



Legislation Text

File #: 150534, **Version:** 2

150534 SUBSTITUTE 2

THE CHAIR

A substitute ordinance relating to various provisions of the zoning code.

295-405-1-a (table) am
295-407-9-a am
295-501-2-b am
295-503-1 (table) am
295-503-2-j-0 am
295-503-2-j-1 am
295-503-2-p-1 am
295-503-2-q rn
295-503-2-q cr
295-503-2-r rn
295-503-2-s rn
295-503-2-t rn
295-503-2-u rn
295-503-2-v rn
295-503-2-w rn
295-503-2-x rn
295-503-2-y rn
295-505-2-f (table) am
295-603-1 (table) am
295-603-2-o rn
295-603-2-o cr
295-603-2-p rn
295-603-2-q rn
295-603-2-r rn
295-603-2-s rn
295-603-2-t rn
295-603-2-u rn
295-603-2-u cr
295-603-2-v rn
295-603-2-w rn
295-603-2-x rn
295-603-2-y rn
295-603-2-z rn
295-603-2-aa rn
295-603-2-bb rn
295-605-2 (table) am

295-703-1 (table)	am
295-703-2-g	rc
295-703-2-p	rn
295-703-2-p	cr
295-703-2-q	rn
295-703-2-q	cr
295-703-2-r	rn
295-703-2-s	rn
295-703-2-t	rn
295-703-2-u	rn
295-703-2-v	rn
295-703-2-w	rn
295-703-2-x	rn
295-803-1 (table)	am
295-803-2-g	am
295-803-2-z	rn
295-803-2-z	cr
295-803-2-aa	rn
295-803-2-bb	rn
295-803-2-cc	rn
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
295-803-2-ii	rn
295-803-2-jj	rn
295-803-2-kk	rn
295-803-2-LL	rn
295-803-2-mm	rn
295-803-2-nn	rn
295-803-2-oo	rn
295-803-2-pp	rn
295-903-2-b-2	am
295-905-2-a (table)	am
295-905-2-b-7	rn
295-905-2-b-7	cr
295-905-2-b-8	rn
295-905-2-b-9	rn
295-905-2-b-10	rn
295-905-2-b-11	rn
295-905-2-b-12	rn
295-905-2-b-13	rn

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

1. Various land uses that are currently classified as prohibited uses in the RT3 (two-family residential) zoning district are reclassified as limited uses, with the limited use standards being the standards that are currently applied to these uses in the RT4 (two-family residential) zoning district,

namely that the structure to be occupied was constructed prior to October 1, 2002, was originally designed and intended to be occupied in whole or in part by a non-residential use, and has been occupied by such non-residential use within the past 12 months.

2. Certain regulations for uncovered wheelchair ramps and lifts are repealed to make the zoning code compliant with the Americans with Disabilities Act and State of Wisconsin regulations for adult family homes.

3. The use classification of an assembly hall in an IO1 or IO2 (industrial-office) zoning district, or in an IL1 or IL2 (industrial-light) zoning district, is changed from special use to prohibited use.

4. In zoning districts where an assembly hall is currently classified as a special use, the use classification is changed to limited use. The limited use standards are:

a. The use shall be located on the premises of, and accessory to, a restaurant or tavern.

b. The use shall operate within the business hours of the restaurant or tavern to which it is accessory.

c. The restaurant or tavern to which the use is accessory holds all licenses necessary to facilitate events in the assembly hall, including but not limited to food dealer, alcohol beverage or public entertainment premises licenses.

5. Feather signs are prohibited.

6. The perimeter landscaping and edge-treatment requirements for uses in the industrial-commercial zoning district shall be the same as the requirements for uses in the industrial-mixed zoning district.

7. The use classification of a micro alcohol beverage production facility in the LB1, LB2 and LB3 (local business), RB1 and RB2 (regional shopping), and C9B, C9C, C9D, C9E and C9F zoning districts is changed from prohibited use to limited use, with the limited use standards being that annual production of fermented malt beverages shall not exceed 5,000 barrels, annual production of vinous spirits shall not exceed 50,000 gallons, and production of distilled spirits shall be prohibited.

8. The use classification of an artist studio in an IO1 or IO2 (industrial-office) zoning district, or in an IH (industrial-heavy) zoning district, is changed from prohibited use to permitted use.

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

Part 1. Table 295-405-1-a of the code is amended to read:

Table 295-405-1-a PERIMETER LANDSCAPING AND EDGE TREATMENT REQUIREMENTS BY USE AND ZONING DISTRICT
Key: required - this is the minimum landscaping/edge treatment requirement for this land use in the specified zoning district allowed - this landscaping/treatment type may be used as an alternative to the "required" type for this land use in the specified zoning district not permitted - this landscaping/edge treatment type cannot be used for this particular use in the specified zoning district use not permitted - this land use is not permitted in this zoning district therefore, no required landscaping type is specified

Type of Use:	Light Motor Vehicle Parking; Vehicle Operating Area			Motor Vehicle Sales Lot	Heavy Motor Vehicle Parking; Storage Yards; Contractors' Yards; Outdoor Salvage Operations			Mechanical Equipment, etc.	Lt. Motor Veh. Parking Next to Res. Use
	Type A	Type B	Type C	Type D	Type E	Type F	Type I	Type G	Type H
Zoning District:									
NS2, LB2, RB2	not permitted	required	allowed	required	not permitted	required	allowed*	required	required
LB3	not permitted	required**	allowed	required	not permitted	required	allowed*	required	required
NS1, LB1, RB1, CS	Required	allowed	not permitted	required	required	allowed	allowed*	required	required
C9A-C9H	not permitted	required	allowed	use not permitted	not permitted	required	allowed*	required	required
IM >>, IC<<	not permitted	required	allowed	required	not permitted	required	allowed*	required	required
IO2, IL2	not permitted	required	allowed	required	required	allowed	allowed*	required	required
IO1, IL1	Required	allowed	allowed	required	required	allowed	allowed*	required	required
IH	Required	allowed	allowed	required	not permitted	required	allowed*	required	required
PK, TL	Required	allowed	allowed	use not permitted	use not permitted	use not permitted	use not permitted	required	required
RM5-RM7, RO2	not permitted	required	allowed	use not permitted	use not permitted	use not permitted	use not permitted	required	required
RT3-RT4, RM3-RM4	not permitted	required	allowed	use not permitted	use not permitted	use not permitted	use not permitted	required	required
RS1-RS6, RT1-RT2, RM1-RM2, RO1	Required	allowed	not permitted	use not permitted	use not permitted	use not permitted	use not permitted	required	required
*Not permitted for outdoor storage (except heavy motor vehicle outdoor storage) or outdoor salvage operations. **Masonry piers required, per table 295-1-c.									

Part 2. Section 295-407-9-a of the code is amended to read:

295-407. Signs.

9. PROHIBITED SIGNS.

a. Animated signs, including pennants, streamers, roof-mounted balloons >>, feather signs<< and other inflatable objects, unless part of a master sign program.

