

INTRODUCED BY:Frank A. Mullens, Jr., Mayor**ORDINANCE NO:**2355**REFERRED TO:****APPROVED ON:**7/18/24

**AN ORDINANCE TO AMEND SECTION 1329.01 OF ARTICLE 1329
OF THE CITY CODE OF THE CITY OF SOUTH CHARLESTON
CONCERNING AUTOMOBILES – BODY REPAIRING AND PAINTING**

WHEREAS, the City of South Charleston has previously adopted planning and zoning standards which establishes a schedule of use for buildings or premises permitted in specific districts of the City and provides for the administration, enforcement, and amendment thereof, in accordance with West Virginia Code § 8A-2-1, *et seq.*; and

WHEREAS, the City Code permits the activity of “Automobiles – Body Repairing – Painting” as an accessory use in the C-6 zone, and;

WHEREAS, the Municipal Planning Commission (MPC) approved the proposed amendment on July 1, 2024; and

WHEREAS, the City Council now desires to allow an Automobile Body Repair shop proprietor to obtain a special permit before opening a body repair and/or paint shop, or to continue to be an accessory use to an Automobile Dealer establishment;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SOUTH CHARLESTON, WEST VIRGINIA, THAT ARTICLE 1329, SECTION 1329.01 BE AMENDED AS FOLLOWS:

Automobiles “Body Repairing” and “Painting” will be designated in the Schedule of Use in Section 1329.01 as a special permitted-only (“S”) use in addition to an accessory use (“A”) in Zoning District C-6. As such, in the table, under “Automobiles,” the entries for “Body Repairing” and “Painting” shall read as follows:


	C-2	C-4	C-6	C-8	C-10	I-2	I-4
Body Repairing and/or Painting Shop			S		R	S	S
Body Repairing (Auto Dealership)			A		R	S	S
Painting (Auto Dealership)			A	A	A	S	S

This ordinance shall take effect immediately upon passage.

ATTEST:



Margie Spence, City Clerk



Frank A. Mullens, Jr., Mayor

This ordinance was prepared by Moore & Biser PLLC, City Attorney.