(b) All establishments which have three or more pool tables shall have a manager, or designated employee on duty during operating hours whose responsibility is the operation of the pool tables.

(Res. of 12-19-95)

Sec. 18-87. Inspection of registered establishments.

Sworn officers of the police department shall have the authority to inspect establishments registered under this article during the hours in which the premises are open for business. Such inspection shall be made for the purpose of verifying compliance with the requirements of this article. This section is not intended to limit the authority of the licensing and revenue manager or of any other county officer to conduct inspections authorized by other provisions of the Code.

(Res. of 12-19-95)

Sec. 18-88. Unlawful or prohibited activities.

No occupation tax certificate shall be granted to any person under the age of 18 or who has been convicted, pled guilty or entered a plea of nolo contendere under any federal, state or local law of any crime involving moral turpitude, illegal gambling, any felony, criminal trespass, public indecency, misdemeanor involving any type of sexual related crime, any theft or violence against person or property, any crime of possession, sale, or distribution of illegal drugs, distribution of material depicting nudity or sexual conduct as defined under state law, criminal solicitation to commit any of these listed offenses, attempts to commit any of these listed offenses, for a period of ten years prior to the date of application for such certificate and has been released from parole or probation.

(Res. of 12-19-95)

Secs. 18-89--18-110. Reserved.

ARTICLE IV. VEHICLES FOR HIRE

Sec. 18-111. Definitions, cruising prohibited.

For purposes of this article, the term:

1. "Taxicabs," "limousines" and "other passenger carry vehicles" (hereinafter referred to as a "passenger carrying vehicle") are those vehicles operated for hire for the primary purpose of transporting passengers within the unincorporated portions of the county.

2. "Cruising" shall mean moving about on the streets and roadways for the purposes of picking up and transporting passengers who have not previously requested such service by telephone or personal command.

3. No passenger solicitation may occur while cruising.
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PART II CODE OF ORDINANCES
Chapter 18 BUSINESSES

ARTICLE IV. VEHICLES FOR HIRE
Sec. 18-111. Definitions, cruising prohibited.

(4) "Operating a taxicab service," or "doing business as a vehicle for hire" shall be deemed to occur when operating a passenger carrying vehicle from a fixed terminus located in the unincorporated area of the county or when soliciting passengers within the unincorporated county who have not requested transportation by telephone or personal command.

(Res. of 12-19-95)

Sec. 18-112. Occupation tax certificate required, application.

(a) All persons, firms or corporations desiring to operate a vehicle for hire shall, prior to conducting such business, trade or profession, make application for an occupation tax certificate in the form and manner prescribed by the licensing and revenue manager.

(b) The application shall include but shall not be limited to the information required on all occupation tax returns, along with the following additional information:

(1) Proof of motor vehicle insurance covering public liability and property damage issued by an insurance company approved by the state. Such insurance shall insure passengers and third persons against personal injury and property damage in amounts complying with state law. Such proof of insurance must show evidence that all motor vehicles used for passenger conveyance operated by applicant are insured as required by state law.

(2) A certificate of registration from the state public service commission for a limousine service.

(3) Applicants shall submit a list of all vehicles operated with the licensing and revenue office and shall provide the office information as to the vehicles actually in service.

(4) Applicants shall furnish a list of employees who are managers or who are vehicle operators.

(5) A new or updated list must be filed at any time vehicles are added, replaced, or removed from service; or when vehicle operators or managers are added.

(c) Failure to furnish required information, in the form required, may serve to dismiss the application.

(Res. of 12-19-95)

Sec. 18-113. Work permits required.

Prior to the issuance of an occupation tax certificate, a work permit shall be required for the owner(s), manager(s) and employee(s). All operators must post their permit in public view within the interior of the vehicle.

(Res. of 12-19-95)
Sec. 18-114. General operating provisions.

(a) No for-hire passenger carrying vehicle shall be parked in the unincorporated area of the county except at its specified terminus or such other places as may be designated for that purpose by the licensing and revenue manager, or designee.

