



Legislation Details (With Text)

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**File created:** 3/1/2011      **In control:** ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE

**On agenda:**      **Final action:** 5/24/2011

**Effective date:**

**Title:** A substitute ordinance relating to zoning regulations for wind energy systems.

**Sponsors:** ALD. BOHL

**Indexes:** ENERGY CONSERVATION, ZONING

**Attachments:** 1. Local Regulation of Wind Energy Systems - Municipality article.PDF, 2. City Plan Commission Letter, 3. Zoning Code Technical Committee Letter 4-21-11, 4. San Francisco Report and Recommendations.PDF, 5. Zoning Code Technical Committee Minutes 4-21-11, 6. Actual File Text, 7. Hearing Notice List, 8. Notice Published on 6-13-11

| Date      | Ver. | Action By                                     | Action                  | Result | Tally |
|-----------|------|---|-------------------------|--------|-------|
| 3/1/2011  | 0    | COMMON COUNCIL                                | ASSIGNED TO             |        |       |
| 3/8/2011  | 0    | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE | REFERRED TO             |        |       |
| 5/13/2011 | 1    | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE | HEARING NOTICES SENT    |        |       |
| 5/17/2011 | 2    | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE | RECOMMENDED FOR PASSAGE | Pass   | 5:0   |
| 5/17/2011 | 1    | ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE | SUBSTITUTED             | Pass   | 5:0   |
| 5/17/2011 | 2    | CITY CLERK                                    | DRAFT SUBMITTED         |        |       |
| 5/24/2011 | 2    | COMMON COUNCIL                                | PASSED                  | Pass   | 13:0  |
| 6/3/2011  | 2    | MAYOR   | SIGNED                  |        |       |
| 6/13/2011 | 2    | CITY CLERK                                    | PUBLISHED               |        |       |

101387  
SUBSTITUTE 2

ALD. BOHL  
 A substitute ordinance relating to zoning regulations for wind energy systems.  
 295-201-459-0 am  
 295-201-612 cr  
 295-201-690 cr  
 295-203-15-g-0 am  
 295-203-15-h cr  
 295-414 cr  
 295-503-1 (table) am  
 295-503-2-s rn  
 295-503-2-s cr  
 295-503-2-t rn

295-503-2-u rn  
295-503-2-v rn  
295-503-2-w rn  
295-603-1 (table) am  
295-703-1 (table) am  
295-803-1 (table) am  
295-903-2-a (table) am  
295-905-2-a (table) am  
295-1015-3-a (table) am

This ordinance defines a "wind energy system" as equipment that converts and then stores or transfers energy from the wind into usable forms of energy, as defined by s. 66.0403(1)(m), Wis. Stats. This equipment includes any base, blade, foundation, generator, nacelle, rotor, tower, transformer, vane, wire, inverter, batteries or other component used in the system.

This ordinance also differentiates between a "small wind energy system" and all other types of wind energy systems. The former is a wind energy system that is used to generate electricity, has a nameplate capacity of 100 kilowatts or less and has a total height of 170 feet or less, where "total height" means the vertical distance from ground level to the tip of a wind generator blade when the tip is at its highest point. Any wind energy system other than a small wind energy system is classified as a "power generation plant," a land use term currently defined in the zoning code.

In addition, this ordinance classifies a small wind energy system as a limited use in all residential districts, with the limited use standard being that the total height of the wind energy system shall not exceed the district height limit by more than 10 feet. In all other zoning districts, a small wind energy system shall be a permitted use.

The ordinance also sets forth requirements for small wind energy systems relating to:

1. Setbacks from public right-of-way, overhead utility lines and property lines.
2. Preventing unauthorized access to a small wind energy system.
3. The location of electrical wires associated with a small wind energy system.
4. The use of artificial lighting.
5. The color and finish of a wind tower or generator.
6. Types of signs permitted.
7. Compliance with applicable state construction and electrical code provisions.
8. Compliance with the Wisconsin public service commission's Rules for Interconnecting Distributed Generation Facilities.
9. Removal of an abandoned small wind energy system.

Finally, the ordinance provides that the requirements and procedures for a meteorological tower -- i.e., a tower used to monitor or transmit wind speed and wind flow characteristics over a period of

time for either instantaneous wind information or to characterize the wind resource at a given location - are identical to the requirements and procedures for small wind energy systems.

Part 1. Section 295-201-459-0 of the code is amended to read:

**295-201. Definitions.**

**459.** POWER GENERATION PLANT means a facility that converts one or more energy sources, including but not limited to water power, >>wind power,<< fossil fuels, nuclear power or solar power, into electrical energy or steam. >>This term does not include a small wind energy system.<< A power generation plant may also perform either or both of the following:

Part 2. Section 295-201-612 of the code is created to read:

**612.** SMALL WIND ENERGY SYSTEM means a wind energy system that is used to generate electricity, has a nameplate capacity of 100 kilowatts or less and has a total height of 170 feet or less, where “total height” means the vertical distance from ground level to the tip of a wind generator blade when the tip is at its highest point. A wind energy system that has a nameplate capacity of more than 100 kilowatts or a total height of more than 170 feet shall be classified as a power generation plant.

Part 3. Section 295-201-690 of the code is created to read:

**690.** WIND ENERGY SYSTEM means equipment that converts and then stores or transfers energy from the wind into usable forms of energy, as defined by s. 66.0403(1)(m), Wis. Stats. This equipment includes any base, blade, foundation, generator, nacelle, rotor, tower, transformer, vane, wire, inverter, batteries or other component used in the system.

Part 4. Section 295-203-15-g-0 of the code is amended to read:

**295-203. Use Definitions.**

**15. UTILITY AND PUBLIC SERVICE USES.**

g. “Power generation plant” means a facility that converts one or more energy sources, including but not limited to water power, >>wind power,<< fossil fuels, nuclear power or solar power, into electrical energy or steam. >>This term does not include a small wind energy system.<< A power generation plant may also perform either or both of the following:

Part 5. Section 295-203-15-h of the code is created to read:

h. “Small wind energy system” means a wind energy system that is used to generate electricity, has a nameplate capacity of 100 kilowatts or less and has a total height of 170 feet or less, where “total height” means the vertical distance from ground level to the tip of a wind generator blade when the tip is at its highest point. A wind energy system that has a nameplate capacity of more than 100 kilowatts or a total height of more than 170 feet shall be classified as a power generation plant.

Part 6. Section 295-414 of the code is created to read:

**295-414. Small Wind Energy Systems. 1. GENERAL REQUIREMENTS.** A small wind energy system shall comply with the use regulations of the applicable zoning district and with the following requirements:

a. Setbacks. The wind tower for a small wind energy system shall be set back a distance equal to its total height from:

a-1. Any public right-of-way, unless written permission is granted by the governmental entity with jurisdiction over the road.

a-2. Any overhead utility line, unless written permission is granted by the affected utility.

a-3. Any property line abutting property that is residentially zoned, unless written permission is granted by the owner of the abutting property.

b. Access. b-1. All ground-mounted electrical and control equipment shall be labeled or secured to prevent unauthorized access.

b-2. The tower shall be designed and installed so as to not provide step bolts or a ladder readily accessible to the public for a minimum height of 8 feet above the ground.

c. Electrical Wires. All electrical wires associated with the small wind energy system, other than the grounding wires, wires necessary to connect the wind generator to the tower wiring and wires necessary to connect the tower wiring to the disconnect junction box, shall be located underground.

d. Lighting. The wind tower and generator shall not be artificially lighted unless such lighting is required by the federal aviation administration.

e. Appearance, Color and Finish. The wind generator and tower shall remain painted or finished the color or finish that was originally applied by the manufacturer, unless a different color or finish was approved by the commissioner at the time of permit issuance.

f. Signs. No signs shall be permitted other than signs identifying the manufacturer, installer or owner, appropriate warning signs, and one sign with a display area not exceeding 18 square feet that is used solely for educational or acknowledgement purposes..

g. Code Compliance. The small wind energy system, including the tower, shall comply with all applicable state construction and electrical code provisions.

h. Utility Notification And Interconnection. If the small wind energy system is connected to an electric utility, it shall comply with the public service commission of Wisconsin's Rules for Interconnecting Distributed Generation Facilities.