Part 3. Section 295-501-2-b of the code is amended to read:

295-501. Purposes.

2. TWO-FAMILY RESIDENTIAL DISTRICTS.

b. RT3 District. The purpose of the RT3 district is to promote, preserve and protect neighborhoods intended primarily for two-family dwellings with a traditional urban character. This district, much like the RT4 district, allows smaller lots, smaller setbacks and a higher lot coverage than the RT1 and

RT2 districts. ~~[[Unlike the RT4 district, this district does not allow traditional corner commercial establishments. Nor does it]]~~ >>However, it does not<< allow the establishment of new ~~[[,small]]~~ multi-family buildings. The neighborhoods in this district were platted and developed, in large part, in the early 1900s and tend to be more uniform than those of the RT4 district.

Part 4. Table 295-503-1 of the code is amended to read:

Table 295-503-1 RESIDENTIAL DISTRICTS USE TABLE								
Zoning Districts								
Uses	R S1 - R S5	RS 6	[[RT1- RT3]] >> RT1- RT2 <<	>>RT <<	RT4	RM 1- RM 2	RM3- RM7	RO1 RO 2
RESIDENTIAL USES								
Single	Y	Y	Y	>>Y<Y	Y	Y	Y	Y
Two-f	L	L	Y	>>Y<Y	Y	Y	Y	Y
Multi-	N	N	L	>>L<L	Y	Y	Y	Y
Perm	N	N	N	>>N<N	Y	Y	Y	Y
Trans	N	N	N	>>N<S	S	S	S	S
Attac	N	N	L	>>L<L	Y	Y	Y	Y
Live-i	N	N	N	>>L<L	L	L	Y	Y
Mobil	N	N	N	>>N<N	N	N	N	N
Watc	N	N	N	>>N<N	N	N	N	N
Famil	L	L	L	>>L<L	L	L	L	L
GROUP RESIDENTIAL USES								
Room	N	N	N	>>N<S	S	S	S	S
Conv	Y	Y	Y	>>Y<Y	Y	Y	Y	Y
Dorm	N	N	N	>>N<S	S	S	S	S
Frate	N	N	N	>>N<S	S	S	S	S
Adult	L	L	L	>>L<L	L	L	L	L
Foste								
Fos	Y	Y	Y	>>Y<Y	Y	Y	Y	Y
Sm	L	L	L	>>L<L	L	L	L	L
Gro	L	L	L	>>L<L	L	L	L	L
Shelt								
Fan	Y	Y	Y	>>Y<Y	Y	Y	Y	Y
Sm	L	L	L	>>L<L	L	L	L	L
Lar	N	N	N	>>N<S	S	S	S	S

Comr	L	L	L	>>L<	L	L	L	L
EDUCATIONAL USES								
Day c	L	L	L	>>L<	L	L	L	L
Scho	Y	Y	Y	>>Y<	Y	Y	Y	Y
Colle	N	N	N	>>N<	S	S	Y	Y
Scho	N	L	N	>>L<	N	L	Y	Y
COMMUNITY-SERVING USES								
Librai	Y	Y	Y	>>Y<	Y	Y	Y	Y
Cultu	N	L	N	>>L<	L	L	L	L
Comr	N	S	N	>>N<	S	S	S	S
Religi	Y	Y	Y	>>Y<	Y	Y	Y	Y
Ceme	N	N	N	>>N<	N	N	N	N
Public	Y	Y	Y	>>Y<	Y	Y	Y	Y
Corre	N	N	N	>>N<	N	N	N	N
COMMERCIAL AND OFFICE USES								
Gene	N	L	N	>>L<	N	L	Y	Y
Gove	N	L	N	>>L<	N	L	Y	Y
Bank	N	L	N	>>L<	N	L	Y	Y
Curre	N	N	N	>>N<	N	N	N	N
Instal	N	N	N	>>N<	N	N	N	N
Cash	N	N	N	>>N<	N	N	N	N
Pawn	N	N	N	>>N<	N	N	N	N
Retail	N	L	N	>>L<	N	L	L	L
Garden	N	N	N	>>N<	N	N	N	N
Home	N	N	N	>>N<	N	N	N	N
Seco	N	N	N	>>N<	N	N	S	S
Outdo	N	N	N	>>N<	N	N	N	N
Artist	N	L	N	>>L<	N	L	Y	Y
Adult	N	N	N	>>N<	N	N	N	N
HEALTH CARE AND SOCIAL ASSISTANCE USES								
Medic	N	L	N	>>L<	N	L	Y	Y
Healt	N	N	N	>>N<	N	S	S	S
Hosp	N	N	N	>>N<	N	N	N	N
Medic	N	N	N	>>N<	N	N	N	N
Medic	N	N	N	>>N<	N	N	N	N
Social	N	N	N	>>N<	S	S	S	S
Emer	N	N	N	>>N<	S	S	S	S
Nursi	N	S	N	>>N<	S	S	S	S

GENERAL SERVICE USES									
Personnel	N	L	N	>>L<	L	N	L	Y	Y
Business	N	S	N	>>L<	S	N	S	L	L
Building	N	N	N	>>N<	N	N	N	N	N
Catering	N	L	N	>>L<	L	N	L	L	L
Funeral	N	L	N	>>L<	L	N	L	Y	Y
Laundry	N	N	N	>>L<	N	N	N	L	L
Dry cleaning	N	L	N	>>L<	L	N	L	L	L
Furniture	N	N	N	>>N<	N	N	N	N	N
Household	N	N	N	>>N<	N	N	N	N	N
Tools/Equipment	N	N	N	>>N<	N	N	N	N	N
Animal Services									
Animal Care	N	N	N	>>N<	N	N	N	N	N
Animal Training	N	N	N	>>N<	N	N	N	N	N
Animal Grooming	N	N	N	>>N<	N	N	N	N	N
MOTOR VEHICLE USES									
Light Vehicles									
Salvage	N	N	N	>>N<	N	N	N	N	N
Rentals	N	N	N	>>N<	N	N	N	N	N
Repairs	N	N	N	>>N<	N	N	N	N	N
Bodies	N	N	N	>>N<	N	N	N	N	N
Outlets	N	N	N	>>N<	N	N	N	N	N
Wholesale	N	N	N	>>N<	N	N	N	N	N
Heavy Vehicles									
Salvage	N	N	N	>>N<	N	N	N	N	N
Rentals	N	N	N	>>N<	N	N	N	N	N
Repairs	N	N	N	>>N<	N	N	N	N	N
Bodies	N	N	N	>>N<	N	N	N	N	N
Outlets	N	N	N	>>N<	N	N	N	N	N
General Services									
Filling	N	N	N	>>N<	N	N	N	N	N
Car Wash	N	N	N	>>N<	N	N	N	N	N
Driving	N	N	N	>>N<	N	N	N	N	N
Parking									
Permitting	N	S	N	>>N<	S	S	S	S	S
Permitting	Y	L	Y	>>Y<	L	Y	L	Y	L
Permitting	N	N	N	>>N<	N	S	S	S	S
Permitting	N	N	N	>>N<	Y	Y	Y	Y	L