(b) Records shall be kept of all calls or requests for service, and receipts for charges shall be provided upon request of any passenger.

(c) Each taxicab shall have plainly printed on each side thereof the name of the certificate holder, firm, or corporation operating the vehicle and identification number not less than five inches in height and in a color contrasting with the background of such lettering.

(d) A schedule of rates and hours of operation shall be filed annually, not later than February 15 or other due date with the license and revenue office by the certificate holder and posted in a place visible to passengers within the vehicle.

(e) Records required to be maintained under this article shall be kept for a minimum of two years beyond the expiration date of an occupation tax certificate. Records shall be made available to the licensing and revenue manager, at the certificate holder’s business location in Gwinnett County, within ten business days of any such request.

(Res. of 12-19-95)

Sec. 18-115. Applicant disqualification.

No occupation tax certificate shall be granted to any person under the age of 21 or who has been convicted, plead guilty or entered a plea of nolo contendere under any federal, state or local law of any crime involving moral turpitude, illegal gambling, any felony, criminal trespass, public indecency, misdemeanor involving any type of sexual related crime, any theft or violence against person or property, any crime of possession, sale, or distribution of illegal drugs, driving under the influence of drugs or alcohol, criminal solicitation to commit any of these listed offenses, attempts to commit any of these listed offenses, for a period of ten years prior to the date of application for such certificate and has been released from parole or probation.

(Res. of 12-19-95)

Secs. 18-116–18-130. Reserved.

ARTICLE V. MASSAGE PARLORS

Sec. 18-131. Definitions.

For purposes of this article, the term:

(1) "Massage therapy" shall mean physical culture, hydrotherapy, massage, electrotherapy.
Sec. 110-67. Parking on one-way roadways.

If a highway includes two or more separate roadways and traffic is restricted to one direction upon this roadway, no person shall stand or park a vehicle upon the lefthand side of this one-way roadway, unless signs are erected to permit this standing or parking. The director of the department of transportation is authorized to determine when standing or parking may be permitted upon the lefthand side on the one-way roadway and to erect signs giving notice thereof.

(Code 1978, § 8-4008)

Sec. 110-68. Parking near hazardous or congested places restricted.

(a) The director of the department of transportation is hereby authorized to determine and designate, by proper signs, places not exceeding 100 feet in length in which the stopping, standing or parking of vehicles would create an especially hazardous condition or would cause unusual delay to traffic.

(b) When official signs are erected at hazardous or congested places, as authorized in this section, no person shall stop, stand or park a vehicle in this designated place.

(Code 1978, § 8-4009)

Sec. 110-69. Director of the department of transportation to designate curb loading zones.

The director of the department of transportation is hereby authorized to determine the location of passenger and freight curb loading zones and shall place and maintain appropriate signs indicating them and stating the hours during which the provisions of this section are applicable.

(Code 1978, § 8-4010)

Sec. 110-70. Parking in freight curb loading zones.

(a) No person shall stop, stand or park a truck for any purpose or length of time other than for the expeditious unloading and delivery or pickup and loading of materials in any place marked as a freight curb loading zone during hours when the provisions applicable to these zones are in effect, nor stop, stand or park any other vehicle for this unloading or loading of materials.

(b) The driver of a passenger vehicle may stop temporarily at a place marked as a freight curb loading zone for the purpose of, and while actually engaged in, loading and unloading passengers, when this stopping does not interfere with any motor vehicle used for the transportation of materials which is waiting to enter or about to enter this zone.

(Code 1978, § 8-4011)

Sec. 110-71. Parking of taxicabs and buses regulated.
The driver of a bus or taxicab shall not park upon any street in any business district at any place other than at a bus stop or taxicab stand, respectively, except that this provision shall not prevent the driver of this vehicle from temporarily stopping in accordance with other stopping or parking regulations at any place for the purpose of, and while actually engaged in, loading and unloading passengers, and except for making emergency repairs. The provisions of this section shall not apply to common carriers stopping at regular designated passing or layover locations.