**2. ABANDONMENT.** a. Notice of Abandonment. A small wind energy system that is out of service for a continuous 12-month period shall be deemed to have been abandoned. The commissioner of neighborhood services may issue a notice of abandonment to the owner of a small wind energy system that is deemed to have been abandoned. The owner shall have the right to respond to the notice of abandonment within 30 days of receipt of the notice. The commissioner shall withdraw the notice of abandonment and notify the owner of the withdrawal if the owner provides information that

demonstrates the small wind energy system has not been abandoned.

b. Removal of Abandoned System. If the small wind energy system is determined to be abandoned, the owner of a small wind energy system shall remove the wind generator from the tower at the owner’s sole expense within 3 months of receipt of the notice of abandonment. If the owner fails to remove the wind generator from the tower, the commissioner of neighborhood services may pursue a legal action to have the wind generator removed at the owner’s expense.

**3. METEOROLOGICAL TOWERS.** A meteorological tower is a structure, including a tower, base plate, anchors, guy cables and hardware, anemometers, wind direction vanes, booms to hold equipment, anemometers and vanes, date logger, instrument wiring and telemetry devices, that is used to monitor or transmit wind speed and wind flow characteristics over a period of time for either instantaneous wind information or to characterize the wind resource at a given location. A meteorological tower shall be permitted under the same standards and removal requirements as a small wind energy system.

Part 7. Table 295-403-2-a of the code is amended to read:

| <b>Table 295-403-2-a NUMBER OF PARKING SPACES REQUIRED, BY USE</b> |  |
|--|--|
| <b>Uses</b>  | <b>No. of Parking Spaces Required</b>  |
| <b>RESIDENTIAL USES</b>  |  |
| Single-family dwelling   | min. of one space; max. of 4 spaces  |
| Two-family dwelling  | min. of one space per dwelling unit; 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, 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. |
| Attached single-family dwelling                                    | min. of one space; 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  |
| Transitional living facility                        | one per dwelling unit  |
| <b>EDUCATIONAL USES</b>                             |  |
| Day care center                                     | None (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   |
| Cultural institution                                | 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 250 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.     |
| 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                       | one for each 500 sq. ft. of gross floor area on the first floor; one for each 1,000 sq. ft. of gross floor area on the 2 <sup>nd</sup> floor and above |
| 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   |
| <b>GENERAL SERVICE USES</b>                |  |
| Personal service establishment             | see general office   |
| Business service                           | see general office   |
| Building maintenance service               | see general office   |
| 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   |
| 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>ACCOMODATION 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                                |
| Restaurant, sit-down                               | see general retail establishment   |
| Restaurant, fast-food/carry-out                    | 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  |
| Adult entertainment establishment                  | see general retail establishment   |
| <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   |



|   |                    |
|---|--------------------|
| Outdoor   | none               |
| Hazardous materials   | 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>                                      |                    |
| 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 crops or livestock                               | 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 plant                                    | see general office |
| Power generation plant                                      | see general office |
| >>Small wind energy system                                  | 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               |

Part 8. Table 295-503-1 of the code is amended to read:

**Table 295-503-1 RESIDENTIAL DISTRICTS USE TABLE**

| Uses                          | RS1-RS5 | RS6 | RT1-RT3 | RT4 | RM1-RM2 | RM3-RM7 | RO1 | R |
|-------------------------------|---------|-----|---------|-----|---------|---------|-----|---|
| <b>RESIDENTIAL USES</b>       |         |     |         |     |         |         |     |   |
| Single-family dw              | Y       | Y   | Y       | Y   | Y       | Y       | Y   | Y |
| Two-family dwell              | L       | L   | Y       | Y   | Y       | Y       | Y   | Y |
| Multi-family dwell            | N       | N   | L       | L   | Y       | Y       | Y   | Y |
| Attached single-              | N       | N   | L       | L   | Y       | Y       | Y   | Y |
| Live-work unit                | N       | N   | N       | L   | L       | L       | Y   | Y |
| Mobile home                   | N       | N   | N       | N   | N       | N       | N   | N |
| Watchman/servi                | N       | N   | N       | N   | N       | N       | N   | N |
| Family day care               | L       | L   | L       | L   | L       | L       | L   | L |
| <b>GROUP RESIDENTIAL USES</b> |         |     |         |     |         |         |     |   |
| Rooming house                 | N       | N   | N       | S   | S       | S       | S   | S |
| Convent, rectory              | Y       | Y   | Y       | Y   | Y       | Y       | Y   | Y |
| Dormitory                     | N       | N   | N       | S   | S       | S       | S   | S |
| Fraternity or sor             | N       | N   | N       | S   | S       | S       | S   | S |
| Adult family hom              | L       | L   | L       | L   | L       | L       | L   | L |
| <i>Foster Homes</i>           |         |     |         |     |         |         |     |   |
| Foster family h               | Y       | Y   | Y       | Y   | Y       | Y       | Y   | Y |
| Small foster h                | L       | L   | L       | L   | L       | L       | L   | L |
| Group home c                  | L       | L   | L       | L   | L       | L       | L   | L |
| <i>Shelter Care Fa</i>        |         |     |         |     |         |         |     |   |
| Family shelter                | Y       | Y   | Y       | Y   | Y       | Y       | Y   | Y |
| Small group s                 | L       | L   | L       | L   | L       | L       | L   | L |
| Large group s                 | N       | N   | N       | S   | S       | S       | S   | S |
| Community livin               | L       | L   | L       | L   | L       | L       | L   | L |
| Transitional                  | N       | N   | N       | S   | S       | S       | S   | S |
| <b>EDUCATIONAL USES</b>       |         |     |         |     |         |         |     |   |
| Day care cent                 | L       | L   | L       | L   | L       | L       | L   | L |
| School, element               | Y       | Y   | Y       | Y   | Y       | Y       | Y   | Y |
| College                       | N       | N   | N       | S   | S       | S       | Y   | Y |
| School, persona               | N       | L   | N       | L   | N       | L       | Y   | Y |
| <b>COMMUNITY-SERVING USES</b> |         |     |         |     |         |         |     |   |
| Library                       | Y       | Y   | Y       | Y   | Y       | Y       | Y   | Y |
| Cultural institut             | N       | L   | N       | L   | L       | L       | L   | L |
| Community cent                | N       | S   | N       | S   | S       | S       | S   | S |
| Religious assen               | Y       | Y   | Y       | Y   | Y       | Y       | Y   | Y |
| Cemetery or oth               | 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                                | N | L | N | L | N | L | Y | Y |
| Government office                             | N | L | N | L | N | L | Y | Y |
| Bank or other financial institution           | N | L | N | L | N | L | Y | Y |
| Currency exchange                             | N | N | N | N | N | N | N | N |
| Installment loan business                     | N | N | N | N | N | N | N | N |
| Cash-for-gold business                        | N | N | N | N | N | N | N | N |
| Pawn shop                                     | N | N | N | N | N | N | N | N |
| Retail establishment                          | N | L | N | L | N | L | L | L |
| Garden supply center                          | N | N | N | N | N | N | N | N |
| Home improvement store                        | N | N | N | N | N | N | N | N |
| Secondhand store                              | N | N | N | N | N | N | S | S |
| Outdoor merchandise store                     | N | N | N | N | N | N | N | N |
| Artist studio                                 | N | L | N | L | N | L | Y | Y |
| Adult retail establishment                    | N | N | N | N | N | N | N | N |
| <b>HEALTH CARE AND SOCIAL ASSISTANCE USES</b> |   |   |   |   |   |   |   |   |
| Medical office                                | N | L | N | L | N | L | Y | Y |
| Health clinic                                 | N | N | N | N | N | S | S | S |
| Hospital                                      | N | N | N | N | N | N | N | N |
| Medical research facility                     | N | N | N | N | N | N | N | N |
| Medical service building                      | N | N | N | N | N | N | N | N |
| Social service center                         | N | N | N | S | N | S | S | S |
| Emergency residence                           | N | N | N | N | S | S | S | S |
| Nursing home                                  | N | S | N | S | S | S | S | S |
| <b>GENERAL SERVICE USES</b>                   |   |   |   |   |   |   |   |   |
| Personal service center                       | N | L | N | L | N | L | Y | Y |
| Business service center                       | N | S | N | S | N | S | L | L |
| Building maintenance                          | N | N | N | N | N | N | N | N |
| Catering service                              | N | L | N | L | N | L | L | L |
| Funeral home                                  | N | L | N | L | N | L | Y | Y |
| Laundromat                                    | N | N | N | N | N | N | L | L |
| Dry cleaning establishment                    | N | L | N | L | N | L | L | L |
| Furniture and appliance store                 | N | N | N | N | N | N | N | N |
| Household maintenance                         | N | N | N | N | N | N | N | N |
| Tool/equipment store                          | N | N | N | N | N | N | N | N |
| <i>Animal Services</i>                        |   |   |   |   |   |   |   |   |
| Animal hospital                               | N | N | N | N | N | N | N | N |

