

ORDINANCE NO. 24-004

AN ORDINANCE TO AMEND THE CITY OF AUBURN
CODE OF ORDINANCES

Chapter 17.100.050 Commercial Vehicle Parking

WHEREAS, the City of Auburn has a comprehensive Zoning Ordinance establishing provisions for uses in a variety of districts; and

WHEREAS, the City and its staff reviews the Ordinance as regularly to keep pace with trends and necessary changes; and

WHEREAS, the City has received inquiries regarding a number of permitted and prohibited uses related to parking commercial vehicles; and

WHEREAS, the City has conducted public hearing and meetings to gain input from citizens and affected persons; and

WHEREAS, the City's Planning staff, Planning Commission, and Elected Officials have provided comments and suggestions reflected in the amendment outlined in this Ordinance; and

WHEREAS, it is in the best interest of the health, safety and welfare of the citizens of the City to amend the City's Zoning Ordinance to modify permitted and prohibited uses related to parking commercial vehicles, and for other purposes;

NOW THEREFORE, THE COUNCIL OF THE CITY OF AUBURN HEREBY ORDAINS that the existing Chapter 17.100.050 is deleted, and the following Chapter 17.100.050 is substituted in its place:

17.100.050 Commercial vehicle parking.

- A. Commercial vehicle parking shall be allowed on property zoned and properly permitted for the business for which the commercial vehicle is to be used.
- B. One single commercial vehicle not exceeding two axles (one single front axle and one single back axle) and having an original chassis with a Gross Vehicle Weight Rating (GVWR) of Class 3 or below prior to any modification may be parked in the driveway or a properly permitted asphalt, gravel or concrete parking area of a detached, single-family dwelling. No vehicles shall be parked in the yard of any residence. No other commercial vehicle shall be allowed to park in any AG, R-100, R-100CZP, R-MD, RM-8, PUD, and MH property so zoned or on the streets abutting such property.
- C. In all residential zoning districts, the parking of the following commercial vehicles is permitted:
 1. A standard sized automobile, pick-up truck, van, or SUV used to provide daily transportation to and from work.
 2. Any commercial vehicle that is parked temporarily in conjunction with a commercial service, sale, or delivery to the property where the vehicle is parked.
 3. Commercial vehicles may be parked on lots zoned for residential use if the vehicle is parked within a fully enclosed structure that meets all other criteria of the zoning district and development regulations.
 4. Commercial vehicles may park on lots zoned AG provided the vehicle is parked in the rear of the primary residential dwelling and the property contains five acres or more; but in no case may

the vehicle be located closer than one hundred feet from any property line of any dissimilar residential zoned property line.

5. For any commercial vehicle which does not meet the requirements of this section for use as a matter of right, an occupant may apply for a Special Use Permit, pursuant to Section 17.170.070, to allow such use.-

D. As used in this section, commercial vehicles specifically include the following:

- a. Any commercial vehicle over 22 feet in length and/or to include any vehicle for hire including but not limited to limousines, box trucks, flatbed trucks, dump trucks, tow trucks, transport wreckers, tandem axle trucks, cab-on-chassis trucks, tractor trailers, wheeled attachments, pull behind cement mixers, bucket trucks, buses, earth moving or motorized construction machinery, semi-trailers, transport trailers, tanker type trucks (to include Septic pumping trucks), trucks with boom equipment, service trucks, and any vehicle the top of the highest sidewall more than three feet above the bed or taller than the roofline of the vehicle.

- b. Any vehicle, other than a motor home, having more than two axles.

- c. Any motorized construction equipment, except when located on private property on which related construction is in progress.

- d. Any bus designed to carry more than fifteen passengers.

- e. Any vehicle displaying a DOT number (if the vehicle is engaged in commercial activity).

- f. Any vehicle carrying potentially hazardous materials, such as but not limited to pool chemicals, fertilizers, biohazards, and other similar materials.

E. Nothing in this section shall be construed to allow commercial vehicles to drive on any route not previously approved for commercial vehicle use.

Conflict

All ordinances or parts of ordinances which conflict with this ordinance and the applicable code are hereby repealed.


Effective Date

This ordinance and the authority granted by and through it shall become effective immediately upon its adoption by the Mayor and Council of the City of Auburn, Georgia.

Severability

If any portion of this ordinance is determined to be unconstitutional or invalid, the rest and remainder of the ordinance shall remain in full force and effect, as if enacted without the portion declared unconstitutional or invalid.

SO ORDAINED this 11th day of April, 2024.



Mayor Richard E. Roquemore



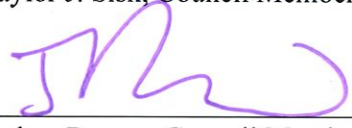
Robert L. Vogel, III Council Member

Absent

Taylor J. Sisk, Council Member



Janie L. Bradley, Council Member



Joshua Rowan, Council Member

Attest:



Michael Parks, Acting City Clerk