

ORDINANCE NO. 3959  
Zoning Text Amendment No. 2008-2

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING THE MESQUITE ZONING ORDINANCE ADOPTED ON SEPTEMBER 4, 1973, AND RECODIFIED ON NOVEMBER 21, 1988, BY PROVIDING CERTAIN ADDITIONS AND DELETIONS UNDER SECTIONS 3-100, 3-200, 3-300 AND 3-600 THEREBY CREATING A NEW ZONING CLASSIFICATION TO BE KNOWN AS THE CIVIC (CV) DISTRICT; PROVIDING A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY NOT TO EXCEED TWO THOUSAND (\$2,000.00) DOLLARS FOR EACH OFFENSE; AND DECLARING AN EFFECTIVE DATE THEREOF.

WHEREAS, in order that the intended purposes of the Mesquite Zoning Ordinance are best served, it has been determined necessary to amend certain language of said ordinance; and

WHEREAS, the Planning and Zoning Commission did give public notice and did hold a public hearing regarding proposed revisions and has recommended amendment of the ordinance; and

WHEREAS, the City Council did give public notice and did hold a public hearing regarding the proposed amendment.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS:

SECTION 1. That the Mesquite Zoning ordinance adopted on September 4, 1973, and recodified on November 21, 1988, be and the same is hereby amended by providing certain additions and deletions under Sections 3-100, 3-200, 3-300 and 3-600 to read as follows, said Ordinance in all other respects to remain in full force and effect:

(1) *Section 3-101(I).* Amend by adding a new Section 3-101(I) to read as follows:

I. CV - CIVIC

The CV district is established to accommodate specific public, educational, institutional, cultural, recreational and similar uses of low to moderate intensity to serve the public needs of residents of the City by providing focal points in neighborhoods and/or the community for gathering, social interactions and select neighborhood and community services and amenities.

(2) *Section 3-202(B).* Amend by deleting the section in its entirety and adding a new Section 3-202(B) to read as follows:

B. OFFICE USES

Office activities for any use classification may be located in any nonresidential district, except SS and CV, regardless of the districts designated for the use on Table 3-203,

provided that activities are limited to general office functions such as accounting, telephone, typing, filing and consultation and that no on-site storage or display of vehicles, equipment or goods for sale is permitted unless otherwise allowed in the district.

- (3) *Section 3-203.* Amend by deleting the tables in the section in their entirety and adding new tables to Section 3-203 as shown in Exhibit "A."
- (4) *Section 3-301.* Amend by deleting the table in the section in its entirety and adding a new table in Section 3-301 as shown in Exhibit "B."
- (5) *Section 3-305(B).* Amend by deleting the section in its entirety and adding a new Section 3-305(B) to read as follows:

(B) BUILDINGS OVER 75 FEET – O, CV, LC, C, CB AND I DISTRICTS  
Buildings exceeding 75 feet in height shall be permitted in the O, CV, LC, C, CB and I districts, provided that the setback from all street lines is increased one foot for each two feet in height above 75 feet. (See required rear and interior side setbacks if adjacent to a residential district.)

- (6) *Section 3-601.* Amend by deleting the opening paragraph in the section in its entirety and adding a new opening paragraph to Section 3-601 to read as follows:

Incidental outdoor display shall be permitted in all nonresidential districts, except the O and CV districts, when the display is incidental to a principal use on the premises and is in compliance with the following limitations and conditions. Incidental outdoor display shall mean the limited exhibition, in an area not enclosed by the principal building, of goods, wares, merchandise or equipment for retail sale, lease or rental, for the purposes of attracting customers and/or allowing customers to view the goods.

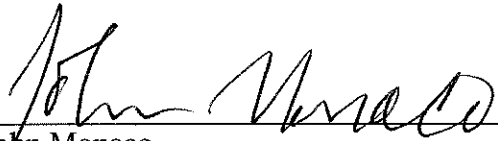
SECTION 2. That all ordinances, or portions thereof, of the City of Mesquite in conflict with the provisions of this ordinance, to the extent of such conflict are hereby repealed. To the extent that such ordinances or portions thereof not in conflict herewith, the same shall remain in full force and effect.

SECTION 3. That should any word, sentence, clause, paragraph, phrase or section of this ordinance be held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole or any part or provision hereof other than the part so decided to be invalid, illegal or unconstitutional and shall not affect the validity of the Mesquite Zoning Ordinance as a whole.

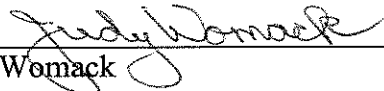
SECTION 4. That any person, firm or corporation violating any of the provisions or terms of this ordinance shall be deemed to be guilty of a Class C Misdemeanor and subject to the same penalty as provided for in the Mesquite Zoning Ordinance, as amended, and upon conviction in the Municipal Court shall be punished by a fine not to exceed Two Thousand (\$2,000.00) Dollars for each offense.

