

Sec. 110-70. - C-2, Highway Commercial and Community District.

*District intent.* The intent of this district is to provide areas for commercial uses which primarily render a service to local residents or to other non-local individuals such as tourists, vacationers, truckers, workers, and commuters. The regulations applying to this district are designed to:

- (1) Encourage the location of high traffic volume uses in an attractive and well-designed manner;
  - (2) Ensure adequate and properly designed means of ingress and egress while considering and providing for overall safe and adequate traffic flow on the highways.
  - (3) Discourage encroachment by industrial, residential or other uses which may be incompatible with the specialized character of this district.
- (a) *Uses permitted.* Property and buildings in the C-2, Highway Commercial District shall be used for the following purposes:
- (1) All uses permitted in the C-1, Central Business District, except residential.
  - (2) Retail and wholesale business and service establishments, including shopping centers that conduct business entirely within an enclosed building.
  - (3) Animal care facilities, animal hospital and/or boarding facility, and veterinary offices.
  - (4) Commercial recreation facilities including bowling alleys, roller or ice skating rinks, theaters (not including drive-ins), and the like.
  - (5) Hotels, tourist homes, and motels.
  - (6) Transportation terminals.
  - (7) Microbreweries.
  - (8) Public utility, installation or sub-installation, including water towers, but specifically excluding waste treatment processing or storage.
  - (9) Churches.
  - (10) Community facilities: Assembly halls, recreation centers, civic centers, local government public uses including schools, libraries, parks, playgrounds, and fire stations.
  - (11) Medical health services: Clinics and pharmacies, hospitals, medical or dental labs, offices of health service practitioners and other health services not elsewhere classified.
  - (12) Accessory uses and structures.
  - (13) Travel trailer parks.
- (b) *Special permit uses.* The following uses may be permitted in accordance with the provisions contained in section 110-145, and if additional conditions which may be required are met:
- (1) Outdoor sales of new or second hand automobiles, manufactured or modular homes, boats, and other such items provided the lot is graded, surfaced and drained for disposal of all surface water; and provided that ingress and egress is provided to the outdoor sales area.
  - (2) Drive-in restaurants provided that outside lighting and advertisement arrangements are directed away from adjoining residential districts (if any); and parking surface areas are separated from adjoining residential districts (if any) by a suitable planting screen, fence, or wall at least six feet in height.
  - (3) Mini-warehouse developments provided that no business activities other than the rental of storage units is conducted on the premises; and further provided that all storage on the property shall be kept within an enclosed building.
  - (4) Cable television towers/satellite dishes; and that all adjoining property which is zoned R-1, R-2, or R-3 under the City of St. Marys, Georgia, Zoning Ordinance, be separated from such

towers/satellite dishes by a visual barrier, with a height of not less than five feet, nor more than seven feet. Such barrier shall be opaque, and shall prevent the free passageway and obstruct the view between such towers/satellite dishes and all adjoining properties which are zoned R-1, R-2, or R-3.

- (5) Day care centers, kindergartens or schools provided that a minimum of 100 square feet of outdoor play area be provided for each child. Such outdoor play area shall be enclosed by a fence not less than four feet in height. Such use shall comply with the Georgia Department of Human Resources Regulatory Services. Such use shall provide the number of off-street parking spaces required for schools as set forth in section 110-124—Number of Parking Spaces Required, and section 110-126—Off-Street Loading and Unloading Requirements.
  - (6) Electronic game promotions. Indoor facilities operated by a licensed permit holder for game promotions or sweepstakes utilizing electronic equipment, meeting the performance standards and development criteria set forth in chapter 22, article VII, "Electronic Game Promotions", and drawings by chance conducted in connection with the sale of a consumer product or service utilizing electronic equipment, meeting the performance standards and development criteria set forth under Code of Ordinances chapter 110, subsection 110-145(6), special permit uses.
  - (7) Repair garages provided that all business is conducted inside an enclosed building and/or inside an aesthetically pleasing barrier which will shield the business activity from view of passing motorists and surrounding property owners.
- (c) *Area regulations.* Unless otherwise specified in this chapter, uses permitted in the C-2, Highway Commercial District shall conform to the following regulations:
- (1) Minimum lot area: 7,500 square feet.
  - (2) Minimum lot width at building line: 75 feet.
  - (3) Minimum front yard setbacks from State Route 40: 40 feet; minimum setback from other public rights-of-way: 25 feet.
  - (4) Minimum side yard: Setback from property line: Seven feet; unless property is adjacent to a residential district where 15 feet is required, 25 feet from street rights-of-way.
  - (5) Minimum rear yard setback: Seven feet, unless property is adjacent to a residential district where 15 feet is required.
  - (6) Maximum building height: 45 feet.
- (d) *Other requirements.*
- (1) Uses permitted in C-2 Districts shall meet the standards set forth in article IV pertaining to off-street parking, loading requirements.
  - (2) Any type of business in a C-2 Zoning District must conduct all its business inside an enclosed building and/or inside an aesthetically pleasing barrier, as prescribed by the planning commission, which will shield the business activity from the view of passing motorists and surrounding property owners. All finished products of such businesses shall be kept inside an enclosed building or behind such barrier.

(Ord. of 9-12-94, § 609; Ord. of 5-13-96; Ord. of 11-10-03, § 2; Ord. of 11-13-06(2), § 7; Ord. of 7-18-11(2); Ord. No. [2015-028](#), 8-3-15; Ord. No. [2015-042](#), 11-2-15; [Ord. of 3-21-16](#).)