

..Number  
201047  
..Version  
PROPOSED SUBSTITUTE  
..Reference

..Sponsor  
THE CHAIR

..Title  
A substitute ordinance relating to various revisions to the zoning code.

..Section  
295-201-11 cr  
295-201-137 am  
295-201-402 am  
295-201-603 rc  
295-203-3-a am  
295-203-6-i cr  
295-311-2-h rc  
295-403-2-a (table) am  
295-403-2-b-4 rc  
295-403-3-a am  
295-404-1 (table) am  
295-407-2-b-1-a am  
295-407-2-b-1-d cr  
295-407-2-b-2-a rc  
295-407-2-b-2-b rn  
295-407-2-b-2-b cr  
295-407-2-b-2-c rn  
295-407-2-b-2-c cr  
295-407-2-b-2-d rn  
295-407-2-b-2-d am  
295-407-2-b-4-a am  
295-407-2-b-4-b am  
295-503-1 (table) am  
295-503-2-i-3 am  
295-503-2-i-4 rp  
295-503-2-L rn  
295-503-2-L cr  
295-503-2-m rn  
295-503-2-n rn  
295-503-2-o rn  
295-503-2-p rn  
295-503-2-q rn  
295-503-2-r rn  
295-503-2-s rn  
295-503-2-t rn

295-503-2-u	rn
295-503-2-v	rn
295-503-2-w	rn
295-503-2-x	rn
295-503-2-y	rn
295-503-2-z	rn
295-603-1 (table)	am
295-603-2-a-3	am
295-603-2-a-4	rp
295-603-2-a-5	rn
295-603-2-e	cr
295-603-2-h	rn
295-603-2-h	cr
295-603-2-i	rn
295-603-2-j	rn
295-603-2-k	rn
295-603-2-L	rn
295-603-2-m	rn
295-603-2-n	rn
295-603-2-o	rn
295-603-2-p	rn
295-603-2-q	rn
295-603-2-r	rn
295-603-2-s	rn
295-603-2-t	rn
295-603-2-u	rn
295-603-2-v	rn
295-603-2-w	rn
295-603-2-x	rn
295-603-2-y	rn
295-603-2-z	rn
295-603-2-aa	rn
295-603-2-bb	rn
295-603-2-cc	rn
295-603-2-dd	rn
295-603-2-ee	rn
295-703-1(table)	am
295-703-2-a	am
295-703-2-g-0	am
295-803-1 (table)	am
295-903-2-a (table)	am
295-903-2-b-1-b	am
295-903-2-b-1-c	am
295-903-2-b-1-d	rp
295-903-2-b-4	rn
295-903-2-b-4	cr

295-903-2-b-5 rn  
295-903-2-b-6 rn  
295-903-2-b-7 rn  
295-903-2-b-8 rn  
295-903-2-b-9 rn  
295-903-2-b-10 rn  
295-903-2-b-11 rn  
295-905-2-a (table) am  
295-905-2-b-4-a am  
295-905-2-b-4-b am  
295-905-2-b-4-c rp

..Analysis

This ordinance makes various revisions to the zoning code, including:

1. Changing the use classification of animal services uses in the industrial-office (IO) zoning districts from prohibited use to limited use.
2. Making personal instruction schools a permitted use in the industrial-mixed (IM) zoning districts (they are currently a special use).
3. Defining a new land use term, “adult day care”.
4. Establishing the use classification of adult day care in each zoning district.
5. Creating other zoning regulations for adult day care, distinct from those for (child) day care centers.
6. Eliminating the spacing requirements for day care centers from alcohol beverage establishments.
7. Providing additional descriptive and clarifying details and regulations for various types of signs.

..Body

The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 295-201-11 of the code is created to read:

**295-201. Definitions.**

**11. ADULT DAY CARE** means an establishment in which the operator is provided with compensation in return for providing adults with care for less than 24 hours at a time. This term does not include a day care center.

Part 2. Section 295-201-137 of the code is amended to read:

**137.** DAY CARE CENTER means an establishment in which the operator is provided with compensation in return for providing ~~[[individuals]]~~ >>children<< with care for less than 24 hours at a time. This term includes, but is not limited to, a day nursery, nursery school ~~[[, adult day care center]]~~ or other supplemental care facility. This term also includes a family day care home in which the operator does not reside.

Part 3. Section 295-201-402 of the code is amended to read:

**402.** NONCONFORMING USE means, in ~~[[s. 295-415-9]]~~ >>in subch. 11<< , an existing lawful use or accessory use of a structure or building which is not in conformity with the provisions of ~~[[s. 295-1011]]~~ >>subch. 11<< for the area of the floodplain which it occupies. In all other ~~[[sections]]~~ >>subchapters<< , “nonconforming use” shall have the meaning established in subs. 393, 395 or 399, as applicable.

Part 4. Section 295-201-603 of the code is repealed and recreated to read:

**603.** SIGN, WALL means a sign painted or mounted on the wall of a façade. This includes a sign that is affixed parallel to the façade but extends beyond the façade, often suspended in such space as an arcade of an inset of the ground-level façade.

Part 5. Section 295-203-3-a of the code is amended to read:

### **295-203. Use Definitions.**

#### **3. EDUCATIONAL USES.**

a. “Day care center” means an establishment in which the operator is provided with compensation in return for providing ~~[[individuals]]~~ >>children<< with care for less than 24 hours at a time. This term includes, but is not limited to, a day nursery, nursery school ~~[[, adult day care center]]~~ or other supplemental care facility. This term also includes a family day care home in which the operator does not reside.

Part 6. Section 295-203-6-i of the code is created to read:

#### **6. HEALTH CARE AND SOCIAL ASSISTANCE.**

i. “Adult day care” means an establishment in which the operator is provided with compensation in return for providing adults with care for less than 24 hours at a time. This term does not include a day care center.

Part 7. Section 295-311-2-h of the code is repealed and recreated to read:

### **295-311. Appeals.**

#### **2. SPECIAL USE PERMITS.**

h. Additional Findings for Day Care Centers. No special use permit for a day care center shall be granted by the board unless the board finds, in addition to the findings required by par. d, that the proposed day care center will not be located within 500 feet of an adult retail establishment.

Part 8. Table 295-403-2-a of the code is amended to read:

<b>Table 295-403-2-a NUMBER OF PARKING SPACES, BY USE</b>	
<b>Uses</b>	<b>No. of Parking Spaces Required</b>
<b>RESIDENTIAL USES</b>	
Single-family dwelling	no min.; max. of 4 spaces
Two-family dwelling	no min.; max. of 4 spaces on the premises
Multi-family dwelling:	
<u>Zoning Districts</u> <u>Min. ratio of parking spaces to dwelling units*</u>	
RM1, RM2, RM3, RM4, RO1, NS1, LB1, RB1	1:1
RT4, RM5, RM6, RM7, RO2, NS2, LB2, LB3, RB2, CS, C9A, IM	2:3
* Note: In RM6, RM7, C9A and IM districts, a private elderly housing project shall have one parking space for every 2 dwelling units; in other zoning districts, a private elderly housing project shall have 2 parking spaces for every 3 dwelling units. Public housing for low-income families and public or federally-assisted low-income elderly housing projects shall provide one parking space for every 2 dwelling units.	
Permanent supportive housing	one for every 5 dwelling units
Transitional housing	one for every 5 dwelling units
Attached single-family dwelling	no min.; max. of 4 spaces
Live-work unit	one for each live/work unit in the building
Mobile home	N.A.
Watchman/service quarters	none
Family day care home	see requirement for dwelling unit type
<b>GROUP RESIDENTIAL USES</b>	
Rooming house	one for every 2 rooms
Convent, rectory or monastery	one per facility
Dormitory	one for every 15 beds or fraction thereof
Fraternity or sorority	one for every 2 rooms
Adult family home	one
<i>Foster Homes</i>	
Foster family home	one
Small foster home	one
Group home or group foster home	one
<i>Shelter Care Facilities</i>	
Family shelter care facility	one
Small group shelter care facility	one
Large group shelter care facility	one
Community living arrangement	one
<b>EDUCATIONAL USES</b>	
Day care center	[[None]] >>2<< (limited use) or as required by the board (special use)
School, elementary or secondary	none
College	none
School, personal instruction	none
<b>COMMUNITY-SERVING USES</b>	
Library	none
Community center	as required by the board for special use approval

Religious assembly	one for every 6 seats in the assembly hall
Cemetery or other place of interment	none
Public safety facility	none
Correctional facility	none
<b>COMMERCIAL AND OFFICE USES</b>	
General office	one for each 500 sq. ft. of the first 2,000 sq. ft. of gross floor area; one for each 1,000 sq. ft. of gross floor area in excess of 2,000 sq. ft.; storage or utility spaces shall not be included when calculating gross floor area
Government office	see general office
Bank or other financial institution	see general office
Currency exchange, payday loan or title loan agency	see general retail establishment
Installment loan agency	see general retail establishment
Cash-for-gold business	see general retail establishment
Pawn shop	see general retail establishment
Retail establishment, general	min. of one for each 1,000 sq. ft. of gross floor area; max. of 3.5 for each 1,000 sq. ft. of gross floor area unless otherwise permitted pursuant to s. 295-403-2-d; storage or utility spaces shall not be included when calculating gross floor area
Garden supply or landscaping center	see general retail establishment
Home improvement center	see general retail establishment
Secondhand store	see general retail establishment
Outdoor merchandise sales	one for each 500 sq. ft. of outdoor or indoor space devoted to the display of goods for sale
Artist studio	none
Adult retail establishment	see general retail establishment
<b>HEALTH CARE AND SOCIAL ASSISTANCE USES</b>	
Medical office	see general office
Health clinic	see general office
Hospital	one for every 4 beds
Medical research laboratory	see general office
Medical service facility	see general office
Social service facility	see general office
Emergency residential shelter	as required by the board for special use approval
Nursing home	one for every 4 beds
>>Adult day care	2 (limited use) or as required by the board (special use)<<
<b>GENERAL SERVICE USES</b>	
Personal service establishment	see general retail establishment
Business service	see general retail establishment
Catering service	see general office
Funeral home	one for each 100 square feet of floor area of a chapel, parlor or other room used for funeral services, but not less than 4 spaces
Laundromat	see general retail establishment
Dry cleaning establishment	see general retail establishment
Furniture and appliance rental and leasing	see general retail establishment
Household maintenance and repair service	see general retail establishment
Tool/equipment rental facility	see general retail establishment
<i>Animal Services</i>	
Animal hospital/clinic	see general retail establishment
Animal boarding facility	see general retail establishment
Animal grooming or training facility	see general retail establishment