SECTION 5. That this ordinance shall be effective immediately from and after its passage.

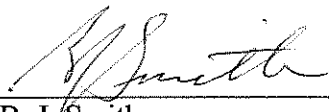
DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas,  
on the 19th of May, 2008.

  
\_\_\_\_\_  
John Monaco  
Mayor

ATTEST:

  
\_\_\_\_\_  
Judy Womack  
City Secretary

APPROVED:

  
\_\_\_\_\_  
B. J. Smith  
City Attorney

**EXHIBIT "A"**  
**ZTA No. 2008-2**

**3-203 SCHEDULE OF PERMITTED USES**

**Ord. 3751/7-18-05; Ord. 2650/12-18-89**

SIC CODE	USE DESCRIPTION	O	GR	LC	THN	CV	MU	CB	SS	C	I	PKNG STND	SPECIAL CONDITIONS
<b>A. AGRICULTURE, FORESTRY, FISHING</b>													
01	CROP PRODUCTION	P	P	P			P	P	P	P	P	28	Require minimum 2-acre tract.
02	LIVESTOCK PRODUCTION	S	S	S			S	S	S	S	S	28	The keeping of horses and livestock may be classified as an accessory use if in accordance with the conditions set out in 2-203C.9 and 2-203C.10.
07	AGRICULTURAL SERVICE (Except)											28	See Table 2-203
074 and 075	Veterinary Services/ Animal Hospital/Other Animal Services (Ord. 2723/2-4-91; Ord. 3848/1-2-07)		C	P			P	P		P	P	3	Prohibits outdoor kennels; Requires building to be at least 100 feet from any property line in a residential district. See City Code for kennel requirements.
a.	Indoor Services to Household Pets, except where grooming is the primary use (Veterinary Services, Animal Hospitals, Training, Breeding, and Indoor Boarding)						P	P		P	P	3	Prohibits keeping animals overnight.
b.	Grooming - Household Pets		P	P			P	P		P	P	3	Prohibits keeping animals overnight.
c.	Outdoor Services to Household Pets (includes any service with outdoor kennels or activity)									C	C	3	Requires location in a freestanding building; Requires outdoor kennels to be at least 200 feet from any property line in a residential district and at least
d.	Services to Livestock (including horses)									C	C	3	100 feet from any property line; Requires outdoor kennels, runs, enclosures, etc. to be enclosed by a solid fence at least 6 feet in height; See City Code.
076	Farm Labor Management Services										P	28	
078	Landscape/Horticulture Services (except)			P*			P*	P*		P*	P*	4	
0781	Landscape Counseling and Planning	P	P	P			P	P		P	P	3	
08	FORESTRY											28	See Table 2-203.
09	FISHING, HUNTING, TRAPPING											28	See Table 2-203.
<b>B. MINING, EXTRACTION</b>													
10-14	ALL MINING, EXTRACTION									C	C	8	Requires compliance with 1-500.
<b>C. CONSTRUCTION</b>													
15	BUILDING CONTRACTORS									P*	P*	4	Requires compliance with 3-600 for outdoor storage
16	HEAVY CONSTRUCTION CONTRACTORS									P*	P*	4	
17	SPECIAL TRADE CONTRACTORS			P*			P*	P*		P*	P*	4	
171	Plumbing, Heating, Air Conditioning												

P = Permitted Use (3-201A)  
*P* = Italicized P (*P*) Use Permitted Only in Conjunction with Gasoline Sales (3-504)  
 C = Conditional Use (3-201B)  
 S = Special Exception (3-201C)  
 NEC = Not Elsewhere Classified

\* Refer to 4-800 – TERRA Overlay District: An asterisk (\*) indicates that the use requires approval of a Conditional Use Permit if located in the TERRA Overlay District.

