Planning Department Staff with a report of their findings, comments and recommendations in sufficient time for said findings, comments and recommendations to be incorporated into the Planning Commission Staff Report.

- v. Upon final approval by the City Council of the PUD Master Plan and the subsequent ordinance of rezoning, the PUD shall become a part of the Official Zoning Districts Map. The ordinance of rezoning shall adopt the PUD Master Plan by reference, and it shall be attached to said ordinance and become a part of the official records of the City.
  - vi. The PUD Master Plan shall control the use and development of the property, and all building permits and development requests shall be in accord with said Master Plan until it is otherwise amended as provided in this ordinance or by the City Council.
  - vii. Such other information as the Planning Commission shall require, including any additional information necessary to determine compliance with the standards for approval of a PUD contained in this ordinance, such as, but not limited to, traffic impact studies and environmental assessments.
  - viii. Approval of the PUD zoning district and related Master Development Plan shall establish the basic uses, locations, densities, and intensities for the PUD. However, site plans and building and occupancy permits for specific uses and buildings shall not be authorized until a Specific Plan has been approved for all or part of the land area covered by the Master Development Plan.
3. Application for Specific Plan/Preliminary Plat: A Specific Plan and Preliminary Plat shall be submitted for review and approval by the Planning Commission at a regularly scheduled public hearing for the entire area or a phased portion of the property included in the Master Development Plan prior to approval of site plans and building permits for any structure or building. The Specific Plan shall be drawn at an appropriate scale, at a maximum of one inch equals one hundred feet (1"=100'), on one (1) or more twenty-four inch by thirty-six inch (24"x36") sheet(s). Specific Plans shall include the following information:
- i. A summary showing how the Specific Plan conforms to the Master Development Plan, the total dwelling units in the Specific Plan by type, the square footage of non-residential uses, and a parking calculation of the required and provided spaces by use.
  - ii. All elements of the Master Development Plan Map shall be incorporated into the Specific Plan, with additional detail as follows:
    - a) A preliminary site plan for each building site in the Specific Plan.
      - 1) Lot layouts for residential uses and for single-family dwellings, a typical site plan can be included.
      - 2) Preliminary site plans shall show areas to be developed, landscaped and paved, and existing and proposed buildings indicating:
        - i) The maximum and minimum distances between buildings, between building and property or building site boundaries.
        - ii) Percentage of building coverage.
    - b) Preliminary elevations for all proposed structures. They shall indicate building heights, materials, colors, and the general appearance of proposed structures.
    - c) Parking and loading plan.
    - d) Preliminary landscape plan.
    - e) Fencing, trash disposal, and related storage areas.
    - f) Sign program and sign design and dimensions.
  - iii. A preliminary subdivision plat shall be filed and evaluated concurrently with the land included in the Specific Plan.
  - iv. Upon approval of the Specific Plan and Preliminary Plat by the Planning Commission the applicant may apply for a Final Subdivision Plat and a site plan for the development of all or a portion of the PUD.
- C. PUD and SPUD Review Criteria.

1. Purpose: Because the PUD and SPUD provide the opportunity for higher densities, greater design flexibility, mixed land uses and improved marketability, the applicant should be prepared to provide amenities and services that might not be required or possible in conventional development. Review and approval is, therefore, a process of negotiation between the City and the applicant to achieve the intent and purpose of these regulations and the Comprehensive Plan.

The factors within this section should be specifically included as review criteria for the evaluation of a PUD application. Other factors not listed herein may also be considered in the review process in order to respond to specific design and land use proposals.

2. Design Standards:

- i. The proposed PUD or SPUD shall be designed to provide for the unified development of the area in accordance with the spirit and purpose of the Comprehensive Plan, and the land uses and zoning districts adjacent to it.
- ii. Design of the PUD or SPUD may provide for modification of conventional chapter requirements for elements such as yard area, density, setback and height on individual lots, in accordance with the PUD or SPUD Master Plan.
- iii. Density, land use and intensity of use requirements shall be based on the PUD or SPUD Master Plan and shall be reviewed carefully for conformance to the Comprehensive Plan.
- iv. Building, Plumbing, Mechanical or Electrical Code requirements shall not be amended in the design of a PUD or SPUD.
- v. The maximum number of dwelling units within a PUD or SPUD shall be based on calculation of gross density, which shall be established in the PUD or SPUD Master Plan. Gross density shall be calculated by dividing the total land area to be developed for residential uses, exclusive of arterial streets, by the number of dwelling units.
- vi. Location and type of housing shall be established in a general pattern and shown on the Master Development Plan Map (where applicable).

3. Minimum Design and Construction Standards for Streets and Alleys: Streets and alleys for PUDs and SPUDs shall be designed and constructed in accordance with City standards and specifications for right-of-way width and paving cross-sections. If modifications are proposed they shall be consistent with the following criteria and must be companion with the appropriate subdivision plat.

- i. Public Streets and Alleys: Proposed public street and alley modifications shall satisfy the following criteria:
  - a) Street right-of-way and paving widths shall be adequate to provide a traffic carrying and utility installation capacity related to the design of the overall street system, the function of the individual street and the land uses served.
  - b) Paving cross-sections shall be designed to be adequate to provide acceptable drainage in conformity with the drainage plan for the PUD or SPUD, to receive loading commensurate with anticipated traffic, based on the design of the overall street system, and to have a maintenance level commensurate with that of facilities constructed to regular standards.
- ii. Private Streets and Alleys: Proposed private street and alley modifications shall satisfy the criteria for public facility modifications listed above, and the owner/applicant shall provide restrictive covenant documents providing for any ongoing and long-term maintenance of private street and alley facilities that will not be provided by the City.

4. General Design and Development Guidelines

- i. Density: Proposed residential densities should conform to density guidelines in the Comprehensive Plan and should be allocated in a manner, and at a scale, that will be compatible with adjacent developed neighborhoods.
- ii. Amenities: Amenities should be considered an important justification for development and City-approval of a PUD. Where gross or net densities are to be increased to promote economy of development, or where other methods of land use intensification are proposed, usable open space should be furnished, along with provisions for its permanent retention and continued maintenance. Sidewalks and pedestrian ways should be planned where necessary to provide for both an amenity and public safety.
- iii. Relationship to Abutting Uses:
  - a) The Master Development Plan Map shall show, graphically, the treatments that will be employed to separate the PUD from abutting properties, including commitments to landscaping, screening, earthen berms or similar techniques.
  - b) Design landscape improvements and related features to:

- 1) Create a visual transition of landscaping to adjoining lots and developments.
  - 2) Screen incompatible uses.
  - 3) Minimize any negative impact of the development on adjacent sites and roadways.
- c) It is appropriate to specifically establish areas with height limitations where a transition to more intense uses, or where a higher intensity development abuts a lower intensity area, is proposed.
- d) Where a PUD or SPUD proposes a mix of uses which would generally be incompatible with a conventional development, the PUD Master Plan should specifically establish appropriate guidelines to assure harmonious development.
- iv. Site Design:
- a) Arrange structures and buildings on the site to:
    - 1) Complement existing development on adjacent properties by similar placement and proportion of building form(s).
    - 2) Screen undesirable views, such as service areas and trash receptacles, from pedestrian views and public streets.
  - b) Demonstrate that the arrangement of open space or natural features on the site will create desirable and functional environments for patrons, pedestrians and occupants by:
    - 1) Preserving unique natural resources such as significant vegetation, watercourses, or native rock outcroppings, where possible.
    - 2) Providing protection to preserve existing healthy, mature trees where they exist.
    - 3) Respecting desirable natural resources on adjacent sites.
    - 4) Promoting the use and preservation of existing natural watercourses and patterns of stormwater disposal in the design of drainage facilities, where allowable.
- v. Safety
- a) Conform to Crime Prevention through Environmental Design principles by:
    - 1) Providing convenient, safe, well-marked and direct routes for pedestrian connections from the public street to building entrances;
    - 2) Providing pedestrian scaled lighting for pedestrian circulation and visibility;
    - 3) Providing effective lighting for vehicular traffic that does not overwhelm the quality of pedestrian lighting;
    - 4) Framing open space with buildings that visually contain and provide for natural surveillance;
    - 5) Providing for visibility around structures, screens, fences or enclosures to avoid the creation of areas of concealment.
  - b) Provide site illumination that is designed, located, and installed to achieve specific average footcandles in order to provide safe pedestrian and vehicle circulation as well as minimize adverse impacts on adjacent properties. This standard shall apply to light poles and/or wall mounted luminaries for all areas within the site to achieve the following standards:
    - 1) Provide site illumination to achieve a maintained average of three (3) footcandles (not less than .75 footcandles) throughout all parking areas;
    - 2) Provide site illumination to achieve a maintained average of six (6) footcandles (not less than 1.5 footcandles):
      - i) Along pedestrian walkways and common areas;
      - ii) Within areas of concealment in need of visual access;
      - iii) At all building entries and exits;

- iv) Provide site illumination that is designed, located, and installed in a manner to minimize light trespass on adjacent properties by utilizing cutoff luminaries, house-side shields, and/or light-limiting accessories where needed.

vi. Circulation Systems

Organize circulation systems within the site to:

- a) Provide adequate and safe pedestrian and vehicular circulation by defining walkways and distinguishing areas of foot traffic from vehicular movement using methods such as crosswalks and pathway striping, landscaping, and sidewalks.
  - b) Provide continuous pedestrian and vehicular connections to adjacent sites using sidewalks, streets, and open-space linkages where physically possible.
  - c) Provide pedestrian pathways that connect parking areas and points of destination.
  - d) Provide pedestrian access to public transportation stops.
- vii. Common Access: In commercial or industrial developments, the PUD or SPUD Master Plan should establish specific standards and locations for common access driveways, both within the development and abutting arterial streets. Approval of the bonus provisions in this chapter for shared parking facilities should only be authorized in a PUD where this access commitment is provided for in the PUS or SPUD Master Plan.