Head	N	N	N	>>N<N	N	N	N	N
Head	N	N	N	>>N<N	N	N	N	N
ACCOMMODATION AND FOOD SERVICE USES								
Bed & S	L	L	L	>>L<L	L	L	Y	Y
Hotel	N	N	N	>>N<N	N	N	N	S
Hotel	N	N	N	>>N<N	N	N	N	Y
Tavern	N	L	N	>>L<L	N	L	N	S
Brew	N	N	N	>>N<N	N	N	N	N
Asses	N	N	N	>>N<N	N	N	N	[[S]] >>L<<
Restau	N	L	N	>>L<L	N	L	Y	Y
Restau	N	L	N	>>L<L	N	L	L	L
ENTERTAINMENT AND RECREATION USES								
Park	Y	Y	Y	>>Y<Y	Y	Y	Y	Y
Festiv	N	N	N	>>N<N	N	N	N	N
Recre	N	N	N	>>N<N	N	N	S	S
Recre	N	N	N	>>N<N	N	N	N	N
Health	N	N	N	>>N<N	N	N	Y	Y
Sport	N	N	N	>>N<N	N	N	N	N
Gami	N	N	N	>>N<N	N	N	N	N
Theat	N	N	N	>>N<N	N	N	L	L
Conv	N	N	N	>>N<N	N	N	N	N
Marin	N	N	N	>>N<N	N	N	N	N
Outdo	N	N	N	>>N<N	N	N	N	N
STORAGE, RECYCLING AND WHOLESALE TRADE USES								
Recyl	N	N	N	>>N<N	N	N	S	S
Mixed	N	N	N	>>N<N	N	N	N	N
Mater	N	N	N	>>N<N	N	N	N	N
Salva	N	N	N	>>N<N	N	N	N	N
Salva	N	N	N	>>N<N	N	N	N	N
Whol	N	N	N	>>N<N	N	N	N	N
Whol	N	N	N	>>N<N	N	N	N	N
Stora								
Inde	N	N	N	>>N<N	N	N	N	N
Out	N	N	N	>>N<N	N	N	N	N
Haz	N	N	N	>>N<N	N	N	N	N
TRANSPORTATION USES								
Ambu	N	N	N	>>N<N	N	N	N	N
Grout	N	N	N	>>N<N	N	N	N	N

Passenger	N	N	N	>>N<N	N	N	N	N
Helicopter	N	N	N	>>N<N	N	N	N	N
Airport	N	N	N	>>N<N	N	N	N	N
Ship	N	N	N	>>N<N	N	N	N	N
Truck	N	N	N	>>N<N	N	N	N	N
Railroad	N	N	N	>>N<N	N	N	N	N
INDUSTRIAL USES								
Alcohol	N	N	N	>>N<N	N	N	N	N
Alcohol	N	N	N	>>N<N	N	N	N	N
Food	N	N	N	>>N<N	N	N	N	N
Manufacturing	N	N	N	>>N<N	N	N	N	N
Manufacturing	N	N	N	>>N<N	N	N	N	N
Manufacturing	N	N	N	>>N<N	N	N	N	N
Research	N	N	N	>>N<N	N	N	N	N
Processing	N	N	N	>>N<N	N	N	N	N
Contract	N	N	N	>>N<N	N	N	N	N
Contract	N	N	N	>>N<N	N	N	N	N
AGRICULTURAL USES								
Plant	Y	Y	Y	>>Y<Y	Y	Y	Y	Y
Raising	L	L	L	>>L<L	L	L	L	L
Commercial	Y	Y	Y	>>Y<Y	Y	Y	Y	Y
Commercial	S	S	S	>>S<S	S	S	S	S
UTILITY AND PUBLIC SERVICE USES								
Broadband	N	N	N	>>N<N	N	N	N	N
Transmission	L	L	L	>>L<L	L	L	L	L
Water	S	S	S	>>S<S	S	S	S	S
Sewer	N	N	N	>>N<N	N	N	N	N
Power	N	N	N	>>N<N	N	N	N	N
Small	L	L	L	>>L<L	L	L	L	L
Solar	Y	Y	Y	>>Y<Y	Y	Y	Y	Y
Substation	S	S	S	>>S<S	S	S	S	S
Substation	L	L	L	>>L<L	L	L	L	L
TEMPORARY USES								
Seasonal	L	L	L	>>L<L	L	L	L	L
Temporary	L	L	L	>>L<L	L	L	L	L
Concession	L	L	L	>>L<L	L	L	L	L
Live	L	L	L	>>L<L	L	L	L	L

Part 5. Section 295-503-2-j-0 and 1 of the code is amended to read:

295-503. Uses.

2. LIMITED USE STANDARDS.

j. ~~[[Specialty or]]~~ Personal Instruction School, General Office, Government Office, Bank or Other Financial Institution, General Retail Establishment, Artist Studio, Medical Office, Personal Service, Business Service, Catering Service, Funeral Home, Laundromat, Dry Cleaning Establishment, Sit-down Restaurant or Fast-food/Carry-out Restaurant.

j-1. In the RS6, >>RT3<< RT4 and RM3 to RM7 districts, the structure to be occupied was constructed prior to October 1, 2002, was originally designed and intended to be occupied in whole or in part by a non-residential use, and has been occupied by such non-residential use within the past 12 months. If the structure meets the first 2 of these standards, but not the third, the use shall be classified as a special use. If the structure does not meet either the first or second of these standards, the use shall be classified as a prohibited use. Any enlargement of the structure or area devoted to the non-residential use shall require special use approval by the board.

Part 6. Section 295-503-2-p-1 of the code is amended to read:

p. Tavern. p-1. In the RS6, >>RT3,<< RT4 and RM3 to RM7 districts, the structure to be occupied was constructed prior to October 1, 2002, was originally designed and intended to be occupied in whole or in part by a non-residential use, and has been occupied by such non-residential use within the past 12 months. If the structure meets the first 2 of these standards, but not the third, a tavern shall be classified as a special use. If the structure does not meet either the first or second of these standards, a tavern shall be classified as a prohibited use. Any enlargement of the structure or area devoted to the non-residential use shall require special use approval by the board.

Part 7. Section 295-503-2-q to y of the code is renumbered 295-503-2-r to z.

Part 8. Section 295-503-2-q of the code is created to read:

q. Assembly Hall. q-1. The use shall be located on the premises of, and accessory to, a restaurant or tavern.

q-2. The use shall operate within the business hours of the restaurant or tavern to which it is accessory.

q-3. The restaurant or tavern to which the use is accessory holds all licenses necessary to facilitate events in the assembly hall, including but not limited to food dealer, alcohol beverage or public entertainment premises licenses.