<b>MOTOR VEHICLE USES</b>	
<i>Light Motor Vehicle</i>	
Sales facility	none (permitted use) or as required by the board (special use)
Rental facility	none (permitted or limited use) or as required by the board (special use)
Repair facility	as required by the board for special use approval
Body Shop	none (permitted use) or as required by the board (special use)
Outdoor storage	none (permitted use) or as required by the board (special use)
Wholesale facility	none
<i>Heavy Motor Vehicle</i>	
Sales Facility	none (permitted use) or as required by the board (special use)
Rental facility	none (permitted use) or as required by the board (special use)
Repair facility	none (permitted use) or as required by the board (special use)
Body shop	none (permitted use) or as required by the board (special use)
Outdoor storage	none (permitted use) or as required by the board (special use)
<i>General Motor Vehicle</i>	
Filling station	as required by the board for special use approval
Car wash	none
Non-restaurant drive-through facility	none
<i>Parking</i>	
Parking lot, principal use	N.A.
Parking lot, accessory use	N.A.
Parking structure, principal use	N.A.
Parking structure, accessory use	N.A.
Heavy motor vehicle parking lot, principal	N.A.
Heavy motor vehicle parking lot, accessory	N.A.
<b>ACCOMMODATION AND FOOD SERVICE USES</b>	
Bed and breakfast	one for each sleeping room, plus one additional space
Hotel, commercial	one for every 1,000 square feet, or fraction thereof, of gross floor area on the ground floor or above
Hotel, residential	one for every 2 sleeping rooms
Tavern	see general retail establishment
Assembly hall	one for every 1,000 square feet of gross floor area or fraction thereof
Brewpub	see general retail establishment
Restaurant without drive-through facility	see general retail establishment
Restaurant with drive-through facility	see general retail establishment
<b>ENTERTAINMENT AND RECREATION USES</b>	
Park or playground	none
Festival grounds	none
Recreation facility, indoor	see general retail establishment
Recreation facility, outdoor	as required by the board for special use approval
Health club	see general retail establishment
Sports facility	as required by the board for special use approval
Gaming facility	N.A.
Theater	one for every 100 square feet of floor area in the theater auditorium

Convention and exposition center	as required by the board for special use approval
Marina	none
Outdoor racing facility	as required by the board for special use approval
<b>STORAGE, RECYCLING AND WHOLESALE TRADE USES</b>	
Recycling collection facility	none
Mixed-waste processing facility	none
Material reclamation facility	none
Salvage operation, indoor	none
Salvage operation, outdoor	none
Wholesale and distribution facility, indoor	none
Wholesale and distribution facility, outdoor	none
<i>Storage Facilities</i>	
Indoor	none
Self-service	none
Outdoor	none
Hazardous material	none
<b>TRANSPORTATION USES</b>	
Ambulance service	see general office
Ground transportation service	see general office
Passenger terminal	none
Helicopter landing facility	none
Airport	none
Ship terminal or docking facility	none
Truck freight terminal	none
Railroad switching, classification yard or freight terminal	none
<b>INDUSTRIAL USES</b>	
Alcohol beverage facility, micro	none
Alcohol beverage facility, large	none
Food processing	none
Manufacturing, light	none
Manufacturing, heavy	none
Manufacturing, intense	none
Research and development	none
Processing or recycling of mined materials	none
Contractor's shop	see general office
Contractor's yard	none
<b>AGRICULTURAL USES</b>	
Plant nursery or greenhouse	none
Raising of livestock	none
Community Garden	none
Commercial farming enterprise	none
<b>UTILITY AND PUBLIC SERVICE USES</b>	
Broadcasting or recording studio	see general office
Transmission tower	see general office
Water treatment plant	see general office
Sewerage treatment	see general office
Power generation plant	see general office
Small wind energy system	none
Solar farm	none
Substation/distribution equipment, indoor	see general office
Substation/distribution equipment, outdoor	see general office
<b>TEMPORARY USES</b>	
Seasonal market	none
Temporary real estate sales office	none
Temporary concrete/batch plant	none



Live entertainment special event	none
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Part 9. Section 295-403-2-b-4 of the code is repealed and recreated to read:

**295-403. Motor Vehicle Parking.**

**2. NUMBER OF SPACES.**

b. Adjustment to Number Required.

b-4. Because of the relatively high availability of public transit service and resultant potential for reduced parking demand in the designated area in locations in close proximity to bus stops or locations providing accommodations for alternate forms of transportation, a reduction of 25% in the number of parking spaces required if the use meets one or more of the following criteria:

b-4-a. The use is located in the area bounded by Capitol Drive on the north, Lincoln Avenue on the south, Lake Michigan on the east and 43rd Street/Sherman Boulevard on the west.

b-4-b. The use is within 1,000 feet of any regularly scheduled bus stop providing local public bus service.

b-4-c. The use is within 1,320 feet of a bus station served by a designated bus rapid transit route offering high-frequency service.

Part 10. Section 295-403-3-a of the code is amended to read:

**3. STANDARDS OF DESIGN.**

a. Dimensions. Parking spaces shall contain at least 160 square feet, excluding drives, lanes or aisles, and be provided with an unobstructed access lane thereto from a public street, alley or other open space approved by the commissioner of neighborhood services, except that spaces designated for compact cars shall contain at least 120 square feet. ~~[[A minimum of 50% of the required parking spaces in a parking area shall be designated for compact cars.]]~~

Part 11. Table 295-404-1 of the code is amended to read:

Table 295-404-1 NUMBER OF BICYCLE PARKING SPACES REQUIRED, BY USE		
Use	Long-Term Bicycle Parking Spaces Required	Short-Term Bicycle Parking Spaces Required
<b>RESIDENTIAL USES</b>		
Single-family dwelling	none	none
Two-family dwelling	none	none
Multi-family dwelling	one for every 4 dwelling units	one for every 30 dwelling

		units; min. of 2 spaces
Permanent supportive housing	none	none
Transitional housing	none	none
Attached single-family dwelling	none	none
Live-work unit	none	none
Mobile home	none	none
Watchman/service quarters	none	none
Family day care home	none	none
<b>GROUP RESIDENTIAL USES</b>		
Rooming house	one for every 4 beds	one for every 30 beds; min. of 2 spaces
Convent, rectory or monastery	none	none
Dormitory	one for every 4 beds	one for every 30 beds; min. of 2 spaces
Fraternity or sorority	one for every 4 beds	one for every 30 beds; min. of 2 spaces
Adult family home	none	none
<i>Foster Homes</i>		
Foster family home	none	none
Small foster home	none	none
Group home or group foster home	none	none
<i>Shelter Care Facilities</i>		
Family shelter care facility	none	none
Small group shelter care facility	none	none
Large group shelter care facility	none	none
Community living arrangement	none	none

#### **EDUCATIONAL USES**

Day care center	none	none
School, elementary or secondary	one per classroom	one per classroom
College	one per classroom	one per classroom
School, personal instruction	one per classroom	one per classroom

#### **COMMUNITY-SERVING USES**

Library	see general office	see general retail establishment
Cultural institution	see general office	see general retail establishment
Community center	see general office	see general retail establishment
Religious assembly	none	one for every 30 seats in the assembly hall; min. of 2 spaces
Cemetery or other place of interment	none	none
Public safety facility	none	none
Correctional facility	none	none

#### **COMMERCIAL AND OFFICE USES**

General office	for an occupancy larger than 12,000 sq. ft., one for every 6,000 sq. ft. of gross floor area; min. of 2 spaces	one for every 24,000 sq. ft. of gross floor area; min. of 2 spaces
Government office	see general office	see general office
Bank or other financial institution	see general office	see general office
Currency exchange, payday loan or title loan agency	see general retail establishment	see general retail establishment
Installment loan agency	see general retail establishment	see general retail establishment
Cash-for-gold business	see general retail establishment	see general retail establishment
Pawn shop	see general retail establishment	see general retail establishment
Retail establishment, general	for an occupancy larger than 12,000 sq. ft., one for every 6,000 sq. ft. of gross	one for every 3,000 sq. ft. of gross floor area; min. of 2 spaces

	floor area; min. of 2 spaces	
Garden supply or landscaping center	see general retail establishment	see general retail establishment
Home improvement center	see general retail establishment	see general retail establishment
Secondhand store	see general retail establishment	see general retail establishment
Outdoor merchandise sales	none	see general retail establishment
Artist studio	none	none
Adult retail establishment	see general retail establishment	see general retail establishment
<b>HEALTH CARE AND SOCIAL ASSISTANCE USES</b>		
Medical office	see general office	see general office
Health clinic	see general office	see general office
Hospital	see general office	see general office
Medical research laboratory	see general office	see general office
Medical service facility	see general office	see general office
Social service facility	see general office	see general office
Emergency residential shelter	as required by the board for special use approval	as required by the board for special use approval
Nursing home	see general office	see general office
>>Adult day care	none	none<<
<b>GENERAL SERVICE USES</b>		
Personal service establishment	see general retail establishment	see general retail establishment
Business service	see general office	see general office
Catering service	see general office	see general office
Funeral home	see general office	see general office
Laundromat	see general retail establishment	see general retail establishment
Dry cleaning establishment	see general retail establishment	see general retail establishment
Furniture and appliance rental and leasing	see general retail establishment	see general retail establishment
Household maintenance and repair service	see general retail establishment	see general retail establishment
Tool/equipment rental facility	see general retail establishment	see general retail establishment
<i>Animal Services</i>		
Animal hospital/clinic	see general retail establishment	see general retail establishment
Animal boarding facility	see general retail establishment	see general retail establishment
Animal grooming or training facility	see general retail establishment	see general retail establishment
<b>MOTOR VEHICLE USES</b>		
<i>Light Motor Vehicle</i>		
Sales facility	none	none
Rental facility	none	none
Repair facility	none	none
Body shop	none	none
Outdoor storage	none	none
Wholesale facility	none	none
<i>Heavy Motor Vehicle</i>		
Sales facility	none	none
Rental facility	none	none
Repair facility	none	none
Body shop	none	none
Outdoor storage	none	none
<i>General Motor Vehicle</i>		
Filling station	see general retail establishment	see general retail establishment

Car wash	none	none
Non-restaurant drive-through facility	none	none
<i>Parking</i>		
Parking lot, principal use	none	none
Parking lot, accessory use	none	none
Parking structure, principal use	none	one space for every 50 motor vehicle spaces
Parking structure, accessory use	none	none
Heavy motor vehicle parking lot, principal use	none	none
Heavy motor vehicle parking lot, accessory use	none	none
<b>ACCOMMODATION AND FOOD SERVICE USES</b>		
Bed and breakfast	none	none
Hotel, commercial	see general retail establishment, with number of spaces required based on aggregate floor area devoted to restaurant, tavern and retail space accessory to hotel	see general retail establishment, with number of spaces required based on aggregate floor area devoted to restaurant, tavern and retail space accessory to hotel
Hotel, residential	one for every 4 beds	one for every 30 beds; min. of 2 spaces
Tavern	see general retail establishment	see general retail establishment
Brewpub	see general retail establishment	see general retail establishment
Assembly hall	none	one for every 30 seats in the assembly hall; min. of 2 spaces
Restaurant without drive-through facility	see general retail establishment	see general retail establishment
Restaurant with drive-through facility	see general retail establishment	see general retail establishment
<b>ENTERTAINMENT AND RECREATION USES</b>		
Park or playground	none	none
Festival grounds	none	none
Recreation facility, indoor	see general retail establishment	see general retail establishment
Recreation facility, outdoor	none	none
Health club	see general retail establishment	see general retail establishment
Sports facility	none	none
Gaming facility	none	none
Theater	one per screen	4 per screen
Convention and exposition center	none	none
Marina	none	none
Outdoor racing facility	none	none
<b>STORAGE, RECYCLING AND WHOLESALE TRADE USES</b>		
Recycling collection facility	none	none
Mixed-waste processing facility	none	none
Material reclamation facility	none	none
Salvage operation, indoor	none	none
Salvage operation, outdoor	none	none
Wholesale and distribution facility, indoor	none	none
Wholesale and distribution facility, outdoor	none	none
<i>Storage Facilities</i>		