D. Modifications to PUD or SPUD

1. Administrative Approval of Minor Amendments: The Planning Director shall be permitted to approve minor amendments and adjustments to the PUD or SPUD Master Plan provided the following conditions are satisfied:
  - i. The project boundaries are not altered.
  - ii. Uses other than those specifically approved in the PUD or SPUD master plan are not added. Percentage of area devoted to specific uses may not be increased or decreased by more than twenty percent (20%) of the area devoted to the specific use. Uses may be deleted, but not to the extent that the character of the project is substantially altered.
  - iii. The allocation of land to particular uses, or the relationship of uses within the project, is not substantially altered.
  - iv. The density of housing is not increased by more than twenty percent (20%) or decreased by more than thirty percent (30%).
  - v. The land area allocated to non-residential uses is not increased or decreased by more than twenty percent (20%).
  - vi. Floor area, if prescribed, is not increased or decreased by more than twenty percent (20%).
  - vii. Floor area ratios, if prescribed, are not increased.
  - viii. Open space areas or ratios, if prescribed, are not decreased.
  - ix. Screening and fencing requirements, provided amendments shall not substantially alter the PUD.
  - x. Height restrictions, yard requirements, lot coverage restrictions, and other area, height and bulk requirements prescribed in the PUD Master Plan are not altered by more than twenty percent (20%).
  - xi. The circulation system is not substantially altered in design, configuration or location, and has the approval of the City Engineer.
  - xii. The design and location of access points to the project are not substantially altered, either in design or capacity and have the approval of the City Engineer.

The Planning Director shall determine if proposed amendments to an approved PUD Master Plan satisfy the above criteria. If the Planning Director finds that these criteria are not satisfied, an amended PUD Master Plan shall be submitted for full review and approval according to the procedures set forth in this Article.

2. Change or Amendment to PUD. Except as provided above for Administrative Approval of Minor Amendments, specific conditions imposed with respect to the approval of the PUD, as specified in the PUD Design Statement, shall not be changed or amended in any way except by action of the City Council after review and recommendation by the Planning Commission and upon such notice as provided by 11 O.S. § 43-105 and 43-106 and the Piedmont Zoning Ordinance. This section is enacted pursuant to the authority specified in Subsection C of 11 Oklahoma Statutes § 43-111.

E. PUD Application Instructions.

*See Appendix 3 for PUD Application Instructions.*

**Section 1-5-11. Flood Plains.**

The Flood Plains are shown on the official Flood Plain Maps. The line indicates the limits of the regulatory flood. The exact configuration of this area is based on the best available information. It is recognized that the area may change as new information becomes available.

The land areas designated in the flood plain have additional restrictions and land use requirements. All properties within the Flood Plain shall have a primary zoning classification applied to them as well as the "overlay district" requirements.

The authorization of land uses in areas of special flood hazard must be reviewed by the Planning Commission on the basis of individual applications. Applications for use permits within the Flood Plain must include documentation that:

- A. The proposed use will not be subject to flood damage caused by the regulatory flood; and
- B. The proposed use will not measurably increase flood height or flood flows upstream or downstream of the proposed development.

The above documentation shall be submitted to the Piedmont Planning Commission, and certified by an engineer registered for practice in the State of Oklahoma with concurrence of the engineer serving the City.

**Section 1-5-12. Oil and Gas Districts.**

Oil, gas, and disposal well drilling, production, and operations shall be in accordance with Ordinance # 195 and Chapter 16 of the City Code of the City of Piedmont.

**Section 1-5-13. Miscellaneous Uses.**

The Subsections (A) through (Q) set forth special provisions that apply to certain miscellaneous uses in certain zoning districts.

- A. Animal hospital, pound, or shelter; commercial kennel for cats or dogs; livestock sales or feeding facilities; riding academy; public stable; veterinarian's office with animals on the premises; shall be located no nearer than two hundred (200) feet to any RE, RS, RD, or RM District, and no nearer to a zoning lot line than one hundred (100) feet. Proponents of such uses shall show that adequate measures will be taken to prevent odor, dust, noise, or drainage from becoming a nuisance to uses on other properties. No incineration of animal refuse shall be permitted.
- B. Animal hospital, small animal treatment. The Planning Commission may approve the location of restricted small animal hospitals in the C-1, C-2, or C-3 Districts.
- C. Cemetery, columbarium, crematory, or mausoleum shall have its principal entrance or entrances on an arterial, with ingress and egress so designed as to minimize traffic congestion.
- D. Earthmoving and excavation; depositing of construction materials on the ground shall be subject to regulations set forth in Subparagraph G.
- E. Flammable liquids and gases, storage of. The storage of flammable liquids and gases shall comply with the following code and standards of the National Fire Protection Association as such code and standard may from time to time be revised:
  1. Code No. 30, with respect to flammable liquids,
  2. Standard No. 58, with respect to liquified petroleum gas.
- F. Junk yard, including salvage and auto wrecking shall be permitted, provided that all exterior storage and processing areas are screened by solid walls or fences of such height and location as to prevent visibility of stored materials or of materials in process from any point eight (8) feet above the ground or any thoroughfare or in any Residential, Commercial, or I-1 District, provided such point is not more than three hundred (300) feet distance from the nearest part of the fence.
- G. Mining, including extraction of clay, gravel, shale, or sand; quarrying of rock or stone; earth moving and excavation; depositing or construction material, clay, earth gravel, minerals, rock, sand, shale, or stone on the ground are not permitted uses in any district. The following defined extractions and deposits are exceptions:
  1. Excavation for the foundation or basement of any building or for a swimming pool for which a building permit has been issued. Deposits of excess material may be spread for which a building permit has been issued.
  2. Grading of any parcel of land, used for agricultural purposes, shall meet the requirements as set forth by the local U.S. Department of Agricultural Stabilization and Conservation district.

3. Grading in a subdivision which has been approved by the City in accordance with the Piedmont Subdivision Regulations and any amendments thereto.
  4. Any extractive operation existing and operating as such on the effective date of this section; such operation shall conform with the provisions of these Regulations within one (1) year of the adoption of these Regulations.
  5. Blasting, or the use of any explosives associated with any of the above mining operations or excavation processes, are prohibited without review and approval of the Planning Commission. If approved, a blasting permit issued by the City of Piedmont shall be required. The applicant shall also comply with all county, state, and federal regulations/requirements prior to blasting or the use of any explosives in such operations.
- H. A child care facility may be located in accordance with Chapter Four (4) of this ordinance if established in accordance with the definition of this ordinance.
- I. Parking space requirements for family day care homes and day care centers in Piedmont, Oklahoma:
1. ADA accessibility guidelines must be met for all new construction or remodeling if caring for children with physical disabilities.
  2. Family Day Care Home – DHS license for seven (7) or less children is required to have two (2) parking spaces; and in addition the following:
    - i. 1 space per 10 children.
    - ii. 1 space per staff member. If day care center is in A-1 and one or more of the staff resides at the center, then residential parking is considered staff parking.
    - iii. 1 space per vehicle operated by the center. For purposes of this section a vehicle is defined as an automobile, station-wagon, van, truck, or bus (less than 10 passengers) that is not used for personal transportation by staff.
    - iv. 2 spaces for each bus (capacity of 10 or more children). If a bus has a capacity of 10 or more children, the bus must meet state and federal requirements for school buses).
- J.
1. A family day care home may be located in accordance with Chapter Four (4) of this ordinance, if established in accordance with the definition of this ordinance.
  2. A day care center as defined in this ordinance may be located in accordance with Chapter Four (4) of this ordinance.
- K. Place of public assembly, major, including arena auditorium, coliseum, stadium, or theater with seating capacity of one thousand (1,000) or over and drive-in theater, shall meet the following requirements:
1. Have ingress and egress from an arterial or from a collector street not more than three hundred (300) feet distant (by shortest street route) from an arterial.
  2. Have ingress and egress so designed as to minimize traffic congestion and hazards.
- A drive-in theater shall be located not less than two hundred (200) feet from any residential district, and no projection screen thereof shall be so located as to be visible from any arterial within one thousand (1,000) feet thereof.
- L. Swimming Pools. Private swimming pools may be constructed as an accessory use, but shall be completely enclosed by a permanent wall or fence not less than four (4) feet in height, and shall meet the requirements of the Department of Environmental Quality. A swimming pool and appurtenant structures shall not be constructed in front of the front building line, but may be located within the required side and/or rear yard set-back behind the front building set-back line; provided, no structure located in the side yard shall exceed six (6) feet in height.
- M. Public utility and service uses including electrical substations, gas regulator stations, gas telegraph, telephone, and water transmission metering and distribution equipment and structures, water reservoirs, pumping stations, and other similar facilities shall be set back, landscaped, and/or screened from the side, rear, or front property line in such a manner as to be attractive and not offensive to abutting properties. This regulation shall not apply to electric, telegraph, or telephone transmission and distribution lines and poles, and other facilities of operators franchised by the City of Piedmont which shall not be limited with respect to height or location and for which no permit shall be required under this ordinance.
- N. Fire Zone. The boundaries of the fire zone shall be coterminous with the C-1, C-2, and C-3 zoning districts. The fire zone provisions of the adopted building code shall apply to all construction in districts classified as C-1, C-2, and C-3.
- O. Church and other places of worship shall be permitted in the zoning districts as shown in Chapter 4 subject to the following site requirements:



District	Minimum Site Area	Front	Side	Rear
A-1	3 acres	50'	25'	50'
RE	2 acres	35'	25'	40'
RS, RD, RM	1 acre	25'	20'	25'
C-1, C-2, C-3	½ acre	25'	15'	25'

- P. Screening of Open Storage. Any area of greater than four hundred (400) square feet which is used for outside storage in conjunction with any commercial or industrial use shall be screened on all sides which abut a property in a Residential District or are visible from a public road easement or right-of-way. Such screening shall be by a solid fence or wall of at least six (6) feet in height, or such other design or method as may be approved by the Planning Commission.
- Q. Public Utility Facilities. Minimum sizes for parcels of public utility facilities shall be set by the Planning Commission on a case by case basis and placed in the overlay district.
- R. Site Plan Review. The following requirements for site plan review may be applied by the Planning Commission to the development, redevelopment, building, or rebuilding of structures for any of the uses permitted upon review in Chapter 4. The side plan shall provide the following information and meet the following requirements:
1. Plans for any portion of any site which involve the construction of public engineering improvements on public easements, or right-of-ways, or which are to be dedicated to the public, shall be certified by a Professional Engineer registered in the State of Oklahoma.
  2. Plans shall be drawn to scale at a scale of not less than one (1) inch equals one hundred (100) feet.
  3. Plan shall show clearly the location of the tract, lot, or parcel in relation to surrounding properties and public roadway.
  4. Plans shall show this topography or spot elevation with the direction of drainage, plus any proposed changes to land elevations.
  5. Plans shall show all proposed entrances and exits for vehicles, including location, type and size of drives.
  6. Plans shall show all off-street parking and loading spaces.
  7. Plans shall show the location, general use, number of floors, height, net and gross floor area of each building.
  8. Plans shall show any outside display, sales, or storage area.
  9. Plans shall show all signs and illumination proposed for the location.
  10. Plans shall show provisions to be made for screening and landscaping of buildings, parking and outside activity areas as deemed necessary by the Planning Commission.
- The approval of the Planning Commission of required Site Plans for development or construction shall be a condition upon the issuance of any building permit, and failure to conform to approved Site Plans shall void any building permits issued pursuant thereto.
- S. The raising of animals or poultry in any residential "R" District shall be in accordance with all Ordinances of the City of Piedmont.
- T. Open Display Uses Permitted. The following uses shall be permitted in the C-2 and C-3 commercial districts, provided that such uses comply with the additional provisions of this subsection.
1. Boat sales and service.
  2. Farm implement and machinery, new and used, sales.
  3. Metal and wood fencing, ornamental grillwork and decorative wrought iron work and play equipment sales.
  4. Mobile home and travel trailer sales.
  5. Monument Sales.
  6. New and used automobile sales.
  7. Prefabricated house sales.
  8. Trailers for hauling, rental and sales.
  9. The uses in subparagraphs 1 through 6 above shall comply with the following provisions:

- i. All yards, unoccupied with buildings or merchandise, or used as traffic ways shall be landscaped with grass and shrubs, and maintained in good condition the year round.
  - ii. Driveways used for ingress and egress shall not exceed twenty-five feet in width, exclusive of curb returns.
  - iii. Outdoor lighting, when provided, shall have an arrangement of reflectors and an intensity of lighting which will not interfere with adjacent land uses or the use of adjacent streets, and shall not be of a flashing or intermittent type.
- U. Required Screening. Commercial, industrial, and multi-family uses abutting property zoned or used for single-family or two family use shall be screened with a fence of at least 95% opacity and a minimum height of six feet (6') on all abutting property lines. The owner of the commercial, industrial, or multi-family property shall maintain the screening in good repair for the duration of the commercial, industrial, or multi-family use.
- V. Lighting Restrictions. Any outdoor lighting, including sign lighting, on commercial, industrial, multi-family, church, or school uses shall be arranged and directed so that there will be no glare directed or reflected toward property used or zoned for residential use.
- W. Set Back Requirements. The front yard set back for properties within the commercial, industrial and multi-family zoning districts and for schools and churches in any zoning district is seventy-five (75) feet from the centerline of any arterial street, or twenty-five feet from the public right-of-way boundary of any state or county highway, whichever is greater.
- X. Personal Storage Unit, Definition and Restrictions. Buildings containing enclosed individual storage facilities not exceeding 800 square feet per unit. These facilities are not used for sales purposes or storage of highly combustible materials. Typical uses included mini-warehouses and storage for recreational vehicles, boats, or trailers. A single living quarters for caretakers and/or security personnel is permitted.

Where personal storage uses abut a residential district the lighting facilities and/or systems shall not be located closer than 20 feet to any property line that adjoins a residential district as a side yard, in addition to observing the front and backyard setbacks for a C-2 General Commercial District, and all lighting shall be arranged so that there will be no annoying glare directed or reflected toward adjacent property. The area shall be fenced with 95% opaque fencing, six (6) feet in height or more, with adequate security fencing.

- Y. Definition and Provisions for Donation Bins and Vending Machines. No entity shall place, use, or employ a donation bin, for solicitation purposes, unless all of the following requirements are met:
  - 1. The entity has obtained a valid permit from the City of Piedmont.
  - 2. Any entity, which may share or profit from any clothing or other donations collected via the bin, maintain a bona fide office where a representative of the entity can be reached at a telephone information line during normal business hours for the purpose of offering information concerning the entity. For the purposes of this section, an answering machine or service unrelated to the entity does not constitute a bona fide office.
  - 3. The following information is clearly and conspicuously displayed on the exterior of the donation bin:
    - i. The name and address of the registered entity that owns the bin, and the name of the Internal Revenue Service (IRS) certified charitable non-profit organization benefitting from the donated items; and
    - ii. The telephone number of the owner's bona fide office and the telephone number of the charitable non-profit organization.
  - 4. A permit issued for a donation bin shall be valid for one (1) year and renewable for one-year periods thereafter. The first year permit fee shall be as provided in the fee schedule approved by the City Council, subsequent years shall be as provided in the fee schedule approved by the City Council, or a fee as later established by resolution adopted by the City Council. Permits shall be valid from the purchase date to January 1<sup>st</sup> of the following year.
  - 5. The permit application shall include:
    - i. A plot plan depicting setbacks to the property line, distances from the structures on the lot, and other information as City staff deems necessary to complete the review, and
    - ii. The name and telephone number of the bona fide office of any entity which may share or profit from any clothing or other donations collected via the bin at which such entity can be reached during normal business hours. For the purposes of this ordinance, an answering machine or service unrelated to the person or entity does not constitute a bona fid office, and
    - iii. Written consent from the property owner to place the bin on their property.
  - 6. All donation bins shall conform to the following requirements:

- i. Donation bins shall provide benefit to a certified non-profit entity and documented by a letter from the non-profit entity which it benefits,
  - ii. Placement of all donation bins shall be located so that one side of the bin is at the existing setback line of the primary structure and outside of all required minimum yard setbacks and sight triangles,
  - iii. Donation bins shall be placed on an impervious surface and shall not utilize a required parking stall,
  - iv. Donation bins shall not obstruct walkways reducing the walk by less than forty-four (44) inches for clear pedestrian passage,
  - v. Donation bins are not permitted on unimproved lots,
  - vi. Where a bin is located on a parcel of land abutting a residential use, a forty-five (45) foot setback is required from the closes residential property line,
  - vii. In no case shall City staff grant a permit to a location for a donation bin if it determines the placement of the bin could constitute a safety hazard,
  - viii. A maximum of two (2) donation bins are permitted per lot,
  - ix. The maximum size of a donation bin shall be 6'x6'x6' with a chute entry that closes upon the donation being received,
  - x. Donation bins shall be of earth tone colors or match the exterior of the primary building on site, and
  - xi. At no time shall donations remain outside the surroundings of a donation bin.
  - xii. No collection bin shall be used for advertising or promotional purposes other than the information required pursuant to this section.
  - xiii. Permittees must maintain the aesthetic presentation of the bin, including fresh paint, legible signage and general upkeep.
  - xiv. Permittees must provide a Certificate of Liability Insurance of at least one (1) million dollars for each bin permitted.
7. Should the City determine any entity is engaging in any act or practice which violates this ordinance, the City may issue one or all of the following corrective actions:
- i. A written warning to the entity that placed and/or owns the donation bin,
  - ii. Seize and remove the donation bin at the expense of the entity which placed the bin, and any clothing or other donations collected via the bin will be sold at public auction or otherwise disposed of, and
  - iii. Fine the entity which placed the bin in accordance with the fine schedule approved by the City Council for each violation.
- Z. Providing for Repealer and Severability. No entity shall locate a vending machine located on the exterior of a commercial structure or outside unless all of the following requirements are met:
1. The entity has obtained a valid permit from the City of Piedmont.
  2. A permit issued for a vending machine shall be valid for one (1) year and renewable for one-year periods thereafter. The first year permit fee shall be in the amount provided for in the fee schedule adopted by the City Council, subsequent years shall be in the amount provided for in the fee schedule adopted by the City Council, or a fee as later established by resolution adopted by the City Council. Permits shall be valid from the purchase date to January 1<sup>st</sup> of the following year.
  3. The permit application shall include: The site where the vending machine would be situated.
  4. All vending machines shall conform to the following requirements:
    - i. Placement of all outdoor vending machines shall be located so that one side of the machine is at the existing setback line of the primary structure and outside of all required minimum yard setbacks and sight triangles,
    - ii. Vending machines shall be placed on an impervious surface and shall not utilize a required parking stall,
    - iii. Vending machines shall not obstruct walkways reducing the walk by less than forty-four (44) inches for clear pedestrian passage,

- iv. Where a vending machine is located on a parcel of land abutting a residential use, a forty-five (45) foot setback is required from the closest residential property line,
  - v. In no case shall City staff grant a permit to a location for a vending machine if it determines the placement of the machine could constitute a safety hazard, and
  - vi. Vending Machines may occupy no more than eighteen percent (18%) of the building frontage or twenty-five (25) feet, whichever is less.
5. Should the City determine any entity is engaging in any act or practice which violates this ordinance, the City may issue one or all of the following corrective actions: Fine the entity which placed the vending machine in accordance with the fine schedule approved by the City Council for each violation.