Part 9. Table 295-505-2-f of the code is amended to read:

Table 295-505-2-f PRINCIPAL BUILDING INTRUSIONS INTO SETBACK AREAS				
Type of Intrusion	Front or Rear Street Setback	Side Street Setback	Side Setback	Rear Setback

Porch	Shall not encroach into required setbacks; however, stairs leading to a porch may encroach.	Shall not encroach into required setbacks; however, stairs leading to a porch may encroach.	Up to 4 ft.; however, the shall not be more than 6 or be closer than 3 ft. from side property line and shall open on all sides.	Shall not encroach into required setback; however, to a porch may encroach.
Uncovered wheelchair ramp	Permitted in setback only if: [[4.- The commissioner determines that the lift cannot reasonably be built]] >>1.<< The ramp has skirting material to screen the areas beneath the ramp. [[3.-]] >>2.<< The ramp is in state of repair and maintenance. [[4.-]] >>3.<< Trees or shrubs displaced by the ramp shall be relocated so that they shall not intrude into the public right-of-way-]]			Permitted anywhere in rear setback area.
Uncovered wheelchair lift	Permitted in setback only if: 1. Skirting with a minimum height of 4 feet is provided. 2. The lift is equipped to prevent lowering obstructions. 3. The lift has skirting material which prevents obstructions to the movement of the chair.			
Planter	Permitted anywhere in a setback area, but shall not exceed 4 feet in height.			
Air-conditioning condenser	Not permitted unless set back at least 50 feet and screened.		Not permitted unless the adjacent lot is non-residential or unless any dwelling on the adjacent lot is at least 15 feet from the lot	Permitted anywhere in rear setback area.
Hood or awning	Up to 6 feet	Up to 6 feet	Up to 4 feet, but not closer than 2 feet from any property line.	
Eave	Up to 4 feet	Up to 4 feet	Up to 2 feet or one-half of required setback, whichever is less.	Up to 4 feet, but not closer than 2 feet from any property line.
Balcony	Up to 4 feet	Up to 4 feet	Not permitted	Up to 4 feet, but not closer than 2 feet from any property line.
Fire escape	Not permitted	Not permitted	Permitted only along a side property line facing an alley	Up to 6 feet, but not closer than 2 feet from any property line.
Bay window	Up to 6 feet in width and 30 inches in projection, but never closer than 18 inches from a side property line. Not more than one protrusions.			
Chimney	Up to 6 feet in width and 30 inches in projection, but never closer than 18 inches from a side property line.			

Part 10. Table 295-603-1 of the code is amended to read:

Table 295-603-1 COMMERCIAL DISTRICTS USE TABLE								
Y = Permitted Use	L = Limited	Zoning Districts						
Uses	NS1	NS2	LB1	LB2	LB3	RB1	RB2	CS
RESIDENTIAL USES								
Single-family dwelling	Y	Y	Y	Y	Y	Y	Y	Y
Two-family dwelling	Y	Y	Y	Y	Y	Y	Y	Y
Multi-family dwelling	Y	Y	Y	Y	Y	Y	Y	Y
Permanent supportive housing	Y	Y	Y	Y	Y	Y	Y	Y
Transitional housing	S	S	S	S	S	S	S	S
Attached single-family dwelling	Y	Y	Y	Y	Y	Y	Y	Y
Live-work unit	Y	Y	Y	Y	Y	Y	Y	Y
Mobile home	N	N	N	N	N	N	N	N
Watchman/service quarters	N	N	N	N	N	N	N	N
Family day care home	L	L	L	L	L	L	L	L
GROUP RESIDENTIAL USES								
Rooming house	S	S	S	S	S	S	S	S
Convent, rectory or monastery	Y	Y	Y	Y	Y	Y	Y	Y

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

Artist studio	Y	Y	Y	Y	Y	Y	Y	Y
Adult retail establishment	N	N	N	N	N	S	S	N
HEALTH CARE AND SOCIAL ASSISTANCE USES								
Medical office	Y	Y	Y	Y	Y	Y	Y	Y
Health clinic	S	S	S	S	S	S	S	S
Hospital	N	N	S	S	S	S	S	N
Medical research laboratory	N	N	S	S	S	S	Y	N
Medical service facility	N	N	S	S	S	S	S	N
Social service facility	S	S	S	S	S	S	S	S
Emergency residential shelter	S	S	S	S	S	S	S	S
Nursing home	S	S	Y	Y	Y	Y	Y	S
GENERAL SERVICE USES								
Personal service	Y	Y	Y	Y	Y	Y	Y	Y
Business service	Y	Y	Y	Y	Y	Y	Y	Y
Building maintenance service	N	N	S	S	S	Y	Y	Y
Catering service	Y	Y	Y	Y	Y	Y	Y	Y
Funeral home	Y	Y	Y	Y	Y	Y	Y	Y
Laundromat	Y	Y	Y	Y	Y	Y	Y	Y
Dry cleaning establishment	Y	Y	Y	Y	Y	Y	Y	Y
Furniture and appliance rental and lease	S	S	Y	Y	Y	Y	Y	S
Household maintenance and repair service	Y	Y	Y	Y	Y	Y	Y	Y
Tool/equipment rental facility	Y	Y	Y	Y	Y	Y	Y	Y
<i>Animal Services</i>								
Animal hospital/clinic	L	L	L	L	L	L	L	L
Animal boarding facility	L	L	L	L	L	L	L	L
Animal grooming or training facility	L	L	L	L	L	L	L	L
MOTOR VEHICLE USES								
<i>Light Motor Vehicle</i>								
Sales facility	N	N	S	S	S	Y	Y	S
Rental facility	L	L	L	L	L	Y	Y	Y
Repair facility	N	N	S	S	S	S	S	N
Body shop	N	N	S	S	S	S	S	N
Outdoor storage	N	N	S	S	S	S	S	N
Wholesale facility	L	L	L	L	L	L	L	L
<i>Heavy Motor Vehicle</i>								
Sales facility	N	N	S	S	S	S	S	N
Rental facility	N	N	S	S	S	S	S	N
Repair facility	N	N	N	N	N	S	S	N