|  |   |   |   |   |   |   |   |   |
|--|---|---|---|---|---|---|---|---|
| Animal boarding                            | N | N | N | N | N | N | N | N |
| Animal grooming                            | N | N | N | N | N | N | N | N |
| <b>MOTOR VEHICLE USES</b>                  |   |   |   |   |   |   |   |   |
| <b>Light Motor Vehicle</b>                 |   |   |   |   |   |   |   |   |
| Sales facility                             | N | N | N | N | N | N | N | N |
| Rental facility                            | N | N | N | N | N | N | N | N |
| Repair facility                            | N | N | N | N | N | N | N | N |
| Body shop                                  | N | N | N | N | N | N | N | N |
| Outdoor storage                            | N | N | N | N | N | N | N | N |
| Wholesale facility                         | N | N | N | N | N | N | N | N |
| <b>Heavy Motor Vehicle</b>                 |   |   |   |   |   |   |   |   |
| Sales facility                             | N | N | N | N | N | N | N | N |
| Rental facility                            | N | N | N | N | N | N | N | N |
| Repair facility                            | N | N | N | N | N | N | N | N |
| Body shop                                  | N | N | N | N | N | N | N | N |
| Outdoor storage                            | N | N | N | N | N | N | N | N |
| <b>General Motor Vehicle</b>               |   |   |   |   |   |   |   |   |
| Filling station                            | N | N | N | N | N | N | N | N |
| Car wash                                   | N | N | N | N | N | N | N | N |
| Drive-through                              | N | N | N | N | N | N | N | N |
| <b>Parking</b>                             |   |   |   |   |   |   |   |   |
| Parking lot, private                       | N | S | N | S | S | S | S | S |
| Parking lot, adjacent                      | Y | L | Y | L | Y | L | Y | L |
| Parking structure                          | N | N | N | N | N | S | S | S |
| Parking structure                          | N | N | N | N | Y | Y | Y | L |
| Heavy motor vehicle                        | N | N | N | N | N | N | N | N |
| Heavy motor vehicle                        | N | N | N | N | N | N | N | N |
| <b>ACCOMMODATION AND FOOD SERVICE USES</b> |   |   |   |   |   |   |   |   |
| Bed and breakfast                          | S | L | L | L | L | L | Y | Y |
| Hotel, commercial                          | N | N | N | N | N | N | N | S |
| Hotel, residential                         | N | N | N | N | N | N | N | Y |
| Tavern                                     | N | L | N | L | N | L | N | S |
| Assembly hall                              | N | N | N | N | N | N | N | S |
| Restaurant, sit-down                       | N | L | N | L | N | L | Y | Y |
| Restaurant, fast-food                      | N | L | N | L | N | L | L | L |
| <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                        | N | N | N | N | N | N | S | S |

|                     |   |   |   |   |   |   |   |   |
|---------------------|---|---|---|---|---|---|---|---|
| Recreation facility | N | N | N | N | N | N | N | N |
| Health club         | N | N | N | N | N | N | Y | Y |
| Sports facility     | N | N | N | N | N | N | N | N |
| Gaming facility     | N | N | N | N | N | N | N | N |
| Theater             | N | N | N | N | N | N | L | L |
| Convention and      | N | N | N | N | N | N | N | N |
| Marina              | N | N | N | N | N | N | N | N |
| Outdoor racing      | N | N | N | N | N | N | N | N |
| Adult entertainment | N | N | N | N | N | N | N | N |

**STORAGE, RECYCLING AND WHOLESALE TRADE USES**

|                           |   |   |   |   |   |   |   |   |
|---------------------------|---|---|---|---|---|---|---|---|
| Recycling collect         | N | N | N | N | N | N | S | S |
| Mixed-waste pro           | N | N | N | N | N | N | N | N |
| Material reclama          | N | N | N | N | N | N | N | N |
| Salvage operati           | N | N | N | N | N | N | N | N |
| Salvage operati           | N | N | N | N | N | N | N | N |
| Wholesale and             | N | N | N | N | N | N | N | N |
| Wholesale and             | N | N | N | N | N | N | N | N |
| <i>Storage Facilities</i> |   |   |   |   |   |   |   |   |
| Indoor                    | N | N | N | N | N | N | N | N |
| Outdoor                   | N | N | N | N | N | N | N | N |
| Hazardous ma              | N | N | N | N | N | N | N | N |

**TRANSPORTATION USES**

|                   |   |   |   |   |   |   |   |   |
|-------------------|---|---|---|---|---|---|---|---|
| Ambulance serv    | N | N | N | N | N | N | N | N |
| Ground transpo    | N | N | N | N | N | N | N | N |
| Passenger term    | N | N | N | N | N | N | N | N |
| Helicopter landi  | N | N | N | N | N | N | N | N |
| Airport           | N | N | N | N | N | N | N | N |
| Ship terminal or  | N | N | N | N | N | N | N | N |
| Truck freight ter | N | N | N | N | N | N | N | N |
| Railroad switchi  | N | N | N | N | N | N | N | N |

**INDUSTRIAL USES**

|                  |   |   |   |   |   |   |   |   |
|------------------|---|---|---|---|---|---|---|---|
| Manufacturing, i | N | N | N | N | N | N | N | N |
| Manufacturing, i | N | N | N | N | N | N | N | N |
| Manufacturing, i | N | N | N | N | N | N | N | N |
| Research and d   | N | N | N | N | N | N | N | N |
| Processing or re | N | N | N | N | N | N | N | N |
| Contractor's shd | N | N | N | N | N | N | N | N |
| Contractor's yar | N | N | N | N | N | N | N | N |

**AGRICULTURAL USES**

**AGRICULTURAL USES**

|                  |   |   |   |   |   |   |   |   |
|------------------|---|---|---|---|---|---|---|---|
| Plant nursery or | Y | Y | Y | Y | Y | Y | Y | Y |
| Raising of crops | Y | Y | Y | Y | Y | Y | Y | Y |

**UTILITY AND PUBLIC SERVICE USES**

|                 |   |   |   |   |   |   |   |   |
|-----------------|---|---|---|---|---|---|---|---|
| Broadcasting or | N | N | N | N | N | N | N | N |
| Transmission to | L | L | L | L | L | L | L | L |
| Water treatment | S | S | S | S | S | S | S | S |
| Sewage treatme  | N | N | N | N | N | N | N | N |
| Power generati  | N | N | N | N | N | N | N | N |

|                   |   |   |   |   |   |   |   |      |
|-------------------|---|---|---|---|---|---|---|------|
| >>L L L           | L | L | L | L | L | L | L | L<<< |
| Substation/distri | S | S | S | S | S | S | S | S    |
| Substation/distri | L | L | L | L | L | L | L | L    |

**TEMPORARY USES**

|                  |   |   |   |   |   |   |   |   |
|------------------|---|---|---|---|---|---|---|---|
| Seasonal market  | L | L | L | L | L | L | L | L |
| Temporary real   | L | L | L | L | L | L | L | L |
| Concrete/batch   | L | L | L | L | L | L | L | L |
| Live entertainme | L | L | L | L | L | L | L | L |

Part 9. Section 295-503-2-s to w of the code is renumbered 295-503-2-t to x.

Part 10. Section 295-503-2-s of the code is created to read:

**295-503. Uses.**

**2. LIMITED USE STANDARDS.**

s. Small Wind Energy System. The total height of the tower shall not be more than 10 feet higher than the maximum building height for the zoning district in which the tower is located.