**Section 1-5-14. Accessory Dwelling Units.**

A. Purpose. Accessory dwelling units are allowed in certain situations to:

1. Create new housing units while respecting the look and scale of single-dwelling development;
2. Support more efficient use of existing housing stock and infrastructure;
3. Offer environmentally friendly housing choices with less average space per person and smaller associated carbon footprints;
4. Provide housing that responds to changing family needs, smaller households, and increasing housing costs; and
5. Provide accessible housing for seniors and persons with disabilities.

Accessory Dwelling Units are not intended to be rental units such as air B&b, VRBO, etc.

B. Definition. An accessory dwelling unit (ADU) is a smaller, secondary home on the same lot as a primary dwelling. ADUs are independently habitable and provide the basic requirements of shelter, heating, cooking and sanitation. There are two types of ADUs:

1. Garden cottages are detached structures. Examples include converted detached garages or new construction.
2. Accessory suites are attached to or part of the primary dwelling. Examples include converted living space, attached garages, basements or attics; additions; or a combination thereof.

C. Eligibility. An ADU may be added to a house on any lot zoned residential or agricultural.

D. Number. One ADU is permitted per lot zoned residential or agriculture.

E. Creation. An ADU may be created through new construction, conversion of an existing structure, addition to an existing structure, or conversion of a qualifying existing house to a garden cottage while simultaneously constructing a new primary dwelling on the site.

F. Approval. Applications for ADUs must meet the following criteria.

1. ADUs require a Special Use Permit.
2. The applicant must demonstrate that the ADU complies with all development and design standards of this section.
3. The applicant must demonstrate that the proposed modifications comply with applicable building and fire safety codes.

G. Occupancy and Use. Occupancy and use standards for an ADU shall be the same as those applicable to a primary dwelling on the same site except for short term rentals are prohibited.

H. Design. Design standards for ADUs are stated in this section. If not addressed in this section, base zone development standards apply.

1. All ADUs (accessory suites and garden cottages) must meet the following requirements:

- i. Size. An ADU may be no more than thirty percent (30%) of the primary residence or 1200 square feet, whichever is less.
- ii. Utility meters. There shall be no separate utility meter for any ADU.

- iii. Parking. One additional parking space is required for an ADU. Existing required parking for the primary dwelling must be maintained or replaced on-site. No additional curb cuts are allowed for accessory suites and no more than one curb cut is allowed for garden cottages.
  - iv. Building setbacks. No variance of set-back requirements will be granted for any ADU.
2. Design Compatibility for all ADUs.
- i. Exterior finish materials. Exterior finish materials must match in type, size and placement, the exterior finish materials of the primary dwelling.
  - ii. Roof pitch. The roof pitch must be the same as the predominant roof pitch of the primary dwelling.
  - iii. Windows. If the street-facing façade of the ADU is visible from the street, its windows must match, in proportion and orientation, the windows of the primary dwelling.
  - iv. Eaves. If the primary dwelling has eaves, the ADU must have eaves that project the same distance from the building. If the primary dwelling does not have eaves, no eaves are required for the ADU.
- I. Additional Requirements for Accessory Suites. Accessory suites must meet the following additional requirements:
1. Location of entrances. Only one entrance may be located on the façade of the primary dwelling facing the street, unless the primary dwelling contained additional entrances before the accessory suite was created. An exception to this regulation is entrances that do not have access from the ground such as entrances from balconies or decks.
  2. Exterior stairs. Fire escapes or exterior stairs for access to an upper level accessory suite shall not be located on the front of the primary dwelling.
- J. Additional Requirements for Garden Cottages. Garden cottages must meet the following additional requirements:
1. Height. The maximum height allowed for a garden cottage is the lesser of 20-25 feet or the height of the primary dwelling.
  2. Location. Garden cottages must be located at least six feet behind the primary dwelling unless the garden cottage is in an existing detached structure that does not meet this standard.
  3. Yard setbacks. No portion of an existing building that encroaches within a required yard setback may be converted to or used as a garden cottage unless the building complies with setback exemptions (i.e. for garages, properties abutting alleys...) available elsewhere in the code.

## **Chapter 6. General Provisions**

### **Section 1-6-1. Existing Lots of Record.**

- A. On any such lot or parcel the side yard requirements of these Regulations shall not operate to reduce the net buildable width of such lot below thirty-eight (38) feet, provided however, that the application of this exception shall not be permitted to reduce:
  1. Any interior side yard below ten percent (10%) of the width of the lot, or
  2. Any exterior side yard below twenty percent (20%) of the width of the lot or eight (8) feet, whichever is greater.
- B. On any such lot or parcel, no combination of the following requirements shall operate to reduce the net buildable depth of such lot below seventy (70) feet:
  1. Front and rear yard,
  2. Front and/or rear building setback,

Provided however, that the application of this exception shall not be permitted to reduce:

3. Any front yard below ten percent (10%) of the depth of the lot, or
4. Any rear yard below fifteen percent (15%) of the depth of the log, or ten (10) feet, whichever is greater.

### **Section 1-6-2. Nonconforming Uses.**

- A. Continuing Existing Nonconforming Uses. Except as hereinafter specified, any use, building, or structure existing on July, 1987, may be continued, even though such use, building, or structure may not conform with provisions hereof for the district in which it is located, provided, however, that this section does not apply to any use, building or structure established in

violation of any zoning regulation previously in effect in Piedmont unless said use, building, or structure now conforms with these Regulations.

**B. Limitations on Nonconforming Uses.**

1. No nonconforming use of a building or land shall be enlarged, extended, reconstructed, substituted, or structurally altered, unless:
  - i. Such change is required by law, or order, or
  - ii. The use thereof is changed to a use permitted in the district in which such building or land is located, or
  - iii. Authority is granted by the Board of Adjustment to extend a nonconforming use or substitute another nonconforming use for a nonconforming use, or
  - iv. Authority is granted by the Board of Adjustment to enlarge or complete a building devoted to a nonconforming use upon a lot occupied by such building where such extension is necessary and incidental to the existing use of such building, or
  - v. Authority has been granted by the Board of Adjustment to extend a nonconforming use throughout those parts of a building which were manifestly designed or arranged for such use prior to the date when such use or building become nonconforming, if no structural alterations, except those required by law, are made therein.
2. Whenever a nonconforming use has been changed to a conforming use, such use shall not thereafter be changed to a nonconforming use.

**C. Cessation of Use of Building or Land.**

1. A lawful nonconforming use of a building or structure that has been voluntarily discontinued for a period of one (1) year shall not thereafter be resumed.
2. A lawful nonconforming use of land that does not involve improvements with an assessed value in excess of one thousand dollars (\$1,000). Any such nonconforming use of land which becomes nonconforming by reason of subsequent amendments to these Regulations shall also be discontinued within one (1) year from the date of such amendment.

**D. Replacement of Damaged or Destroyed Nonconforming Uses.**

Any nonconforming building or structure damaged more than fifty percent (50%) of its appraised value for tax purposes, exclusive of foundations, by fire, flood, explosion, wind, earthquake, war, riot, or other calamity or Act of God, shall not be restored or reconstructed and used as before such happening; but if less than fifty percent (50%) damaged above the foundation, it may be restored, reconstructed, or used as before, provided that restoration or reconstruction be completed within twelve (12) months of such happening.

Any building which is prohibited from reconstruction by this provision shall be either:

1. Converted to a building suitable for a use which is appropriate for the zoning district, or
2. Demolished and the property cleared suitable for construction of a conforming building or use.

**E. Repairs to a Nonconforming Uses, Limitation.**

Such repairs and maintenance work as are required to keep it in sound condition may be made to a nonconforming building or structure, provided that no structural alterations shall be made except such as are required by law or ordinance. Except as otherwise provided elsewhere herein, the total structural repairs or alterations that may be made in a nonconforming building or structure shall not, during its life subsequent to the date of its becoming a nonconforming use, exceed fifty percent (50%) of its then assessed value for tax purposes at such time, unless such building or structure is changed to a conforming use.

**Section 1-6-3. Height and Density.**

No building shall hereafter be erected or altered which will exceed the height limit nor shall any building or land be used or occupied hereafter in excess of the density regulations for that district; no building shall hereafter be erected or altered to accommodate a greater number of families than those specified for that district; no building shall be erected or altered to exceed the specifications or required lot size, maximum coverage, yard requirements, height limitations, or bulk limitations for that district as defined.

**Section 1-6-4. Annexation Clause.**

All new additions and annexations of land to the City shall be in the agricultural district, unless otherwise classified by the City for a period of time not to exceed one (1) year from the effective date of the Ordinance annexing the addition. Within this one (1) year period

of time the City Council shall instruct the City Planning Commission to study and make recommendations concerning the use of land within the annexation to promote the general welfare, and in accordance with the comprehensive City plan and hearing as required by law, establish the district classification of the annexation; provided, however, that this shall not be construed as preventing the City Council from holding public hearings prior to annexation and establishing the district classification at the time of annexation.