Recycling collection facility	N	N	N	N	N	N	N	N
Mixed-waste processing facility	N	N	N	N	N	N	N	N
Material reclamation facility	N	N	N	N	N	N	N	N
Salvage operation, indoor	N	N	N	N	N	N	S	N
Salvage operation, outdoor	N	N	N	N	N	N	N	N
Wholesale and distribution facility, indoor	S	S	L	L	L	L	Y	S
Wholesale and distribution facility, outdoor	N	N	S	S	S	S	S	N
Storage Facilities								
Indoor	S	S	L	L	L	L	Y	S
Outdoor	N	N	S	S	S	S	S	N
Hazardous materials	N	N	N	N	N	N	N	N
TRANSPORTATION USES								
Ambulance service	N	N	S	S	S	Y	Y	S
Ground transportation service	N	N	S	S	S	S	L	N
Passenger terminal	N	N	Y	Y	Y	Y	Y	N
Helicopter landing facility	N	N	S	S	S	S	S	N
Airport	N	N	N	N	N	N	N	N
Ship terminal or docking facility	N	N	N	N	N	N	N	N
Truck freight terminal	N	N	N	N	N	N	N	N
Railroad switching, classification yard	N	N	N	N	N	N	N	N
INDUSTRIAL USES								
Alcohol beverage facility, large	N	N	[[S]] >> <<	[[S]] >> <<	[[N]] >> <<	[[S]] >> <<	[[S]] >> <<	Y
Alcohol beverage facility, large	N	N	N	N	N	N	N	N
Food processing	N	N	L	L	L	L	L	L
Manufacturing, light	N	N	L	L	L	L	L	N
Manufacturing, heavy	N	N	N	N	N	N	N	N
Manufacturing, intense	N	N	N	N	N	N	N	N
Research and development	N	N	S	S	S	S	S	N
Processing or recycling of mined materials	N	N	N	N	N	N	N	N
Contractor's shop	N	N	L	L	L	L	L	N
Contractor's yard	N	N	S	S	S	S	S	N
AGRICULTURAL USES								
Plant nursery or greenhouse	S	S	S	S	S	S	S	S
Raising of livestock	S	S	S	S	S	S	S	S
Community garden	S	S	S	S	S	S	S	S
Commercial farming enterprise	S	S	S	S	S	S	S	S
UTILITY AND PUBLIC SERVICE USES								
Broadcasting, recording studio	N	N	N	N	N	N	N	N

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

Part 11. Section 295-603-2-t to bb of the code is renumbered 295-503-2-v to dd.

Part 12. Section 295-603-2-o to s of the code is renumbered 295-603-2-p to t.

Part 13. Section 295-603-2-o of the code is created to read:

295-603. Uses.

2. LIMITED USE STANDARDS.

o. Assembly Hall. o-1. The use shall be located on the premises of, and accessory to, a restaurant or tavern.

o-2. The use shall operate within the business hours of the restaurant or tavern to which it is accessory.

o-3. The restaurant or tavern to which the use is accessory holds all licenses necessary to facilitate events in the assembly hall, including but not limited to food dealer, alcohol beverage or public entertainment premises licenses.

Part 14. Section 295-603-2-u of the code is created to read:

u. Alcohol Beverage Facility, Micro. u-1. Annual production of fermented malt beverages shall not exceed 5,000 barrels.

u-2. Annual production of vinous spirits shall not exceed 50,000 gallons.

u-3. No production of distilled spirits shall be permitted.

Part 15. Table 295-605-2 of the code is amended to read:

Table 295-605-2 PRINCIPAL BUILDING DESIGN STANDARDS								
<i>Design Standards for Non-residential and Multi-family Principal Buildings</i>								
	NS1	NS2	LB1	LB2	LB3	RB1	RB2	CS
Primary Street								
Front setback	average	none	average	none	none	average	none	none
Front setback	50	average	70	average	average	none	70	average
Secondary Street								
Side street setback	none	none	none	none	none	none	none	none
Side street setback	15	5	25	5	5	none	70	5
Rear street setback	none	none	none	none	none	none	none	none
Rear street setback	none	none	none	none	none	none	none	none
Side setback	none	none	none	none	none	none	none	none
Side setback	none	none	none	none	none	none	none	none
Rear setback	none	none	none	none	none	none	none	none
Rear setback	none	none	none	none	none	none	none	none
Lot area per dwelling	2,400	1,200	1,200	800	300	1,200	800	1,200
Lot area per dwelling minimum (sq. ft.) for a unit with 2 or more bedrooms	1,200; 2,400	600; 1,200	600; 1,200	400; 800 for a unit with 2 or more bedrooms	150; 300 for a unit with 2 or more bedrooms	600; 1,200	400; 800 for a unit with 2 or more bedrooms	600; 1,200
Lot area per tract	1,200	600	600	400	150	600	400	600
Height, minimum	none	18	none	18	30	none	24	none
Height, maximum	45	60	45	60	75	85	85	60
Minimum glass area	40%	60%	30%	60%	60%	20%	30%	[[40%]] >>30% <<
Minimum glass area	10%	15%	10%	15%	15%	10%	15%	[[5%]] >>10% <<
Minimum building coverage	none	30%	none	30%	75%	none	30%	none
Minimum building coverage	none	none	none	none	50%	none	None	none
Multiple principal entrances	yes	yes	yes	yes	yes	yes	Yes	yes
<i>Design Standards for Single-family and Two-family Dwellings</i>								
	NS1	NS2	LB1	LB2	LB3	RB1	RB2	CS
Refer to design district	RM1	RM4	RM2	RM5	RM5	RM2	RM5	RM4

Part 16. Table 295-703-1 of the code is amended to read:

Table 295-703-1 DOWNTOWN DISTRICTS USE TABLE									
Y = Permitted		Zoning Districts							
Uses	C9A	C9B	C9C	C9D	C9E	C9F	C9G	C9H	C9I
RESIDENTIAL USES									
Single-family	Y	Y	L	L	L	L	L	N	N
Two-family d	Y	Y	L	L	L	L	L	N	N
Multi-family	Y	Y	L	L	L	L	L	N	N
Permanent s	Y	Y	Y	Y	Y	Y	Y	N	N
Transitional	S	S	S	S	S	S	S	N	N
Attached sin	Y	Y	L	L	L	L	L	N	N
Live-work ur	Y	Y	L	L	L	L	L	S	S
Mobile home	N	N	N	N	N	N	N	N	N
Watchman/s	N	N	N	N	N	N	N	Y	Y
Family day c	L	L	L	L	L	L	L	N	N
GROUP RESIDENTIAL USES									
Rooming ho	S	S	S	S	S	S	S	N	N
Convent, rec	Y	Y	Y	Y	Y	Y	Y	N	N
Dormitory	S	S	S	S	S	S	S	N	N
Fraternity or	S	S	S	S	S	S	S	N	N
Adult family	L	L	L	L	L	L	L	N	N
<i>Foster Home</i>									
Foster fam	Y	Y	Y	Y	Y	Y	Y	N	N
Small foste	L	L	L	L	L	L	L	N	N
Group hon	L	L	L	L	L	L	L	N	N
<i>Shelter Care</i>									
Family she	Y	Y	Y	Y	Y	Y	Y	N	N
Small grou	L	L	L	L	L	L	L	N	N
Large grou	S	S	S	S	S	S	S	N	N
Community	L	L	L	L	L	L	L	N	N
EDUCATIONAL USES									
Day care ce	S	S	S	S	S	S	S	S	S
School, elen	Y	Y	Y	Y	S	Y	Y	S	S
College	S	S	S	Y	S	S	Y	Y	Y
School, pers	S	Y	Y	S	S	S	Y	S	S
COMMUNITY-SERVING USES									
Library	Y	Y	Y	Y	S	Y	Y	N	N

