

CITY OF OGALLALA
APPLICATION FOR ZONING PERMIT TO
OPERATE A HOME OCCUPATION

(Please type or print legibly)

DATE _____

Have you read and do you understand the attached City ordinance governing home occupations? Yes / No

Location _____ of _____ proposed
business _____
Zoning district _____

Legal description of
property _____
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Briefly describe the nature of the proposed home occupation.

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Applicant signature _____

For department use only

Fee Paid _____

Application accepted by _____ **Date** _____

Excerpt from Municipal Code

§ 153.227 HOME OCCUPATIONS.

(A) *Restrictions and limitations.* A home occupation may be carried on in a dwelling unit or accessory building under the following conditions:

- (1) No person other than members of the family residing on the premises shall be engaged in such occupation.
- (2) The use of the dwelling unit for the one occupation shall be clearly incidental and subordinate to its use for residential purposes by its occupants. The maximum allowable area that may be utilized in conducting such home occupation shall be equal to 25% of the floor area of the dwelling unit.
- (3) There shall be no change in the outside appearance of the building or premises or other visible evidence of the conduct of such home occupation other than one sign, not exceeding three square feet in area, non-illuminated and mounted flat against the wall of the principal building.
- (4) The maximum allowable area that may be utilized in conducting a home occupation in an accessory building shall not exceed 200 square feet.
- (5) No traffic shall be generated by such home occupation in greater volume than would normally be expected in a residential neighborhood, and any need for parking generated by the conduct of such home occupation shall be met off the street and other than in a required front yard.
- (6) No equipment or process shall be used in such home occupation which creates noise, vibration, glare, fumes, odors, or electrical interference detectable to the normal senses off the lot, if the occupation is conducted in a single-family residence or outside the dwelling unit if conducted in other than a single-family residence. In the case of electrical interference, no equipment or process shall be used which creates visual or audible interference in any radio or television receivers off the premises or causes fluctuation in the line voltage off the premises.

(7) No outdoor storage of materials or equipment used in the home occupation shall be permitted.

(8) After December 31, 1996, all home occupations must be registered and a permit must be received from the office of the Building Inspector.

(B) *Particular home occupations permitted.* Customary home occupations include, but are not limited to, the following list of occupations; provided however, that each listed occupation is subject to the requirements of subsection (A) of this section:

(1) Art, dancing, and music schools, provided that instruction is limited to five pupils at one time.

(2) Professional offices for architects, engineers, planners, lawyers, accountants, bookkeepers, and similar professions.

(3) Offices for realtors, insurance agents, brokers, sales representatives, and manufacturing representatives when no exchange of tangible goods is made on the premises.

(4) Radio, television, VCR/CD, recorder, and small appliance repair services.

(5) Home crafts and hobbies such as model making, rug weaving, lapidary work, cabinetmaking, and the like.

(6) Tailoring, alterations, and seamstresses.

(7) Saw filing.

(8) Beauty parlor or barber services.

(9) Auto detailing.

(C) *Particular home occupations prohibited.* Permitted home occupations shall not in any event be deemed to include:

- (1) Mortuaries or funeral homes.
- (2) Restaurants.
- (3) Stables or kennels.
- (4) Antique shops.
- (5) Physicians, dentists, or other licensed medical practitioners.
- (6) Auto repair.
- (7) Small engines/engine repair.

('85 Code, § 11-416) Penalty, see § 153.999