(Code 1978, § 8-4012)

**Sec. 110-72. Use of bus and taxicab stands restricted.**

No person shall stop, stand or park a vehicle other than a bus in a bus stop, or other than a taxicab in a taxicab stand, when this stop or stand has been officially designated and appropriately signed, except that the driver of a passenger vehicle may temporarily stop therein for the purpose of, and while actually engaged in, loading or unloading passengers when this stopping does not interfere with any bus or taxicab waiting to enter or about to enter this zone.

(Code 1978, § 8-4013)

**Sec. 110-73. Length of bus stops limited; bus stops to be marked.**

(a) A nonparking zone of 80 feet shall be created at all bus stops for the purpose of loading and unloading passengers.

(b) These nonparking zones shall be marked by signs and, in addition, these zones in all congested areas shall have the curbs painted yellow. This proper marking of zones shall be maintained by the companies operating buses in and out of these zones.

(c) Buses or any vehicles parked in these zones for the purpose of loading and unloading passengers shall pull as close to the curb as possible.

(d) This section does not prohibit buses from loading and unloading at platforms at loading zones where they are provided for that purpose in the street.

(Code 1978, § 8-4014)

**Sec. 110-74. Authority of the director of the department of transportation to prohibit parking on certain streets.**

When not inconsistent with this part or any other ordinance, the director of the department of transportation is authorized to prohibit parking or stopping of vehicles on any street or portion of a street when traffic and engineering surveys indicate that this stopping or parking may impede the free flow of traffic on this street.

(Code 1978, § 8-4015)

**Sec. 110-75. Parking prohibited during certain hours.**

...
Sec. 110-76. Parking signs required.

When, by this section or any other ordinance or order of the director of the department of transportation, any parking time limit is imposed or parking is prohibited on designated streets, it shall be the duty of the director of the department of transportation to erect appropriate signs giving notice thereof, and no regulations shall be effective unless these signs are erected and in place at the time of any alleged offense. At least one sign shall be erected in each block on each side of the street where parking is either prohibited or restricted.

(Code 1978, § 8-4017)

Sec. 110-77. Emergency parking restrictions.

When not inconsistent with this article or any other ordinance, the chief of police has authority in an emergency to prohibit the parking or stopping of vehicles on any street or portion of a street or to close a street to traffic. All these orders shall be temporary only.

(Code 1978, § 8-4018)

Sec. 110-78. Use of parking facilities on county property.

Parking facilities on county property designated for this use by the chairman shall be used only in accordance with regulations for this use established by the chairman. The chairman may designate certain spaces or areas as reserved for all elected officials, designate administrative officials whose position responsibilities require the provision of a reserved parking space for efficiently discharging those responsibilities and for other general purposes such as court and visitor parking. Occupancy of these reserved spaces or areas by other than those individuals assigned to use the space or areas shall be deemed a violation of this section. The director of the department of transportation shall be responsible for posting of signs to ensure effective notice to parking facility users as to the regulations governing and limitations on the use thereof. In addition, it shall be unlawful to park any private vehicle in any county parking facility for a period of more than 12 hours in any one day or to park a commercial or freight-carrying vehicle or trailer in these lots except by written permission of the chairman.

(Code 1978, § 8-4019)

Sec. 110-79. Parking in business districts, residential districts and other areas restricted.

(a) No person shall park or stand any bus, truck or other freight- or passenger-carrying vehicle in excess of one-half ton capacity upon any public street or highway for a period longer than one hour at any time during the day or night.

(b) No person shall stop or stand any truck or bus with a body more than eight feet or 2.4384m wide or ten feet or 3.048m high on any street or public place without the driver or chauffeur being actually present and in charge thereof.

(c) No person shall park or stand any truck camper, camper trailer, motor home, boat, boat trailer or other recreational vehicle on any residential street or public place for more than one hour at any time during the day or night.
(d) Any vehicle in violation of this article and which remains in violation for the period of 24 hours or more shall be presumed to be abandoned and may be impounded by the police department.