Cultural insti	L	L	Y	Y	S	Y	Y	N
Community	S	S	S	S	S	S	S	S
Religious as	Y	Y	Y	Y	L	Y	L	N
Cemetery or	N	N	N	N	N	N	N	N
Public safety	Y	Y	Y	Y	Y	Y	Y	Y
Correctional	N	N	N	S	N	N	N	N
COMMERCIAL AND OFFICE USES								
General offi	L	Y	Y	Y	L	Y	Y	Y
Government	L	Y	Y	Y	L	Y	Y	Y
Bank or othe	L	Y	Y	Y	Y	Y	Y	N
Currency ex	N	S	S	S	S	S	S	S
Installment	N	S	S	S	S	S	S	S
Cash-for-gol	N	S	S	S	S	S	S	S
Pawn shop	N	S	S	S	S	S	S	S
Retail establ	L	Y	Y	S	Y	Y	Y	S
Garden supp	N	N	N	N	N	N	S	S
Home impro	N	N	N	N	N	N	N	S
Secondhand	N	S	S	N	S	S	Y	S
Outdoor me	S	S	S	N	S	S	Y	S
Artist studio	L	Y	Y	N	L	L	Y	S
Adult retail e	N	N	N	N	N	N	S	S
HEALTH CARE AND SOCIAL ASSISTANCE USES								
Medical offi	L	Y	Y	Y	L	Y	Y	Y
Health clinic	S	S	S	S	L	Y	Y	N
Hospital	S	S	S	S	N	S	S	N
Medical rese	N	S	S	S	S	Y	Y	Y
Medical serv	N	N	N	N	S	S	S	S
Social servic	S	S	S	S	S	S	S	S
Emergency	N	S	S	S	N	N	S	N
Nursing hom	S	S	S	N	N	N	N	N
GENERAL SERVICE USES								
Personal sel	L	Y	Y	S	Y	Y	Y	N
Business se	S	Y	Y	Y	L	Y	Y	Y
Building mai	N	S	S	N	L	Y	Y	Y
Catering ser	L	S	S	N	N	N	Y	Y
Funeral hom	N	S	S	N	N	N	Y	N
Laundromat	S	Y	Y	N	S	Y	Y	N
Dry cleaning	L	Y	Y	Y	Y	Y	Y	N

Furniture and	N	S	S	N	S	S	S	S
Household	N	Y	Y	N	Y	N	Y	Y
Tool/equipment	N	S	S	N	S	N	S	S
Animal Services								
Animal hospital	N	N	S	N	S	S	S	S
Animal boarding	N	N	N	N	N	N	N	N
Animal grooming	N	N	S	N	S	S	S	S
MOTOR VEHICLE USES								
Light Motor								
Sales facility	N	N	N	N	N	N	S	Y
Rental facility	N	L	L	L	L	L	L	L
Repair facility	N	S	S	N	S	S	S	S
Body shop	N	N	N	N	N	N	N	S
Outdoor storage	N	N	N	N	N	N	N	S
Wholesale	N	L	L	N	L	L	L	L
Heavy Motor								
Sales facility	N	N	N	N	N	N	N	S
Rental facility	N	N	N	N	N	N	S	S
Repair facility	N	N	N	N	N	N	N	S
Body shop	N	N	N	N	N	N	N	S
Outdoor storage	N	N	N	N	N	N	N	S
General Motor								
Filling station	N	S	S	S	S	S	S	S
Car wash	N	S	S	S	S	S	S	S
Drive-through	N	S	S	S	S	S	S	S
Parking								
Parking lot	S	S	S	L	S	S	L	S
Parking lot	L	S	S	L	S	S	L	S
Parking street	S	S	L	S	L	L	S	S
Parking street	L	L	L	L	L	L	L	L
Heavy motor	N	N	S	S	S	S	S	Y
Heavy motor	S	S	S	S	S	S	S	Y
ACCOMMODATION AND FOOD SERVICE USES								
Bed and breakfast	S	Y	Y	N	L	L	Y	N
Hotel, commercial	S	Y	Y	Y	Y	Y	Y	N
Hotel, residential	Y	Y	Y	N	Y	Y	Y	N
Tavern	S	Y	Y	Y	Y	Y	Y	Y
Brewpub	N	Y	Y	Y	Y	Y	Y	Y

Assessment	[[S]] >>L< [[S]] >>L<	Y	Y	L	Y	Y	Y
Restaurant, L		Y	Y	Y	Y	Y	Y
Restaurant, L		L	L	L	L	L	L
ENTERTAINMENT AND RECREATION USES							
Park or play	Y	Y	Y	Y	Y	Y	Y
Festival ground	N	N	N	N	N	N	N
Recreation facility	S	S	Y	Y	Y	Y	Y
Recreation facility	N	S	S	S	N	N	S
Health club	L	L	Y	Y	L	Y	Y
Sports facility	S	S	Y	Y	Y	Y	Y
Gaming facility	S	S	S	S	S	S	S
Theater	N	Y	Y	Y	Y	Y	Y
Convention center	N	N	N	Y	Y	Y	N
Marina	N	Y	Y	Y	Y	Y	Y
Outdoor racetrack	N	N	N	N	N	N	N
STORAGE, RECYCLING AND WHOLESALE TRADE USES							
Recycling center	N	S	S	N	N	N	S
Mixed-waste transfer station	N	N	N	N	N	N	N
Material recycling facility	N	N	N	N	N	N	N
Salvage operation	N	N	N	N	N	N	N
Salvage operation	N	N	N	N	N	N	N
Wholesale and retail store	N	S	S	N	N	S	Y
Wholesale and retail store	N	N	N	N	N	N	N
Storage Facility							
Indoor	N	S	S	N	N	S	L
Outdoor	N	N	N	N	N	N	N
Hazardous waste storage	N	N	N	N	N	N	N
TRANSPORTATION USES							
Ambulance station	N	N	N	N	N	N	S
Garage	N	N	N	N	N	[[S]] >	Y
Passenger terminal	S	S	S	S	S	S	Y
Helicopter landing	N	S	S	S	S	S	S
Airport	N	N	N	N	N	N	N
Ship terminal	N	N	N	N	N	N	Y
Truck freight terminal	N	N	N	N	N	N	N
Railroad switching	N	N	N	N	N	N	Y
INDUSTRIAL USES							

Alcohol bever	N	N	N	N	N	N	L	L
Food proces	N	L	L	N	L	L	Y	Y
Manufacturi	N	L	L	N	L	L	Y	Y
Manufacturi	N	N	N	N	N	N	N	N
Manufacturi	N	N	N	N	N	N	N	N
Research an	N	Y	Y	N	Y	Y	Y	Y
Processing d	N	N	N	N	N	N	N	N
Contractor's	N	N	N	N	N	N	S	Y
Contractor's	N	N	N	N	N	N	S	Y
AGRICULTURAL USES								
Plant nurser	N	N	N	N	N	N	N	S
Raising of liv	N	N	N	N	N	N	N	N
Community	S	S	S	S	S	S	S	S
Commercial	N	N	N	N	N	N	N	N
UTILITY AND PUBLIC SERVICE USES								
Broadcasting	N	Y	Y	Y	L	Y	Y	Y
Transmissio	L	L	L	L	L	L	L	L
Water treatm	S	S	S	S	S	S	S	S
Sewage trea	S	S	S	S	S	S	S	S
Power gene	N	N	N	N	N	N	N	N
Small wind e	Y	Y	Y	Y	Y	Y	Y	Y
Solar farm	S	S	S	S	S	S	S	S
Substation/d	S	S	S	S	S	S	S	Y
Substation/d	L	L	L	L	L	L	L	Y
TEMPORARY USES								
Seasonal ma	L	L	L	L	L	L	L	L
Temporary r	L	L	L	L	L	L	L	L
Concrete/ba	L	L	L	L	L	L	L	L
Live entertai	L	L	L	L	L	L	L	L

Part 17. Section 295-703-2-g of the code is repealed and recreated to read:

295-703. Uses.

