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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:

Table 295-403-2-a NUMBER OF PARKING SPACES REQUIRED, BY USE	
Uses	No. of Parking Spaces Required
RESIDENTIAL USES	
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
GROUP RESIDENTIAL USES	
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
EDUCATIONAL USES	
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
COMMUNITY-SERVING USES	
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
COMMERCIAL AND OFFICE USES	
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 nd 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
HEALTH CARE AND SOCIAL ASSISTANCE USES	
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
GENERAL SERVICE USES	
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
MOTOR VEHICLE USES	
<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.
ACCOMODATION AND FOOD SERVICE USES	
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
ENTERTAINMENT AND RECREATION USES	
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
STORAGE, RECYCLING AND WHOLESALE TRADE USES	
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
TRANSPORTATION USES	
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
INDUSTRIAL USES	
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
AGRICULTURAL USES	
Plant nursery or greenhouse	none
Raising of crops or livestock	none
UTILITY AND PUBLIC SERVICE USES	
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
TEMPORARY USES	
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

Y = Perm Zoning Districts

Uses	RS1-RS5	RS6	RT1-RT3	RT4	RM1-RM2	RM3-RM7	RO1	R
RESIDENTIAL USES								
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
GROUP RESIDENTIAL USES								
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
EDUCATIONAL USES								
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
COMMUNITY-SERVING USES								
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
COMMERCIAL AND OFFICE USES								
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	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
HEALTH CARE AND SOCIAL ASSISTANCE USES								
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 center	N	N	N	N	N	N	N	N
Social service center	N	N	N	S	N	S	S	S
Emergency residential facility	N	N	N	N	S	S	S	S
Nursing home	N	S	N	S	S	S	S	S
GENERAL SERVICE USES								
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
MOTOR VEHICLE USES								
Light Motor Vehicle								
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
Heavy Motor Vehicle								
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
General Motor Vehicle								
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
Parking								
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
ACCOMMODATION AND FOOD SERVICE USES								
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
ENTERTAINMENT AND RECREATION USES								
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
RESIDENTIAL USES							
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
GROUP RESIDENTIAL USES							
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
EDUCATIONAL USES							
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
COMMUNITY-SERVING USES							
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
COMMERCIAL AND OFFICE USES							
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
HEALTH CARE AND SOCIAL ASSISTANCE USES							
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
GENERAL SERVICE USES							
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
MOTOR VEHICLE USES							
<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
ACCOMMODATION AND FOOD SERVICE USES							
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
ENTERTAINMENT AND RECREATION USES							
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
STORAGE, RECYCLING AND WHOLESALE TRADE USES							
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
Storage Facilities							
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
TRANSPORTATION USES							
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
INDUSTRIAL USES							
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
AGRICULTURAL USES							
Plant nursery or greenhouse	S	S	S	S	S	S	S
Raising of crops or livestock	S	S	S	S	S	S	S
UTILITY AND PUBLIC SERVICE USES							
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 <<							
Substation/distribution	S	S	S	S	S	S	S

Substation/distribu	L	L	L	L	L	L	L
TEMPORARY USES							
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:

Table 295-703-1 DOWNTOWN DISTRICTS USE TABLE								
Y = Permitted Use			L = Limited Use			Zoning Districts		
Uses	C9A	C9B	C9C	C9D	C9E	C9F	C9G	C9H
RESIDENTIAL USES								
Single-family	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 single	Y	Y	L	L	L	L	L	N
Live-work unit	Y	Y	L	L	L	L	L	S
Mobile home	N	N	N	N	N	N	N	N
Watchman	N	N	N	N	N	N	N	Y
Family day care	L	L	L	L	L	L	L	N
GROUP RESIDENTIAL USES								
Rooming house	S	S	S	S	S	S	S	N
Convent, residence	Y	Y	Y	Y	Y	Y	Y	N
Dormitory	S	S	S	S	S	S	S	N
Fraternity or sorority	S	S	S	S	S	S	S	N
Adult family care	L	L	L	L	L	L	L	N
Foster Home								
Foster family	Y	Y	Y	Y	Y	Y	Y	N
Small foster care	L	L	L	L	L	L	L	N
Group home	L	L	L	L	L	L	L	N
Shelter Care								
Family shelter	Y	Y	Y	Y	Y	Y	Y	N
Small group care	L	L	L	L	L	L	L	N
Large group care	S	S	S	S	S	S	S	N
Community care	L	L	L	L	L	L	L	N
Transitional care	S	S	S	S	S	S	S	N
EDUCATIONAL USES								
Day care center	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
COMMUNITY-SERVING USES								
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
COMMERCIAL AND OFFICE USES								
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
HEALTH CARE AND SOCIAL ASSISTANCE USES								
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
GENERAL SERVICE USES								
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
MOTOR VEHICLE USES								
<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	L
Heavy m	N	N	S	S	S	S	S	Y
Heavy m	S	S	S	S	S	S	S	Y
ACCOMMODATION AND FOOD SERVICE USES								
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
ENTERTAINMENT AND RECREATION USES								
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
STORAGE, RECYCLING AND WHOLESALE TRAD								
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
TRANSPORTATION USES								
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

