

**806 HOME OCCUPATIONS TO HOST EVENTS**

~~806.01~~ ~~APPLICABILITY~~

~~Section 806 applies in the RR, RA 1, RA 2, RRF 5, FF 10, FU 10, EFU, TBR, and AG/F Districts.~~

806.01~~2~~ DEFINITIONS

~~The following definitions apply to~~Unless specifically defined in Subsection 806.02, words or phrases used in Section 806 shall be interpreted to give them the same meaning as they have in common usage and to give Section 806 its most reasonable application.;

- A. Employee: Any on-site person, whether they work full-time or part-time in the home occupation ~~business~~, including, but not limited to, the operator, partners, assistants, and any other persons ~~or family members~~ participating in the operation of the home occupation~~business~~. Except in the EFU, TBR, and AG/F Districts, ~~this definition does not apply to~~ persons employed by contract to provide services for a single event, such as caterers, photographers, and florists, are not considered employees.
- B. Events: ~~A w~~Weddings, family reunions, class reunions, company picnics, ~~and~~ similar gatherings.
- C. Operator: The person who conducts the home occupation, has majority ownership interest in the home occupation~~business~~, ~~lives full-time in a dwelling on the subject property~~ and is responsible for strategic decisions and day-to-day operations of the home occupation~~business~~.

806.02~~3~~ ~~CONDITIONAL~~ STANDARDS

~~A H~~home occupations to host events shall comply with the following standards:

~~A.~~ ~~The home occupation shall be sited on a lot of record that contains a lawfully established dwelling.~~

~~AB.~~ Operator: The operator ~~of the home occupation~~ shall reside full-time in a lawfully established dwelling on the tract~~be a resident of the property~~ on which the home occupation is located.

~~BC.~~ Employees: The home occupation shall have no more than five ~~full-time or part-time~~ employees ~~on the site~~.

~~CD.~~ Type of Buildings: In the ~~AG/F, EFU, and TBR, and AG/F~~ Districts, the home occupation shall be operated substantially in:

~~1.~~ ~~The operator's~~ dwelling; or

~~2.~~ Other buildings ~~which are~~ normally associated with uses permitted in the applicable zoning district ~~in which the subject property is located.~~

~~DE.~~ Tents: Temporary tents are allowed as follows:

1. In the AG/F, EFU, and TBR ~~and AG/F~~ Districts, temporary tents are permitted to the extent consistent with Subsection 806.02(C) ~~806.03(D)~~.
2. In a zoning district other than AG/F, EFU, and TBR, ~~and AG/F~~, one temporary tent is permitted, and additional temporary tents may be permitted if consistent with Subsection 1203.03.
3. Temporary tents may be placed on the subject property no more than 24 hours before the event and must be removed no more than 24 hours after the event.

~~F.~~ ~~The construction of any structure that would not otherwise be allowed in the zoning district in which the subject property is located shall be prohibited.~~

~~G.~~ ~~If the subject property is located in or adjacent to an EFU, TBR, or AG/F District, prior to operating the home occupation, the applicant shall record a written irrevocable statement in the deed records of the County binding upon the landowner, and the landowner's successors in interest, acknowledging the right of adjacent and nearby farm and forest operators to employ accepted farm and forest management practices and prohibiting them from pursuing a claim for relief or cause of action alleging injury from farming or forest practices for which no action or claim is allowed under Oregon Revised Statutes (ORS) 30.936 or 30.937. Impacts from farming and forest practices may include, but are not limited to: noise, dust, spray, smoke, vibrations, and visual impacts.~~

~~EH.~~ Impacts on Dwellings: In the AG/F, EFU, and TBR, ~~and AG/F~~ Districts, the evaluation of compliance with Subsection 1203.03(D) ~~1203.04(D)~~ shall include consideration of impacts on dwellings even though dwellings are not primary uses in these zoning districts.

~~FI.~~ Hours of Operation: During the months of November through March, no event shall take place outside the hours of 9:00 a.m. to 10:00 p.m. During the months of April through October, no event shall take place outside the hours of 8:00 a.m. to 10:00 p.m. These time restrictions do not apply to persons involved in the set-up or clean-up of the facilities.

~~GI.~~ Frequency of Events: A maximum of two events shall be allowed per day, and no more than one event shall occur at any one time. During the months of November through March, no more than five events shall be allowed per week. During the months of April through October, no more than seven events shall be allowed per week.

~~K.~~ ~~A maximum of two events shall be allowed per day, and no more than one event shall occur at any one time.~~

HL. Guests: The maximum number of guests for any single event ~~is shall not exceed 300.~~ However, to the extent necessary to comply with Subsection 1203.03, a lower limit may be imposed based on site capacity constraints.