Indoor	none	none
Self-service	none	none
Outdoor	none	none
Hazardous materials	none	none
<b>TRANSPORTATION USES</b>		
Ambulance service	see general office	see general office
Ground transportation service	see general office	see general office
Passenger terminal	none	none
Helicopter landing facility	none	none
Airport	none	none
Ship terminal or docking facility	none	none
Truck freight terminal	none	none
Railroad switching, classification yard or freight terminal	none	none
<b>INDUSTRIAL USES</b>		
Alcohol beverage facility, micro	for office space, see general office; no requirement for non-office areas	one for every 24,000 sq. ft. of gross floor area; min. of 2 spaces
Alcohol beverage facility, large	for office space, see general office; no requirement for non-office areas	one for every 24,000 sq. ft. of gross floor area; min. of 2 spaces
Food processing	for office space, see general office; no requirement for non-office areas	one for every 24,000 sq. ft. of gross floor area; min. of 2 spaces
Manufacturing, light	for office space, see general office; no requirement for non-office areas	one for every 24,000 sq. ft. of gross floor area; min. of 2 spaces
Manufacturing, heavy	for office space, see general office; no requirement for non-office areas	one for every 24,000 sq. ft. of gross floor area; min. of 2 spaces
Manufacturing, intense	for office space, see general office; no requirement for non-office areas	one for every 24,000 sq. ft. of gross floor area; min. of 2 spaces
Research and development	see general office	see general office
Processing or recycling of mined materials	none	none
Contractor's shop	none	none
Contractor's yard	none	none
<b>AGRICULTURAL USES</b>		
Plant nursery or greenhouse	none	none
Raising of livestock	none	none
Community garden	none	none
Commercial farming enterprises	none	none
<b>UTILITY AND PUBLIC SERVICE USES</b>		
Broadcasting or recording studio	see general office	see general office
Transmission tower	none	none
Water treatment plant	none	none
Sewage treatment plant	none	none
Power generation plant	none	none
Small wind energy system	none	none
Solar farm	none	none
Substation/distribution equipment, indoor	none	none
Substation/distribution equipment, outdoor	none	none
<b>TEMPORARY USES</b>		
Seasonal market	none	see general retail establishment
Temporary real estate sales office	none	see general retail establishment

Concrete/batch plant, temporary	none	none
Live entertainment special event	none	none

Part 12. Section 295-407-2-b-1-a of the code is amended to read:

**295-407. Signs.**

**2. ON-PREMISE SIGNS.**

**b. Sign Types.**

**b-1. Freestanding Signs.**

b-1-a. Type A Freestanding Signs. A type A freestanding sign is characterized by a continuous sign base that extends from grade to the display area and is at least 75% as wide as the display area of the sign. Only individual letters or symbols may be internally illuminated. This type of sign includes, but is not limited to: letters or symbols cut from an opaque panel such as metal; pin-set letters where individual letters may be back-lit, carved entablature-type signs and other general individual-letter, non-illuminated signs. Signs of this type are commonly referred to as “monument signs.” >>A carved, painted board or an entablature-type face is considered a type A sign and may be externally lit by focused lighting that does not create glare or illumination beyond the property line.<<

Part 13. Section 295-407-2-b-1-d of the code is created to read:

b-1-d. Mounted to Fence. A sign mounted to a fence shall be considered a freestanding sign. However, a fence-mounted sign may not exceed 6 square feet in size, regardless of district maximums for freestanding signs. The area of the fence-mounted sign shall be counted towards the maximum sign area allowed per street frontage for the district.

Part 14. Section 295-407-2-b-2-a of the code is repealed and recreated to read:

**b-2. Wall Signs.**

b-2-a. Type A Wall Signs; General. A type A wall sign includes, but is not limited to: individual raised letters and symbols, sometimes considered pin-set; a carved entablature-type sign; a general individual-letter, non-illuminated sign; a carved or painted board sign; or a box-cabinet, opaque-face plate panel, such as metal material, where letters or symbols are cut out of the panel. The letters in the panel shall have at least one-half inch of extrusion. A type A wall sign does not include signage with a face plate of plastic, acrylic or similar material, even where the plastic has an opaque background.

Part 15. Section 295-407-2-b-2-b to d of the code is renumbered 295-407-2-b-2-d to f.

Part 16. Section 295-407-2-b-2-b and c of the code is created to read:

b-2-b. Type A Wall Signs; Mounting. Type A signage is generally attached to a flat, opaque wall surface and shall not cover window openings or building façade details such as corbelled brick details, cornices, window sills or lintels, or similar surface variation. A sign may be mounted from a soffit of a building recess and hung down in front of transom windows or wall below the soffit. On glass curtain wall building sections, signage shall not be placed over vision glass in the required glazing area, but may be coordinated with the façade in opaque spandrel sections, upper transoms and similar conditions. Individual letters may be mounted to a back channel or cabinet that does not exceed an area equal to an additional 30% of the total area permitted for signage.

b-2-c. Type A Wall Signs; Lighting. Only individual letters or symbols may be internally illuminated. Pin-set letters may be internally back-lit. A carved entablature-type sign, individual-letter sign or board sign may be externally illuminated by a focused spotlight or goose-neck-type fixture so that illumination does not create glare or excess light spill beyond the wall on which the sign is mounted. Where an opaque metal face plate is used in a cabinet-type box, internal illumination may only glow through cut-out letters and symbols. Decorative lighting elements, such as halo-lit layers of the mounting cabinet, and other decorative individual lights, such as perimeter lights, are permitted.

Part 17. Section 295-407-2-b-2-d of the code is amended to read:

b-2-d. Type B Wall Signs. A type B wall sign is one with a display area that has a background that is designed as an integral part of the sign. This type of sign is typically a plastic-panel-faced box sign. A permanent banner sign with a display area that is parallel to the building façade is also included in this category. Other types of wall signs which do not have the characteristics of a type A sign, including but not limited to ~~[[board signs and]]~~ painted-on wall signs, are included in this category. Such wall signs shall be attached only to flat, opaque wall surfaces.

Part 18. Section 295-407-2-b-4-a and b of the code is amended to read:

b-4. Projecting Signs.

b-4-a. Type A Projecting Signs. A type A projecting sign is one with a display area that does not have a background that is designed as an integral part of the sign, except that a nonilluminated wood or metal board-type sign or a permanent banner sign shall be considered a type A projecting sign. Only individual letters or symbols may be internally illuminated. This type of sign includes, but is not limited to: letters or symbols cut from an opaque panel such as metal; pin-set letters where individual letters are back lit; non-illuminated pin-set letters. If individual letters are used on the sign, they shall be applied to or affixed to a projecting board or to a cabinet not more than 12 inches thick in order for the sign to be considered within the type A category. >>A carved or painted-board projecting sign is considered a type A sign and may be externally lit by focused lighting that does not create glare or illumination beyond the property line. Decorative lighting

elements, such as halo-lit layers of the mounting cabinet and other decorative individual lights, such as perimeter lights, shall be permitted.<<

b-4-b. Type B Projecting Signs. A type B projecting sign is one with a display area that has an >>internally<< illuminated overall background. This type of sign is typically a plastic-panel-faced box sign. Other types of projecting signs which do not have the characteristics of a type A sign are included in this category.

Part 19. Table 295-503-1 of the code is amended to read:

Table 295-503-1 RESIDENTIAL DISTRICTS USE TABLE									
Y = Permitted Use S = Special Use	L = Limited Use N = Prohibited Use	Zoning Districts							
Uses	RS1-RS5	RS6	RT1-RT2	RT3	RT4	RM1-RM2	RM3-RM7	R01	R02
<b>RESIDENTIAL USES</b>									
Single-family dwelling	Y	Y	Y	Y	Y	Y	Y	Y	Y
Two-family dwelling	L	L	Y	Y	Y	Y	Y	Y	Y
Multi-family dwelling	N	N	L	L	L	Y	Y	Y	Y
Permanent supportive housing	N	N	N	N	N	Y	Y	Y	Y
Transitional housing	N	N	N	N	S	S	S	S	S
Attached single-family dwelling	N	N	L	L	L	Y	Y	Y	Y
Live-work unit	N	N	N	L	L	L	L	Y	Y
Mobile home	N	N	N	N	N	N	N	N	N
Watchman/service quarters	N	N	N	N	N	N	N	N	N
Family day care home	L	L	L	L	L	L	L	L	L
<b>GROUP RESIDENTIAL USES</b>									
Rooming house	N	N	N	N	S	S	S	S	S
Convent, rectory or monastery	Y	Y	Y	Y	Y	Y	Y	Y	Y
Dormitory	N	N	N	N	S	S	S	S	S
Fraternity or sorority	N	N	N	N	S	S	S	S	S
Adult family home	L	L	L	L	L	L	L	L	L
<i>Foster Homes</i>									
Foster family home	Y	Y	Y	Y	Y	Y	Y	Y	Y
Small foster home	L	L	L	L	L	L	L	L	L
Group home or group foster home	L	L	L	L	L	L	L	L	L
<i>Shelter Care Facilities</i>									
Family shelter care facility	Y	Y	Y	Y	Y	Y	Y	Y	Y
Small group shelter care facility	L	L	L	L	L	L	L	L	L
Large group shelter care facility	N	N	N	N	S	S	S	S	S
Community living arrangement	L	L	L	L	L	L	L	L	L
<b>EDUCATIONAL USES</b>									
Day care center	L	L	L	L	L	L	L	L	L



School, elementary or secondary	Y	Y	Y	Y	Y	Y	Y	Y	Y
College	N	N	N	N	S	S	S	Y	Y
School, personal instruction	N	L	N	L	L	N	L	Y	Y
<b>COMMUNITY-SERVING USES</b>									
Library	Y	Y	Y	Y	Y	Y	Y	Y	Y
Cultural institution	N	L	N	L	L	L	L	L	L
Community center	N	S	N	N	S	S	S	S	S
Religious assembly	Y	Y	Y	Y	Y	Y	Y	Y	Y
Cemetery or other place of interment	N	N	N	N	N	N	N	N	N
Public safety facility	Y	Y	Y	Y	Y	Y	Y	Y	Y
Correctional facility	N	N	N	N	N	N	N	N	N

<b>COMMERCIAL AND OFFICE USES</b>									
General office	N	L	N	L	L	N	L	Y	Y
Government office	N	L	N	L	L	N	L	Y	Y
Bank or other financial institution	N	L	N	L	L	N	L	Y	Y
Currency exchange, payday loan or title loan agency	N	N	N	N	N	N	N	N	N
Installment loan agency	N	N	N	N	N	N	N	N	N
Cash-for-gold business	N	N	N	N	N	N	N	N	N
Pawn shop	N	N	N	N	N	N	N	N	N
Retail establishment, general	N	L	N	L	L	N	L	L	L
Garden supply or landscaping center	N	N	N	N	N	N	N	N	N
Home improvement center	N	N	N	N	N	N	N	N	N
Secondhand store	N	N	N	N	N	N	N	S	S
Outdoor merchandise sales	N	N	N	N	N	N	N	N	N
Artist studio	N	L	N	L	L	N	L	Y	Y
Adult retail establishment	N	N	N	N	N	N	N	N	N
<b>HEALTH CARE AND SOCIAL ASSISTANCE USES</b>									
Medical office	N	L	N	L	L	N	L	Y	Y
Health clinic	N	N	N	N	N	N	S	S	S
Hospital	N	N	N	N	N	N	N	N	N
Medical research laboratory	N	N	N	N	N	N	N	N	N
Medical service facility	N	N	N	N	N	N	N	N	N
Social service facility	N	N	N	N	S	N	S	S	S
Emergency residential shelter	N	N	N	N	N	S	S	S	S
Nursing home	N	S	N	N	S	S	S	S	S
>>Adult day care	L	L	L	L	L	L	L	L	L<<
<b>GENERAL SERVICE USES</b>									
Personal service	N	L	N	L	L	N	L	Y	Y
Business service	N	S	N	L	S	N	S	L	L
Catering service	N	L	N	L	L	N	L	L	L
Funeral home	N	L	N	L	L	N	L	Y	Y
Laundromat	N	N	N	L	N	N	N	L	L
Dry cleaning establishment	N	L	N	L	L	N	L	L	L
Furniture and appliance rental and leasing	N	N	N	N	N	N	N	N	N
Household maintenance and repair service	N	N	N	N	N	N	N	N	N