**3-203 SCHEDULE OF PERMITTED USES**

**Ord. 3751/7-18-05; Ord. 2650/12-18-89**

SIC CODE	USE DESCRIPTION	O	GR	LC	THN	CV	MU	CB	SS	C	I	PENG STND	SPECIAL CONDITIONS
172	Painting, Paper Hanging, Decorating			P*			P*	P*		P*	P*	4	Requires compliance with 3-600 for outdoor storage
173	Electrical			P*			P*	P*		P*	P*	4	
174	Masonry, Tile Setting, Plastering			P*			P*	P*		P*	P*	4	
175	Carpentering, Flooring (Interior)			P*			P*	P*		P*	P*	4	
176	Roofing, Sheet Metal Work									P*	P*	4	
177	Concrete Work									P*	P*	4	
178	Water Well Drilling									P*	P*	4	
179	Miscellaneous Special Trade Contractors									P*	P*	4	
1791	Structural Steel Erection												
1793	Glass, Glazing Work						P*	P*		P*	P*	4	
1794	Excavation, Foundation Work									P*	P*	4	
1795	Wrecking, Demolition Work									P*	P*	4	
1796	Installation of Equipment, NEC									P*	P*	4	
1799	Special Trade Contractors, NEC (Ord. 2816/6-1-92)									P*	P*	4	
<b>D. MANUFACTURING</b>													
20	<b>FOOD, KINDRED PRODUCTS</b>									C*	P*	5	Requires all primary buildings and yard activities, except employee parking, to be located at least 100 feet from any residential district; Requires any loading or outdoor storage areas where loading/unloading of heavy load vehicles is involved to be located at least 200 feet from any residential district; Requires compliance with 3-600 for outdoor storage; See 1-104H regarding high risk uses (Ord. 2816/6-1-92).
201	Meat Products									C*	P*	5	
202	Dairy Products									C*	P*	5	
203	Canned, Preserved Fruits & Vegetables									C*	P*	5	
204	Grain Mill Products										P*	5	
205	Bakery Products									C*	P*	5	
206	Sugar, Confectionery Products										P*	5	
207	Fats, Oils										C*	5	
208	Beverages (except)										P*	5	
	2083 Malt										C*	5	
	2085 Distilled, Rectified, Blended Liquors										C*	5	
209	Miscellaneous Food Preparation & Products									C*	C*	5	
21	<b>TOBACCO PRODUCTS</b>										C*	5	
22	<b>TEXTILE MILL PRODUCTS</b>										C*	5	
23	<b>APPAREL, OTHER FABRIC PRODUCTS</b>									P*	P*	5	
24	<b>LUMBER, WOOD PRODUCTS EXCEPT FURNITURE</b>										C*	5	
25	<b>FURNITURE, FIXTURES</b>									C*	P*	5	
26	<b>PAPER &amp; ALLIED PRODUCTS</b>										P*	5	
27	<b>PRINTING, PUBLISHING &amp; ALLIED INDUSTRIES</b>			C*			C*	P*		P*	P*	5	
28	<b>CHEMICALS, ALLIED PRODUCTS</b>										C*	5	
281	Industrial Inorganic Chemicals										C*	5	
282	Plastics, Synthetic, Fibers										C*	5	
283	Drugs										C*	5	
284	Detergents, Cosmetics, Toilet Preparations										C*	5	
285	Paints, Lacquers, Allied Products										C*	5	
286	Industrial Organic Chemicals										C*	5	

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**Ord. 3751/7-18-05; Ord. 2650/12-18-89**

SIC CODE	USE DESCRIPTION	O	GR	LC	THN	CY	MU	CB	SS	C	I	PKNG STND	SPECIAL CONDITIONS
287	Agricultural Chemicals										C*	5	Requires all primary buildings and yard activities, except employee parking, to be located at least 100 feet from any residential district; Requires any loading or outdoor storage areas where loading/unloading of heavy load vehicles is involved to be located at least 200 feet from any residential district; Requires compliance with 3-600 for outdoor storage; See 1-104H regarding high risk uses (Ord. 2816/6-1-92).
289	Miscellaneous Chemical Products										C*	5	
29	PETROLEUM REFINING, RELATED INDUSTRIES										C*	5	
30	RUBBER, MISCELLANEOUS PLASTIC PRODUCTS										C*	5	
31	LEATHER, LEATHER PRODUCTS (except)										P*	5	
311	Leather Tanning, Finishing										C*	5	
32	STONE, CLAY, CONCRETE (except)										C*	5	
a.	Concrete Batch Plants										C*	5	
33	PRIMARY METAL INDUSTRIES										C*	5	
34	FABRICATED METAL PRODUCTS (except)										P*	5	
348	Ordnance, Accessories										C*	5	
35	INDUSTRIAL, COMMERCIAL MACHINERY (except)										P*	5	
357	Computer, Office Equipment									C*	P*	5	
36	ELECTRICAL, ELECTRONIC EQUIPMENT, EXCEPT COMPUTER									C*	P*	5	
37	TRANSPORTATION EQUIPMENT										P*	5	
38	INSTRUMENTS												
381	Detection, Guidance Instruments									C*	P*	5	
382	Measuring, Controlling Instruments									C*	P*	5	
384	Medical & Dental Instruments									C*	P*	5	
385	Ophthalmic Goods			C*			C*	C*		C*	P*	5	
386	Photographic Equipment, Supplies			C*			C*	C*		C*	P*	5	
387	Watches, Clocks			C*			C*	C*		C*	P*	5	
39	MISCELLANEOUS MANUFACTURING												
391	Jewelry, Plated Ware			C*			C*	C*		C*	P*	5	
393	Musical Instruments			C*			C*	C*		C*	P*	5	
394	Toys, Sporting Goods			C*			C*	C*		C*	P*	5	
395	Pencils, Artist's Materials			C*			C*	C*		C*	P*	5	
396	Costume Jewelry, Notions			C*			C*	C*		C*	P*	5	
399	Miscellaneous Manufacturing Industries									C*	P*	5	
3991	Brooms, Brushes									C*	P*	5	
3993	Signs, Advertising Displays									C*	P*	5	
3995	Burial Caskets									C*	P*	5	
3996	Linoleum, Hard Surface Flooring, NEC									C*	P*	5	
3999	Manufacturing Industries, NEC (except)									C*	P*	5	
a.	Flammable, Explosive Products										C*	5	

