**Proposed Zoning Ordinance Amendments Regarding Tobacco, Smoke, or Vape Shops and Skill Game Locations**

**NOTE:** Blue, underlined text is content to be added to the City Code. Red, stricken text is content to be removed from the City Code.

**Article F. – DEFINITIONS**

**Section 10-3-24. Definitions.**

*Skill game (including skill game machine)*: An electronic, computerized, or mechanical contrivance, terminal, machine, or other device that requires the insertion of a coin, currency, ticket, token, or similar object to operate, activate, or play a game, the outcome of which is determined by the predominant skill of the player and that may deliver or entitle the person playing or operating the device to receive cash or cash equivalents, gift cards, vouchers, billets, tickets, tokens, or electronic credits to be exchanged for cash or cash equivalents whether the payoff is made automatically from the device or manually.

*Skill game location*: Any establishment that provides for the use of any number of skill games or skill game machines.

*Tobacco, smoke, or vape shop*: A business involving the sale or sampling of tobacco products, nicotine vapor products, alternative nicotine products, and hemp products, as those terms are defined in the Code of Virginia §18.2-371.2, and any kratom products as regulated by the Code of Virginia §59.1-200, and where such products are 25% or more of the store’s total inventory or 15% or more of the store’s total display area.

**Article G. – OFF-STREET VEHICLE AND BICYCLE PARKING**

**Section 10-3-25. – Off-street vehicle parking regulations.**

1. Retail stores, sales rooms and similar mercantile establishments, skill game locations, and tobacco, smoke, or vape shops (applicable where no other specific retail standard is set forth): If ten thousand (10,000) square feet or less of gross floor area, one (1) parking space for each two hundred (200) square feet of gross floor area; if over ten thousand (10,000) square feet of gross floor area, one (1) parking space for each two hundred and fifty (250) square feet of gross floor area.

**Section 10-3-25.1. – Off-street bicycle parking regulations.**

1. Bicycle parking space requirements by use:

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| Use | Parking Requirement |
| Townhouses and multifamily dwellings | 1 space/6 dwelling units or 4 spaces minimum, whichever is greater |
| Hotels, motels, and similar transient housing | 4 spaces minimum (Bed and breakfast facilities have no minimum requirement) |
| Hospitals, nursing homes, and similar care facilities | 1 space/20,000 square feet of gross floor area or 4 spaces minimum, whichever is greater |
| Houses of worship, theaters, auditoriums, stadiums, amphitheaters, and similar uses | 0.5% of maximum occupant load or 4 spaces minimum, whichever is greater |
| Community centers, community buildings, private clubs, museums, libraries, recreational and leisure-time activities, and similar uses | 1 space/10,000 square feet of gross floor area or 4 spaces minimum, whichever is greater |
| Educational | 1 space/20 vehicle spaces provided or 4 spaces minimum, whichever is greater |
| Child day care centers | 4 spaces minimum |
| Business or professional offices and financial institutions | 1 space/20,000 square feet of gross floor area or 4 spaces minimum, whichever is greater |
| General retail, restaurants, ~~and~~ personal service establishments, skill game locations, and tobacco, smoke, or vape shops | 1 space/10,000 square feet of gross floor area or 4 spaces minimum, whichever is greater |
| Industrial uses, manufacturing, warehousing, auto service establishments, veterinarian offices, and animal hospitals and kennels | 2 spaces minimum |

**Article P. – B-1 CENTRAL BUSINESS DISTRICT**

**Section 10-3-84. – Uses permitted by right.**

1. Retail stores, convenience shops, personal service establishments, restaurants, food and drug stores, skill game locations, and tobacco, smoke, or vape shops. Skill game locations and tobacco, smoke, or vape shops shall further comply with the location requirements as specified in Section 10-3-87 (c).

**Section 10-3-87. – Other Regulations**

1. Neither skill game locations nor tobacco, smoke, or vape shops shall be located on or otherwise operate on any property within 1,000 feet of any property containing a public or private school or child day care center. Measurements made to verify compliance with this requirement shall be made in a straight line, without regard to intervening structures or objects, for 1,000 feet from the boundaries of the property on which a public or private school or child day care center operates.

**Article Q. – B-2 GENERAL BUSINESS DISTRICT**

**Section 10-3-90. – Uses permitted by right.**

1. Mercantile establishments which promote the show, sale and rental of goods, personal service establishments, restaurants, skill game locations, tobacco, smoke, or vape shops, and other shops and stores customary to shopping centers and convenience outlets. Skill game locations and tobacco, smoke, and vape shops shall further comply with the location requirements as specified in Section 10-3-93 (e).

**Section 10-3-93. – Other Regulations**

1. Neither skill game locations nor tobacco, smoke, or vape shops shall be located on or otherwise operate on any property within 1,000 feet of any property containing a public or private school or child day care center. Measurements made to verify compliance with this requirement shall be made in a straight line, without regard to intervening structures or objects, for 1,000 feet from the boundaries of the property on which a public or private school or child day care center operates.

**Article R. – M-1 GENERAL INDUSTRIAL DISTRICT**

**Section 10-3-97. – Uses permitted by special use permit.**

1. Convenience stores, skill game locations, and tobacco, smoke, or vape shops. Skill game locations and tobacco, smoke, or vape shops shall further comply with the location requirements as specified in Section 10-3-99 (d).

**Section 10-3-99. – Other Regulations**

1. Neither skill game locations nor tobacco, smoke, or vape shops shall be located on or otherwise operate on any property within 1,000 feet of any property containing a public or private school or child day care center. Measurements made to verify compliance with this requirement shall be made in a straight line, without regard to intervening structures or objects, for 1,000 feet from the boundaries of the property on which a public or private school or child day care center operates.