

**AN ORDINANCE AMENDING CHAPTER 42, "ZONING," OF THE
CHRISTIANSBURG TOWN CODE IN REGARDS TO PROVISIONS FOR
LOUDSPEAKER, SOUND AMPLIFICATION, OUTDOOR SOUND SYSTEM TO
BE USED IN EXCESS OF THE TOWN'S NOISE ORDINANCE, CHAPTER 24
"NUISANCES," ARTICLE II – REGULATION OF NOISE**

WHEREAS, notice of a public hearing before the Christiansburg Planning Commission concerning this ordinance was published two consecutive weeks (March 3, 2018 and March 10, 2018) in The News Messenger, a newspaper published in and having general circulation in the Town of Christiansburg; and,

WHEREAS, a public hearing of the Planning Commission was held March 19, 2018 and resulted in a recommendation by the Planning Commission that the following proposed zoning ordinance amendment be adopted; and,

WHEREAS, notice of the public hearing before the Town Council concerning this ordinance was published two consecutive weeks (March 21, 2018 and March 28, 2018) in The News Messenger, a newspaper published in and having general circulation in the Town of Christiansburg; and,

WHEREAS, the Town Council's public hearing was held April 10, 2018; and,

WHEREAS, Town Council has considered the following amendment to the Town's Zoning Ordinance and found that the public necessity, convenience, and good zoning practices deem it proper to do so;

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Christiansburg, Virginia, that Chapter 42 "Zoning" of the *Christiansburg Town Code* be amended by the addition of Sections 42-33(28), 42-218(22), 42-249(31), 42-281(34), 42-305(43), 42-336(60), 42-370(29), and Sec. 42-397(20) as follows:

Chapter 42 – ZONING

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ARTICLE II. – AGRICULTURAL DISTRICT A

Sec. 42-33. – Permitted uses.

(28) Loudspeaker / sound amplification / outdoor sound system to be used in excess of the Town's noise ordinance, with a conditional use permit.

**ARTICLE VIII. – MIXED USE: RESIDENTIAL – LIMITED BUSINESS
DISTRICT MU-1**

Sec. 42-218. – Permitted uses.

(22) Loudspeaker / sound amplification / outdoor sound system to be used in excess of the Town's noise ordinance, with a conditional use permit.

ARTICLE IX. – MIXED USE: RESIDENTIAL – LIMITED BUSINESS – LIMITED INDUSTRIAL DISTRICT MU-2

Sec. 42-249. – Permitted uses.

- (31) Loudspeaker / sound amplification / outdoor sound system to be used in excess of the Town's noise ordinance, with a conditional use permit.

ARTICLE X. – LIMITED BUSINESS DISTRICT B-1

Sec. 42-281. – Permitted uses.

- (34) Loudspeaker / sound amplification / outdoor sound system to be used in excess of the Town's noise ordinance, with a conditional use permit.

ARTICLE XI. – CENTRAL BUSINESS DISTRICT B-2

Sec. 42-305. – Permitted uses.

- (43) Loudspeaker / sound amplification / outdoor sound system to be used in excess of the Town's noise ordinance, with a conditional use permit.

ARTICLE XII. – GENERAL BUSINESS DISTRICT B-3

Sec. 42-336. – Permitted uses.

- (60) Loudspeaker / sound amplification / outdoor sound system to be used in excess of the Town's noise ordinance, with a conditional use permit.

ARTICLE XIII. – LIMITED INDUSTRIAL DISTRICT I-1

Sec. 42-370. – Permitted uses.

- (29) Loudspeaker / sound amplification / outdoor sound system to be used in excess of the Town's noise ordinance, with a conditional use permit.

ARTICLE XIV. – GENERAL INDUSTRIAL DISTRICT I-2

Sec. 42-397. – Permitted uses.

- (20) Loudspeaker / sound amplification / outdoor sound system to be used in excess of the Town's noise ordinance, with a conditional use permit.

This ordinance shall become effective upon adoption. If any part of this ordinance is deemed unlawful by a court of competent jurisdiction all remaining parts shall be deemed valid. Ordinances or parts of any ordinances of the Town whose provisions are in conflict herewith are hereby repealed.

Upon a call for an aye and nay vote on the foregoing ordinance at a regular meeting of the Council of the Town of Christiansburg, Virginia held April 24, 2018, the members of the Council of the Town of Christiansburg, Virginia present throughout all deliberations on the foregoing and voting or abstaining, stood as indicated opposite their names as follows:

<u>MEMBER</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Samuel M. Bishop	X			
Harry Collins	X			
Steve Huppert	X			
Merissa Sachs		X		
Henry Showalter	X			
Bradford J. Stipes	X			
Mayor D. Michael Barber*				

*Votes only in the event of a tie.



 D. Michael Barber, Mayor



 Michele M. Stipes, Town Clerk