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**Ord. 3751/7-18-05; Ord. 2650/12-18-89**

SIC CODE	USE DESCRIPTION	O	GR	LC	THN	CV	MU	CB	SS	C	I	PENG STND	SPECIAL CONDITIONS
<b>E. TRANSPORTATION, UTILITIES</b>													
40	<b>RAILROAD TRANSPORTATION (except)</b>	S	S	S			S	S		S	S	28	
a.	Railroad Passenger Terminal	S	S	S		P	S	P		P	P	26	
41	<b>LOCAL TRANSIT, HIGHWAY TRANSPORTATION (except)</b>	S	S	S		C	S	S		S	S	28	
a.	Transit or Bus Terminal (Ord. 3220/5-5-98)	C	C	C		C	C	C		C	C	26	
b.	Bus Stop/Shelter	P	P	P		P	P	P	P	P	P	28	
42	<b>MOTOR FREIGHT TRANSPORTATION, WAREHOUSING (except) (Ord. 3220/5-5-98)</b>									C*	P*	5	See Special Conditions on previous page.
a.	Miniwarehousing, Self-storage							C*		C*	P*		Requires compliance with 3-502 (Ord. 2816/6-1-92).
43	<b>U.S. POSTAL SERVICE</b>	P	P	P		P	P	P		P	P	28	
44	<b>WATER TRANSPORTATION</b>									C	C	28	
45	<b>AIR TRANSPORTATION (except)</b>									C	C	28	Requires compliance with FAA regulations.
a.	Helicopter Landing Pad	C	C	C		C	C	C		C	C	28	
46	<b>PIPELINES</b>	S	S	S			S	S	S	S	S	28	include natural gas transmission pipelines.
47	<b>TRANSPORTATION SERVICES (except)</b>										P	28	
472	Arrangement of Passenger Transportation (Travel Agents, Ticket Offices)	P	P	P		C	P	P		P	P	1	
48	<b>COMMUNICATIONS (except)</b>					C				P	P	28	
a.	Utility Facilities	P	P	P		P	P	P	P	P	P	28	
b.	Business Office	P	P	P		C	P	P		P	P	3	
c.	Telecommunications, Towers and Antennas (Ord. 3153/5-5-97)												Requires compliance with 1-700.
49	<b>ELECTRIC, GAS, SANITARY SEWER (except)</b>									P	P	28	
a.	Generating, Manufacturing, Treatment Plants										C	28	
b.	Sanitary Landfill										C	28	
c.	Utility Facilities	P	P	P		C	P	P	P	P	P	28	
d.	Business Office	P	P	P		C	P	P		P	P	3	
497	Irrigation Systems			P			P	P		P	P	28	
<b>F. WHOLESALE TRADE</b>													
50	<b>WHOLESALE TRADE - DURABLE GOODS</b>									C*	P*	5	Requires all primary buildings and yard activities, except employee parking, to be located at least 100 feet from any residential district;
501	Motor Vehicles, Auto Parts (Ord. 3220/5-5-98)												

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SIC CODE	USE DESCRIPTION	O	GR	LC	THN	CV	MU	CB	SS	C	I	PKNG STND	SPECIAL CONDITIONS
5015	Motor Vehicle Parts, Used									C*	C*	5	Requires any loading or outdoor storage areas (continued next page)
502	Furniture, Home Furnishings									C*	P*	5	
503	Lumber, Other Construction Materials									C*	P*	5	where loading/ unloading of heavy load vehicles is involved to be located at least 200 feet from any residential district; Requires compliance with 3-600 for outdoor storage; See 1-104H regarding high risk uses (Ord. 2816/6-1--92).
504	Professional, Commercial Equipment									C*	P*	5	
505	Metals, Minerals, except Petroleum									C*	P*	5	
506	Electrical Goods									C*	P*	5	
507	Hardware, Plumbing, Heating Equipment									C*	P*	5	
508	Machinery, Equipment									C*	P*	5	
509	Miscellaneous Durable Goods									C*	P*	5	
5091	Sporting, Recreation Goods									C*	P*	5	
5092	Toys, Hobby Goods									C*	P*	5	
5093	Scrap, Waste Material (except)									C*	P*	5	
5094	Jewelry, Watches, Precious Stones									C*	P*	5	
5099	Durable Goods, NEC									C*	P*	5	
51	WHOLESALE TRADE - NONDURABLE GOODS												
511	Paper, Paper Products									C*	P*	5	
512	Drugs, Drug Proprietaries, Sundries									C*	P*	5	
513	Apparel, Piece Goods, Notions									C*	P*	5	
514	Groceries, Related Products									C*	P*	5	
515	Farm Product Raw Materials									C*	P*	5	
516	Chemicals, Allied Products									C*	P*	5	
517	Petroleum, Petroleum Products									C*	P*	5	
518	Beer, Wine, Distilled Alcoholic Beverages									C*	P*	5	
519	Miscellaneous Nondurable Goods									C*	P*	5	
5191	Farm Supplies									C*	P*	5	
5192	Books, Periodicals, Newspapers									C*	P*	5	
5193	Flowers, Nursery Stock, Florist Supplies									C*	P*	5	
5194	Tobacco, Tobacco Products									P*	P*	5	
5198	Paint, Varnishes and Supplies									P*	P*	5	
5199	Nondurable Goods, NEC									C*	P*	5	

