

From Johnstown Municipal Code

16-12 *Home occupation* means a gainful occupation conducted by members of the family, within its place of residence, where the space used is incidental to residential use and no article is sold or offered for sale, except such as is produced by such home occupation, and provided further that this is not intended to prohibit sales by mail or other methods that do not typically involve customer visits to the dwelling unit.

Sec. 16-142. Home occupations.

(a) General requirements. In any district where home occupations are permitted as an accessory use, the establishment and continuance of a home occupation shall be subject to the following general requirements:

(1) Such use shall be conducted entirely within a dwelling and carried on principally by the inhabitants thereof.

(2) Such use shall be clearly incidental and secondary to the use of the dwelling for residential purposes and shall not change the residential character thereof.

(3) The total area used for such purposes shall not exceed the equivalent of one-half (½) the floor area, in square feet, of the first floor of the user's dwelling unit.

(4) There shall be no advertising, display or other indications of home occupation on the premises.

(5) There shall not be conducted on the premises the business of selling stocks, supplies or products, provided that incidental retail sales may be made in connection with the permitted home occupations.

(6) There shall be no exterior storage on the premises of material used in the home occupation.

(7) There shall be no offensive noise, vibration, smoke, dust, odors, heat or glare noticeable at or beyond the property line, as a result of the home occupation.

(8) For purposes of this Subsection, provided that all requirements contained herein are met, the following shall, by way of example, be considered home occupations: teaching, with musical instruction limited to two (2) pupils at a time; dressmaking or millinery; child care.

(b) Excluded uses. A home occupation shall not include the following: medical or dental clinic, funeral home, restaurant, antique shop, veterinarian's office or any use similar to the foregoing excluded uses.