Part 11. Table 295-603-1 of the code is amended to read:

| Table 295-603-1 COMMERCIAL DISTRICTS USE TABLE |                  |     |     |     |     |     |    |
|--|------------------|-----|-----|-----|-----|-----|----|
| Y = Permitted U                                | Zoning Districts |     |     |     |     |     |    |
| Uses   | NS1              | NS2 | LB1 | LB2 | RB1 | RB2 | CS |
| <b>RESIDENTIAL USES</b>                        |                  |     |     |     |     |     |    |
| Single-family                                  | Y                | Y   | Y   | Y   | Y   | Y   | Y  |
| Two-family d                                   | Y                | Y   | Y   | Y   | Y   | Y   | Y  |
| Multi-family d                                 | Y                | Y   | Y   | Y   | Y   | Y   | Y  |
| Attached sin                                   | Y                | Y   | Y   | Y   | Y   | Y   | Y  |
| Live-work ur                                   | Y                | Y   | Y   | Y   | Y   | Y   | Y  |
| Mobile home                                    | N                | N   | N   | N   | N   | N   | N  |
| Watchman/s                                     | N                | N   | N   | N   | N   | N   | N  |

|                                   |   |   |   |   |   |   |   |
|-----------------------------------|---|---|---|---|---|---|---|
| Family day c                      | L | L | L | L | L | L | L |
| <b>GROUP RESIDENTIAL USES</b>     |   |   |   |   |   |   |   |
| Rooming ho                        | S | S | S | S | S | S | S |
| Convent, rec                      | Y | Y | Y | Y | Y | Y | Y |
| Dormitory                         | S | S | S | S | S | S | S |
| Fraternity or                     | S | S | S | S | S | S | S |
| Adult family                      | L | L | L | L | L | L | L |
| <i>Foster Home</i>                |   |   |   |   |   |   |   |
| Foster fam                        | Y | Y | Y | Y | Y | Y | Y |
| Small foste                       | L | L | L | L | L | L | L |
| Group hon                         | L | L | L | L | L | L | L |
| <i>Shelter Care</i>               |   |   |   |   |   |   |   |
| Family she                        | Y | Y | Y | Y | Y | Y | Y |
| Small grou                        | L | L | L | L | L | L | L |
| Large grou                        | S | S | S | S | S | S | S |
| Community                         | L | L | L | L | L | L | L |
| Transitional                      | S | S | S | S | S | S | S |
| <b>EDUCATIONAL USES</b>           |   |   |   |   |   |   |   |
| Day care center                   | S | S | S | S | S | S | S |
| School, elementary                | Y | Y | Y | Y | Y | Y | Y |
| College                           | Y | Y | Y | Y | Y | Y | Y |
| School, personal in               | Y | Y | Y | Y | Y | Y | Y |
| <b>COMMUNITY-SERVING USES</b>     |   |   |   |   |   |   |   |
| Library                           | Y | Y | Y | Y | Y | Y | Y |
| Cultural institution              | Y | Y | Y | Y | Y | Y | Y |
| Community center                  | S | S | S | S | S | S | S |
| Religious assembly                | S | S | S | S | Y | Y | Y |
| Cemetery or other                 | N | N | N | N | N | N | N |
| Public safety facilit             | Y | Y | Y | Y | Y | Y | Y |
| Correctional facility             | N | N | N | N | N | N | N |
| <b>COMMERCIAL AND OFFICE USES</b> |   |   |   |   |   |   |   |
| General office                    | Y | Y | Y | Y | Y | Y | Y |
| Government office                 | Y | Y | Y | Y | Y | Y | Y |
| Bank or other finan               | Y | Y | Y | Y | Y | Y | Y |
| Currency exchange                 | S | S | S | S | S | S | S |
| Installment le                    | S | S | S | S | S | S | S |
| Cash-for-gol                      | S | S | S | S | S | S | S |
| Pawn shop                         | S | S | S | S | S | S | S |
| Retail establishme                | L | L | L | L | L | L | L |

|   |   |   |   |   |   |   |   |
|---|---|---|---|---|---|---|---|
| Garden supply or la                           | N | N | Y | Y | Y | Y | Y |
| Home improvement                              | N | N | S | S | Y | Y | Y |
| Secondhand store                              | S | S | S | S | S | S | S |
| Outdoor merchand                              | S | S | S | S | S | S | S |
| Artist studio                                 | Y | Y | Y | Y | Y | Y | Y |
| Adult retail establis                         | N | N | N | N | S | S | N |
| <b>HEALTH CARE AND SOCIAL ASSISTANCE USES</b> |   |   |   |   |   |   |   |
| Medical office                                | Y | Y | Y | Y | Y | Y | Y |
| Health clinic                                 | S | S | S | S | S | S | S |
| Hospital                                      | N | N | S | S | S | S | S |
| Medical research la                           | N | N | S | S | S | S | Y |
| Medical service fac                           | N | N | S | S | S | S | S |
| Social service facil                          | S | S | S | S | S | S | S |
| Emergency residen                             | S | S | S | S | S | S | S |
| Nursing hom                                   | S | S | Y | Y | Y | Y | Y |
| <b>GENERAL SERVICE USES</b>                   |   |   |   |   |   |   |   |
| Personal ser                                  | Y | Y | Y | Y | Y | Y | Y |
| Business service                              | Y | Y | Y | Y | Y | Y | Y |
| Building maintenar                            | N | N | S | S | Y | Y | Y |
| Catering service                              | Y | Y | Y | Y | Y | Y | Y |
| Funeral home                                  | Y | Y | Y | Y | Y | Y | Y |
| Laundromat                                    | Y | Y | Y | Y | Y | Y | Y |
| Dry cleaning estab                            | Y | Y | Y | Y | Y | Y | Y |
| Furniture and appli                           | S | S | Y | Y | Y | Y | Y |
| Household mainte                              | Y | Y | Y | Y | Y | Y | Y |
| Tool/equipment ren                            | Y | Y | Y | Y | Y | Y | Y |
| <i>Animal Services</i>                        |   |   |   |   |   |   |   |
| Animal hospital/d                             | L | L | L | L | L | L | L |
| Animal boarding                               | L | L | L | L | L | L | L |
| Animal grooming                               | L | L | L | L | L | L | L |
| <b>MOTOR VEHICLE USES</b>                     |   |   |   |   |   |   |   |
| <i>Light Motor Vehicle</i>                    |   |   |   |   |   |   |   |
| Sales facility                                | N | N | S | S | Y | Y | S |
| Rental facility                               | L | L | L | L | Y | Y | Y |
| Repair facility                               | N | N | S | S | S | S | S |
| Body shop                                     | N | N | S | S | S | S | S |
| Outdoor storage                               | N | N | S | S | S | S | S |
| Wholesale facility                            | L | L | L | L | L | L | L |
| <i>Heavy Motor Vehid</i>                      |   |   |   |   |   |   |   |



|  |   |   |   |   |   |   |   |
|--|---|---|---|---|---|---|---|
| Sales facility                                     | N | N | S | S | S | S | S |
| Rental facility                                    | N | N | S | S | S | S | S |
| Repair facility                                    | N | N | N | N | S | S | N |
| Body shop  | N | N | N | N | S | S | N |
| Outdoor storage                                    | N | N | N | N | S | S | N |
| <i>General Motor Veh</i>                           |   |   |   |   |   |   |   |
| Filling station                                    | N | N | S | S | S | S | S |
| Car wash   | N | N | L | L | L | L | L |
| Drive-through fac                                  | L | L | L | L | L | L | L |
| <i>Parking</i>                                     |   |   |   |   |   |   |   |
| Parking lot, princ                                 | L | L | Y | L | Y | L | L |
| Parking lot, acce                                  | Y | L | Y | L | Y | Y | Y |
| Parking structure                                  | S | S | L | L | L | L | L |
| Parking structure                                  | Y | L | Y | L | Y | Y | Y |
| Heavy motor veh                                    | N | N | S | S | S | S | S |
| Heavy motor veh                                    | S | S | S | S | S | S | S |
| <b>ACCOMMODATION AND FOOD SERVICE USES</b>         |   |   |   |   |   |   |   |
| Bed and breakfast                                  | Y | Y | Y | Y | Y | Y | Y |
| Hotel, commercial                                  | Y | Y | Y | Y | Y | Y | Y |
| Hotel, residential                                 | Y | Y | Y | Y | Y | Y | Y |
| Tavern   | L | L | Y | Y | Y | Y | Y |
| Assembly hall                                      | S | S | S | S | S | S | S |
| Restaurant, sit-dov                                | Y | Y | Y | Y | Y | Y | Y |
| Restaurant, fast-fo                                | L | L | L | L | L | L | L |
| <b>ENTERTAINMENT AND RECREATION USES</b>           |   |   |   |   |   |   |   |
| Park or playground                                 | Y | Y | Y | Y | Y | Y | Y |
| Festival grounds                                   | N | N | N | N | N | N | N |
| Recreation facility,                               | S | S | S | S | S | S | S |
| Recreation facility,                               | S | S | S | S | S | S | S |
| Health club  | Y | Y | Y | Y | Y | Y | Y |
| Sports facility                                    | N | N | S | S | S | S | S |
| Gaming facility                                    | N | N | N | N | N | N | N |
| Theater  | L | L | Y | Y | Y | Y | Y |
| Convention and ex                                  | N | N | S | S | S | S | S |
| Marina   | Y | Y | Y | Y | Y | Y | Y |
| Outdoor racing fac                                 | N | N | N | N | N | N | N |
| Adult enterta                                      | N | N | N | N | S | S | N |
| <b>STORAGE, RECYCLING AND WHOLESALE TRADE USES</b> |   |   |   |   |   |   |   |
| Recycling collectio                                | S | S | S | S | S | S | S |