**G. RETAIL TRADE**

52	BUILDING MATERIALS, HARDWARE, GARDEN SUPPLY			P			P	P		P	P	1	Requires compliance with 3-600 for outdoor storage.
521	Lumber, Other Building Materials												
523	Paint, Glass, Wallpaper Stores		P	P			P	P		P	P	1	
525	Hardware Stores		P	P			P	P		P	P	1	
526	Retail Nurseries, Garden Supply			P			P	P		P	P	1	Requires compliance with 3-600.
527	Mobile Home Dealers									C*	C*	8	Requires compliance with 3-600.
53	GENERAL MERCHANDISE STORES												
531	Department Stores		P	P			P	P		P	P	1	
533	Variety Stores		P	P			P	P		P	P	1	
539	Miscellaneous General Merchandise		P	P			P	P		P	P	1	

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SIC CODE	USE DESCRIPTION	O	GR	LC	THN	CV	MU	CB	SS	C	I	PKNG STND	SPECIAL CONDITIONS
Stores													
<b>54 FOOD STORES</b>													
541	Grocery Stores		P	P			P	P		P	P	1	
542	Meat, Fish Markets		P	P			P	P		P	P	1	
543	Fruit, Vegetable Markets		P	P			P	P		P	P	1	
544	Candy, Nut, Confectionery Stores		P	P			P	P		P	P	1	
545	Dairy Products Stores		P	P			P	P		P	P	1	
546	Retail Bakeries		P	P			P	P		P	P	1	
549	Miscellaneous Food Stores (except)		P	P			P	P		P	P	1	
	a. Convenience Stores		P	P			P	P	P	P	P	1	Permit in SS district only in conjunction with self-service gasoline sales.
	b. Outdoor Farmers Market							C*		C*	C*	7	Requires compliance with 3-600.
<b>55 AUTOMOBILE DEALERS, SERVICE STATIONS</b>				C*				C*		C*	C*	8	Requires compliance with 3-600; Permit without Conditional Use Permit if all sales, display, and storage is within an enclosed building.
551	Motor Vehicle Dealers (New & Used)							C*		C*	C*	8	
552	Motor Vehicle Dealers (Used Only)							C*		C*	C*	8	
553	Auto & Home Supply Stores		P	P			P	P		P	P	1	
554	Gasoline Service Stations (except)								P			20	Requires compliance with 3-504.
	a. Limited Gasoline Sales		P	P			P	P		P	P	1	
	b. Truck Stop/Heavy Load Vehicle Facility								C*			28	
555	Boat Dealers									C*	C*	8	Requires compliance with 3-600; Permit without Conditional Use Permit if all sales, display, and storage is within an enclosed building.
556	Recreational Vehicles, Utility Trailers									C*	C*	8	
557	Motorcycle Dealers									C*	C*	8	
559	Automotive Dealers, NEC									C	C	8	
<b>56 APPAREL, ACCESSORY STORES</b>			P	P			P	P		P	P	1	
<b>57 FURNITURE, HOME FURNISHINGS</b>													
571	Furniture, Furnishings, except Appliances		P	P			P	P		P	P	2	
5712	Furniture Stores												
5713	Floor Covering Stores		P	P			P	P		P	P	1	
5714	Drapery, Upholstery Stores		P	P			P	P		P	P	1	
5719	Miscellaneous Home Furnishings		P	P			P	P		P	P	1	
572	Household Appliance Stores		P	P			P	P		P	P	2	
573	Radio, TV, Electronics, Music Stores		P	P			P	P		P	P	1	
<b>58 EATING, DRINKING PLACES</b>													
5812	Eating Places (except)		P	P			P	P		P	P	17	
	a. Drive-in Restaurants									P	P	17	
	b. Restaurant holding a Food & Beverage Certificate with Private Club (Ord. 3922/12-17-07)			C				C		C	C	18	Permits private club operated by fraternal or veterans organizations certified under Alcoholic Beverage Code without a Conditional Use Permit in districts designated; See SIC 864.
5813	Drinking Place with Private Club (except)												
	a. Private Club in conjunction with full-service hotel (Ord.			C <sup>+</sup>						C <sup>+</sup>			Restricted to the H-PC, MARE and MP-SC overlay districts. (+)