**Section 1-6-5. Fences, Walls and Hedges.**

- A. Fences, walls and hedges may be located in required yards as follows:
  - 1. In areas of required rear yards, not exceeding eight (8) feet high.
  - 2. In areas of required side yards, not exceeding six (6) feet high.
  - 3. In areas of required front yards, not exceeding four (4) feet high, except in areas of vision triangles.
- B. On any corner lot, no fence may restrict sight vision through the fence by more than twenty percent (20%); no hedge, sign or other structure or planting more than two (2) feet in height above the curb shall be erected, placed or maintained within the triangular area (site triangle) formed by measuring from the point of intersection of two (2) lot lines a distance of twenty-five (25) feet along each lot line and connecting the points so established to create a triangle with sides abutting street right-of-way.

**Section 1-6-6. Planting in Parkways.**

No hedge, tree, shrub, or other growth shall be planted in the area known as the "parkway", when such planting would create a traffic hazard by obstructing the view or when such planting would obstruct or hinder future development or use of said parkway.

**Section 1-6-7. Obstructions Around Fire Hydrants.**

No person shall place or cause to be placed upon or about any fire hydrant any rubbish, plants, building material, fence, or other obstruction of any character whatsoever, nor shall any person fasten to a fire hydrant any guy rope, cable, or brace, nor park any vehicle nearer than fifteen (15) feet to a fire hydrant.

**Section 1-6-8. Minimum Landscape Requirements (Commercial Use).**

Any commercial development shall be required to provide the following minimum landscaping: Two (2) trees with a minimum caliper of 1 1/2" each, and four (4) shrubs (or flowering plants) for each commercial property. The landscaping plan will be submitted as part of the application for building permit, and no occupancy permit shall be issued until the landscaping is planted. The owner of the property shall maintain the landscaping plants in a good condition and replace any dead or diseased plants so long as the property is being used for commercial purposes.

**Chapter 7. Administrative Procedures and Required Permits and Fees**

**Section 1-7-1. Board of Adjustment.**

- A. Appointment. There is hereby created a City Board of Adjustment consisting of five (5) members, each to be appointed by the City Council for a term of three (3) years. Appointments of members of the Board of Adjustment may include two (2) members of the Planning Commission, each of which shall serve as a voting member.
- B. Removal. A member of such City Board of Adjustment, once qualified, may be thereafter removed by the city council only for inefficiency, neglect of duty, or malefaction in office. In addition to the foregoing, members may be removed by a vote of four-fifths (4/5) of the city council.
- C. Organization.
  - 1. Officers. A Chairman and Vice-chairman shall be elected annually by the Board from among its membership.
  - 2. Duties of Officers. The Chairman, or in his absence, the Vice-Chairman, shall preside at all meetings, shall decide all points of order or procedure, and, as necessary, shall administer oath and compel the attendance of witnesses.
  - 3. Rules and Meetings. The Board may adopt rules to govern its proceedings, provided, however, that such rules are not inconsistent with these Regulations. Meetings of the Board shall be held at the call of the Chairman and at such other times as the Board may determine. All meetings of the Board shall be open to the public. The Board shall keep minutes of its own proceeding, showing the vote, indicate such facts, and shall keep records of its examinations and other official actions, all of which shall immediately be filed in City Hall and shall be a public record.
- D. Powers and Duties. The Board of Adjustment shall have all the powers and duties prescribed by law and by these Regulations, which are more particularly specified as follows:

1. Interpretation. Upon appeal from a decision by the Building Inspector or other administrative official, to decide any question involving the interpretation of any provision of these Regulations, including determination of the exact location of any district boundary, if there is any uncertainty with respect thereto.
2. Exception. To hear and decide special exceptions to the terms of these Regulations upon which such Board is required to pass under these Regulations by granting special zoning permits as evidence thereof.
  - i. That the use as described by the applicant will comply with all conditions established therefore by these Regulations, and
  - ii. That the use will not, in the circumstances of the particular case, be injurious to the neighborhood or otherwise detrimental to the public welfare.
3. Variance. To vary or adapt the strict application of any of the requirements hereunder in the case of exceptionally irregular, shallow or steep lots, or other exceptional conditions, where such strict application would result in practical difficulty or unnecessary hardship that would deprive the owner of the reasonable use of the land or building involved, but in no other case.

No variance shall be granted to permit in any district a use that is not a permitted use in such district. In granting any variance, the Board of Adjustment shall prescribe any conditions that it deems necessary or desirable.

4. Appeals. To hear and decide appeals where it is alleged that there is an error of law in any order, requirements, decision, or determination made by an administrative official in the enforcement of these Regulations.

E. Procedure.

1. General. The Board shall act in strict accordance with the procedures specified by law and by these Regulations.
2. Appeals. Appeals to the Board can be taken by any person aggrieved or by any officer, department, or Board of the City affected by any decision of the City Administrator or other administrative officer. All appeals and applications made to the Board shall be made in writing, on forms prescribed by the Board, within ten (10) days after the decision has been rendered by the City Administrator or other administrative officer. The appeal or application shall be accompanied by an abstractor certified mailing list and/or a list of county recorded property owners within three hundred (300) feet of the subject property. Every appeal or application shall refer to the specific provision of these Regulations involved and shall exactly set forth:
  - i. The interpretation that is claimed,
  - ii. The use for which the permit is sought, or
  - iii. The details of the variance that is applied for and the grounds on which it is claimed the variance should be granted, as the case may be.

The appeal or application shall be filed with the officer from whom appeal is taken and with the Board. The officer from whom the appeal is taken shall forthwith transmit to the Board all papers constituting the record upon which the action appealed from was taken.

3. Hearing and Notice. The Board shall fix a reasonable time for the hearing of an appeal, give public notice thereof fifteen (15) days before the date of the hearing, as well as due notice to the parties in interest, and decide the same within a reasonable time. At the hearing any party may appear in person, by agent or by attorney.
4. Decisions and Records.
  - i. In exercising its powers, the Board may, in conformity with the provisions set forth in the Statutes of the State of Oklahoma governing said Board, revise or reform, wholly or partly, or may modify the order, requirement, decision, or determination appealed from and make such order, requirement, decision, or determination as ought to be made and shall have all the powers of the officer from whom appeal is taken.
  - ii. Three (3) members of the Board of Adjustment shall constitute a quorum. The concurring vote of three (3) members shall be necessary to revise any order, requirement, decision, or determination of any such administrative official, or to decide in favor of the applicant on any matter upon which it is required to pass under these Regulations or to effect any variance in said Regulations.
  - iii. Every approval by the Board of an appeal or application shall be by a written instrument, each of which shall contain a full record of the findings of the Board in the particular case. Each such approved document shall be filed in City Hall, under one (1) of the following headings, together with all documents pertaining thereto:
    - a) Interpretations
    - b) Exceptions



c) Variances

5. Fee. The fee of any appeal or application to the Board shall be as established by the City Council by resolution, no part of which shall be refundable.
- F. Effect on Appeal. An appeal shall stay all proceedings of the action appealed from unless the officer from whom the appeal is taken certifies to the Board, after the notice of appeal shall have been filed with him, that, by reason of facts stated in the certificate, a stay would, in his opinion, cause imminent peril to life or property. In such case proceedings shall not be stayed otherwise than by a restraining order which may be granted by the Board or by a court of record on application, on notice to the officer from whom the appeal is taken, and on due cause shown.
- G. Appeals to Court. Any person or persons, jointly or severally, aggrieved by any decision of the Board, or any taxpayer or any officer, department, or Board of the City of Piedmont may present to a court of record a petition, duly verified, setting forth that such decision is illegal, in whole or in part, specifying the grounds of the legality. Such petition shall be presented to the court within ten (10) days after the filing of the decision in the office of the Board and not thereafter.

**Section 1-7-2. Building Permit.**

- A. It shall be unlawful to commence the construction or the excavation for the construction of any building or structure, including accessory buildings, or to commence the moving or alteration of any building, including accessory buildings, until the Building Inspector has issued a building permit for such work. Except upon written authorization of the Board of Adjustment as provided in Section 1-7-1, no such building permit shall be issued for any building where said construction, moving, alterations or use thereof would be in violation of any provisions of these Regulations.
- B. Application. There shall be submitted with each application for a building permit two (2) paper copies and one (1) electronic copy of a layout or plot plan drawn to scale. One (1) copy of the plans shall be returned to the applicant by the Building Inspector, after he or she shall have marked such copy either as approved or disapproved and attested to same by his or her signature on such copy. The second copy of the plans similarly marked, shall be retained by the Building Inspector. The application for a building permit shall be made by the owner of the property concerned or a certified agent thereof. Applications for uses other than agricultural, single-family residential, or two-family residential must also follow Section 1-7-2.1. All plot plans shall include the following:
  1. North Arrow
  2. The plans must be drawn to standardized scale.
  3. The legal description of the property or subdivision name, block & lot number written on the plan or attached.
  4. The actual shape and dimensions of the lot to be built upon, the exact size and location on the lot of any existing buildings or structures, if any, and the size and location of the building or structure to be constructed, altered, or moved. All pins must be visible upon inspection.
  5. State the existing or intended use of each such building or part of building, and supply such other information with regard to the lot and neighboring lots that may be necessary to determine compliance with and provide the enforcement of these Regulations.
  6. All property lines accurately drawn to scale with the dimensions of each line numerically illustrated in feet.
  7. All adjacent street showing the centerline of each, the width and length of each and any street names. Property lines shall be included as a part of these rights-of-way by showing dimensions from the centerline.
  8. The exact location, dimension and type of all easements that abut and/or are situated on the property shall be shown.
  9. The location of driveways approaches, width and length, of every driveway.
  10. Existing and proposed paving, including the width and type of paving and whether there is a curb and gutter.
  11. Location and size of all sanitary sewer facilities and water lines, existing and proposed (if applicable). If in a flood plain location of all drainage structures and pipes, existing and proposed, including contour lines indicating natural flows, the location of the actual structure relative to floodplain area and the first floor elevation shall also be indicated on plot plan.
  12. Show Drainage Path Plans to show that adjacent properties are not affected by storm water runoff and is in Compliance with Drainage Ordinances of the City of Piedmont.
- C. Fees. The application fee for a building permit in the City of Piedmont shall be set by ordinance or resolution by the City Council.