Industrial Use	IO1	IO2	IL1	IL2	IM	IH	IS	IT
INDUSTRIAL USES								
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
AGRICULTURAL USES								
Plant nursery	N	N	N	N	N	N	N	S
Raising of animals	N	N	N	N	N	N	N	N
UTILITY AND PUBLIC SERVICE USES								
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
TEMPORARY USES								
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:

Table 295-803-1 INDUSTRIAL DISTRICTS USE TABLE				
Y = Permitted Use Prohibited Use	Zoning Districts			
Uses	IO1/ IO2	IL1/ IL2	IM	IH
RESIDENTIAL USES				
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
GROUP RESIDENTIAL USES				
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
EDUCATIONAL USES				
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
COMMUNITY-SERVING USES				
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
COMMERCIAL AND OFFICE USES				
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
HEALTH CARE AND SOCIAL ASSISTANCE				
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
GENERAL SERVICE USES				
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
MOTOR VEHICLE USES				
<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, accessory	Y	Y	L	Y
Parking structure, principal	Y	Y	L	Y
Parking structure, accessory	Y	Y	L	Y
Heavy motor vehicle	S	L	L	Y
Heavy motor vehicle	Y	Y	Y	Y
ACCOMODATION AND FOOD SERVICE USES				
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
ENTERTAINMENT AND RECREATION USES				
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
STORAGE, RECYCLING AND WHOLESALE TRADE USES				
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, o	N	S	S	S
Wholesale and distrib	Y	Y	Y	Y
Wholesale and distrib	S	Y	S	Y
Storage Facilities				
Indoor	Y	Y	Y	Y
Outdoor	N	Y	S	Y
Hazardous material	N	N	N	S
TRANSPORTATION USES				
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
INDUSTRIAL USES				
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
AGRICULTURAL USES				
Plant nursery or gree	Y	Y	Y	Y
Raising of crops or liv	Y	Y	Y	Y
UTILITY AND PUBLIC SERVICE USES				
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
TEMPORARY USES				
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:

Table 295-903-2-a PARKS DISTRICT USE TABLE	
Y = Permitted Use Prohibited Use	L = Limited Use S =
Uses	Zoning District
	PK
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	N
Family day care home	N
GROUP RESIDENTIAL USES	
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
EDUCATIONAL USES	
Day care center	L

School, elementary or secondary	Y
College	Y
School, personal instruction	S
COMMUNITY-SERVING USES	
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
COMMERCIAL AND OFFICE USES	
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
HEALTH CARE AND SOCIAL ASSISTANCE	
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
GENERAL SERVICE USES	
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
MOTOR VEHICLE USES	
<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
ACCOMODATION AND FOOD SERVICE USES	
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
ENTERTAINMENT AND RECREATION USES	
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
STORAGE, RECYCLING AND WHOLESALE TRADE USES	
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
TRANSPORTATION USES	
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

Railroad switching, classification yard or freight	
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 Prohibited Use	L = Limited Use S = 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
GROUP RESIDENTIAL USES	
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
EDUCATIONAL USES	
Day care center	L
School, elementary or secondary	Y
College	Y
School, personal instruction	Y
COMMUNITY-SERVING USES	
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
COMMERCIAL AND OFFICE USES	
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
HEALTH CARE AND SOCIAL ASSISTANCE	
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
GENERAL SERVICE USES	
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
MOTOR VEHICLE USES	
<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
ACCOMODATION AND FOOD SERVICE USES	
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
ENTERTAINMENT AND RECREATION USES	
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
STORAGE, RECYCLING AND WHOLESALE TRADE USES	
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
Storage Facilities	
Indoor	N
Outdoor	N
Hazardous materials	N
TRANSPORTATION USES	
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
INDUSTRIAL USES	
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
AGRICULTURAL USES	
Plant nursery or greenhouse	S
Raising of crops or livestock	S
UTILITY AND PUBLIC SERVICE USES	
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
TEMPORARY USES	
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:

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

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