2. LIMITED USE STANDARDS.

g. Religious Assembly, Health Clinic, Business Service, Building Maintenance Service, Bed and Breakfast, Assembly Hall or Broadcasting or Recording Studio. g-1. The use shall not be located in the street level area.

g-2. In the case of an assembly hall:

g-2-a. The use shall be located on the premises of, and accessory to, a restaurant or tavern.

g-2-b. The use shall operate within the business hours of the restaurant or tavern to which it is accessory.

g-2-c. The restaurant or tavern to which the use is accessory holds all licenses necessary to facilitate events in the assembly hall, including but not limited to food dealer, alcohol beverage or public entertainment premises licenses.

Part 18. Section 295-703-2-p to x of the code is renumbered 295-703-2-r to z.

Part 19. Section 295-703-2-p and q of the code is created to read:

p. Ground Transportation Service. The facility is owned or operated by a governmental unit.

q. Alcohol Beverage Facility, Micro. q-1. Annual production of fermented malt beverages shall not exceed 5,000 barrels.

q-2. Annual production of vinous spirits shall not exceed 50,000 gallons.

q-3. No production of distilled spirits shall be permitted.

Part 20. Table 295-803-1 of the code is amended to read:

Table 295-803-1 INDUSTRIAL DISTRICTS USE TABLE					
Y = Permitted Use	Zoning Districts				
Uses	IO1/ IO2	IL1/ IL2	IC	IM	IH
RESIDENTIAL USES					
Single-family dwell	N	N	N	L	N
Two-family dwell	N	N	N	L	N
Multi-family dwell	N	N	N	L	N
Permanent supp	N	N	N	L	N
Transitional hou	N	N	N	S	N
Attached single-	N	N	N	L	N
Live-work unit	N	N	N	Y	N
Mobile home	N	N	N	N	N
Watchman/servi	Y	Y	Y	Y	Y
Family day care	N	N	N	L	N
GROUP RESIDENTIAL USES					
Rooming house	N	N	N	S	N
Convent, rectory	N	N	N	L	N

Dormitory	N	N	N	S	N
Fraternity or sorority	N	N	N	S	N
Adult family home	N	N	N	L	N
<i>Foster Homes</i>					
Foster family home	N	N	N	L	N
Small foster home	N	N	N	L	N
Group home or dormitory	N	N	N	L	N
<i>Shelter Care Facilities</i>					
Family shelter	N	N	N	L	N
Small group shelter	N	N	N	L	N
Large group shelter	N	N	N	S	N
Community living center	N	N	N	L	N
EDUCATIONAL USES					
Day care center	S	S	N	S	S
School, elementary	N	N	N	S	N
College	S	S	N	S	N
School, postsecondary	S	S	Y	S	N
COMMUNITY-SERVING USES					
Library	N	N	N	Y	N
Cultural institution	N	N	L	L	N
Community center	N	N	N	S	N
Religious assembly	N	N	N	S	N
Cemetery or other burial place	N	N	N	N	N
Public safety facility	Y	Y	Y	Y	Y
Correctional facility	N	N	N	N	N
COMMERCIAL AND OFFICE USES					
General office	Y	Y	Y	Y	L
Government office	Y	Y	Y	Y	L
Bank or other financial institution	S	S	N	Y	N
Currency exchange	N	N	N	S	N
Installment loan business	N	N	N	S	N
Cash-for-gold business	N	N	N	S	N
Pawn shop	N	N	N	S	N
Retail establishment	N	N	L	Y	N
Garden supply center	N	Y	Y	Y	N
Home improvement store	N	Y	L	Y	N
Secondhand store	N	N	L	S	N
Outdoor merchandise	N	N	N	L	N

Artist studio	[[N]] >>Y<<	Y	Y	Y	[[N]] >>Y<<
Adult retail establishment	N	N	N	S	N
HEALTH CARE AND SOCIAL ASSISTANCE					
Medical office	S	N	N	Y	N
Health clinic	L	N	N	S	N
Hospital	N	N	N	N	N
Medical research	Y	Y	Y	Y	N
Medical service	N	S	N	N	N
Social service facility	N	S	N	S	N
Emergency residence	N	N	N	N	N
Nursing home	N	N	N	N	N
GENERAL SERVICE USES					
Personal service	N	N	N	Y	N
Business service	Y	S	Y	Y	N
Building maintenance	S	Y	Y	S	N
Catering service	Y	Y	Y	Y	Y
Funeral home	N	N	N	Y	N
Laundromat	N	N	N	Y	N
Dry cleaning establishment	N	N	N	Y	N
Furniture and appliances	N	N	N	Y	N
Household maintenance	N	Y	Y	Y	N
Tool/equipment	N	Y	N	Y	N
Animal Services					
Animal hospital	N	Y	N	L	Y
Animal boarding	N	Y	N	L	Y
Animal grooming	N	Y	N	L	Y
MOTOR VEHICLE USES					
Light Motor Vehicle					
Sales facility	L	S	N	S	S
Rental facility	L	S	N	S	S
Repair facility	L	S	N	S	L
Body shop	L	S	N	S	L
Outdoor storage	L	Y	N	S	Y
Wholesale facility	Y	Y	N	Y	Y
Heavy Motor Vehicle					
Sales facility	L	Y	N	S	Y
Rental facility	L	Y	N	S	Y
Repair facility	L	L	N	S	L