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**3-203 SCHEDULE OF PERMITTED USES**

**Ord. 3751/7-18-05; Ord. 2650/12-18-89**

SIC CODE	USE DESCRIPTION	O	GR	LC	THN	CV	MU	CB	SS	C	I	PKNG STND	SPECIAL CONDITIONS
	3922 / 12-17-07)												indicates permitted-by-right in MARE and MP-SC; See 4-600, 4-700 and 4-900.
59	MISCELLANEOUS RETAIL												
591	Drug, Proprietary Stores		P	P			P	P		P	P	1	
592	Liquor Stores												Prohibit in all districts (Dry Area).
593	Used Merchandise Stores/Antique Stores (except) (Ord. 2799/3-16-92)		C*	C*			C*	P*		C*	C*	1	See 3-202E.
	a. Pawnshops (Ord. 2831/9-21-92; Ord. 2799/3-16-92)										P*	1	Permits only establishments licensed under the Texas Pawnshop Act.
594	Miscellaneous Shopping Goods Stores		P	P			P	P		P	P	1	
	5941 Sporting Goods, Bicycle Shops												
	5942 Book Stores		P	P			P	P		P	P	1	
	5943 Stationery Stores		P	P			P	P		P	P	1	
	5944 Jewelry Stores		P	P			P	P		P	P	1	
	5945 Hobby, Toy, Game Shops		P	P			P	P		P	P	1	
	5946 Camera, Photo Supply Shops		P	P			P	P		P	P	1	
	5947 Gift, Novelty, Souvenir Shops		P	P			P	P		P	P	1	
	5948 Luggage, Leather Goods Stores		P	P			P	P		P	P	1	
	5949 Sewing, Needlework, Piece Goods Stores		P	P			P	P		P	P	1	
596	Non-Store Retailers												
	5961 Catalog, Mail Order Houses			P			P	P		P	P	4	
	5962 Automatic Machine Operators			P			P	P		P	P	4	
	5963 Direct Selling Establishments			P			P	P		P	P	3	Includes retail sales offices only; See City Code for permitted door-to-door sales and sales from trucks or wagons; Requires licensing.
598	Fuel, Ice Dealers										C	1	
	5983 Fuel, Oil Dealers										C	1	
	5984 Liquefied Petroleum Gas										C	1	
	5989 Fuel Dealers, NEC												
599	Retail Stores, NEC												
	5992 Florists		P	P			P	P		P	P	1	
	5993 Tobacco Stores		P	P			P	P		P	P	1	
	5994 News Dealers/Newsstands		P	P			P	P		P	P	1	
	5995 Optical Goods Stores		P	P			P	P		P	P	1	
	5999 Miscellaneous Retail, NEC (except)		P	P			P	P		P	P	1	
	a. Auction Rooms			P*			P*	P*		P*	P*	11	
	b. Fireworks												Prohibit in all districts; Not allowed in City.
	c. Gravestones, Monuments									C*	C*	4	Requires compliance with 3-600; Permit without Conditional Use permit if all sales, display, and storage is within an enclosed building; Classify uses involving any work on stones other than lettering, finishing or shaping to custom order as 3281.
	d. Pet Shops (Ord. 3848/1-2-07)		P	P			P	P		P	P	1	Permits only boarding of animals for sale unless classified as 0752.

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**Ord. 3751/7-18-05; Ord. 2650/12-18-89**