- D. Expiration of Building Permit. If the work described in a building permit has not begun within one (1) year from the date of issuance thereof, said permit shall expire and be cancelled by the Building Inspector, and written notice thereof shall be given to the persons affected.

**Section 1-7-2.1. Site Plan Required; Contents, Review.**

- A. Site Plan Required. Before a building permit is issued for use other than agricultural, single-family residential, or two-family residential, a site plan complying with this Section and Section 1-7-2 shall be submitted to the City of Piedmont for review and approval. This section shall not apply to existing developments or developments previously approved.
- B. Site Plan Contents. The site plan shall contain the following:
  - 1. Plans for any portion of any site which involve the construction of public improvements on public easements, or right-of-ways, or which are to be dedicated to the public, shall be certified by a Professional Engineer registered in the State of Oklahoma.
  - 2. Plans shall be drawn to scale at a scale of not less than one (1) inch equals one hundred (100) feet.
  - 3. Plan shall show clearly the location of the tract lot or parcel in relation to surrounding properties and public roadway.
  - 4. Plans shall show this topography or spot elevation with the direction of drainage, plus any proposed changes to land elevations.
  - 5. Plans shall show all proposed entrances and exits for vehicles, including location, type, and size of drives, and plans for paving.
  - 6. Plans shall show all off-street parking and loading spaces, including any required handicapped parking spaces.
  - 7. Plans shall show the location, general use, number of floors, height, net, and gross floor area of each building.
  - 8. Plans shall show any outside display, sales, or storage area.
  - 9. Plans shall show all signs and illumination proposed for the location.
  - 10. Plans shall show provisions to be made for screening and landscaping of buildings, parking, and outside activity areas.
  - 11. On tracts of land larger than one acre, or in areas subject to historical flooding, a plan for drainage improvements certified by a Professional Engineer to comply with the drainage provisions of Section VI-6 of the Subdivision Regulations of the City of Piedmont. The drainage plan shall include the entire tract where the development site is a part of a larger tract of land under the same ownership.
  - 12. On tracts of land up to and including one acre in size a certificate from a licensed Professional Engineer certifying that the development will not have an adverse effect on surrounding properties.
- C. Approval and Compliance. The approval by City staff of required site plan for development or construction shall be a condition upon the issuance of any building permit, and failure to conform to approved site plan shall void any building permits issued pursuant thereto.

**Section 1-7-3. Certificate of Occupancy.**

- A. Except for any property of any railway company or terminal company, no land shall be occupied or used, and no building hereafter erected, altered, or extended shall be used, and no use of land or building shall be changed until a certificate of occupancy shall have been issued by the Building Inspector stating that the building or proposed use complies with the provisions of these Regulations.
- B. The application fee for a certificate of occupancy shall be as set by the fee schedule approved by the City Council until a different amount is established by the City Council by resolution.

**Section 1-7-4. Uses Permitted on Review.**

A number of uses are shown in Chapter 4 as being permitted on review of the Planning Commission. The following is the procedure which applies for the review of such conditional uses:

- A. An application shall be filed with the Planning Commission twenty-four (24) days in advance of the date at which the matter will be heard. Such application shall show the location and intended uses of the site, the existing land uses within three hundred (300) feet, a certified list of the names and addresses of the owners of property within three hundred (300) feet of the exterior boundary of the subject property, and any other material pertinent to the request which the Planning Commission may require. The Planning commission may require part or all of the information set forth for site plan reviews in Chapter 5, Section 1-5-13(R). A fee shall be collected in an amount equal to the fee for a rezoning application.

- B. The Planning Commission shall consider the request only after posting the subject as an action item on the meeting agenda, and after mailing notice of the hearing on the proposed use of the property to the owners of all property within three hundred (300) feet of the exterior boundary of the subject property. Such notice shall be mailed at least twenty (20) days prior to the scheduled hearing.
- C. The Planning Commission may approve such application, deny it, or place conditions upon it as its recommendation to the City Council. In making a conditional approval of a use permitted on review, the Planning Commission shall operate to assure that approved uses are integrated into the surrounding land uses and physical settings. In making conditional approvals of uses permitted on review it is to be considered that uses requiring review for location in certain zoning districts may need special provisions to be compatible, and such conditions as the Planning Commission may place upon the approval shall be as fully enforceable as any other provisions of this ordinance.
- D. The Planning Commission shall forward its recommendation on such application to the City Council, and the City Council shall approve, approve conditionally, or deny the application.

**Section 1-7-4.1. Special Permit Uses Permitted on Review.**

- A. Definitions. For the purpose of this section, the following definitions shall apply unless the context clearly indicates or requires a different meaning:

- 1. Adult Entertainment Business:

- i. Adult Book Store is a person, establishment or business having more than a minimal portion of its stock in trade, such as recordings, books, magazines, periodical films, video tapes/cassettes or other reading or viewing materials for sale or viewing at the premises, materials which are distinguished or characterized by their emphasis on matters depicting, describing or relating to specific or general sexual activities or anatomical areas; or an establishment with a section devoted to the sale or display or viewing of such materials.
- ii. Adult Motion Picture Theater is a structure – either indoors or outdoors used for showing, displaying or presenting to patrons therein or thereat materials distinguished and characterized by emphasis on depicting, anatomical areas.
- iii. Adult Motion Picture Arcade is a place to which the public is permitted or invited wherein coin or slug-operated or electronically, electrically, mechanically or otherwise controlled still or motion picture machines, projectors or other image-producing devices are maintained to show images to any one person, at any machine, at any time so displayed as to distinguish or characterize by emphasis on depicting or describing specific sexual activities or specific anatomical areas.
- iv. Massage Establishment is a place of business where any person, firm, association, or corporation engages in, carries on, or permits to be engaged in or carried on, any of the following activities:

Any method of pressure on or friction against or stroking, kneading, rubbing, tapping, pounding, vibrating, or stimulating of the external soft parts of the human body with the hands or with the aid of any mechanical or electrical apparatus or device, with or without supplementary aids such as rubbing alcohol, liniments, antiseptics, oils, powders, creams, lotions, ointments, or others similar preparations. The term "Massage Establishment" shall not apply to hospitals, nursing homes, or medical clinics or to persons possessing a license to practice massage therapy under the laws of the State of Oklahoma.

- 2. Approved Treatment Facility, Transitional Living Facility, Halfway House and Inpatient Treatment: shall have the meaning as defined in 43A O.S. pertaining to the Alcohol and Drug Abuse Services Act.
- 3. Inmate Work Centers, Inmate Halfway Houses and Inmate Pre-Release Centers: shall have the same meanings as used in 57 O.S. or as defined by the Oklahoma Department of Corrections.
- 4. Tracks for Racing/Riding Motor Vehicles: An area used for the recurrent and frequent racing/riding of motor vehicles whether a specially constructed closed track or open track across natural terrain and including both commercial tracks and tracks solely for the use of the owner/lessee/ occupier of the land where the track is located.

- B. Special Uses Permitted.

- 1. The following uses may be authorized only as a special permit use in the industrial zoning districts of the city:
  - i. Approved treatment facility (drug and alcohol);
  - ii. Transitional living facility (drug and alcohol);
  - iii. Halfway house (drug and alcohol);
  - iv. Inmate work centers and camps;

- v. Inmate halfway houses;
- vi. Inmate transitional living centers;
- vii. Prisons;
- viii. Inmate pre-release centers;
- ix. Crematory;
- x. Tracks for racing motor vehicles including but not limited to automobiles, trucks, motorcycles, motor bikes, scooters, lawn mowers, go-carts, all-terrain vehicles, and similar vehicles.
- xi. Salvage yards, junk yards, motor vehicle recycling centers and similar uses
- xii. Adult entertainment business, sales and performances.
  - a) No person shall cause or permit the establishment of any of the above specific Adult Entertainment Businesses within 1000 feet of any church, school, park, playground, library or day care center.
  - b) For the purpose of this Ordinance, measurements shall be made in a straight line, without regard to the intervening structures or objects, from the nearest portion of the building or structure used as a part of the premises for an Adult Entertainment Business to the nearest property line of a church, school, library, day care center or to the nearest boundary of a park or playground.