|  |   |   |   |   |   |   |   |
|--|---|---|---|---|---|---|---|
| Recycling center                       | N | N | N | N | N | N | N |
| Mixed-waste processing                 | N | N | N | N | N | N | N |
| Material reclamation                   | N | N | N | N | N | N | N |
| Salvage operation                      | N | N | N | N | N | N | S |
| Salvage operation                      | N | N | N | N | N | N | N |
| Wholesale and distribution             | S | S | L | L | L | L | Y |
| Wholesale and distribution             | N | N | S | S | S | S | S |
| <b>Storage Facilities</b>              |   |   |   |   |   |   |   |
| Indoor                                 | S | S | L | L | L | L | Y |
| Outdoor                                | N | N | S | S | S | S | S |
| Hazardous material                     | N | N | N | N | N | N | N |
| <b>TRANSPORTATION USES</b>             |   |   |   |   |   |   |   |
| Ambulance service                      | N | N | S | S | Y | Y | S |
| Ground transportation                  | N | N | S | S | S | S | L |
| Passenger terminal                     | N | N | Y | Y | Y | Y | Y |
| Helicopter landing                     | N | N | S | S | S | S | S |
| Airport                                | N | N | N | N | N | N | N |
| Ship terminal or dock                  | N | N | N | N | N | N | N |
| Truck freight terminal                 | N | N | N | N | N | N | N |
| Railroad switching                     | N | N | N | N | N | N | N |
| <b>INDUSTRIAL USES</b>                 |   |   |   |   |   |   |   |
| Manufacturing, light                   | N | N | L | L | L | L | L |
| Manufacturing, heavy                   | N | N | N | N | N | N | N |
| Manufacturing, intermediate            | N | N | N | N | N | N | N |
| Research and development               | N | N | S | S | S | S | S |
| Processing or recycling                | N | N | N | N | N | N | N |
| Contractor's shop                      | N | N | L | L | L | L | L |
| Contractor's yard                      | N | N | S | S | S | S | S |
| <b>AGRICULTURAL USES</b>               |   |   |   |   |   |   |   |
| Plant nursery or greenhouse            | S | S | S | S | S | S | S |
| Raising of crops or livestock          | S | S | S | S | S | S | S |
| <b>UTILITY AND PUBLIC SERVICE USES</b> |   |   |   |   |   |   |   |
| Broadcasting or recording              | N | N | Y | Y | Y | Y | Y |
| Transmission tower                     | L | L | L | L | L | L | L |
| Water treatment plant                  | S | S | Y | Y | Y | Y | Y |
| Sewage treatment                       | N | N | N | N | N | N | N |
| Power generation                       | N | N | N | N | N | N | N |
| >> Y Y Y Y Y Y Y <<                    |   |   |   |   |   |   |   |
| Substation/distribution                | S | S | S | S | S | S | S |

|                       |   |   |   |   |   |   |   |
|-----------------------|---|---|---|---|---|---|---|
| Substation/distribu   | L | L | L | L | L | L | L |
| <b>TEMPORARY USES</b> |   |   |   |   |   |   |   |
| Seasonal market       | L | L | L | L | L | L | L |
| Temporary real est    | L | L | L | L | L | L | L |
| Concrete/batch pla    | L | L | L | L | L | L | L |
| Live entertainment    | L | L | L | L | L | L | L |

Part 12. Table 295-703-1 of the code is amended to read:

| <b>Table 295-703-1 DOWNTOWN DISTRICTS USE TABLE</b> |     |     |           |     |     |                         |     |     |
|---|-----|-----|-----------|-----|-----|-------------------------|-----|-----|
| Y = Permitted Use                                   |     |     | L = Limit |     |     | <b>Zoning Districts</b> |     |     |
| <b>Uses</b>   | C9A | C9B | C9C       | C9D | C9E | C9F                     | C9G | C9H |
| <b>RESIDENTIAL USES</b>                             |     |     |           |     |     |                         |     |     |
| Single-fam  | Y   | Y   | L         | L   | L   | L                       | L   | N   |
| Two-family  | Y   | Y   | L         | L   | L   | L                       | L   | N   |
| Multi-family  | Y   | Y   | L         | L   | L   | L                       | L   | N   |
| Attached s  | Y   | Y   | L         | L   | L   | L                       | L   | N   |
| Live-work u   | Y   | Y   | L         | L   | L   | L                       | L   | S   |
| Mobile hon  | N   | N   | N         | N   | N   | N                       | N   | N   |
| Watchman  | N   | N   | N         | N   | N   | N                       | N   | Y   |
| Family day  | L   | L   | L         | L   | L   | L                       | L   | N   |
| <b>GROUP RESIDENTIAL USES</b>                       |     |     |           |     |     |                         |     |     |
| Rooming h   | S   | S   | S         | S   | S   | S                       | S   | N   |
| Convent, r  | Y   | Y   | Y         | Y   | Y   | Y                       | Y   | N   |
| Dormitory   | S   | S   | S         | S   | S   | S                       | S   | N   |
| Fraternity c  | S   | S   | S         | S   | S   | S                       | S   | N   |
| Adult family  | L   | L   | L         | L   | L   | L                       | L   | N   |
| <i>Foster Hom</i>                                   |     |     |           |     |     |                         |     |     |
| Foster fa   | Y   | Y   | Y         | Y   | Y   | Y                       | Y   | N   |
| Small fos   | L   | L   | L         | L   | L   | L                       | L   | N   |
| Group hc  | L   | L   | L         | L   | L   | L                       | L   | N   |
| <i>Shelter Ca</i>                                   |     |     |           |     |     |                         |     |     |
| Family st   | Y   | Y   | Y         | Y   | Y   | Y                       | Y   | N   |
| Small gr  | L   | L   | L         | L   | L   | L                       | L   | N   |
| Large gr  | S   | S   | S         | S   | S   | S                       | S   | N   |
| Community   | L   | L   | L         | L   | L   | L                       | L   | N   |
| Transitiona   | S   | S   | S         | S   | S   | S                       | S   | N   |
| <b>EDUCATIONAL USES</b>                             |     |     |           |     |     |                         |     |     |
| Day care c  | S   | S   | S         | S   | S   | S                       | S   | S   |

|   |   |   |   |   |   |   |   |   |
|---|---|---|---|---|---|---|---|---|
| School, ele                                   | Y | Y | Y | Y | S | Y | Y | S |
| College                                       | S | S | S | Y | S | S | Y | Y |
| School, pe                                    | S | Y | Y | S | S | S | Y | S |
| <b>COMMUNITY-SERVING USES</b>                 |   |   |   |   |   |   |   |   |
| Library                                       | Y | Y | Y | Y | S | Y | Y | N |
| Cultural ins                                  | L | L | Y | Y | S | Y | Y | N |
| Community                                     | S | S | S | S | S | S | S | S |
| Religious a                                   | Y | Y | Y | Y | L | Y | L | N |
| Cemetery                                      | N | N | N | N | N | N | N | N |
| Public safe                                   | Y | Y | Y | Y | Y | Y | Y | Y |
| Correction                                    | N | N | N | S | N | N | N | N |
| <b>COMMERCIAL AND OFFICE USES</b>             |   |   |   |   |   |   |   |   |
| General off                                   | L | Y | Y | Y | L | Y | Y | Y |
| Government                                    | L | Y | Y | Y | L | Y | Y | Y |
| Bank or oth                                   | L | Y | Y | Y | Y | Y | Y | N |
| Currency e                                    | N | S | S | S | S | S | S | S |
| Installment                                   | N | S | S | S | S | S | S | S |
| Cash-for-g                                    | N | S | S | S | S | S | S | S |
| Pawn shop                                     | N | S | S | S | S | S | S | S |
| Retail esta                                   | L | Y | Y | S | Y | Y | Y | S |
| Garden sup                                    | N | N | N | N | N | N | S | S |
| Home impr                                     | N | N | N | N | N | N | N | S |
| Secondhar                                     | N | S | S | N | S | S | Y | S |
| Outdoor m                                     | S | S | S | N | S | S | Y | S |
| Artist studi                                  | L | Y | Y | N | L | L | Y | S |
| Adult retail                                  | N | N | N | N | N | N | S | S |
| <b>HEALTH CARE AND SOCIAL ASSISTANCE USES</b> |   |   |   |   |   |   |   |   |
| Medical off                                   | L | Y | Y | Y | L | Y | Y | Y |
| Health clini                                  | S | S | S | S | L | Y | Y | N |
| Hospital                                      | S | S | S | S | N | S | S | N |
| Medical res                                   | N | S | S | S | S | Y | Y | Y |
| Medical se                                    | N | N | N | N | S | S | S | S |
| Social serv                                   | S | S | S | S | S | S | S | S |
| Emergency                                     | N | S | S | S | N | N | S | N |
| Nursing ho                                    | S | S | S | N | N | N | N | N |
| <b>GENERAL SERVICE USES</b>                   |   |   |   |   |   |   |   |   |
| Personal s                                    | L | Y | Y | S | Y | Y | Y | N |
| Business s                                    | S | Y | Y | Y | L | Y | Y | Y |
| Building m                                    | N | S | S | N | L | Y | Y | Y |