SIC CODE	USE DESCRIPTION	O	GR	LC	THN	CV	MU	CB	SS	C	I	PKNG STND	SPECIAL CONDITIONS
e.	Sales Barns, Flea Markets							C*		C*	C*	1	Prohibits outdoor activity unless specifically approved on the Conditional Use permit.
f.	Swimming Pool, Spa Sales									C*	C*	8	Requires compliance with 3-600; Permit without Conditional Use permit if all sales, display, and storage is within an enclosed building.
<b>H. FINANCE, INSURANCE, REAL ESTATE</b>													
60	DEPOSITORY INSTITUTIONS (Banks, Savings, Credit Unions)	P	P	P			P	P		P	P	3	
a.	Alternative financial establishments		C	C						C	C	1	Requires compliance with 3-505
61	NONDEPOSITORY INSTITUTIONS	P	P	P			P	P		P	P	3	
a.	Alternative financial establishments		C	C						C	C	1	Requires compliance with 3-505
62	SECURITY, COMMODITY SERVICES	P	P	P			P	P		P	P	3	
63	INSURANCE CARRIERS	P	P	P			P	P		P	P	3	
64	INSURANCE AGENTS, BROKERS	P	P	P			P	P		P	P	3	
65	REAL ESTATE (except)	P	P	P			P	P		P	P	3	
	6553 Cemetery Development/Operation	C	C	C		C	C	C		C	C	28	
67	HOLDING & OTHER INVESTMENT COMPANIES	P	P	P			P	P		P	P	3	
<b>I. SERVICES</b>													
70	HOTELS, CAMPS, OTHER LODGING PLACES			P			P	P		P	C	27	General service hotel/motel requires internal hallways for primary room access; a meeting room of at least 450 square feet; recreational facility (swimming pool, exercise room, etc.); and a restaurant located either on site or on an adjoining site.
701	Hotels, Motels												
a.	General Service Hotel/Motel (Ord. 3137/2-3-97)												
b.	Limited Service Hotel/Motel (Ord. 3137/2-3-97)			C			C	C		C	C	27	Limited service hotel/motel includes any facility which does not meet the design conditions specified under "general services" hotel/motel.
702	Rooming, Boarding Houses											27	See Table 2-203.
703	Camps, Trailing Parks									C	C	28	
704	Hotel, Lodging (Membership)											27	See Table 2-203.
72	PERSONAL SERVICES									P*	P*	1	(Conditional Use Permit required in TERRA only, for facilities larger than 3,500 square ft.)
721	Laundry, Cleaning, Garment Svcs												
7211	Power Laundries, Family & Agents									P	P	1	
7212	Garment Pressing & Laundry									P	P	4	
7213	Linen Supply									P	P	1	
7215	Coin Operated Laundries/Dry Cleaning		P	P			P	P		P	P	4	
7216	Dry Cleaning Plants, except									P	P	4	

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**3-203 SCHEDULE OF PERMITTED USES**

**Ord. 3751/7-18-05; Ord. 2650/12-18-89**

SIC CODE	USE DESCRIPTION	O	GR	LC	THN	CV	MU	CB	SS	C	I	PKNG STND	SPECIAL CONDITIONS
	Rug Cleaning												
7217	Carpet, Upholstery Cleaning									P	P	4	
7218	Industrial Launderers									P	P	4	
7219	Laundry, Garment Services, NEC		P	P			P	P		P	P	1	Include laundry pick-up stations.
722	Photographic, Portrait Studios	C	P	P			P	P		P	P	3	
724	Barber Shops		P	P			P	P		P	P	1	
723	Beauty Shops		P	P			P	P		P	P	1	
725	Shoe Shine & Repair, Hat Cleaning Shop		P	P			P	P		P	P	1	
726	Funeral Service, Crematories (except)	P	P	P			P	P		P	P	16	
	a. Crematories									C	C	28	
729	Miscellaneous Personal Services												
7291	Tax Preparation Services	P	P	P			P	P		P	P	3	
7299	Miscellaneous Personal Services NEC (except)		P	P			P	P		P	P	1	
	a. Massage Parlors, Turkish & Steam Baths									C	C	1	See City Code for additional requirements; Requires licensing.
	b. Body Art/Decoration (Ord. 3309/7-19-99)		C	C			C	C		C	C	1	See definitions. Requires use to be located a minimum of 1,000 feet from the nearest property line of the following uses: any residential district; any lot currently in residential use; any public or provide school or day care center; any library; any park, playground, or other recreation facility, whether commercial, public or non-profit; any church, temple or other place of worship; any City owned property; and any other body/art decoration use. Requires State license.
73	<b>BUSINESS SERVICES</b>												
731	Advertising												
7311	Advertising Agencies	P	P	P			P	P		P	P	3	
7312	Outdoor Advertising Services							P		P	P	4	
7313	Media Advertising Representatives	P	P	P			P	P		P	P	3	
73	<b>BUSINESS SERVICES</b>												
731	Advertising												
7311	Advertising Agencies	P	P	P			P	P		P	P	3	
7312	Outdoor Advertising Services							P		P	P	4	
7313	Media Advertising Representatives	P	P	P			P	P		P	P	3	
7319	Advertising, NEC			P			P	P		P	P	4	
732	Credit Reporting, Collection	P	P	P			P	P		P	P	3	
733	Reproduction, Stenographic Services												
7331	Direct Mail Advertising Services	P	P	P			P	P		P	P	3	
7334	Photocopying, Duplicating Services		P	P			P	P		P	P	1	
7335	Commercial Photography			P			P	P		P	P	3	
7336	Commercial Art, Graphics			P			P	P		P	P	3	

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**Ord. 3751/7-18-05; Ord. 2650/12-18-89**

