



Legislation Details (With Text)

File #: 121382 **Version:** 2

Type: Ordinance **Status:** Passed

File created: 2/5/2013 **In control:** COMMON COUNCIL

On agenda: **Final action:** 5/13/2014

Effective date:

Title: A substitute ordinance relating to zoning regulations for the raising of crops or livestock.

Sponsors: ALD. BOHL, ALD. WITKOWSKI, ALD. KOVAC, ALD. BAUMAN

Indexes: AGRICULTURE, ZONING

Attachments: 1. 121382 - Substitute 2 Full Text, 2. 121382 - Substitute 1 Full Text, 3. Urban Agriculture Zoning Changes Presentation 5-6-14, 4. Proposed Substitute C, 5. Proposed Substitute B, 6. Urban Agriculture Zoning Changes Presentation 4-21-14, 7. 121382 - Full Text, 8. Proposed Substitute A, 9. City Plan Commission Letter, 10. Review from Zoning Code Technical Committee, 11. Urban Agriculture Zoning Updates Presentation 4-16-14, 12. Motion by Ald. Perez, 13. ZCTC Hearing Notice List 2-20-13, 14. Notice Published on 4-19-13 and 4-26-13, 15. Notice Published on 6-28-13 and 7-5-13, 16. Notice Published on 3-21-14 and 3-28-14, 17. Hearing Notice List 4-15-14, 18. Hearing Notice List 4-21-14, 19. Hearing Notice List 5-6-14, 20. Notice Published on 5-30-14

Date	Ver.	Action By	Action	Result	Tally
2/5/2013	0	COMMON COUNCIL	ASSIGNED TO		
2/6/2013	0	ZONING CODE TECHNICAL COMMITTEE	HEARING NOTICES SENT		
2/6/2013	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	REFERRED TO		
2/6/2013	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	REFERRED TO		
4/19/2013	0	CITY CLERK	PUBLISHED		
6/28/2013	0	CITY CLERK	PUBLISHED		
7/10/2013	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
7/10/2013	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
7/11/2013	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
7/11/2013	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
7/11/2013	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
7/11/2013	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
7/11/2013	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
7/15/2013	0	CITY PLAN COMMISSION	HELD IN COMMITTEE	Pass	5:0
3/21/2014	0	CITY CLERK	PUBLISHED		
4/7/2014	0	CITY PLAN COMMISSION	RECOMMENDED FOR PASSAGE AND	Pass	6:0

4/9/2014	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	ASSIGNED HEARING NOTICES SENT		
4/9/2014	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
4/9/2014	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
4/9/2014	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
4/11/2014	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
4/15/2014	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	AMENDED	Pass	5:0
4/15/2014	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HELD TO CALL OF THE CHAIR	Pass	5:0
4/15/2014	0	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	SUBSTITUTED	Pass	5:0
4/15/2014	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
4/15/2014	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
4/21/2014	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HELD TO CALL OF THE CHAIR	Pass	5:0
4/30/2014	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
4/30/2014	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	HEARING NOTICES SENT		
5/6/2014	2	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	5:0
5/6/2014	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	SUBSTITUTED	Pass	5:0
5/13/2014	2	COMMON COUNCIL	PASSED	Pass	15:0
5/22/2014	2	MAYOR	SIGNED		
5/30/2014	2	CITY CLERK	PUBLISHED		

121382 SUBSTITUTE 2

ALD. BOHL, WITKOWSKI, KOVAC AND BAUMAN

A substitute ordinance relating to zoning regulations for the raising of crops or livestock.

200-33-5-f rn

200-33-5-f cr

200-33-8.5-a-10 cr

200-42-2-a am

200-57 cr

275-81-5-b am

295-201-106 cr

295-201-112 cr

295-201-282 cr

295-201-312.5 cr

295-201-473 rc

295-203-14-b rc
295-203-14-c cr
295-203-14-d cr
295-403-2-a (table) am
295-423 cr
295-503-1 (table) am
295-503-2-r rn
295-503-2-r cr
295-503-2-s rn
295-503-2-t rn
295-503-2-u rn
295-503-2-v rn
295-503-2-w rn
295-503-2-x rn
295-505-3-b am
295-505-3-p rn
295-505-3-p cr
295-603-1 (table) am
295-703-1 (table) am
295-803-1 (table) am
295-803-2-cc rn
295-803-2-cc cr
295-803-2-dd rn
295-803-2-ee rn
295-803-2-ff rn
295-803-2-gg rn
295-803-2-hh rn
295-903-2-a (table) am
295-903-2-b-6 rn
295-903-2-b-6 cr
295-903-2-b-7 rn
295-903-2-b-8 rn
295-903-2-b-9 rn
295-903-2-b-10 rn
295-905-2-a (table) am

This ordinance clarifies the city's zoning regulations for agricultural and agriculture-related land uses. Specifically, the ordinance:

1. Defines the terms “raising of livestock,” “community garden” and “commercial farming establishment” and specifies the use classification (i.e., permitted use, special use, etc.) of these uses in the various zoning districts.
2. Requires the operator of a community garden to obtain a community garden permit from the commissioner of city development or the commissioner's designee.
3. Permits an accessory building on a residentially-zoned lot not containing a principal building, provided the principal use of the lot is the raising of livestock, a community garden or a commercial farming enterprise. Presently, accessory buildings are prohibited on lots that do not contain principal buildings.

4. Provides that if the principal use of a residentially-zoned lot is the raising of livestock, a community garden or a commercial farming establishment, the maximum total lot coverage for all accessory structures shall be the maximum lot coverage for principal buildings in the zoning district in which the lot is located.

5. Defines 2 types of agricultural accessory structures - "large agricultural structures" and "hoop" houses and, together with a third types of agricultural accessory structure ("shed"), specifies the maximum number of agricultural accessory structures and maximum lot coverage by agricultural accessory structures for residentially-zones lots.

6. Establishes minimum setbacks and maximum heights for the 3 types of agricultural accessory structures.

Please refer to attachment titled "121382 - Substitute 2 Full Text".

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:_____

LRB144255-5
Jeff Osterman
04/30/2014