

## Clarification of “Commercial Business” versus “Home Occupation”

Silverton Municipal Code 13.04.080 states that a “*Commercial Business* means a business establishment which furnishes goods or services to either the general public or other commercial operations.” Silverton Municipal Code 5.24.020 states “A *Home Occupation* means a business carried on within a dwelling, and which business is incidental to the use of the dwelling for dwelling purposes.” Silverton Municipal Code 18.05.080 H places certain restrictions for *Home Occupations*.

It is resolved that there is a distinct enough difference between a “Commercial Business” and a “Home Occupation.” As such, a “Home Occupation” that conforms to the requirements set below is allowed in Abiqua Heights.

1. Be operated in its entirety within the principal dwelling.
2. Not have a separate entrance from outside the building.
3. Not involve alteration or construction not customarily found in dwelling.
4. Not use any mechanical equipment except that which is used normally for purely domestic or household purposes.
5. Not use more than 25 percent of the total floor area of the dwelling.
6. A valid license is required in accordance with SMC 5.24.030.
7. Not display or create outside the structure any external evidence of the operation of the home occupation. No signs allowed. ( Changed for AHHA )  
Added for AHHA:
8. Any nuisance, to include but not limited to the following types of nuisances, shall not be permitted:
  - a. Noise of any type that exceeds 50 decibels between 8:00 pm and 8:00 am or exceeds 60 decibels between 8:00 am and 8:00 pm as measured at the lot line. At no time shall any noise disturb the repose of an individual dwelling within Abiqua Heights.
  - b. Any electrical interference of any kind.
  - c. Any odors, smells, or aromas cannot be smelled beyond the lot line.
9. No non-family member can be an on-site employee.
10. Street traffic must be kept to a minimum with no more than two (2) client visits per day.