

**ORDINANCE AMENDING SECTION 10-405 OF THE ZONING ORDINANCE
OF THE CITY OF MADISON**

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF MADISON:

SECTION ONE. Section 10-405 of the Zoning Ordinance is hereby amended as follows:

Remove “Any activity carried out for gain by a resident conducted as an accessory use in the resident’s dwelling unit”

Add “Any activity carried out for gain by a resident conducted as an accessory use by the resident owner in an owner-occupied dwelling.”

Definition will now read:

Home occupation: Any activity carried out for gain by a resident conducted as an accessory use by the resident owner in an owner-occupied dwelling. A Home Occupation Permit must be obtained from the Zoning Administrator prior to the initiation of a home occupation. The criteria for issuance of Home Occupation Permit are listed under Section 405 of this Ordinance.

Section 10-405.01 is hereby amended as follows:

Remove “If the proposed home occupation is acceptable, the Administrator shall have authority to issue a under the provisions of this Section, the Zoning Permit.”

Add “If the proposed home occupation is acceptable, the Administrator shall have authority to issue a home occupation permit under the provisions of this Section.”

SECTION TWO. Upon recodification, such amendments shall be renumbered accordingly.

SECTION THREE. To the extent that any section of the existing Zoning Ordinance is in conflict with this ordinance, the existing Zoning Ordinance is repealed and superseded to the extent of the conflict.

SECTION THREE. This Ordinance shall become effective thirty days from and after passage.

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The above and foregoing Ordinance having previously been reduced to writing, a motion was made by Alderman Peeler and a second by Alderman Jacobs to approve and adopt the Ordinance and no request having been made by the Mayor or any member of the Board of Aldermen that said Ordinance be read by the City Clerk before a vote was taken. Said Ordinance was adopted by the Board of Aldermen with results being as follows:

Alderman Howland voted:	<u>Yea</u>
Alderman Tatum voted:	<u>Yea</u>
Alderman Peeler voted:	<u>Yea</u>
Alderman Jacobs voted:	<u>Yea</u>
Alderman Hickok voted:	<u>Yea</u>
Alderman Hudgins voted:	<u>Absent</u>
Alderman Bowering voted:	<u>Yea</u>

The motion having received the affirmative vote of all members of the Board of Aldermen present, the Mayor declared the motion so carried and this Ordinance adopted on this 20th day of September, 2011.

CITY OF MADISON, MISSISSIPPI

BY: Mary Hawkins Butler
Mary Hawkins Butler, Mayor

ATTEST:

Susan B Crandall
Susan Crandall
City Clerk