C. Procedures, Descriptions and Criteria.

1. General Description and Authorization. The uses listed above as special use permits are so classified because they more intensely dominate the area in which they are located than do other uses permitted in the district, and because these uses present unique security and safety issues which are not shared by other uses in the district. With consideration given to setting, physical features, compatibility with surrounding land uses, traffic, and aesthetics, certain uses may locate in an area where they will be compatible with existing or planned land uses. The Planning Commission and City Council shall review each case on its own merits apply the criteria established herein, and, if appropriate, authorize said use by granting a special use permit for it.
2. Application. Application and public hearing procedures for a special use permit shall be completed in the same manner as an application for rezoning. A site plan shall be included with the application as outlined in the zoning ordinance.
3. Criteria for special permit approval. The City Council shall use the following criteria to evaluate a special use permit:
  - i. Whether the proposed use shall be in harmony with the policies of the comprehensive plan;
  - ii. Whether the proposed use shall be in harmony with the general purpose and intent of the applicable zoning district regulations;
  - iii. Whether the proposed use shall adversely affect the use of neighboring property;
  - iv. Whether the proposed use shall generate pedestrian and vehicular traffic that is hazardous or in conflict with the existing and anticipated traffic in the neighborhood;
  - v. Whether the facility presents a health or safety hazard to neighboring properties or the community at large;
  - vi. Whether the facility is to be located in proximity to residential structures, elementary or secondary public and/or private schools, or other incompatible uses.
  - vii. Whether utility, drainage, parking, loading, signs, lighting access, and other necessary public facilities to serve the proposed use shall meet the adopted codes of the city;
  - viii. Whether the facility has obtained all necessary permits to operate under the laws of the State of Oklahoma.
  - ix. The City Council may impose specific conditions regarding location, design, operation, screening, and security to assure safety, to prevent a nuisance, and to control the noxious effects of excessive sound, light, odor, dust or similar conditions.
4. Status of special use permits. Once a special use permit has been granted for a lot, said special use permit may not be expanded to another lot without application for a new special use permit. The special use permit will only authorize the specific use approved by the City Council. No additional use(s) shall be allowed on the premises of the special use except as specifically authorized in the special use permit. For example, a special use permit for an approved treatment facility would not allow a change of use or adding of additional uses such as inmate halfway house. All special use permits shall expire by default:

- i. If the use is not established within 12 months following approval by the City Council and no extension is approved. When a building permit has not been issued for construction within 12 months of City Council approval, the applicant or owner may request a hearing for an extension of the initial special use permit approval. Good cause for an extension shall mean that the owner shows evidence that he has contractors or applications for continual development within the next year following the original approval;
- ii. If the use once established has been discontinued for a period of 12 months or abandoned;
- iii. Whenever the City Manager finds that any proposed construction or occupancy will not, in his or her opinion, substantially comply with the special use permit, he or she shall refer the question to the City Council for review.

#### **Section 1-7-5. Conditional Permit.**

Procedures. Whenever in Chapter 4, Chapter 5, or otherwise a specific use is permitted or provided subject to a conditional use permit the following procedure is established to integrate the conditional use with the other land uses located in the district. These uses shall be reviewed and authorized or rejected under the following procedure:

- A. An application shall be filed with the Planning Commission twenty-four (24) days in advance of the date at which the matter will be heard. Such application shall show the location and intended use of the site, a certified list of the names and addresses of all the property owners and existing land uses within three hundred (300) feet of the exterior boundary of the subject property, and any other material pertinent to the request which the Planning Commission may require. A fee shall be collected in an amount equal to the fee for a rezoning application.
- B. The Planning Commission shall hold one (1) or more public hearing(s) thereon after having mailed notice by first class mail to all property owners within three hundred (300) feet of the exterior boundaries of the subject property at least twenty (20) days prior to the hearing.
- C. The Planning Commission shall transmit to the City Council its report as to the effect of such proposed building or use upon the character of the neighborhood, traffic condition, public utilities, and other matters pertaining to the general welfare, and the recommendation of the Planning Commission concerning use thereof. Thereupon, the City council shall authorize or deny the issuance of a permit for the conditional use of land or buildings as requested.

### **Chapter 8. Violation and Penalty**

#### **Section 1-8-1. Violation and Penalty.**

A violation of these regulations shall be deemed a misdemeanor and shall be punishable by fine as now provided by law for misdemeanors. Each day that a violation is permitted to exist shall constitute a separate offense.

### **Chapter 9. Amendments, Validity, Enactment**

#### **Section 1-9-1. Amendment.**

- A. General. These regulations may be amended by changing the boundaries of districts or by changing any other provision thereof whenever the public necessity, convenience, and general welfare require such amendment.
- B. Amendments of Regulations and Districts. The City Council may, from time to time, on its own motion or on petition after public notice and hearing by the Planning Commission, amend the regulations and districts established in this Chapter. No change in regulations, restrictions, or district boundaries shall become effective until after a public hearing held in relation thereto, at which parties in interest and citizens shall have an opportunity to be heard. A notice of public hearing shall be published at least fifteen (15) days prior to the public hearing thereon.
- C. Application Procedure. Any person, firm, or corporation desiring to have any land or premises rezoned shall make application therefor in writing to the Planning Commission, setting forth the legal description of the property to be rezoned, the street address, or approximate location within the City, the names and addresses of the owners thereof, and the use district in which it is to be rezoned. Application for rezoning of property must be made at least twenty-eight (28) days prior to the scheduled Planning Commission meeting. Applicants for rezoning shall submit with their applications the following:
  1. For each application for amendment to the Zoning Ordinance, filing fee shall be deposited with the City Clerk in an amount established by resolution of the City Council.
  2. The applicant shall submit with each application a list of names and addresses of all record property owners within a three hundred (300) foot radius of the exterior boundary of the subject property. This list shall be current and certified by a registered professional engineer, a registered land surveyor, an attorney, a bonded abstractor, or other person qualified to research county records as determined by the City Attorney.
- D. Application for Rezoning – Notification.
  - 1.

- i. Any person, firm, or corporation desiring to have any land or premises rezoned shall make application therefor, in writing, to the Planning Commission on the forms provided at least 28 days prior to the scheduled Commission meeting.
  - ii. The application shall contain the following information, in addition to other data the Planning Commission may require:
    - a) The legal description of the property to be rezoned;
    - b) The street address or approximate location within the City;
    - c) The names and address of the owner thereof;
    - d) The district in which it is to be rezoned; and
    - e) A list of names and addresses of all record property owners within a 300-foot radius of the exterior boundary of the subject property. This shall be current and certified by a registered professional engineer, a registered land surveyor, attorney or bonded abstractor, or Canadian County Treasurer or Assessor.
  - iii. For each rezoning application, a filing fee shall be deposited with the City Clerk as may be established by resolution of the City Council.
- 2.
- i. The Secretary of the Planning Commission or his or her designee shall give notice of all public hearings on a rezoning application by mailing written notice to all owners of property within a 300-foot radius of the exterior boundary of subject property at least 20 days prior to the Planning Commission public hearing. The notice shall contain the following:
    - a) Legal description of the property and the street address or approximate location in the City;
    - b) Present zoning and classification of the property and the classification sought by the applicant;
    - c) Date, time, and place of the Planning Commission and City Council public hearing; and,
    - d) General location map.
  - ii. Notice of the Planning Commission public hearing may also be given by posting notice of the same on the affected property at least 20 days before the date of hearing. The notice shall contain the following:
    - a) Present zoning classification of the property and the classification sought by the applicant;
    - b) Date, time, and place of the Planning Commission public hearing.
  - iii. The City Clerk shall also give notice of the date, time, and place of all public hearings on a rezoning application by publication in a newspaper of general circulation in the City at least 15 days prior to the Planning Commission public hearing. The notice shall include a map of the area to be affected which indicates street names or numbers, streams, or other significant landmarks in the area.
3. In addition to the notice required in subsection (2) of this section, if the zoning change requested permits the use of treatment facilities, multiple family facilities, transitional living facilities, halfway houses and any housing or facility that may be used for medical or nonmedical detoxification as these terms are defined pursuant to Section 3-403 of Title 43A of the Oklahoma Statutes, the entity proposing the change in district regulation, restriction, or boundary shall mail a written notice within thirty (30) days of the hearing to all real property owners within one-quarter (1/4) of a mile where the area to be affected is located and shall be responsible for all costs incurred in mailing this notice. The entity proposing the change shall provide the City an affidavit of mailing the notice along with certified ownership list of all property located within one-quarter (1/4) mile of the property proposed to be rezoned. The list shall be certified as described in subsection (1)(ii)(e) of this section.
- For purposes of this subsection "entity" means any individual, corporation, company, firm, partnership, association, trust, state agency, government instrumentality or agency, institution, county, incorporated municipality or municipal authority or trust in which any governmental entity is a beneficiary, venture, or other legal entity however organized.
- E. Amendment Procedure.
1. All proposed amendments shall be referred by the City Council to the Planning Commission for report and recommendation prior to amendment action.

2. Upon receipt of a proposal for change in the Zoning ordinance or official zoning Map, or zoning district boundaries, the Planning Commission shall give notice of and conduct a public hearing. After the public hearing the Planning Commission shall recommend to the City Council that the proposal be approved, denied, or approved subject to change.
  3. When a recommendation upon an application for rezoning has been received from the Planning Commission, an ordinance shall be introduced before the City Council, and the Council shall, at the time of the introduction of the ordinance, accept public comment thereon. The City Council may continue the consideration of the ordinance from time to time prior to final action thereof.
  4. In case of a protest against such change filed at least three (3) calendar days prior to the public hearing by the owners of twenty percent (20%) or more of the area of the lots included in such proposed change, or by the owners of fifty percent (50%) or more of the area of lots within a three hundred (300) foot radius of the exterior boundary of the territory included in the proposed change; such amendment shall not become effective except by the favorable vote of three-fourths (3/4) of all the members of the City Council.
  5. The City Council upon receipt of the recommendation of the Planning Commission may vote to approve or deny the amendment, or may return the matter to the Planning Commission for further study and recommendation.
- F. Fees. Any person, firm, or corporation filing an application for a public hearing, site plan approval, or a permit with the City Planning Commission or the Board of Adjustment, as provided by this chapter, and for which the ordinances do not provide the amount of fee to be paid with the application, there shall be paid a fee in accordance with the fee schedule set forth herein for rezoning applications. In all instances where the City prepares an ordinance for the convenience of any person, firm, or corporation, a fee in accordance with the fee schedule approved by the City Council shall be charged. However, if the publication and handling of same is accomplished by the applicant, at no cost to the City, then no fee shall be charged.

