

ORDINANCE No. 408

AN ORDINANCE AMENDING SECTION 140-65 OF THE OCEAN VIEW LAND USE AND DEVELOPMENT CODE BY ADDING ADDITIONAL TYPES OF SIGNS ASSOCIATED WITH FAST FOOD RESTAURANTS WITH DRIVE THROUGH AND FAST FOOD RESTAURANTS WITH DRIVE IN TO THE SIGNS PERMITTED IN GB-1 AND GB-2 ZONES

WHEREAS, the Town Council has the power to adopt ordinances for the protection and preservation of town property and for securing the protection and promotion of health, safety, comfort, convenience, welfare, and happiness of the residents of the town; and

WHEREAS, the Town Council is desirous of providing for the welfare and happiness of its residents by providing regulations that govern these uses within the Town; and

WHEREAS, the Town Council of Ocean View is of the opinion that it promotes the health, safety, morals, beauty, and good appearance of the Town to provide regulations governing signage restrictions for various types of restaurants.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE TOWN COUNCIL OF THE TOWN OF OCEAN VIEW:

Section 1. Amend Ocean View Code Chapter 140, Article IX, Section 140-65 by adding the underlined language below at the end of the section.

Fast Food with Drive Through

Pre-Order Board

Lists items available for purchase.

<u>Number allowed</u>	<u>1</u>
<u>Maximum Area</u>	<u>12 sq. ft.</u>
<u>Maximum Height</u>	<u>6 ft.</u>
<u>Placement</u>	<u>Within the developable area of the site, outside of any required buffering, within the drive through lane</u>
<u>Illumination</u>	<u>Allowed during hours of operation only</u>
<u>Digital Changeable Copy</u>	<u>Allowed during hours of operation only</u>
<u>Permit needed</u>	<u>Yes, see §140-96</u>

Order Board

Lists items for purchase and functions as the point of ordering.

<u>Number allowed</u>	<u>1 – May be made up of two (2) panels within the area restriction included below</u>
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<u>Maximum Area</u>	<u>25 sq. ft.</u>
<u>Maximum Height</u>	<u>6 ft.</u>
<u>Placement</u>	<u>Within the developable area of the site, outside of any required buffering, within the drive through lane</u>
<u>Illumination</u>	<u>Allowed during hours of operation only</u>
<u>Digital Changeable Copy</u>	<u>Allowed during hours of operation only</u>
<u>Call Box</u>	<u>Allowed</u>
<u>Permit Needed</u>	<u>Yes, see §140-96</u>

Canopy

Overhang structure that provides weather protection for vehicles while using the drive through lane. May include the words “maximum height” or “clearance”, and the height measurement only. No logos or advertisement are allowed.

<u>Number allowed</u>	<u>1</u>
<u>Maximum Area</u>	<u>50 sq. ft.</u>
<u>Maximum Overall Height</u>	<u>10 ft.</u>
<u>Placement</u>	<u>Within the developable area of the site, outside of any required buffering, within the drive through lane, attached to the Order Board. Alternative designs with separate supports for the canopy may be considered by the Town Administrative Official</u>
<u>Illumination</u>	<u>Allowed during hours of operation only. Lights must be oriented downward</u>
<u>Permit Needed</u>	<u>Yes, see §140-96</u>

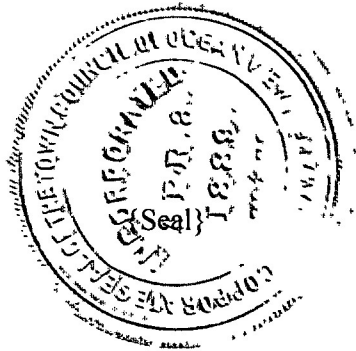
Fast Food with Drive In

Order Board

Lists items for purchase and functions as the point of ordering.

<u>Number allowed</u>	<u>1 Per dedicated Drive In space – May be made up of two (2) panels within the area restriction included below</u>
<u>Maximum Area</u>	<u>12 sq. ft.</u>
<u>Maximum Height</u>	<u>6 ft.</u>
<u>Placement</u>	<u>Within the developable area of the site, outside of any required buffering, immediately adjacent to dedicated drive in space.</u>
<u>Illumination</u>	<u>Allowed during hours of operation only</u>
<u>Digital Changeable Copy</u>	<u>Allowed during hours of operation only</u>
<u>Call Box</u>	<u>Allowed</u>
<u>Permit Needed</u>	<u>Yes, see §140-96</u>

Section 2. This ordinance shall become effective upon its adoption by a majority of the members of the Town Council present and voting.



TOWN COUNCIL OF OCEAN VIEW

By: John J. Redinger
Mayor

Attest: Donna M. Schwartz
Town Clerk

Introduction: 6.10.25

Planning & Zoning Commission Review: 7.17.25

First Reading: 9.9.25

Second Reading: 10.14.25

Adopted: October 14, 2025

Synopsis: This ordinance works in conjunction with a pending ordinance, which proposes to redefine fast food restaurant and add fast food restaurant with drive through and fast food restaurant with drive in to the table of permitted uses, by adding types of signs associated with each type of restaurant.