Tool/equipment rental facility	N	N	N	N	N	N	N	N	N	N
<i>Animal Services</i>										
Animal hospital/clinic	N	N	N	N	N	N	N	N	N	N
Animal boarding facility	N	N	N	N	N	N	N	N	N	N
Animal grooming or training facility	N	N	N	N	N	N	N	N	N	N
<b>MOTOR VEHICLE USES</b>										

<i>Light Motor Vehicle</i>										
Sales facility	N	N	N	N	N	N	N	N	N	N
Rental facility	N	N	N	N	N	N	N	N	N	N
Repair facility	N	N	N	N	N	N	N	N	N	N
Body Shop	N	N	N	N	N	N	N	N	N	N
Outdoor storage	N	N	N	N	N	N	N	N	N	N
Wholesale facility	N	N	N	N	N	N	N	N	N	N
<i>Heavy Motor Vehicle</i>										
Sales facility	N	N	N	N	N	N	N	N	N	N
Rental facility	N	N	N	N	N	N	N	N	N	N
Repair facility	N	N	N	N	N	N	N	N	N	N
Body shop	N	N	N	N	N	N	N	N	N	N
Outdoor storage	N	N	N	N	N	N	N	N	N	N
<i>General Motor Vehicle</i>										
Filling station	N	N	N	N	N	N	N	N	N	N
Car wash	N	N	N	N	N	N	N	N	N	N
Non-restaurant drive-through facility	N	N	N	N	N	N	N	N	N	N
<i>Parking</i>										
Parking lot, principal use	N	S	N	N	S	S	S	S	S	S
Parking lot, accessory use	Y	L	Y	Y	L	Y	L	Y	L	L
Parking structure, principal use	N	N	N	N	N	N	S	S	S	S
Parking structure, accessory use	N	N	N	N	N	Y	L	Y	L	L
Heavy motor vehicle parking lot, principal	N	N	N	N	N	N	N	N	N	N
Heavy motor vehicle parking lot, accessory	N	N	N	N	N	N	N	N	N	N

<b>ACCOMMODATION AND FOOD SERVICE USES</b>										
Bed and breakfast	S	L	L	L	L	L	L	Y	Y	Y
Hotel, commercial	N	N	N	N	N	N	N	N	N	S
Hotel, residential	N	N	N	N	N	N	N	N	N	Y
Tavern	N	L	N	L	L	N	L	N	N	S
Brewpub	N	N	N	N	N	N	N	N	N	S
Assembly hall	N	N	N	N	N	N	N	N	N	L
Restaurant without drive-through facility	N	L	N	L	L	N	L	Y	Y	Y
Restaurant with drive-through facility	N	N	N	N	N	N	N	N	N	N

<b>ENTERTAINMENT AND RECREATION USES</b>										
Park or playground	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
Festival grounds	N	N	N	N	N	N	N	N	N	N
Recreation facility, indoor	N	N	N	N	N	N	N	S	S	S
Recreation facility, outdoor	N	N	N	N	N	N	N	N	N	N

Health club	N	N	N	N	N	N	N	Y	Y	Y
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Sports facility	N	N	N	N	N	N	N	N	N
Gaming facility	N	N	N	N	N	N	N	N	N
Theater	N	N	N	N	N	N	N	L	L
Convention and exposition center	N	N	N	N	N	N	N	N	N
Marina	N	N	N	N	N	N	N	N	N
Outdoor racing facility	N	N	N	N	N	N	N	N	N
<b>STORAGE, RECYCLING AND WHOLESALE TRADE USES</b>									
Recycling collection facility	N	N	N	N	N	N	N	S	S
Mixed-waste processing facility	N	N	N	N	N	N	N	N	N
Material reclamation facility	N	N	N	N	N	N	N	N	N
Salvage operation, indoor	N	N	N	N	N	N	N	N	N
Salvage operation, outdoor	N	N	N	N	N	N	N	N	N
Wholesale and distribution facility, indoor	N	N	N	N	N	N	N	N	N
Wholesale and distribution facility, outdoor	N	N	N	N	N	N	N	N	N
<i>Storage Facilities</i>									
Indoor	N	N	N	N	N	N	N	N	N
Self-service	N	N	N	N	N	N	N	N	N
Outdoor	N	N	N	N	N	N	N	N	N
Hazardous materials	N	N	N	N	N	N	N	N	N
<b>TRANSPORTATION USES</b>									
Ambulance service	N	N	N	N	N	N	N	N	N
Ground transportation service	N	N	N	N	N	N	N	N	N
Passenger terminal	N	N	N	N	N	N	N	N	N
Helicopter landing facility	N	N	N	N	N	N	N	N	N
Airport	N	N	N	N	N	N	N	N	N
Ship terminal or docking facility	N	N	N	N	N	N	N	N	N
Truck freight terminal	N	N	N	N	N	N	N	N	N
Railroad switching, classification yard or freight terminal	N	N	N	N	N	N	N	N	N
<b>INDUSTRIAL USES</b>									
Alcohol beverage facility, micro	N	N	N	N	N	N	N	N	N
Alcohol beverage facility, large	N	N	N	N	N	N	N	N	N
Food processing	N	N	N	N	N	N	N	N	N
Manufacturing, light	N	N	N	N	N	N	N	N	N
Manufacturing, heavy	N	N	N	N	N	N	N	N	N
Manufacturing, intense	N	N	N	N	N	N	N	N	N
Research and development	N	N	N	N	N	N	N	N	N
Processing or recycling of mined materials	N	N	N	N	N	N	N	N	N
Contractor's shop	N	N	N	N	N	N	N	N	N
Contractor's yard	N	N	N	N	N	N	N	N	N
<b>AGRICULTURAL USES</b>									
Plant nursery or greenhouse	Y	Y	Y	Y	Y	Y	Y	Y	Y
Raising of livestock	L	L	L	L	L	L	L	L	L
Community garden	Y	Y	Y	Y	Y	Y	Y	Y	Y
Commercial farming enterprise	S	S	S	S	S	S	S	S	S
<b>UTILITY AND PUBLIC SERVICE USES</b>									

Broadcasting or recording studio	N	N	N	N	N	N	N	N	N
Transmission tower	L	L	L	L	L	L	L	L	L
Water treatment plant	S	S	S	S	S	S	S	S	S
Sewage treatment plant	N	N	N	N	N	N	N	N	N
Power generation plant	N	N	N	N	N	N	N	N	N
Small wind energy system	L	L	L	L	L	L	L	L	L
Solar farm	Y	Y	Y	Y	Y	Y	Y	Y	Y
Substation/distribution equipment, indoor	S	S	S	S	S	S	S	S	S
Substation/distribution equipment, outdoor	L	L	L	L	L	L	L	L	L
<b>TEMPORARY USES</b>									
Seasonal market	L	L	L	L	L	L	L	L	L
Temporary real estate sales office	L	L	L	L	L	L	L	L	L
Concrete/batch plant, temporary	L	L	L	L	L	L	L	L	L
Live entertainment special event	L	L	L	L	L	L	L	L	L

Part 20. Section 295-503-2-i-3 of the code is amended to read:

**295-503. Uses.**

**2. LIMITED USE STANDARDS.**

i. Day Care.

i-3. ~~[[For any day care center other than an adult day care center, the facility]]~~ >> The day care center<< shall not be located within 500 feet of an adult retail establishment.

Part 21. Section 295-503-2-i-4 of the code is repealed.

Part 22. Section 295-503-2-L to z of the code is renumbered 295-503-2-m to aa.

Part 23. Section 295-503-2-L of the code is created to read.

L. Adult Day Care. The adult day care shall be located on a premises containing an elementary or secondary school, religious assembly, community center, cultural institution or library, and shall meet the off-street parking requirement for the existing principal use.

Part 24. Table 295-603-1 of the code is amended to read:

Table 295-603-1 COMMERCIAL DISTRICTS USE TABLE											
Y=Permitted Use S=Special Use		L=Limited Use N=Prohibited Use		Zoning Districts							
Uses				NS1	NS2	LB1	LB2	LB3	RB1	RB2	CS

RESIDENTIAL USES								
Single-family dwelling	Y	Y	Y	Y	Y	Y	Y	Y
Two-family dwelling	Y	Y	Y	Y	Y	Y	Y	Y
Multi-family dwelling	Y	Y	Y	Y	Y	Y	Y	Y
Permanent supportive housing	Y	Y	Y	Y	Y	Y	Y	Y
Transitional housing	S	S	S	S	S	S	S	S
Attached single-family dwelling	Y	Y	Y	Y	Y	Y	Y	Y
Live-work unit	Y	Y	Y	Y	Y	Y	Y	Y
Mobile home	N	N	N	N	N	N	N	N
Watchman/service quarters	N	N	N	N	N	N	N	N
Family day care home	L	L	L	L	L	L	L	L

GROUP RESIDENTIAL USES								
Rooming house	S	S	S	S	S	S	S	S
Convent, rectory or monastery	Y	Y	Y	Y	Y	Y	Y	Y
Dormitory	S	S	S	S	S	S	S	S
Fraternity or sorority	S	S	S	S	S	S	S	S
Adult family home	L	L	L	L	L	L	L	L
<i>Foster Homes</i>								
Foster family home	Y	Y	Y	Y	Y	Y	Y	Y
Small foster home	L	L	L	L	L	L	L	L
Group home or group foster home	L	L	L	L	L	L	L	L
<i>Shelter Care Facilities</i>								
Family shelter care facility	Y	Y	Y	Y	Y	Y	Y	Y
Small group shelter care facility	L	L	L	L	L	L	L	L
Large group shelter care facility	S	S	S	S	S	S	S	S
Community Living Arrangement	L	L	L	L	L	L	L	L

EDUCATIONAL USES								
Day care center	[[S]] >>L<<	[[S]] >>L<<	[[S]] >>L<<	[[S]] >>L<< <<	[[S]] >>L<<	[[S]] >>L<<	[[S]] >>L<<	[[S]] >>L<<
School, elementary or secondary	S	S	S	S	S	S	S	S
College	Y	Y	Y	Y	Y	Y	Y	Y
School, personal instruction	Y	Y	Y	Y	Y	Y	Y	Y