(Code 1978, § 8-4020)
A permit for any temporary use on the same property may not be applied for or renewed for a period of not less than six months from the date of any prior approval of a temporary use. However, one ten-day extension of the 20-day period may be granted by the director of planning and development.

Special uses. Within the C-2 general business district, the following uses may be permitted provided the applicant for such a development is granted a special use permit by the board of commissioners after receiving recommendations from the planning director and planning commission and after a public hearing:

1. Auto body repair shops.
2. Auto repair shops or tire stores including lubrication or tuneup centers (full service and self-service).
3. Automotive sales lots and associated service facilities (new or used).
4. Automotive service stations, with or without fuel pumps.
5. Building materials sales with outdoor storage.
6. Contractor's offices, or the outside storage of equipment or materials.
7. Heavy equipment and farm equipment rental or sales and service.
8. Lawn mower repair shops.
9. Machine or welding shops.
10. Miniwarehouse storage facilities.
11. Mobile home or mobile building leasing or sales lots (new or used).
12. Recreation facilities (commercial outdoor, such as miniature golf courses, driving ranges, water slides or drive-in theaters).
13. Residential or community shelters, subject to the provisions of the Rules for Shelters in Gwinnett County.
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APPENDIX D ZONING

ARTICLE XIII. USE PROVISIONS

Section 1308. C-2 general business district.

14. Taxicab or limousine services.

Other provisions. No outdoor storage except as otherwise provided herein.

(Res. of 6-2-87(3); Res. of 2-20-91; Amend. of 6-27-95(1); Res. No. A-98-001, 7-28-98; Res. No. A-99-005, § 3, 6-22-99; Res. No. A-99-007, 9-28-99)

Section 1308A. C-3 highway business district.

Purpose. The C-3 highway business district is intended for business uses which require a location accessible to major highways and arterials that serve significant portions of the community. It is also the intent of this district to provide areas for businesses which, because of their intensity, outside storage area or hours of operations, would have significant negative impacts on adjoining properties. Due to the nature of the businesses permitted within the C-3 district, the zoning district should be limited to property fronting on principal arterials, major arterials or minor arterials, not indicated as residential arterials, as shown on the long range road classification map.

Permitted uses. Only the following uses shall be permitted in the C-3 highway business district; and no structure shall be erected, structurally altered or enlarged for any use other than a use permitted herein with the exception of (a) uses lawfully established prior to the effective date of this amendment; (b) special uses as permitted herein; (c) accessory uses as defined in article III, Definitions; or (d) other uses which are clearly similar to and consistent with the purpose of this district.

(A) Retail and service uses.

1. Adult entertainment establishments subject to the terms of the ordinance regulating adult entertainment establishments.
2. Antique shops.
3. Animal hospitals or veterinary clinics.
4. Art and school supply stores.
5. Art galleries.
6. Automotive body repair shops.
7. Automotive carwash (full service or self-service).
8. Automotive parts stores.
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ARTICLE XIII. USE PROVISIONS

Section 1308A. C-3 highway business district.

c. No such facility shall be located adjacent to or across the street from any property used for or zoned for residential use.

d. Lighting for such facilities shall be placed in such a fashion as to be directed away from any nearby residential areas.

e. All materials collected shall not be visible once deposited in a bin or bunker. All sorting and collection bins shall either be enclosed and have chutes available to the public or be located inside a fully-enclosed building.

f. Any outside storage areas shall be screened by a minimum six-foot high, opaque fence.

75. Restaurants and lounges.
76. Shoe stores and shoe repair shops.
77. Small appliance repair shops.
78. Sporting goods stores.
79. Tailor shops.
80. Taxidermists.
81. Taxicab or limousine services.
82. Toy shops.
83. Travel agencies.
84. Vehicle rental establishments.
85. Watch and clock repair shops.