|  |   |   |   |   |   |   |   |   |
|--|---|---|---|---|---|---|---|---|
| Catering se                                | L | S | S | N | N | N | Y | Y |
| Funeral ho                                 | N | S | S | N | N | N | Y | N |
| Laundroma                                  | S | Y | Y | N | S | Y | Y | N |
| Dry cleanin                                | L | Y | Y | Y | Y | Y | Y | N |
| Furniture a                                | N | S | S | N | S | S | S | S |
| Household                                  | N | Y | Y | N | Y | N | Y | Y |
| Tool/equip                                 | N | S | S | N | S | N | S | S |
| <i>Animal Ser</i>                          |   |   |   |   |   |   |   |   |
| Animal h                                   | N | N | S | N | S | S | S | S |
| Animal b                                   | N | N | N | N | N | N | N | N |
| Animal g                                   | N | N | S | N | S | S | S | S |
| <b>MOTOR VEHICLE USES</b>                  |   |   |   |   |   |   |   |   |
| <i>Light Moto</i>                          |   |   |   |   |   |   |   |   |
| Sales fac                                  | N | N | N | N | N | N | S | Y |
| Rental fa                                  | N | L | L | L | L | L | L | L |
| Repair fa                                  | N | S | S | N | S | S | S | S |
| Body shd                                   | N | N | N | N | N | N | N | S |
| Outdoor                                    | N | N | N | N | N | N | N | S |
| Wholesa                                    | N | L | L | N | L | L | L | L |
| <i>Heavy Mot</i>                           |   |   |   |   |   |   |   |   |
| Sales fac                                  | N | N | N | N | N | N | N | S |
| Rental fa                                  | N | N | N | N | N | N | S | S |
| Repair fa                                  | N | N | N | N | N | N | N | S |
| Body shd                                   | N | N | N | N | N | N | N | S |
| Outdoor                                    | N | N | N | N | N | N | N | S |
| <i>General M</i>                           |   |   |   |   |   |   |   |   |
| Filling sta                                | N | S | S | S | S | S | S | S |
| Car wash                                   | N | S | S | S | S | S | S | S |
| Drive-thr                                  | N | S | S | S | S | S | S | S |
| <i>Parking</i>                             |   |   |   |   |   |   |   |   |
| Parking l                                  | S | S | S | L | S | S | L | S |
| Parking l                                  | L | S | S | L | S | S | L | S |
| Parking s                                  | S | S | L | S | L | L | S | S |
| #  | L | L | L | L | L | L | L | L |
| Heavy m                                    | N | N | S | S | S | S | S | Y |
| Heavy m                                    | S | S | S | S | S | S | S | Y |
| <b>ACCOMMODATION AND FOOD SERVICE USES</b> |   |   |   |   |   |   |   |   |
| Bed and br                                 | S | Y | Y | N | L | L | Y | N |
| Hotel, com                                 | S | Y | Y | Y | Y | Y | Y | N |

|  |   |   |   |   |   |   |   |   |
|--|---|---|---|---|---|---|---|---|
| Hotel, resid                                 | Y | Y | Y | N | Y | Y | Y | N |
| Tavern                                       | S | Y | Y | Y | Y | Y | Y | Y |
| Assembly H                                   | S | S | Y | Y | L | Y | Y | Y |
| Restaurant                                   | L | Y | Y | Y | Y | Y | Y | Y |
| Restaurant                                   | L | L | L | L | L | L | L | L |
| <b>ENTERTAINMENT AND RECREATION USES</b>     |   |   |   |   |   |   |   |   |
| Park or pla                                  | Y | Y | Y | Y | Y | Y | Y | Y |
| Festival gro                                 | N | N | N | N | N | N | N | N |
| Recreation                                   | S | S | Y | Y | Y | Y | Y | Y |
| Recreation                                   | N | S | S | S | N | N | S | S |
| Health club                                  | L | L | Y | Y | L | Y | Y | Y |
| Sports faci                                  | S | S | Y | Y | Y | Y | Y | Y |
| Gaming fac                                   | S | S | S | S | S | S | S | S |
| Theater                                      | N | Y | Y | Y | Y | Y | Y | Y |
| Convention                                   | N | N | N | Y | Y | Y | Y | N |
| Marina                                       | N | Y | Y | Y | Y | Y | Y | Y |
| Outdoor ra                                   | N | N | N | N | N | N | N | N |
| Adult enter                                  | N | N | N | N | N | N | S | S |
| <b>STORAGE, RECYCLING AND WHOLESALE TRAD</b> |   |   |   |   |   |   |   |   |
| Recycling                                    | N | S | S | N | N | N | S | S |
| Mixed-was                                    | N | N | N | N | N | N | N | N |
| Material re                                  | N | N | N | N | N | N | N | N |
| Salvage op                                   | N | N | N | N | N | N | N | N |
| Salvage op                                   | N | N | N | N | N | N | N | N |
| Wholesale                                    | N | S | S | N | N | S | Y | Y |
| Wholesale                                    | N | N | N | N | N | N | N | N |
| <i>Storage Fa</i>                            |   |   |   |   |   |   |   |   |
| Indoor                                       | N | S | S | N | N | S | Y | Y |
| Outdoor                                      | N | N | N | N | N | N | N | N |
| Hazardou                                     | N | N | N | N | N | N | N | N |
| <b>TRANSPORTATION USES</b>                   |   |   |   |   |   |   |   |   |
| Ambulance                                    | N | N | N | N | N | N | S | S |
| Ground tra                                   | N | N | N | N | N | N | S | Y |
| Passenger                                    | S | S | S | S | S | S | Y | Y |
| Helicopter                                   | N | S | S | S | S | S | S | S |
| Airport                                      | N | N | N | N | N | N | N | N |
| Ship termin                                  | N | N | N | N | N | N | Y | Y |
| Truck freig                                  | N | N | N | N | N | N | N | N |
| Railroad su                                  | N | N | N | N | N | N | Y | Y |

| Use                                    | IO1 | IO2 | IL1 | IL2 | IM | IH | IS | IT |
|--|-----|-----|-----|-----|----|----|----|----|
| <b>INDUSTRIAL USES</b>                 |     |     |     |     |    |    |    |    |
| Manufacturing                          | N   | L   | L   | N   | L  | L  | Y  | Y  |
| Manufacturing                          | N   | N   | N   | N   | N  | N  | N  | N  |
| Manufacturing                          | N   | N   | N   | N   | N  | N  | N  | N  |
| Research and development               | N   | Y   | Y   | N   | Y  | Y  | Y  | Y  |
| Processing                             | N   | N   | N   | N   | N  | N  | N  | N  |
| Contractor                             | N   | N   | N   | N   | N  | N  | S  | Y  |
| Contractor                             | N   | N   | N   | N   | N  | N  | S  | Y  |
| <b>AGRICULTURAL USES</b>               |     |     |     |     |    |    |    |    |
| Plant nursery                          | N   | N   | N   | N   | N  | N  | N  | S  |
| Raising of animals                     | N   | N   | N   | N   | N  | N  | N  | N  |
| <b>UTILITY AND PUBLIC SERVICE USES</b> |     |     |     |     |    |    |    |    |
| Broadcasting                           | N   | Y   | Y   | Y   | L  | Y  | Y  | Y  |
| Transmission                           | L   | L   | L   | L   | L  | L  | L  | L  |
| Water treatment                        | S   | S   | S   | S   | S  | S  | S  | S  |
| Sewage treatment                       | S   | S   | S   | S   | S  | S  | S  | S  |
| Power generation                       | N   | N   | N   | N   | N  | N  | N  | N  |
| >>Small wireless                       | Y   | Y   | Y   | Y   | Y  | Y  | Y  | Y  |
| Substation                             | S   | S   | S   | S   | S  | S  | S  | Y  |
| Substation                             | L   | L   | L   | L   | L  | L  | L  | Y  |
| <b>TEMPORARY USES</b>                  |     |     |     |     |    |    |    |    |
| Seasonal recreation                    | L   | L   | L   | L   | L  | L  | L  | L  |
| Temporary                              | L   | L   | L   | L   | L  | L  | L  | L  |
| Concrete/brick                         | L   | L   | L   | L   | L  | L  | L  | L  |
| Live entertainment                     | L   | L   | L   | L   | L  | L  | L  | L  |