<b>COMMUNITY-SERVING USES</b>								
Library	Y	Y	Y	Y	Y	Y	Y	Y
Cultural institution	Y	Y	Y	Y	Y	Y	Y	Y
Community center	S	S	S	S	S	S	S	S
Religious assembly	S	S	S	S	S	Y	Y	Y
Cemetery or other place of interment	N	N	N	N	N	N	N	N
Public safety facility	Y	Y	Y	Y	Y	Y	Y	Y
Correctional facility	N	N	N	N	N	N	N	N
<b>COMMERCIAL AND OFFICE USES</b>								
General office	Y	Y	Y	Y	Y	Y	Y	Y
Government office	Y	Y	Y	Y	Y	Y	Y	Y
Bank or other financial institution	Y	Y	Y	Y	Y	Y	Y	Y
Currency exchange, payday loan or title loan agency	S	S	S	S	S	S	S	S
Installment loan agency	S	S	S	S	S	S	S	S
Cash-for-gold business	S	S	S	S	S	S	S	S
Pawn shop	S	S	S	S	S	S	S	S
Retail establishment, general	L	L	L	L	L	L	L	L
Garden supply or landscaping center	N	N	Y	Y	Y	Y	Y	Y
Home improvement center	N	N	S	S	S	Y	Y	Y
Secondhand store	L	L	L	L	L	L	L	L
Outdoor merchandise sales	S	S	S	S	S	S	S	S
Artist studio	Y	Y	Y	Y	Y	Y	Y	Y
Adult retail establishment	N	N	N	N	N	S	S	N
<b>HEALTH CARE AND SOCIAL ASSISTANCE USES</b>								
Medical office	Y	Y	Y	Y	Y	Y	Y	Y
Health clinic	S	S	S	S	S	S	S	S
Hospital	N	N	S	S	S	S	S	S
Medical research laboratory	N	N	S	S	S	S	S	Y
Medical service facility	N	N	S	S	S	S	S	S
Social service facility	S	S	S	S	S	S	S	S
Emergency residential shelter	S	S	S	S	S	S	S	S
Nursing home	S	S	Y	Y	Y	Y	Y	Y
>>Adult day care	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u> <<
<b>GENERAL SERVICE USES</b>								
Personal service	Y	Y	Y	Y	Y	Y	Y	Y
Business service	Y	Y	Y	Y	Y	Y	Y	Y
Catering service	Y	Y	Y	Y	Y	Y	Y	Y
Funeral home	Y	Y	Y	Y	Y	Y	Y	Y
Laundromat	Y	Y	Y	Y	Y	Y	Y	Y
Dry cleaning establishment	Y	Y	Y	Y	Y	Y	Y	Y
Furniture and appliance rental and leasing	S	S	Y	Y	Y	Y	Y	Y
Household maintenance and repair service	Y	Y	Y	Y	Y	Y	Y	Y
Tool/equipment rental facility	Y	Y	Y	Y	Y	Y	Y	Y
<i>Animal Services</i>								
Animal hospital/clinic	L	L	L	L	L	L	L	L
Animal boarding facility	L	L	L	L	L	L	L	L
Animal grooming or training facility	L	L	L	L	L	L	L	L
<b>MOTOR VEHICLE USES</b>								
<i>Light Motor Vehicle</i>								
Sales facility	N	N	S	S	S	Y	Y	S

Rental facility	L	L	L	L	L	Y	Y	Y
Repair facility	N	N	S	S	S	S	S	S
Body shop	N	N	S	S	S	S	S	S
Outdoor storage	N	N	S	S	S	S	S	S
Wholesale facility	L	L	L	L	L	L	L	L
<i>Heavy Motor Vehicle</i>								
Sales facility	N	N	S	S	S	S	S	S
Rental facility	N	N	S	S	S	S	S	S
Repair facility	N	N	N	N	N	S	S	N
Body shop	N	N	N	N	N	S	S	N
Outdoor storage	N	N	N	N	N	S	S	N
<i>General Motor Vehicle</i>								
Filling station	N	N	S	S	S	S	S	S
Car wash	N	N	L	L	L	L	L	L
Non-restaurant drive-through facility	L	L	L	L	L	L	L	L
<i>Parking</i>								
Parking lot, principal use	L	L	L	L	L	Y	L	L
Parking lot, accessory use	Y	L	Y	L	L	Y	Y	Y
Parking structure, principal use	S	S	L	L	L	L	L	L
Parking structure, accessory use	Y	L	Y	L	L	Y	Y	Y
Heavy motor vehicle parking lot, principal use	N	N	S	S	S	S	S	S
Heavy motor vehicle parking lot, accessory use	S	S	S	S	S	S	S	S
<b>ACCOMMODATION AND FOOD SERVICE USES</b>								
Bed and breakfast	Y	Y	Y	Y	Y	Y	Y	Y
Hotel, commercial	Y	Y	Y	Y	Y	Y	Y	Y
Hotel, residential	Y	Y	Y	Y	Y	Y	Y	Y
Tavern	L	L	Y	Y	Y	Y	Y	Y
Brewpub	S	S	Y	Y	Y	Y	Y	Y
Assembly hall	L	L	L	L	L	L	L	L
Restaurant without drive-through facility	Y	Y	Y	Y	Y	Y	Y	Y
Restaurant with drive-through facility	S	S	S	S	S	S	S	S
<b>ENTERTAINMENT AND RECREATION USE</b>								
Park or playground	Y	Y	Y	Y	Y	Y	Y	Y
Festival grounds	N	N	N	N	N	N	N	N
Recreation facility, indoor	S	S	S	S	S	S	S	S
Recreation facility, outdoor	S	S	S	S	S	S	S	S
Health club	Y	Y	Y	Y	Y	Y	Y	Y
Sports facility	N	N	S	S	S	S	S	S
Gaming facility	N	N	N	N	N	N	N	N
Theater	L	L	Y	Y	Y	Y	Y	Y
Convention and exposition center	N	N	S	S	S	S	S	S
Marina	Y	Y	Y	Y	Y	Y	Y	Y
Outdoor racing facility	N	N	N	N	N	N	N	N
<b>STORAGE, RECYCLING AND WHOLESALE TRADE USES</b>								
Recycling collection facility	S	S	S	S	S	S	S	S
Mixed-waste processing facility	N	N	N	N	N	N	N	N
Material reclamation facility	N	N	N	N	N	N	N	N
Salvage operation, indoor	N	N	N	N	N	N	N	S
Salvage operation, outdoor	N	N	N	N	N	N	N	N
Wholesale and distribution facility, indoor	S	S	L	L	L	L	L	L

Wholesale and distribution facility, outdoor	N	N	S	S	S	S	S	S
<i>Storage Facilities</i>								
Indoor	S	S	L	L	L	L	L	L
Self-service	N	N	N	N	N	N	N	S
Outdoor	N	N	S	S	S	S	S	S
Hazardous materials	N	N	N	N	N	N	N	N
<b>TRANSPORTATION USES</b>								
Ambulance service	N	N	S	S	S	Y	Y	S
Ground transportation service	N	N	S	S	S	S	S	L
Passenger terminal	N	N	Y	Y	Y	Y	Y	Y
Helicopter landing facility	N	N	S	S	S	S	S	S
Airport	N	N	N	N	N	N	N	N
Ship terminal or docking facility	N	N	N	N	N	N	N	N
Truck freight terminal	N	N	N	N	N	N	N	N
Railroad switching, classification yard or freight terminal	N	N	N	N	N	N	N	N
<b>INDUSTRIAL USES</b>								
Alcohol beverage facility, micro	N	N	L	L	L	L	L	Y
Alcohol beverage facility, large	N	N	N	N	N	N	N	N
Food processing	N	N	L	L	L	L	L	L
Manufacturing, light	N	N	L	L	L	L	L	L
Manufacturing, heavy	N	N	N	N	N	N	N	N
Manufacturing, intense	N	N	N	N	N	N	N	N
Research and development	N	N	S	S	S	S	S	S
Processing or recycling of mined materials	N	N	N	N	N	N	N	N
Contractor's shop	N	N	L	L	L	L	L	L
Contractor's yard	N	N	S	S	S	S	S	S
<b>AGRICULTURAL USES</b>								
Plant, nursey or greenhouse	S	S	S	S	S	S	S	S
Raising of livestock	S	S	S	S	S	S	S	S
Community garden	S	S	S	S	S	S	S	S
Commercial farming enterprise	S	S	S	S	S	S	S	S
<b>UTILITY AND PUBLIC SERVICE USES</b>								
Broadcasting or recording studio	N	N	Y	Y	Y	Y	Y	Y
Transmission tower	L	L	L	L	L	L	L	L
Water treatment plant	S	S	Y	Y	Y	Y	Y	Y
Sewage treatment plant	N	N	N	N	N	N	N	N
Power generation plant	N	N	N	N	N	N	N	N
Small wind energy system	S	S	S	S	S	S	S	S
Solar farm	S	S	S	S	S	S	S	S
Substation/distribution equipment, indoor	S	S	S	S	S	S	S	S
Substation/distribution equipment, outdoor	L	L	L	L	L	L	L	L
<b>TEMPORARY USES</b>								
Seasonal market	L	L	L	L	L	L	L	L
Temporary real estate sales office	L	L	L	L	L	L	L	L
Concrete/batch plant, temporary	L	L	L	L	L	L	L	L
Live entertainment special event	L	L	L	L	L	L	L	L

Part 25. Section 295-603-2-a-3 of the code is amended to read:

**295-603. Uses.**



## 2. LIMITED USE STANDARDS.

### a. Family Day Care Home.

a-3. The family day care home shall not operate between the hours of ~~[[10 p.m.]]~~ >> 12 a.m.<< and 6 a.m.

Part 26. Section 295-603-2-a-4 of the code is repealed.

(Note: The provision being repealed reads as follows:

a-4. Signs shall not be permitted.)

Part 27. Section 295-603-2-a-5 of the code is renumbered 295-603-2-a-4.

Part 28. Section 295-603-2-e of the code is created to read:

e. Day Care Center. e-1. The day care center shall have a maximum capacity of 40 children per shift.

e-2. The day care center shall not operate between the hours of 12 a.m. and 6 a.m.

e-3. The day care center shall have at least 2 spaces available to the day care center for parking or loading. The spaces shall be located on the premises or on the street immediately adjacent to the site of the day care center, provided that such on-street spaces are available for public use during the operation of the day care center. The on-street parking spaces shall be in compliance with all city parking regulations and shall each measure at least 20 feet long if they are parallel parking spaces.

e-4. There shall be at least 75 square feet of outdoor play space for each child using the space at any given time. In addition, the total outdoor play space of the day care center shall accommodate not less than one-third of the number of children for which the center is licensed or shall be a minimum of 750 square feet, whichever is greater. The outdoor play space shall be on the premises of the day care center.

Part 29. Section 295-603-2-h to ee of the code is renumbered 295-603-2-i to ff.

Part 30. Section 295-603-2-h of the code is created to read:

h. Adult Day Care. h-1. The adult day care center shall have a maximum capacity of 40 clients per shift.

h-2. The adult day care shall have at least 2 spaces available to the day care center for parking or loading. The spaces shall be located on the premises or on the street immediately adjacent to the site of the adult day care, provided that such on-street

spaces are available for public use during the operation of the adult day care. The on-street parking spaces shall be in compliance with all city parking regulations and shall each measure at least 20 feet long if they are parallel parking spaces.

