

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE TO AMEND THE ZONING ORDINANCE  
OF THE TOWN OF GOOD HOPE TO PROVIDE ADDITIONAL  
USES PERMITTED UPON APPEAL IN BUSINESS ZONE FOR  
TATTOOING, BRANDING AND BODY PIERCING**

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF GOOD HOPE,  
ALABAMA, AS FOLLOWS:

SECTION 1. Under the authority of Chapter 52, Articles 1 through 4, Section 11-52-1 through 11-52-54, Code of Alabama, 1975, as amended, and Article XI of the Zoning Ordinance of the Town of Good Hope Zoning Ordinance Number 2001-67, as hereby amended as follows:

SECTION 2. The paragraph entitled USES PERMITTED UPON APPEAL: in Section 70.05 B-2 General Business District of said Zoning Ordinance is hereby amended by deleting the current paragraphs which read as follows:

USES PERMITTED UPON APPEAL: Home occupations, in accordance with SECTION 31.0 and 88.0 of this Ordinance, located in the existing residential units; places of worship; public schools; private schools having curricula substantially the same as that ordinarily provided in public schools; libraries; fire stations; hospitals (excluding animal hospitals); banks; doctor and dentist offices; professional buildings; funeral homes; planned shipping centers; rental apartment buildings with five (5) or more units; public buildings; open lot sales of mobile homes and automobiles; public transportation; manufacturing incidental to retail business where articles are sold at retail on the premises; places of amusement and assembly; mini-warehouse units and similar items so designated by the ZONING BOARD OF ADJUSTMENT which come within the spirit or intent of the Zoning District.

No Building Permit or Certificate of Occupancy shall be issued by any of the items listed under USES PERMITTED UPON APPEAL except upon the written approval of the ZONING BOARD OF ADJUSTMENT and subject to the approval of the site and development plan by the Planning commission, in accordance with SECTION 81.0 and 103.3 of this Ordinance.

And by substituting the following paragraph which read as follows:

USES PERMITTED UPON APPEAL: Home occupations, in accordance with SECTION 31.0 and 88.0 of this Ordinance, located in the existing residential units; places of worship; public schools; private schools having curricula substantially the same as that ordinarily provided in public schools; libraries; fire stations; hospitals (excluding animal hospitals); banks; doctor and dentist offices; professional buildings; funeral homes; planned shipping centers; rental apartment buildings with five (5) or more units; public buildings; open lot sales of mobile homes and automobiles; public

transportation; manufacturing incidental to retail business where articles are sold at retail on the premises; places of amusement and assembly; mini-warehouse units and similar items so designated by the ZONING BOARD OF ADJUSTMENT which come within the spirit or intent of the Zoning District, and tattooing facilities as defined by Title 22-17A-1, Code of Alabama, 1975 as amended, subject to the following restrictions:

1. Restrictions for Tatoo Facilities: It shall be prohibited for any tattoo facility to be located within a B-2 Zone which at the time of the approval is within 1,000 feet of any park, church, public school, private school, kindergarten, daycare, public pool, athletic facility or ball facility, amusement park, miniature golf course, theater, library, places of amusement, public tennis courts, or other facilities which in the judgment of the Planning Commission, minors under the age of eighteen (18) years generally frequent or are encouraged to attend or are in the general spirit or intent of the above prohibited areas. It shall be prohibited for any tattoo facility to be located within a one mile radius of another tattoo facility, measuring from front door to front door.

No Building Permit or Certificate of Occupancy shall be issued by any of the items listed under USES PERMITTED UPON APPEAL except upon the written approval of the ZONING BOARD OF ADJUSTMENT and subject to the approval of the site and development plan by the Planning commission, in accordance with SECTION 81.0 and 103.3 of this Ordinance.

SECTION 3. All other provisions of Zoning Ordinance of the Town of Good Hope, as amended, shall remain in full force and effect.

SECTION 4. All Ordinances or parts of Ordinances in conflict herewith are to the extent of such conflict repealed.

SECTION 5. The section, paragraph, sentence, clause, word, and phrase of the Ordinance are severable, and if any phrase, clause, word, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by a court of competent jurisdiction, then such ruling shall not affect any other paragraphs, phrase, clause, word, sentence or section since the same would have been enacted by the Town of Good Hope without incorporation of such unconstitutional paragraph, phrase, clause, word, sentence, or section.

SECTION 6. This Ordinance shall take effect upon its adoption and publication as required by law.

ADOPTED this the \_\_\_\_ day of April, 2011.

Town of Good Hope By:

Attest:

\_\_\_\_\_  
John Harris

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Lisa Dahlke

Council President

Town Clerk

Approved:

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Corey Harbison  
Mayor