Part 13. Table 295-803-1 of the code is amended to read:

| <b>Table 295-803-1 INDUSTRIAL DISTRICTS USE TABLE</b> |                         |          |    |    |
|---|-------------------------|----------|----|----|
| Y = Permitted Use<br>Prohibited Use                   | <b>Zoning Districts</b> |          |    |    |
| <b>Uses</b>   | IO1/<br>IO2             | IL1/ IL2 | IM | IH |
| <b>RESIDENTIAL USES</b>                               |                         |          |    |    |
| Single-family dwelling                                | N                       | N        | Y  | N  |
| Two-family dwelling                                   | N                       | N        | Y  | N  |
| Multi-family dwelling                                 | N                       | N        | Y  | N  |
| Attached single-family                                | N                       | N        | Y  | N  |
| Live-work unit  | N                       | N        | Y  | N  |
| Mobile home   | N                       | N        | N  | N  |
| Watchman/service quarters                             | Y                       | Y        | Y  | Y  |

|                                   |   |   |   |   |
|-----------------------------------|---|---|---|---|
| Family day care hom               | N | N | Y | N |
| <b>GROUP RESIDENTIAL USES</b>     |   |   |   |   |
| Rooming house                     | N | N | S | N |
| Convent, rectory or m             | N | N | Y | N |
| Dormitory                         | N | N | S | N |
| Fraternity or sorority            | N | N | S | N |
| Adult family home                 | N | N | L | N |
| <i>Foster Homes</i>               |   |   |   |   |
| Foster family home                | N | N | Y | N |
| Small foster home                 | N | N | L | N |
| Group home or gro                 | N | N | L | N |
| <i>Shelter Care Facilitie</i>     |   |   |   |   |
| Family shelter care               | N | N | Y | N |
| Small group shelter               | N | N | L | N |
| Large group shelter               | N | N | S | N |
| Community living arra             | N | N | L | N |
| Transitional living fac           | N | N | S | N |
| <b>EDUCATIONAL USES</b>           |   |   |   |   |
| Day care center                   | S | S | L | S |
| School, elementary o              | N | N | Y | N |
| College                           | S | S | S | N |
| School, personal inst             | S | S | S | N |
| <b>COMMUNITY-SERVING USES</b>     |   |   |   |   |
| Library                           | N | N | Y | N |
| Cultural institution              | N | N | L | N |
| Community center                  | N | N | S | N |
| Religious assembly                | N | N | S | N |
| Cemetery or other pla             | N | N | N | N |
| Public safety facility            | Y | Y | Y | Y |
| Correctional facility             | N | N | N | N |
| <b>COMMERCIAL AND OFFICE USES</b> |   |   |   |   |
| General office                    | Y | Y | Y | L |
| Government office                 | Y | Y | Y | L |
| Bank or other financi             | S | S | Y | N |
| Currency exchange, i              | N | N | S | N |
| Installment loan ager             | N | N | S | N |
| Cash-for-gold busine              | N | N | S | N |
| Pawn shop                         | N | N | S | N |
| Retail establishment,             | N | N | Y | N |



|  |   |   |   |   |
|--|---|---|---|---|
| Garden supply or lan                     | N | Y | Y | N |
| Home improvement d                       | N | Y | Y | N |
| Secondhand store                         | N | N | S | N |
| Outdoor merchandise                      | N | N | L | N |
| Artist studio                            | N | Y | Y | N |
| Adult retail establishm                  | N | N | S | N |
| <b>HEALTH CARE AND SOCIAL ASSISTANCE</b> |   |   |   |   |
| Medical office                           | S | N | S | N |
| Health clinic                            | L | N | S | N |
| Hospital                                 | N | N | N | N |
| Medical research lab                     | Y | Y | Y | N |
| Medical service facilit                  | N | S | N | N |
| Social service facility                  | N | S | S | N |
| Emergency residential                    | N | N | N | N |
| Nursing home                             | N | N | N | N |
| <b>GENERAL SERVICE USES</b>              |   |   |   |   |
| Personal service                         | N | N | Y | N |
| Business service                         | Y | S | Y | N |
| Building maintenance                     | S | Y | S | N |
| Catering service                         | S | Y | Y | N |
| Funeral home                             | N | N | N | N |
| Laundromat                               | N | N | Y | N |
| Dry cleaning establish                   | N | N | Y | N |
| Furniture and applian                    | N | N | Y | N |
| Household maintenanc                     | N | Y | Y | N |
| Tool/equipment renta                     | N | Y | Y | N |
| <i>Animal Services</i>                   |   |   |   |   |
| Animal hospital/clin                     | N | Y | L | Y |
| Animal boarding fac                      | N | Y | L | Y |
| Animal grooming o                        | N | Y | L | Y |
| <b>MOTOR VEHICLE USES</b>                |   |   |   |   |
| <i>Light Motor Vehicle</i>               |   |   |   |   |
| Sales facility                           | L | S | S | S |
| Rental facility                          | L | S | S | S |
| Repair facility                          | L | S | S | L |
| Body shop                                | L | S | S | L |
| Outdoor storage                          | L | Y | S | Y |
| Wholesale facility                       | Y | Y | Y | Y |
| <i>Heavy Motor Vehicle</i>               |   |   |   |   |

|  |   |   |   |   |
|--|---|---|---|---|
| Sales facility                                     | L | Y | S | Y |
| Rental facility                                    | L | Y | S | Y |
| Repair facility                                    | L | L | S | L |
| Body shop  | L | L | S | L |
| Outdoor storage                                    | L | S | S | Y |
| <i>General Motor Vehicle</i>                       |   |   |   |   |
| Filling station                                    | S | S | S | S |
| Car wash   | S | S | S | S |
| Drive-through facility                             | S | S | S | S |
| <i>Parking</i>                                     |   |   |   |   |
| Parking lot, principal                             | Y | Y | L | Y |
| Parking lot, access                                | Y | Y | L | Y |
| Parking structure, principal                       | Y | Y | L | Y |
| Parking structure, access                          | Y | Y | L | Y |
| Heavy motor vehicle                                | S | L | L | Y |
| Heavy motor vehicle                                | Y | Y | Y | Y |
| <b>ACCOMODATION AND FOOD SERVICE USES</b>          |   |   |   |   |
| Bed and breakfast                                  | N | N | Y | N |
| Hotel, commercial                                  | L | N | Y | N |
| Hotel, residential                                 | N | N | Y | N |
| Tavern   | L | L | Y | L |
| Assembly hall                                      | S | S | S | N |
| Restaurant, sit-down                               | L | L | Y | L |
| Restaurant, fast-food                              | L | L | L | L |
| <b>ENTERTAINMENT AND RECREATION USES</b>           |   |   |   |   |
| Park or playground                                 | S | S | S | S |
| Festival grounds                                   | N | N | N | N |
| Recreation facility, indoor                        | N | S | S | N |
| Recreation facility, outdoor                       | N | N | S | N |
| Health club  | L | L | Y | N |
| Sports facility                                    | N | S | S | N |
| Gaming facility                                    | N | S | N | N |
| Theater  | N | N | Y | N |
| Convention and expo                                | S | N | S | N |
| Marina   | Y | Y | Y | Y |
| Outdoor racing facility                            | N | N | N | S |
| Adult entertainment                                | N | N | N | N |
| <b>STORAGE, RECYCLING AND WHOLESALE TRADE USES</b> |   |   |   |   |
| Recycling collection                               | S | Y | S | Y |