Part 31. Section 295-605-5-b of the code is amended to read:

**295-605. Design Standards.**

**5. SIGNS.**

b. Sign Limitation Based on Lineal Footage. Where table 295-605-5 links the maximum number or area of signs to lineal footage, the lineal footage referred to is the length of the building facade. In each 25-foot segment, the square footage of all signs shall not exceed the maximum area >>for each type<< specified in the table and the size of a sign in a facade segment less than 25 feet may be determined by prorating. The square footage allocation for 2 adjoining facade segments may be combined to allow one sign larger than the maximum amount specified. Only one wall, >>one awning, one<< projecting [[øø]] >>and one<< canopy/hood sign may be located in each facade segment. >>For a storefront that is less than 25 feet, the same requirements apply; however, the square footage limitation for a wall sign shall be prorated to the lesser amount.<<

Part 32. Table 295-703-1 of the code is amended to read:

Table 295-703-1 DOWNTOWN DISTRICTS USE TABLE									
Y=Permitted Use S=Special Use	L=Limited Use N=Prohibited Use	Zoning Districts							
Uses		C9A	C9B	C9C	C9D	C9E	C9F	C9G	C9H
<b>RESIDENTIAL USES</b>									
Single-family dwelling		Y	L	L	L	L	L	L	N
Two-family dwelling		Y	L	L	L	L	L	L	N
Multi-family dwelling		Y	L	L	L	L	L	L	N
Permanent supportive housing		Y	Y	Y	Y	Y	Y	Y	N
Transitional housing		S	S	S	S	S	S	S	N
Attached single-family dwelling		Y	Y	L	L	L	L	L	N
Live-work unit		Y	Y	L	L	L	L	L	S
Mobile home		N	N	N	N	N	N	N	N
Watchman/service quarters		N	N	N	N	N	N	N	Y
Family day care home		L	L	L	L	L	L	L	N
<b>GROUP RESIDENTIAL USES</b>									
Rooming house		S	S	S	S	S	S	S	N
Convent, rectory or monastery		Y	Y	Y	Y	Y	Y	Y	N
Dormitory		S	S	S	S	S	S	S	N

Fraternity or sorority	S	S	S	S	S	S	S	S	N
Adult family home	L	L	L	L	L	L	L	L	N
<i>Foster Homes</i>									
Foster family home	Y	Y	Y	Y	Y	Y	Y	Y	N
Small foster home	L	L	L	L	L	L	L	L	N
Group home or group foster home	L	L	L	L	L	L	L	L	N
<i>Shelter Care Facilities</i>									
Family shelter care facility	Y	Y	Y	Y	Y	Y	Y	Y	N
Small group shelter care facility	L	L	L	L	L	L	L	L	N
Large group shelter care facility	S	S	S	S	S	S	S	S	N
Community living arrangement	L	L	L	L	L	L	L	L	N
<b>EDUCATIONAL USES</b>									
Day care center	S	S	S	S	S	S	S	S	S
School, elementary or secondary	Y	Y	Y	Y	S	Y	Y	Y	S
College	S	S	S	Y	S	S	Y	Y	
School, personal instruction	S	Y	Y	S	S	S	Y	S	
<b>COMMUNITY-SERVING USES</b>									
Library	Y	Y	Y	Y	S	Y	Y	N	
Cultural institution	L	L	Y	Y	S	Y	Y	N	
Community center	S	S	S	S	S	S	S	S	
Religious assembly	Y	Y	Y	Y	L	Y	L	N	
Cemetery or other place of interment	N	N	N	N	N	N	N	N	
Public safety facility	Y	Y	Y	Y	Y	Y	Y	Y	
Correctional facility	N	N	N	S	N	N	N	N	
<b>COMMERCIAL AND OFFICE USES</b>									
General office	L	Y	Y	Y	L	Y	Y	Y	
Government office	L	Y	Y	Y	L	Y	Y	Y	
Bank or other financial institution	L	Y	Y	Y	Y	Y	Y	N	
Currency exchange, payday loan or title loan agency	N	S	S	S	S	S	S	S	
Installment loan agency	N	S	S	S	S	S	S	S	
Cash-for-gold business	N	S	S	S	S	S	S	S	
Pawn shop	N	S	S	S	S	S	S	S	
Retail establishment, general	L	Y	Y	Y	Y	Y	Y	S	
Garden supply or landscaping center	N	N	N	N	N	N	S	S	
Home improvement center	N	N	N	N	N	N	N	S	
Secondhand store	S	L	L	S	L	L	Y	S	
Outdoor merchandise sales	S	S	S	N	S	S	Y	S	
Artist studio	L	Y	Y	N	L	L	Y	S	
Adult retail establishment	N	N	N	N	N	N	S	S	
<b>HEALTH CARE AND SOCIAL ASSISTANCE USES</b>									
Medical office	L	Y	Y	Y	L	Y	Y	Y	
Health clinic	S	S	S	S	L	Y	Y	N	
Hospital	S	S	S	S	N	S	S	N	
Medical research laboratory	N	S	S	S	S	Y	Y	Y	
Medical service facility	N	N	N	N	S	S	S	S	
Social service facility	S	S	S	S	S	S	S	S	
Emergency residential shelter	N	S	S	S	N	N	S	N	
Nursing home	S	S	S	N	N	N	N	N	
>>Adult day care	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u> <<

<b>GENERAL SERVICE USES</b>								
Personal service	L	Y	Y	Y	Y	Y	Y	N
Business service	S	Y	Y	Y	L	Y	Y	Y
Catering service	L	S	S	N	N	N	Y	Y
Funeral home	N	S	S	N	N	N	Y	N
Laundromat	S	Y	Y	N	S	Y	Y	N
Dry cleaning establishment	L	Y	Y	Y	Y	Y	Y	N
Furniture and appliance rental and leasing	N	S	S	N	S	S	S	S
Household maintenance and repair service	N	Y	Y	N	Y	N	Y	Y
Tool/equipment rental facility	N	S	S	N	S	N	S	S
<i>Animal Services</i>								
Animal hospital/clinic	N	N	S	N	S	S	S	S
Animal boarding facility	N	N	N	N	N	N	N	N
Animal grooming or training facility	N	N	S	N	S	S	S	S
<b>MOTOR VEHICLE USES</b>								
<i>Light Motor Vehicle</i>								
Sales facility	N	N	N	N	N	N	S	Y
Rental facility	N	L	L	L	L	L	L	L
Repair facility	N	S	S	N	S	S	S	S
Body shop	N	N	N	N	N	N	N	S
Outdoor storage	N	N	N	N	N	N	N	S
Wholesale facility	N	L	L	N	L	L	L	L
<i>Heavy Motor Vehicle</i>								
Sales facility	N	N	N	N	N	N	N	S
Rental facility	N	N	N	N	N	N	S	S
Repair facility	N	N	N	N	N	N	N	S
Body shop	N	N	N	N	N	N	N	S
Outdoor storage	N	N	N	N	N	N	N	S
<i>General Motor Vehicle</i>								
Filling station	N	S	S	S	S	S	S	S
Car wash	N	S	S	S	S	S	S	S
Non-restaurant Drive-through facility	N	S	S	S	S	S	S	S
<i>Parking</i>								
Parking lot, principal use	S	S	S	L	S	S	L	S
Parking lot, accessory use	L	S	S	L	S	S	L	S
Parking structure, principal use	S	S	L	S	L	L	S	S
Parking structure, accessory use	L	L	L	L	L	L	L	L
Heavy motor vehicle parking lot, principal	N	N	S	S	S	S	S	Y
Heavy motor vehicle parking lot, accessory	S	S	S	S	S	S	S	Y
<b>ACCOMMODATION AND FOOD SERVICE USES</b>								
Bed and breakfast	S	Y	Y	N	L	L	Y	N
Hotel, commercial	S	Y	Y	Y	Y	Y	Y	N
Hotel, residential	Y	Y	Y	Y	Y	Y	Y	N
Tavern	S	Y	Y	Y	Y	Y	Y	Y
Brewpub	N	Y	Y	Y	Y	Y	Y	Y
Assembly hall	L	L	Y	Y	L	Y	Y	Y
Restaurant without drive-through facility	L	Y	Y	Y	Y	Y	Y	Y
Restaurant with drive-through facility	N	N	N	N	N	N	N	N
<b>ENTERTAINMENT AND RECREATION USES</b>								

Park or playground	Y	Y	Y	Y	Y	Y	Y	Y
Festival grounds	N	N	N	N	N	N	N	N
Recreation facility, indoor	S	S	Y	Y	Y	Y	Y	Y
Recreation facility, outdoor	N	S	S	S	N	N	S	S
Health club	L	L	Y	Y	L	Y	Y	Y
Sports facility	S	S	Y	Y	Y	Y	Y	Y
Gaming facility	S	S	S	S	S	S	S	S
Theater	N	Y	Y	Y	Y	Y	Y	Y
Convention and exposition center	N	N	N	Y	Y	Y	Y	N
Marina	N	Y	Y	Y	Y	Y	Y	Y
Outdoor racing facility	N	N	N	N	N	N	N	N
<b>STORAGE, RECYCLING AND WHOLESALE TRADE USES</b>								
Recycling collection facility	N	S	S	N	N	N	S	S
Mixed-waste processing facility	N	N	N	N	N	N	N	N
Material reclamation facility	N	N	N	N	N	N	N	N
Salvage operation, indoor	N	N	N	N	N	N	N	N
Salvage operation, outdoor	N	N	N	N	N	N	N	N
Wholesale and distribution facility, indoor	N	S	S	N	N	S	S	Y
Wholesale and distribution facility, outdoor	N	N	N	N	N	N	N	N
<i>Storage Facilities</i>								
Indoor	N	S	S	N	N	S	L	Y
Self-service	N	N	N	N	N	N	L	S
Outdoor	N	N	N	N	N	N	N	N
Hazardous materials	N	N	N	N	N	N	N	N
<b>TRANSPORTATION USES</b>								
Ambulance service	N	N	N	N	N	N	S	S
Ground transportation service	N	N	N	N	N	N	L	Y
Passenger terminal	S	S	S	S	S	S	Y	Y
Helicopter landing facility	N	S	S	S	S	S	S	S
Airport	N	N	N	N	N	N	N	N
Ship terminal or docking facility	N	N	N	N	N	N	Y	Y
Truck freight terminal	N	N	N	N	N	N	N	N
Railroad switching, classification yard or freight terminal	N	N	N	N	N	N	Y	Y
<b>INDUSTRIAL USES</b>								
Alcohol beverage facility, micro	N	L	L	L	L	L	Y	Y
Alcohol beverage facility, large	N	N	N	N	N	N	L	L
Food processing	N	L	L	N	L	L	Y	Y
Manufacturing, light	N	L	L	N	L	L	Y	Y
Manufacturing, heavy	N	N	N	N	N	N	N	N
Manufacturing, intense	N	N	N	N	N	N	N	N
Research and development	N	Y	Y	N	Y	Y	Y	Y
Processing or recycling of mined materials	N	N	N	N	N	N	N	N
Contractor's shop	N	N	N	N	N	N	S	Y
Contractor's yard	N	N	N	N	N	N	S	Y
<b>AGRICULTURAL USES</b>								
Plant nursery or greenhouse	N	N	N	N	N	N	N	S
Raising of livestock	N	N	N	N	N	N	N	N
Community garden	S	S	S	S	S	S	S	S
Commercial farming enterprises	N	N	N	N	N	N	N	N

UTILITY AND PUBLIC SERVICE USES										
Broadcasting or recording studio	N	Y	Y	Y	[[L]]	>>Y<<	Y	Y	Y	
Transmission tower					L	L	L	L	L	L
Water treatment plant					S	S	S	S	S	S
Sewage treatment plant					S	S	S	S	S	S
Power generation plant					N	N	N	N	N	N
Small wind energy system					Y	Y	Y	Y	Y	Y
Solar farm					S	S	S	S	S	S
Substation/distribution equipment, indoor					S	S	S	S	S	Y
Substation/distribution equipment, outdoor					L	L	L	L	L	Y
TEMPORARY USES										
Seasonal market					L	L	L	L	L	L
Temporary real estate sales office					L	L	L	L	L	L
Concrete/batch plant, temporary					L	L	L	L	L	L
Live entertainment special event					L	L	L	L	L	L

Part 33. Section 295-703-2-a of the code is amended to read:

**295-703. Uses.**

**2. LIMITED USE STANDARDS.**

a. Single-family Dwelling, Two-family Dwelling, Multi-family Dwelling, Attached Single-family Dwelling or Live-work Unit. No dwelling unit ~~[[or accessory parking, storage facilities or mechanical equipment]]~~ shall be located in the interior street frontage zone of the street level area. The interior street frontage zone, which requires street-activating uses, shall be 15 feet in depth in this district.

