

Stories	Up to three (3) stories at the front street elevation which may be stepped up to four (4) stories away from the street frontage provided it is proportional and compatible to the surrounding area. The height of the building shall not exceed five (5) stories from the average grade and shall be compatible with the surrounding properties
Building Setbacks	Same as C-1 zoning (see Table 6.2)

#### **CHAPTER 10.37 AUTOMOBILES SALES ESTABLISHMENT**

In C-3 zoning districts when permitted, automobile sales establishments shall be subject to a minimum lot size of 1.5 acres and shall be compatible with the comprehensive plan and subject to all other zoning requirements set forth herein.  
(Ord. of 5-1-2008, § 3)

#### **CHAPTER 10.38 USED AUTOMOBILE SALES ESTABLISHMENT**

Any used automobile sales establishment shall have a separate lot of record or parcel with the following minimums:

1. The separate lot of record or parcel shall have a minimum size of at least three-quarters ( $\frac{3}{4}$ ) acre and a permanent structure used as a business or sales office.
2. The separate lot of record or parcel shall comply with the following minimum requirements upon that portion of the land to be used for display and/or offering for sale of used automobiles:
  - a. Striped parking spaces for inventory shall be painted on the pavement and not less than nine (9) feet by twenty (20) feet for each used automobile or the appropriate size for the type of vehicle being parked.
  - b. A lot shall contain a stabilized base of not less than four (4) inches covered by a minimum of two (2) inches of pavement or concrete.
  - c. Two (2) driveways, one (1) for ingress and one (1) for egress, or one (1) driveway adequate to permit simultaneous ingress and egress.
3. The separate lot of record or parcel shall not allow any part of a used automobile to encroach upon any public right-of-way or sidewalk.
4. The separate lot of record or parcel shall not allow any loud or boisterous noises to emanate from his/her place of business, either by persons congregating there or by

the playing of recording instruments, radios, and/or television sets or other sound-producing equipment as controlled by Roswell City Code Article 8.8 Nuisances as amended from time to time.

(Ord. of 5-12-2008, § 4; Ord. No. 2011-10-12, § 1, 10-10-2011)

## CHAPTER 10.39 SIDEWALK CAFES

### Section 10.39.1 Purpose

[The purpose of this chapter is] to establish conditions and requirements under which a sidewalk cafe license will be issued for sidewalk cafes.

(Ord. No. 2009-03-04, § 1(Exh. A), 3-9-2009)

### Section 10.39.2 Definitions

[The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:]

*Sidewalk cafe* is a portion of a restaurant located outside of the principal building (unenclosed) on a public sidewalk which provides a sit down area for food and/or beverage consumption purposes or a sit-down outdoor waiting area.

*Sidewalk cafe license* is a license issued after approval has been granted by the city based on the criteria outlined below.

(Ord. No. 2009-03-04, § 1(Exh. A), 3-9-2009)

### Section 10.39.3 Uses permitted/application for license

(a) Sidewalk cafes are permitted for restaurants located throughout the city. Application for a sidewalk cafe license shall be made to the community development department. If approved by mayor and council, a license for a sidewalk cafe will be issued for one (1) year and shall be automatically renewed if the use remains in compliance with all conditions stated herein. Such license will not be transferable in any manner.

(b) The fee for a sidewalk cafe license shall be set by mayor and council by resolution.  
(Ord. No. 2009-03-04, § 1(Exh. A), 3-9-2009; Ord. No. 2012-04-04, § 1, 4-9-2012)

### Section 10.39.4 Submittal requirements

All site plans (including architectural plans) for sidewalk cafes shall include a sketch to scale showing existing interior floor plans if appropriate; exterior floor plans if applicable; building elevations; setbacks; types of landscaping/ground covering; signs; lighting; location of tables, chairs and other furniture; pedestrian ingress and egress (clear path) and other information that is deemed necessary for review. In addition, photographs, drawings,