|  |   |   |   |     |
|--|---|---|---|-----|
| Mixed-waste process                    | N | L | S | L   |
| Material reclamation                   | N | N | N | L   |
| Salvage operation, in                  | L | L | L | L   |
| Salvage operation, out                 | N | S | S | S   |
| Wholesale and distrib                  | Y | Y | Y | Y   |
| Wholesale and distrib                  | S | Y | S | Y   |
| <b>Storage Facilities</b>              |   |   |   |     |
| Indoor                                 | Y | Y | Y | Y   |
| Outdoor                                | N | Y | S | Y   |
| Hazardous material                     | N | N | N | S   |
| <b>TRANSPORTATION USES</b>             |   |   |   |     |
| Ambulance service                      | Y | Y | S | Y   |
| Ground transportation                  | S | Y | S | Y   |
| Passenger terminal                     | Y | Y | Y | Y   |
| Helicopter landing fac                 | S | S | S | S   |
| Airport                                | N | Y | N | N   |
| Ship terminal or dock                  | N | Y | N | Y   |
| Truck freight terminal                 | N | S | S | L   |
| Railroad switching, cl                 | N | Y | Y | Y   |
| <b>INDUSTRIAL USES</b>                 |   |   |   |     |
| Manufacturing, light                   | Y | Y | Y | Y   |
| Manufacturing, heavy                   | N | S | S | Y   |
| Manufacturing, intens                  | N | N | N | S   |
| Research and develop                   | Y | Y | Y | Y   |
| Processing or recyclin                 | N | N | N | S   |
| Contractor's shop                      | Y | Y | Y | Y   |
| Contractor's yard                      | S | Y | Y | Y   |
| <b>AGRICULTURAL USES</b>               |   |   |   |     |
| Plant nursery or gree                  | Y | Y | Y | Y   |
| Raising of crops or liv                | Y | Y | Y | Y   |
| <b>UTILITY AND PUBLIC SERVICE USES</b> |   |   |   |     |
| Broadcasting or recor                  | Y | S | Y | S   |
| Transmission tower                     | L | L | L | L   |
| Water treatment plan                   | Y | Y | Y | Y   |
| Sewerage treatment                     | N | Y | N | Y   |
| Power generation pla                   | N | S | N | Y   |
| >>Small wind energy                    | Y | Y | Y | Y<< |
| Substation/distributio                 | S | Y | S | Y   |

|                          |   |   |   |   |
|--------------------------|---|---|---|---|
| Substation/distribution  | L | Y | L | Y |
| <b>TEMPORARY USES</b>    |   |   |   |   |
| Seasonal market          | L | L | L | L |
| Temporary real estate    | L | L | L | L |
| Concrete/batch plant     | L | L | L | L |
| Live entertainment space | L | L | L | L |

Part 14. Table 295-903-2-a of the code is amended to read:

| <b>Table 295-903-2-a PARKS DISTRICT USE TABLE</b> |                        |
|---|------------------------|
| Y = Permitted Use<br>Prohibited Use               | L = Limited Use S =    |
| <b>Uses</b>                                       | <b>Zoning District</b> |
|   | PK                     |
| <b>RESIDENTIAL USES</b>                           |                        |
| Single-family dwelling                            | N                      |
| Two-family dwelling                               | N                      |
| Multi-family dwelling                             | 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                      |
| Transitional living facility                      | 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 | 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 center                        | 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 |
| <b>GENERAL SERVICE USES</b>                    |   |
| Personal service                               | N |
| Business service                               | N |
| Building maintenance 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 |
| 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>ACCOMODATION AND FOOD SERVICE USES</b>      |   |
| Bed and breakfast                              | N |
| Hotel, commercial                              | N |

|  |   |
|--|---|
| Hotel, residential                                 | N |
| Tavern   | N |
| Assembly hall                                      | L |
| Restaurant, sit-down                               | L |
| Restaurant, fast-food/carry-out                    | L |
| <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 |
| Adult entertainment establishment                  | 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 |
| 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 | N |

| Industrial Uses                            |     |
|--|-----|
| 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   |
| Agricultural Uses                          |     |
| Plant nursery or greenhouse                | L   |
| Raising of crops or livestock              | Y   |
| Utility and Public Service Uses            |     |
| 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<< |
| Substation/distribution equipment, indoor  | S   |
| Substation/distribution equipment, outdoor | L   |
| Temporary Uses                             |     |
| Seasonal market                            | L   |
| Temporary real estate sales office         | N   |
| Concrete/batch plant, temporary            | L   |
| Live entertainment special event           | L   |

Part 15. Table 295-905-2-a of the code is amended to read:

| Table 295-905-2-a INSTITUTIONAL DISTRICT USE TABLE                            |                 |
|---|-----------------|
| Y = Permitted Use<br>L = Limited Use<br>S = Substituted<br>P = Prohibited Use | Zoning District |
| Uses  | TL              |
| RESIDENTIAL USES  |                 |
| Single-family dwelling  | N               |
| Two-family dwelling   | N               |
| Multi-family dwelling   | N               |
| 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 |
| Transitional living facility                   | S |
| <b>EDUCATIONAL USES</b>                        |   |
| Day care center                                | L |
| School, elementary or secondary                | Y |
| College  | Y |
| School, personal 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 | 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 |
| <b>GENERAL SERVICE USES</b>                |   |
| Personal service                           | L |
| Business service                           | L |
| Building maintenance service               | S |
| Catering service                           | S |
| 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 |
| 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>ACCOMODATION AND FOOD SERVICE USES</b>          |   |
| Bed and breakfast                                  | S |
| Hotel, commercial                                  | N |
| Hotel, residential                                 | N |
| Tavern   | N |
| Assembly hall                                      | S |
| Restaurant, sit-down                               | Y |
| Restaurant, fast-food/carry-out                    | L |
| <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 |
| Adult entertainment establishment                  | N |
| <b>STORAGE, RECYCLING AND WHOLESALE TRADE USES</b> |   |
| Recycling collection facility                      | S |

|  |     |
|--|-----|
| Recycling collection facility                      | Y   |
| 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   |
| <b>Storage Facilities</b>                          |     |
| Indoor   | 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 | N   |
| <b>INDUSTRIAL USES</b>                             |     |
| 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 crops or livestock                      | S   |
| <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<< |
| Substation/distribution equipment, indoor          | Y   |
| Substation/distribution equipment, outdoor         | I   |

|  |   |
|--|---|
| 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 16. Table 295-1015-3-a of the code is amended to read:

| <b>Table 295-1015-3-a LAKEFRONT OVERLAY ZONE USE TABLE</b> |                     |
|--|---------------------|
| Y = Permitted Use L = Limited Use S = Spec                 | <b>Overlay Zone</b> |
| <b>Uses</b>  | <b>LF</b>           |
| <b>EDUCATIONAL USES</b>                                    |                     |
| Day care center  | L                   |
| <b>COMMUNITY-SERVING USES</b>                              |                     |
| Library  | Y                   |
| Cultural institution                                       | Y                   |
| Community center   | L                   |
| <b>COMMERCIAL AND OFFICE USES</b>                          |                     |
| General office   | S                   |
| Government office  | Y                   |
| Retail establishment, general                              | L                   |
| <b>MOTOR VEHICLE USES</b>                                  |                     |
| Parking lot, principal use                                 | S                   |
| Parking lot, accessory use                                 | Y                   |
| Parking structure, principal use                           | S                   |
| Parking structure, accessory use                           | S                   |
| <b>ACCOMMODATION AND FOOD SERVICE USES</b>                 |                     |
| Bed and breakfast  | S                   |
| Tavern   | S                   |
| Assembly hall  | L                   |
| Restaurant, sit-down                                       | L                   |
| Restaurant, fast-food/carry-out                            | L                   |
| <b>ENTERTAINMENT AND RECREATION USES</b>                   |                     |
| Park or playground   | Y                   |
| Festival grounds   | Y                   |
| Recreation facility, indoor                                | S                   |
| Recreation facility, outdoor                               | S                   |
| Theater  | S                   |

|  |     |
|--|-----|
| Marina                                     | L   |
| <b>TRANSPORTATION USES</b>                 |     |
| Passenger terminal                         | Y   |
| Helicopter landing facility                | S   |
| Ship terminal or docking facility          | S   |
| <b>UTILITY AND PUBLIC SERVICE USES</b>     |     |
| Transmission tower                         | L   |
| Water treatment plant                      | Y   |
| >>Small wind energy system                 | Y<< |
| Substation/distribution equipment, indoor  | S   |
| Substation/distribution equipment, outdoor | L   |
| <b>TEMPORARY USES</b>                      |     |
| Seasonal market                            | L   |
| Live entertainment special event           | L   |

APPROVED AS TO FORM

Legislative Reference Bureau

Date: \_\_\_\_\_

IT IS OUR OPINION THAT THE ORDINANCE  
IS LEGAL AND ENFORCEABLE

Office of the City Attorney

Date: \_\_\_\_\_

LRB125933-4

Jeffrey D. Osterman

04/19/2011

Technical Correction-tb-5-17-11