IM. All lighting used during events shall comply with Subsection 1005.05(A)~~be arranged and shielded so as not to shine onto adjacent properties or rights-of-way.~~

JN. Noise: Noise shall be regulated as follows:

1. From 7:00 a.m. until 10:00 p.m. on Friday and Saturday and until 9:00 p.m. on all other days of the week, the average peak sound pressure level, when measured off the subject property, of ~~the~~ noise created by the home occupation shall not exceed the greater of 60 dB(A) or the ambient noise level ~~when measured off the subject property.~~ During all other hours, the average peak sound pressure level, when measured off the subject property, of ~~the~~ noise created by the home occupation shall not exceed the greater of 50 dB(A) or the ambient noise level ~~when measured off the subject property.~~
  - a. Noise generated by vehicles entering or exiting the subject property, but not by idling vehicles, shall be exempt from Subsection 806.02(J)(1)806.03(N)(1).
  - b. Subsection 806.02(J)(1)806.03(N)(1) shall not apply to noise detectable on public rights-of-way and railroad rights-of-way.
2. A noise study may be required to demonstrate compliance with Subsection 806.02(J)(1)806.03(N)(1). If a noise study is required, measurements shall be made with a sound level meter. The sound level meter shall be an instrument in good operating condition, meeting the requirements of a Type I or Type II meter, as specified in ANSI Standard 1.4-1971. The sound level meter shall contain at least an A-weighted scale, and both fast and slow meter response capability. Personnel making measurements shall have completed training in the use of the sound level meter, and measurement procedures consistent with that training shall be followed.

KO. Parking: The home occupation shall comply with Section 1015, Parking and Loading, except as modified by ~~this S~~ubsection 806.02(K).

- ~~1. The minimum parking requirement shall be one space per three guests based on the maximum number of guests permitted for any single event. An additional space shall be provided for each employee.~~
- ~~2. The minimum parking space requirement for the home occupation shall be in addition to the parking required for other permitted uses on the subject property.~~
13. On-street parking shall be prohibited on the day of an event.

24. An alternative to the parking area surface required pursuant to Subsection 1015.013~~(BC)~~ may be approved based on the following criteria:
- a. It is appropriate considering season, duration, and intensity of use.
  - b. It shall be surfaced with hardy grasses, wood chips, or other similar organic materials sufficient to adequately stabilize the ground surface for parking.
  - c. In order to minimize tracking of soil onto the roadway, a driveway surfaced with screened gravel or better must extend a minimum of 200 feet in length from the interior edge of the roadway that provides access to the subject property. A traffic management plan must direct all vehicular traffic along the required driveway prior to such traffic entering the roadway.

LP. Portable Restrooms: ~~Portable r~~Restroom facilities shall ~~be regulated as follows:~~

1. ~~Portable restroom facilities shall include~~ hand-sanitizing or hand-washing facilities;:-
2. ~~Portable restroom facilities shall be subject to~~Comply with the standards of the service provider and the applicable regulations of the Oregon Department of Environmental Quality~~County Water Environment Services Department (WES);:-~~
3. ~~Portable restroom facilities shall be~~ screened from adjacent ~~lots~~properties and rights-of-way by sight-obscuring fences or plantings; and
4. ~~shall be~~ located a minimum of 50 feet from all lot lines.
4. ~~Use of on-site sewage disposal facilities shall be subject to approval by WES.~~

MQ. Signs: One temporary sign shall be allowed in addition to signs permitted pursuant to Section 1010, Signs. The sign shall not exceed eight square feet in area; shall be placed on private property on the day of the event; shall be removed no more than 24 hours after the event; and shall be physically attached to the premises in a manner which both prevents the sign from being moved or blown from its location, and allows the prompt removal of the sign.

NR. Storage: Equipment, furniture, goods, and other amenities used for events shall be stored indoors on non-event days.

O. Appearance: On non-event days, the use shall not take an outward appearance nor manifest any characteristics of a business or operation of a service

~~commercial retail or wholesale~~ nature, except for those characteristics normally associated with or allowed for a primary use in the subject zoning district, or, in the AG/F, EFU, and TBR Districts, for a use identified as “allowed” by Table 407-1, Permitted Uses in the AG/F District, 401-1, Permitted Uses in the EFU District, or 406-1, Permitted Uses in the TBR District, respectively ~~on non-event days.~~

~~S. The use shall comply with any applicable requirements of the Oregon Liquor Control Commission.~~

[Amended by Ord. ZDO-224, 5/31/11; Amended by Ord. ZDO-245, 7/1/13]