Part 34. Section 295-703-2-g-0 of the code is amended to read:

g. Religious Assembly, Health Clinic, Business Service, ~~[[Building Maintenance Service,]]~~ Bed and Breakfast ~~[[,]]~~ >>or<< Assembly Hall ~~[[or Broadcasting or Recording Studio]]~~ .

Part 35. Table 295-803-1 of the code is amended to read:

Table 295-803-1 INDUSTRIAL DISTRICTS USE TABLE						
Y=Permitted Use S=Special Use	L=Limited N=Prohibited		Zoning Districts			
Uses		I01/ I02	IL1/ IL2	IC	IM	IH
RESIDENTIAL USES						
Single-family dwelling		N	N	N	L	N
Two-family dwelling		N	N	N	L	N
Multi-family dwelling		N	N	N	L	N
Permanent supportive housing		N	N	N	L	N
Transitional housing		N	N	N	S	N

Attached single-family dwelling		N	N	N	L	N
Live-work unit		N	N	N	Y	N
Mobile home		N	N	N	N	N
Watchman/service quarters		Y	Y	Y	Y	Y
Family day care home	[[N]] >>S<<	[[N]] >>S<<	N	[[L]] >>S<<	[[N]] >>S<<	
<b>GROUP RESIDENTIAL USES</b>						
Rooming house		N	N	N	S	N
Convent, rectory or monastery		N	N	N	L	N
Dormitory		N	N	N	S	N
Fraternity or sorority		N	N	N	S	N
Adult family home		N	N	N	L	N
<i>Foster Homes</i>						
Foster family home		N	N	N	L	N
Small foster home		N	N	N	L	N
Group home or group foster home		N	N	N	L	N
<i>Shelter Care Facilities</i>						
Family shelter care facility		N	N	N	L	N
Small group shelter care facility		N	N	N	L	N
Large group shelter care facility		N	N	N	S	N
Community living arrangement		N	N	N	L	N
<b>EDUCATIONAL USES</b>						
Day care center		S	S	N	S	S
School, elementary or secondary		N	N	N	S	N
College		S	S	N	S	N
School, personal instruction	S	S	Y	[[S]]		N
				>>Y<<		
<b>COMMUNITY-SERVING USES</b>						
Library		N	N	N	Y	N
Cultural institution		N	N	L	L	N
Community center		N	N	N	S	N
Religious assembly		N	N	S	S	N
Cemetery or other place of interment		N	N	N	N	N
Public safety facility		Y	Y	Y	Y	Y
Correctional facility		N	N	N	N	N
<b>COMMERCIAL AND OFFICE USES</b>						
General office		Y	Y	Y	Y	L
Government office		Y	Y	Y	Y	L
Bank or other financial institution		S	S	N	Y	N
Currency exchange, payday loan or title loan agency		N	N	N	S	N
Installment loan agency		N	N	N	S	N
Cash-for-gold business		N	N	N	S	N
Pawn shop		N	N	N	S	N
Retail establishment, general		N	N	L	Y	N
Garden supply or landscaping center		N	Y	Y	Y	N
Home improvement center		N	Y	L	Y	N
Secondhand store		N	N	L	L	N
Outdoor merchandise sales		N	N	N	L	N

Artist studio	Y	Y	Y	Y	Y
Adult retail establishment	N	N	N	S	N
<b>HEALTH CARE AND SOCIAL ASSISTANCE</b>					
Medical office	S	N	N	Y	N
Health clinic	L	N	N	S	N
Hospital	N	N	N	N	N
Medical research laboratory	Y	Y	Y	Y	N
Medical service facility	N	S	N	N	N
Social service facility	N	S	N	S	N
Emergency residential shelter	N	N	N	N	N
Nursing home	N	N	N	N	N
>>Adult day care	<u>S</u>	<u>S</u>	<u>N</u>	<u>S</u>	<u>S</u> <<
<b>GENERAL SERVICE USES</b>					
Personal service	N	N	N	Y	N
Business service	Y	S	Y	Y	N
Catering service	Y	Y	Y	Y	Y
Funeral home	N	N	N	Y	N
Laundromat	N	N	N	Y	N
Dry cleaning establishment	N	N	N	Y	N
Furniture and appliance rental and leasing	N	N	N	Y	N
Household maintenance and repair service	N	Y	Y	Y	N
Tool/equipment rental facility	N	Y	N	Y	N
<i>Animal Services</i>					
Animal hospital/clinic	[[N]] >> <u>Y</u> <<	Y	N	L	Y
Animal boarding facility	[[N]] >> <u>Y</u> <<	Y	N	L	Y
Animal grooming or training facility	[[N]] >> <u>Y</u> <<	Y	N	L	Y
<b>MOTOR VEHICLE USES</b>					
<i>Light Motor Vehicle</i>					
Sales facility	L	S	N	S	S
Rental facility	L	S	N	S	S
Repair facility	L	S	N	S	L
Body shop	L	S	N	S	L
Outdoor storage	L	Y	N	S	Y
Wholesale facility	Y	Y	N	Y	Y
<i>Heavy Motor Vehicle</i>					
Sales facility	L	Y	N	S	Y
Rental facility	L	Y	N	S	Y
Repair facility	L	L	N	S	L
Body shop	L	L	N	S	L
Outdoor storage	L	S	N	S	Y
<i>General Motor Vehicle</i>					
Filling station	S	S	N	S	S
Car wash	S	S	N	S	S
Non-restaurant drive-through facility	S	S	N	S	S
<i>Parking</i>					
Parking lot, principal use	Y	Y	S	L	Y



Parking lot, accessory use	Y	Y	L	L	Y
Parking structure, principal use	Y	Y	S	L	Y
Parking structures, accessory use	Y	Y	L	L	Y
Heavy motor vehicle parking lot, principal use	S	L	N	L	Y
Heavy motor vehicle parking lot, accessory use	Y	Y	L	Y	Y
<b>ACCOMMODATION AND FOOD SERVICE USES</b>					
Bed and breakfast	N	N	N	Y	N
Hotel, commercial	L	N	N	Y	N
Hotel, residential	N	N	N	Y	N
Tavern	L	L	L	Y	L
Brewpub	L	L	L	Y	L
Assembly Hall	N	N	S	L	N
Restaurant without drive-through facility	L	L	L	Y	L
Restaurant with drive-through facility	S	S	N	S	N
<b>ENTERTAINMENT AND RECREATION USES</b>					
Park or playground	S	S	S	S	S
Festival grounds	N	N	N	N	N
Recreation facility, indoor	S	S	S	S	N
Recreation facility, outdoor	N	N	N	S	N
Health club	L	L	N	Y	N
Sports facility	N	S	N	S	N
Gaming facility	N	S	N	N	N
Theater	N	N	N	Y	N
Convention and exposition	S	N	N	S	N
Marina	Y	Y	L	Y	Y
Outdoor racing facility	N	N	N	N	S
<b>STORAGE, RECYCLING AND WHOLESALE TRADE USES</b>					
Recycling collection facility	S	Y	N	S	Y
Mixed-waste processing facility	N	L	N	S	L
Material reclamation facility	N	N	N	N	L
Salvage operation, indoor	L	L	N	L	L
Salvage operation, outdoor	N	S	N	S	S
Wholesale and distribution facility, indoor	Y	Y	Y	L	Y
Wholesale and distribution facility, outdoor	S	Y	S	S	Y
<b>Storage Facilities</b>					
Indoor	Y	Y	L	L	Y
Self-service	Y	Y	N	N	Y
Outdoor	N	Y	N	S	Y
Hazardous materials	N	N	N	N	S
<b>TRANSPORTATION USES</b>					
Ambulance service	Y	Y	N	S	Y
Ground transportation service	S	Y	N	S	Y
Passenger terminal	Y	Y	Y	Y	Y
Helicopter landing facility	S	S	S	S	S
Airport	N	Y	N	N	N
Ship terminal or docking facility	N	Y	N	N	Y

Truck freight terminal	N	S	N	S	L
Railroad switching, classification yard or freight terminal	N	Y	Y	Y	Y
<b>INDUSTRIAL USES</b>					
Alcohol beverage facility, micro	Y	Y	Y	Y	Y
Alcohol beverage facility, large	S	L	Y	S	Y
Food processing	Y	Y	Y	Y	Y
Manufacturing, light	Y	Y	Y	Y	Y
Manufacturing, heavy	N	S	S	S	Y
Manufacturing, intense	N	N	N	N	S
Research and development	Y	Y	Y	Y	Y
Processing or recycling of mined minerals	N	N	N	N	S
Contractor's shop	Y	Y	Y	Y	Y
Contractor's yard	Y	Y	N	Y	Y
<b>AGRICULTURAL USES</b>					
Plant nursery or greenhouse	Y	Y	Y	Y	Y
Raising of livestock	L	L	L	L	L
Community garden	Y	Y	Y	Y	Y
Commercial farming enterprise	Y	Y	Y	Y	Y
<b>UTILITY AND PUBLIC SERVICE USES</b>					
Broadcasting or recording studio	Y	S	Y	Y	S
Transmission tower	L	L	L	L	L
Water treatment plant	Y	Y	Y	Y	Y
Sewerage treatment plant	N	Y	N	N	Y
Power generation plant	N	S	N	N	Y
Small wind energy system	Y	Y	Y	Y	Y
Solar farm	Y	Y	Y	Y	Y
Substation/distribution equipment, indoor	S	Y	Y	S	Y
Substation/distribution equipment, outdoor	L	Y	L	L	Y
<b>TEMPORARY USES</b>					
Seasonal market	L	L	L	L	L
Temporary real estate sales office	L	L	L	L	L
Concrete/batch plant, temporary	L	L	L	L	L
Live entertainment special event	L	L	L	L	L

Part 36. Table 295-903-2-a of the code is amended to read:

<b>Table 295-903-2-a PARKS DISTRICT USE TABLE</b>		<b>Zoning District</b>
Y=Permitted Use	L=Limited Use	
S=Special Use	N=Prohibited Use	
<b>Uses</b>		PK
<b>RESIDENTIAL USES</b>		
Single-family dwelling		N
Two-family dwelling		N
Multi-family dwelling		N
Permanent supportive housing		N

Transitional housing	N
Attached single-family dwelling	N
Live-work unit	N
Mobile home	N
Watchman/service quarters	N
Family day care home	N
<b>GROUP RESIDENTIAL USES</b>	
Rooming house	N
Convent, rectory or monastery	N
Dormitory	N
Fraternity or sorority	N
Adult family home	N
<i>Foster Homes</i>	
Foster family home	N
Small foster home	N
Group home or group foster home	N
<i>Shelter Care Facilities</i>	
Family shelter care facility	N
Small group shelter care facility	N
Large group shelter care facility	N
Community living arrangement	N
<b>EDUCATIONAL USES</b>	
Day care center	L
School, elementary or secondary	Y
College	Y
School, personal instruction	S
<b>COMMUNITY-SERVING USES</b>	
Library	Y
Cultural institution	L
Community center	L
Religious assembly	L
Cemetery or other place of interment	N
Public safety facility	Y
Correctional facility	N
<b>COMMERCIAL AND OFFICE USES</b>	
General office	N
Government office	Y
Bank or other financial institution	N
Currency exchange, payday loan agency or title loan agency	N
Installment loan agency	N
Cash-for-gold business	N
Pawn shop	N
Retail establishment, general	L
Garden supply or landscaping center	N
Home improvement	N
Secondhand store	N
Outdoor merchandise sales	N
Artist studio	N