#### **Section 1-9-2. Validity.**

Should any section, subsection, paragraph, clause or provision of these Regulations be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the Regulations as a whole or any part thereof, other than the part so declared to be invalid. The City Council of the City of Piedmont does hereby declare that they would have passed these Regulations and each section, subsection, paragraph, sentence, clause, and phrase thereof irrespective of the fact that any one or more sections, subsections, paragraphs, sentences, clauses or phrases be declared invalid.

#### **Section 1-9-3. Enactment.**

These Regulations shall be in full force and effect from and after final passage by the City Council of the City of Piedmont.

#### **Section 1-9-4. Repeal of Conflicting Ordinances.**

Any ordinance now in effect that conflicts with any provisions of this ordinance is hereby repealed.

### **Article II: Street Name Ordinance**

#### **Section 2-1. Citation.**

This Ordinance shall be known as the "Street Naming Ordinance".

#### **Section 2-2. Purpose.**

The regulations herein contained are to provide an organized and systematic method of naming and numbering of streets within the Town of Piedmont and to promote the public health, safety and welfare of its citizens.

#### **Section 2-3. Quadrants.**

The Town of Piedmont shall be divided into four (4) quadrants and designated as "Northwest, Northeast, Southwest and Southeast," or the abbreviations thereof as "NW, NE, SW, and SE" respectively. Said quadrants shall be formed by the intersecting of Piedmont Road running North and South, at right angles with Washington Avenue running East and West, and the resulting quadrants shall be ascribed the above mentioned in accord with their respective geographical location around the intersecting point of said streets.

#### **Section 2-4. North South Streets.**

All Streets running in general North-South directions shall be numerically numbered streets, unless otherwise designated herein. Piedmont Road shall retain its name, and commencing with the first streets on either side of Piedmont Road shall be numbered consecutively commencing with "First Street" and each consecutive street thereafter shall have the next consecutive number and shall show the quadrant in which it is located, except the division streets of Piedmont Road and Washington Avenue shall show only their direction from the intersection of each other.

#### **Section 2-5. East-West Streets.**

All streets running in general East-West directions shall be named streets as hereinafter provided.

**Section 2-6. Street Address Numbers.**

Street address numbers shall be as follows, to-wit:

- A. North-South streets: the East side shall end in even numbers, and the West side shall end in odd numbers.
- B. East-West streets: The North side shall end in odd numbers and the South side shall end in even numbers.

Street address numbers shall be reserved for each twenty-five (25) feet of street frontage.

**Section 2-7. Sections.**

All sections within any township and range shall hereafter contain sixteen (16) blocks, and any portion of any section not heretofore platted shall contain blocks of three hundred, thirty (330) feet.

**Section 2-8. North-South Section Lines.**

All section line streets running North and South shall retain their present names unless hereinafter modified or changed, or hereafter renamed by amendatory ordinance hereto.

**Section 2-9. East-West Section Lines.**

The names of section line streets running East and West are hereby changed as follows, to-wit:

- A. 150<sup>th</sup> Street changed to Arkansas
- B. 164<sup>th</sup> Street changed to Washington Avenue
- C. 178<sup>th</sup> Street changed to Edmond Road
- D. 192<sup>nd</sup> Street changed to Arrowhead
- E. 206<sup>th</sup> Street changed to Apache
- F. 220<sup>th</sup> Street changed to Ash
- G. 234<sup>th</sup> Street changed to Bassett
- H. 248<sup>th</sup> Street changed to Azalea
- I. 264<sup>th</sup> Street changed to Canadian

The names of said streets shall also be designated with the words or abbreviations of the quadrant in which they are located.

**Section 2-10. Old Town Plat Name Changes.**

The following streets located in what is known as "the Old Town Plat" are hereby changed as follows, to-wit:

- A. Eighth Street changed to Piedmont Road
- B. Ninth Street changed to First Street NE
- C. Tenth Street changed to Second Street NE
- D. Eleventh Street changed to Third Street NE
- E. Seventh Street changed to First Street NW
- F. Sixth Street changed to Second Street NW
- G. Fifth Street changed to Third Street NW
- H. Fourth Street changed to Fourth Street NW
- I. Third Street changed to Fifth Street NW
- J. Second Street changed to Sixth Street NW



- K. First Street changed to Seventh Street NW

**Section 2-11. Existing Street Name Changes.**

The following streets located within the town of Piedmont are hereby changed as follows, to-wit:

- A. Venus to Jefferson Avenue
- B. Mars to Monroe Avenue
- C. Palomino to Jackson Avenue
- D. Pinto to Harrison Avenue
- E. Buffalo to Van Buren Avenue
- F. Shore Drive to Meadowlark
- G. Francis to Van Buren Avenue
- H. Lena Lane to Harrison Avenue
- I. Meadow Lane to Tyler Avenue
- J. Mark Lane to Taylor Avenue

The names of said streets shall also be designated with the words or abbreviations of the quadrant in which they are located.

**Section 2-12. East-West Street Names.**

The following names shall apply to streets running in general East-West directions, whether now open and in use or hereafter opened for use, to-wit:

- A. Commencing with Arkansas and going North, the Next fifteen streets shall be consecutively named as follows, to-wit: Colorado, Dakota, Idaho, Iowa, Kansas, Louisiana, Minnesota, Missouri, Montana, Nebraska, Oklahoma, Texas, Wyoming, France, Spain;
- B. Commencing with Washington Avenue and going North the next fifteen streets shall be consecutively named as follows, to-wit: Adams Avenue, Jefferson Avenue, Madison Avenue, Monroe Avenue, Jackson Avenue, Van Buren Avenue, Harrison Avenue, Tyler Avenue, Polk Avenue, Taylor Avenue, Fillmore Avenue, Pierce Avenue, Buchanan Avenue, Lincoln Avenue, Johnson Avenue;
- C. Commencing with Edmond Road and going North, the next fifteen streets shall be consecutively named as follows, to-wit: Bluebird, Cardinal, Hawk, Hummingbird, Jay, Meadow Lark, Mockingbird, Oriole, Pheasant, Robin, Quail, Scissortail, Sparrow, Thrush, Wren;
- D. Commencing with Arrowhead and going North the next fifteen streets shall be consecutively named as follows, to-wit: Boomer, Buckboard, Campsite, Double Tree, Frontier, Homestead, Horseshoe, Landmark, Pioneer, Prairie, Sagebrush, Stagecoach, Trail Blazer, Tumbleweed, Wagon Wheel;
- E. Commencing with Apache and going North the next fifteen streets shall be consecutively named as follows, to-wit: Arapaho, Caddo, Cherokee, Cheyenne, Chickasaw, Choctaw, Commanche, Creek, Kiowa, Navajo, Osage, Pawnee, Pueblo, Seminole, Sioux;
- F. Commencing with Ash and going North the next fifteen streets shall be consecutively named as follows, to-wit: Aspen, Birch, Cedar, Chestnut, Cottonwood, Elm, Hickory, Magnolia, Maple, Oak, Pine, Red Bud, Spruce, Walnut, Willow;
- G. Commencing with Bassett and going North the next fifteen streets shall be consecutively named as follows, to-wit: Beagle, Bernard, Blue Tick, Brittany, Collie, Husky, Malemute, Pointer, Poodle, Retriever, Setter, Shepherd, Spaniel, Terrier, Whippet;
- H. Commencing with Azalea and going North the next fifteen streets shall be consecutively named as follows, to-wit: Bluebonnet, Columbine, Daisy, Daffodil, Gardenia, Honeysuckle, Ivey, Jonquil, Lilac, Marigold, Morning Glory, Primrose, Rose, Sunflower, Violet;
- I. Commencing with Canadian and going North the next fifteen streets shall be consecutively named as follows, to-wit: Caney, Chikaskia, Cimarron, Columbia, Fourche Maline, Glover, Kiamichi, Medicine Lodge, Neosho, Pecos, Red River, Rio Grande, Sabine, Verdigris, Washita.

The names of all streets shall also be designated with the words or abbreviations of the quadrant in which they are located and all said streets shall be considered to extend from one town limit to the opposite town limit.

**Section 2-13. Streets Intersecting Section Line Street.**

All streets that either intersect or connect with any of the streets mentioned in Section 12 hereof shall be named with names in the same generic description of the Street that it intersects or connects with, except such North-South streets that are numbered under Section 3-4.

**Section 2-14. Duplication of Names.**

No duplication of street names shall be allowed and the Planning Commission of the Town of Piedmont shall maintain a current list of all street names in use. Said list of street names shall be filed with the Town Clerk for examination by any person or party during regular office hours. Any street name given to any street which is a duplication of a prior existing street shall be void and shall be changed by the person or party responsible therefor at his, her or its expense and within thirty (30) days after notice in writing from the Town of Piedmont. Failure to cause such change within said time shall constitute an offense for each day the name remains unchanged, each day being a separate offense and punishable by fine as prescribed by "Article XI, Section 7, of the Zoning Ordinance of the Town of Piedmont."

**Section 2-15. Administration.**

This Ordinance shall be administered by the Planning Commission of the Town of Piedmont, and the Building Inspector is charged with the duty of verifying street names and numbers of streets and addresses approved by the Board of Trustees.

**Section 2-16. Zoning Ordinance.**

This Ordinance shall be filed with the Zoning Ordinance of the Town of Piedmont and constitute an amendment thereto.

**APPENDIX 1 - TYPES OF SIGNS PERMITTED**

**APPENDIX 2 – LAND, BUSINESS, AND FACILITY USES PERMITTED IN DISTRICTS**

**APPENDIX 3 – PUD APPLICATION INSTRUCTIONS**