Body shop	L	L	N	S	L
Outdoor storage	L	S	N	S	Y
General Motor Vehicle					
Filling station	S	S	N	S	S
Car wash	S	S	N	S	S
Drive-through	S	S	N	S	S
Parking					
Parking lot, private	Y	Y	S	L	Y
Parking lot, adjacent	Y	Y	L	L	Y
Parking structure	Y	Y	S	L	Y
Parking structure	Y	Y	L	L	Y
Heavy motor vehicle	S	L	N	L	Y
Heavy motor vehicle	Y	Y	L	Y	Y
ACCOMMODATION AND FOOD SERVICE USES					
Bed and breakfast	N	N	N	Y	N
Hotel, commercial	L	N	N	Y	N
Hotel, residential	N	N	N	Y	N
Tavern	L	L	L	Y	L
Brewpub	L	L	L	Y	L
Assessment	[[S]] >>N<<	[[S]] >>N<<	N	[[S]] >>L<<	N
Restaurant, sit-down	L	L	L	Y	L
Restaurant, fast-food	L	L	L	L	L
ENTERTAINMENT AND RECREATION USES					
Park or playground	S	S	S	S	S
Festival grounds	N	N	N	N	N
Recreation facility	S	S	S	S	N
Recreation facility	N	N	N	S	N
Health club	L	L	N	Y	N
Sports facility	N	S	N	S	N
Gaming facility	N	S	N	N	N
Theater	N	N	N	Y	N
Convention and center	S	N	N	S	N
Marina	Y	Y	L	Y	Y
Outdoor racing track	N	N	N	N	S
STORAGE, RECYCLING AND WHOLESALE TRADE USES					
Recycling collection	S	Y	N	S	Y
Mixed-waste processing	N	L	N	S	L
Material reclaiming	N	N	N	N	L

Salvage operation	L	L	N	L	L
Salvage operation	N	S	N	S	S
Wholesale and retail	Y	Y	Y	Y	Y
Wholesale and retail	S	Y	S	S	Y
Storage Facilities					
Indoor	Y	Y	L	Y	Y
Outdoor	N	Y	N	S	Y
Hazardous materials	N	N	N	N	S
TRANSPORTATION USES					
Ambulance service	Y	Y	N	S	Y
Ground transport	S	Y	N	S	Y
Passenger terminal	Y	Y	Y	Y	Y
Helicopter landing	S	S	S	S	S
Airport	N	Y	N	N	N
Ship terminal or pier	N	Y	N	N	Y
Truck freight terminal	N	S	N	S	L
Railroad switching	N	Y	Y	Y	Y
INDUSTRIAL USES					
Alcohol beverage	Y	Y	Y	Y	Y
Alcohol beverage	S	L	Y	S	Y
Food processing	Y	Y	Y	Y	Y
Manufacturing, light	Y	Y	Y	Y	Y
Manufacturing, heavy	N	S	S	S	Y
Manufacturing, industrial	N	N	N	N	S
Research and development	Y	Y	Y	Y	Y
Processing or refining	N	N	N	N	S
Contractor's shop	Y	Y	Y	Y	Y
Contractor's yard	S	Y	N	Y	Y
AGRICULTURAL USES					
Plant nursery or greenhouse	Y	Y	Y	Y	Y
Raising of livestock	L	L	L	L	L
Community garden	Y	Y	Y	Y	Y
Commercial farm	Y	Y	Y	Y	Y
UTILITY AND PUBLIC SERVICE USES					
Broadcasting or television	Y	S	Y	Y	S
Transmission tower	L	L	L	L	L
Water treatment plant	Y	Y	Y	Y	Y

Sewerage treatment	N	Y	N	N	Y
Power generation	N	S	N	N	Y
Small wind energy	Y	Y	Y	Y	Y
Solar farm	Y	Y	Y	Y	Y
Substation/distribution	S	Y	Y	S	Y
Substation/distribution	L	Y	L	L	Y
TEMPORARY USES					
Seasonal market	L	L	L	L	L
Temporary retail	L	L	L	L	L
Concrete/batch	L	L	L	L	L
Live entertainment	L	L	L	L	L

Part 21. Section 295-803-2-g of the code is amended to read:

295-803. Uses.

2. LIMITED USE STANDARDS.

g. Retail Establishment, General. The use is primarily a showroom sales facility where the majority of items on display are purchased in bulk or by order >>, or are produced on site<<. This includes, but is not limited to, building products, interior fixtures and furnishings, ~~[[and]]~~ antiques >>and items produced on site<<. The sales facility is primarily open to contractors and building professionals, but is also open to the general public.

Part 22. Section 295-803-2-z to pp of the code is renumbered 295-803-2-aa to qq.

Part 23. Section 295-803-2-z of the code is created to read:

z. Assembly Hall. z-1. The use shall be located on the premises of, and accessory to, a restaurant or tavern.

z-2. The use shall operate within the business hours of the restaurant or tavern to which it is accessory.

z-3. The restaurant or tavern to which the use is accessory holds all licenses necessary to facilitate events in the assembly hall, including but not limited to food dealer, alcohol beverage or public entertainment premises licenses.

Part 24. Section 295-903-2-b-2 of the code is amended to read:

295-903. Parks District (PK).

2. USES.

b. Limited Use Standards.

b-2. Cultural Institution, Community Center, Religious Assembly, Assembly Hall, Theater, Passenger Terminal, Plant Nursery or Greenhouse. The facility shall be ~~[[owned and operated]]~~ >>located in a structure owned<< by a governmental ~~[[agency or]]~~ entity.

Part 25. 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
Permanent supportive housing	N
Transitional housing	S
Attached single-family dwelling	N
Live-work unit	N
Mobile home	N
Watchman/service quarters	Y
Family day care home	N
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
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
Brewpub	N
Assembly hall	[[S]] >>L<<
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
STORAGE, RECYCLING AND WHOLESALE TRADE USES	
Recycling collection facility	S
Mixed-waste processing facility	N
Material reclamation facility	N
Salvage operation, indoor	N
Salvage operation, outdoor	N
Wholesale and distribution facility, indoor	N
Wholesale and distribution facility, outdoor	N
<i>Storage Facilities</i>	
Indoor	N
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

Ship terminal or docking facility	N
Truck freight terminal	N
Railroad switching, classification yard or freight	N
INDUSTRIAL USES	
Alcohol beverage facility, micro	N
Alcohol beverage facility, large	N
Food processing	N
Manufacturing, light	N
Manufacturing, heavy	N
Manufacturing, intense	N
Research and development	S
Processing or recycling of mined materials	N
Contractor's shop	N
Contractor's yard	N
AGRICULTURAL USES	
Plant nursery or greenhouse	S
Raising of livestock	Y
Community garden	Y
Commercial farming enterprise	Y
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
Solar farm	Y
Substation/distribution equipment, indoor	Y
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 26. Section 295-905-2-b-7 to 13 of the code is renumbered 295-905-2-b-8 to 14.

Part 27. Section 295-905-2-b-7 of the code is created to read:

295-905. Institutional District. (TL).

2. USES.

b. Limited Use Standards.

b-7. Assembly Hall. b-7-a. The use shall be located on the premises of, and accessory to, a restaurant or tavern.

b-7-b. The use shall operate within the business hours of the restaurant or tavern to which it is accessory.

b-7-c. The restaurant or tavern to which the use is accessory holds all licenses necessary to facilitate events in the assembly hall, including but not limited to food dealer, alcohol beverage or public entertainment premises licenses.

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: _____

Department of City Development

LRB159555-3

Jeff Osterman

05/23/2016