Adult retail establishment	N
<b>HEALTH CARE AND SOCIAL ASSISTANCE</b>	
Medical office	N
Health clinic	N
Hospital	N
Medical research laboratory	N
Medical service facility	N
Social service facility	N
Emergency residential shelter	N
Nursing home	N
>>Adult day care	L<<
<b>GENERAL SERVICE USES</b>	
Personal service	N
Business service	N
Catering service	N
Funeral home	N
Laundromat	N
Dry cleaning establishment	N
Furniture and appliance rental and leasing	N
Household maintenance and repair service	N
Tool/equipment rental facility	N
<i>Animal Services</i>	
Animal hospital/clinic	N
Animal boarding facility	N
Animal grooming or training facility	N
<b>MOTOR VEHICLE USES</b>	
<i>Light Motor Vehicle</i>	
Sales facility	N
Rental facility	N
Repair facility	N
Body shop	N
Outdoor storage	N
Wholesale facility	N
<i>Heavy Motor Vehicle</i>	
Sales facility	N
Rental facility	N
Repair facility	N
Body shop	N
Outdoor storage	N
<i>General Motor Vehicle</i>	
Filling station	N
Car wash	N
Non-restaurant drive-through facility	N
<i>Parking</i>	
Parking lot, principal use	S
Parking lot, accessory use	Y
Parking structure, principal use	S

Parking structure, accessory use	S
Heavy motor vehicle parking lot, principal use	N
Heavy motor vehicle parking lot, accessory use	N
<b>ACCOMMODATION AND FOOD SERVICE USES</b>	
Bed and breakfast	N
Hotel, commercial	N
Hotel, residential	N
Tavern	N
Brewpub	N
Assembly Hall	L
Restaurant without drive-through facility	L
Restaurant with drive-through facility	N
<b>ENTERTAINMENT AND RECREATION USES</b>	
Park or playground	Y
Festival grounds	N
Recreation facility, indoor	Y
Recreation facility, outdoor	Y
Health club	N
Sports facility	S
Gaming facility	N
Theater	L
Convention and exposition center	S
Marina	L
Outdoor racing facility	N
<b>STORAGE, RECYCLING AND WHOLESALE TRADE USES</b>	
Recycling collection facility	N
Mixed-waste processing facility	N
Material reclamation facility	N
Salvage operation, indoor	N
Salvage operation, outdoor	N
Wholesale and distribution facility, indoor	N
Wholesale and distribution facility, outdoor	N
<i>Storage Facilities</i>	
Indoor	N
Self-service	N
Outdoor	N
Hazardous materials	N
<b>TRANSPORTATION USES</b>	
Ambulance service	N
Ground transportation service	N
Passenger terminal	L
Helicopter landing facility	N
Airport	N
Ship terminal or docking facility	N
Truck freight terminal	N
Railroad switching, classification yard or freight terminal	N
<b>INDUSTRIAL USES</b>	
Alcohol beverage facility, micro	N

Alcohol beverage facility, large	N
Food processing	N
Manufacturing, light	N
Manufacturing, heavy	N
Manufacturing, intense	N
Research and development	N
Processing or recycling of mined materials	N
Contractor's shop	N
Contractor's yard	N
<b>AGRICULTURAL USES</b>	
Plant nursery or greenhouse	L
Raising of livestock	L
Community garden	Y
Commercial farming enterprise	S
<b>UTILITY AND PUBLIC SERVICE USES</b>	
Broadcasting or recording studio	N
Transmission tower	L
Water treatment plant	Y
Sewerage treatment plant	N
Power generation plant	N
Small wind energy system	Y
Solar farm	Y
Substation/distribution equipment, indoor	S
Substation/distribution equipment outdoor	L
<b>TEMPORARY USES</b>	
Seasonal market	L
Temporary real estate sales office	N
Concrete/batch plant, temporary	L
Live entertainment special event	L

Part 37. Section 295-903-2-b-1-b and c of the code is amended to read:

**295-903. Parks District (PK).**

**2. USES.**

**b. Limited Use Standards.**

**b-1. Day Care Center.**

b-1-b. The use shall not operate between the hours of ~~[[40 p.m.]]~~ >> 12 a.m.<< and 6 a.m.

b-1-c. ~~[[For any day care center other than an adult day care center, the facility]]~~ >> The day care center<< shall not be located within 500 feet of an adult retail establishment.

Part 38. Section 295-903-2-b-1-d of the code is repealed.

Part 39. Section 295-903-2-b-4 to 11 of the code is renumbered 295-903-2-b-5 to 12.

Part 40. Section 295-903-2-b-4 of the code is created to read:

b-4. Adult Day Care. The adult day care shall be located on a premises containing an elementary or secondary school, religious assembly, community center, cultural institution or library, and shall meet the off-street parking requirement for the existing principal use.

Part 41. Table 295-905-2-a of the code is amended to read:

Table 295-905-2-a INSTITUTIONAL DISTRICT USE TABLE		
Y=Permitted Use	L=Limited Use	<b>Zoning District</b>
S=Special Use	N=Prohibited Use	
<b>Uses</b>		TL
<b>RESIDENTIAL USES</b>		
Single-family dwelling		N
Two-family dwelling		N
Multi-family dwelling		N
Permanent supportive housing		N
Transitional housing		S
Attached single-family dwelling		N
Live-work unit		N
Mobile home		N
Watchman/service quarters		Y
Family day care home		N
<b>GROUP RESIDENTIAL USES</b>		
Rooming house		S
Convent, rectory or monastery		Y
Dormitory		Y
Fraternity or sorority		S
Adult family home		N
<i>Foster Homes</i>		
Foster family home		N
Small foster home		N
Group home or group foster home		L
<i>Shelter Care Facilities</i>		
Family shelter care facility		N
Small shelter care facility		L
Large shelter care facility		S
Community living arrangement		L
<b>EDUCATIONAL USES</b>		
Day care center		L
School, elementary or secondary		Y
College		Y
School, specialty instruction		Y

<b>COMMUNITY-SERVING USES</b>	
Library	Y
Cultural institution	Y
Community center	S
Religious assembly	Y
Cemetery or other place of interment	Y
Public safety facility	Y
Correctional facility	S
<b>COMMERCIAL AND OFFICE USES</b>	
General office	Y
Government office	Y
Bank or other financial institution	L
Currency exchange, payday loan agency or title loan agency	S
Installment loan agency	S
Cash-for-gold business	S
Pawn shop	S
Retail establishment, general	L
Garden supply or landscaping center	N
Home improvement center	N
Secondhand store	N
Outdoor merchandise sales	N
Artist studio	Y
Adult retail establishment	N
<b>HEALTH CARE AND SOCIAL ASSISTANCE</b>	
Medical office	Y
Health clinic	S
Hospital	S
Medical research laboratory	Y
Medical service facility	S
Social service facility	S
Emergency residential shelter	S
Nursing home	Y
>>Adult day care	Y<<
<b>GENERAL SERVICE USES</b>	
Personal service	L
Business service	L
Catering service	Y
Funeral home	Y
Laundromat	S
Dry cleaning establishment	S
Furniture and appliance rental and leasing	N
Household maintenance and repair service	N
Tool/equipment rental facility	N
<i>Animal Services</i>	
Animal hospital/clinic	N
Animal boarding facility	N
Animal grooming or training facility	N
<b>MOTOR VEHICLE USES</b>	



<i>Light Motor Vehicle</i>	
Sales facility	N
Rental facility	N
Repair facility	N
Body shop	N
Outdoor storage	N
Wholesale facility	N
<i>Heavy Motor Vehicle</i>	
Sales facility	N
Rental facility	N
Repair facility	N
Body shop	N
Outdoor storage	N
<i>General Motor Vehicle</i>	
Filling station	N
Car wash	N
Non-restaurant drive-through facility	L
<i>Parking</i>	
Parking lot, principal use	S
Parking lot, accessory use	Y
Parking structure, principal use	S
Parking structure, accessory use	S
Heavy motor vehicle parking lot, principal use	N
Heavy motor vehicle parking lot, accessory use	N
<b>ACCOMMODATION AND FOOD SERVICE USES</b>	
Bed and breakfast	S
Hotel, commercial	N
Hotel, residential	N
Tavern	N
Brewpub	N
Assembly hall	L
Restaurant without drive-through facility	S
Restaurant with drive-through facility	N
<b>ENTERTAINMENT AND RECREATION USES</b>	
Park or playground	Y
Festival grounds	Y
Recreation facility, indoor	S
Recreation facility, outdoor	S
Health club	Y
Sports facility	S
Gaming facility	N
Theater	N
Convention and exposition center	S
Marina	Y
Outdoor racing facility	N
<b>STORAGE, RECYCLING AND WHOLE SALE TRADE USES</b>	
Recycling collection facility	S
Mixed-waste processing facility	N

Material reclamation facility	N
Salvage operation, indoor	N
Salvage operation, outdoor	N
Wholesale and distribution facility, indoor	N
Wholesale and distribution facility, outdoor	N
<i>Storage Facilities</i>	
Indoor	N
Self-service	N
Outdoor	N
Hazardous materials	N
<b>TRANSPORTATION USES</b>	
Ambulance service	Y
Ground transportation service	N
Passenger terminal	Y
Helicopter landing facility	S
Airport	N
Ship terminal or docking facility	N
Truck freight terminal	N
Railroad switching, classification yard or freight terminal	N
<b>INDUSTRIAL USES</b>	
Alcohol beverage facility, micro	N
Alcohol beverage facility, large	N
Food processing	N
Manufacturing, light	N
Manufacturing, heavy	N
Manufacturing, intense	N
Research and development	S
Processing or recycling of mined materials	N
Contractor's shop	N
Contractor's yard	N
<b>AGRICULTURAL USES</b>	
Plant nursery or greenhouse	S
Raising of livestock	Y
Community garden	Y
Commercial farming enterprise	Y
<b>UTILITY AND PUBLIC SERVICE USES</b>	
Broadcasting or recording studio	Y
Transmission tower	L
Water treatment plant	Y
Sewerage treatment plant	Y
Power generation plant	S
Small wind energy system	Y
Solar farm	Y
Substation/distribution equipment, indoor	Y
Substation/distribution equipment, outdoor	L
<b>TEMPORARY USES</b>	
Seasonal market	L
Temporary real estate sales office	L

Concrete/batch plant, temporary	L
Live entertainment special event	L

Part 42. Section 295-905-2-b-4-a and b of the code is amended to read:

**295-905. Institutional District (TL).**

**2. USES.**

b. Limited Use Standards.

b-4. Day Care Center.

b-4-a. The use shall not operate between the hours of ~~[[10 p.m.]]~~ >>12 a.m.<< and 6 a.m.

b-4-b. ~~[[For any day care center other than an adult day care center, the facility]]~~ >>The day care center<< shall not be located within 500 feet of an adult retail establishment.

Part 43. Section 295-905-2-b-4-c of the code is repealed.

..LRB  
APPROVED AS TO FORM

\_\_\_\_\_  
Legislative Reference Bureau  
Date: \_\_\_\_\_

..Attorney  
IT IS OUR OPINION THAT THE ORDINANCE  
IS LEGAL AND ENFORCEABLE

\_\_\_\_\_  
Office of the City Attorney  
Date: \_\_\_\_\_  
..Requestor  
Department of City Development  
..Drafter  
LRB176420-5  
Jeff Osterman  
07/08/2021