SIC CODE	USE DESCRIPTION	O	GR	LC	THN	CV	MU	CB	SS	C	I	PKNG STND	SPECIAL CONDITIONS
	Design												
7338	Secretarial, Court Reporting Services	P	P	P			P	P		P	P	3	
734	Services to Buildings												
7342	Disinfecting, Exterminating			P*			P*	P*		P*	P*	4	
7349	Building Maintenance Services, NEC			P*			P*	P*		P*	P*	4	
735	Miscellaneous Equipment Rental, Leasing												
7352	Medical Equipment Rental			P			P	P		P	P	4	
7353	Heavy Construction Equipment Rental									C*	C*	4	Requires compliance with 3-600; Permit without Conditional Use permit if all display and storage is within an enclosed building.
7359	Equipment Rental, NEC		P	P			P	P		P	P	1	See definition of household equipment
	a. Household Equipment Only									C*	C*	4	Requires compliance with 3-600; Permit without Conditional Use permit if all display and storage is within an enclosed building.
	b. Equipment, other than household												
736	Personnel Supply Services	P	P	P			P	P		P	P	3	Permit labor pools where temporary employees meet on site for transportation in the I district only.
737	Computer, Data Processing Services (except)	P	P	P			P	P		P	P	3	
	a. Computer Equipment Repair		P	P			P	P		P	P	4	
	b. Computer Sales/Rental		P	P			P	P		P	P	1	
738	Miscellaneous Business Services												
7381	Detective, Guard, Armored Car Services			P			P	P		P	P	4	
7382	Security Systems Services			P			P	P		P	P	4	
7383	News Syndicates			P			P	P		P	P	4	
7384	Photofinishing Laboratories			P			P	P		P	P	4	
7389	Business Services NEC (except)			C			P	P		P	P	4	
	a. Trading Stamp Services		P	P			P	P		P	P	1	
	b. Post Office Contract Station	P	P	P		C	P	P		P	P	1	
75	<b>AUTOMOTIVE REPAIR, SERVICES</b>							C*	C*	C*	C*	6	Requires parking/storage for rental vehicles to be in addition to spaces required by 3-400; Permit without Conditional Use Permit if all display and storage is within an enclosed building.
751	Automotive Rental, Leasing												
7513	Truck Rental, Leasing												
7514	Passenger Car Rental		P	P			P	P		P	P	6	Requires parking/storage of rental vehicles to be in addition to spaces required by 3-400.
7515	Passenger Car Leasing		P	P			P	P		P	P	6	
7519	Trailer, RV Rental, Leasing							C*	C*	C*	C*	6	Requires parking/storage for rental vehicles to be in addition to spaces required by 3-400; Permit without Conditional Use Permit if all display and storage is within an enclosed building.

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SIC CODE	USE DESCRIPTION	O	GR	LC	THN	CV	MU	CB	SS	C	I	PKNG STND	SPECIAL CONDITIONS
752	Automobile Parking (Lots and Structures)		P	P		P	P	P		P	P	28	See definitions; Refers to parking as a principal use.
a.	Automobiles, Trucks, and Vans not exceeding 3/4 ton									P	P	28	
b.	Light Load Vehicles									C*	P*	28	
c.	Heavy Load Vehicles												
753	Automobile Repair Shops		P	P			P	P	P	P	P	6	See definitions.
a.	Minor Automobile Repair									P*	P*	6	See definitions; Requires enclosed building located at least 50 feet from any residential district; Requires compliance with 3-600.
b.	Major Automobile Repair									C*	P*	6	
c.	Collision Services												
754	Automotive Services, Except Repair		C	P			P	P	P	P	P	28	Requires location at least 100 feet from any residential district.
7542	Car Washes, including Detail Shops							P		P	P	6	
7549	Other Automotive Services (except)							P		P	P	6	
a.	Diagnostic, Inspection Services		P	P			P	P	P	P	P	6	
b.	Towing/Wrecker Service									P*	P*	6	Requires compliance with 3-600; Storage of vehicles on site is prohibited in SS district.
76	MISCELLANEOUS REPAIR SERVICES		P	P			P	P		P	P	4	
762	Electrical Repair Shops												
7622	Radio & Television Repair			P*			P*	P*		P*	P*	4	
7623	Refrigeration, Air Conditioning Repair									P	P	4	
7629	Electrical, Electronic Repair, NEC			P			P	P		P	P	4	
763	Watch, Clock, Jewelry Repair		P	P			P	P		P	P	4	
764	Reupholstery, Furniture Repair		C*	P*			P*	P*		P*	P*	4	
769	Miscellaneous Repair Shops												
7692	Welding Shops							P*		P*	P*	4	Requires enclosed building located at least 100 feet from any residential district.
7694	Armature Rewinding Shops							P*		P*	P*	4	
7699	Repair Shops, Services, NEC (except)							P		P	P	4	
a.	Camera Repair		P	P			P	P		P	P	4	
b.	Key Duplicating, Locksmiths		P	P			P	P		P	P	1	
c.	Musical Instrument Repair		P	P			P	P		P	P	4	
d.	Office Equipment, Typewriter Repair		P	P			P	P		P	P	4	
e.	Metalsmiths									P*	P*	4	
f.	Boiler, Tank, Cleaning & Repair									P*	P*	4	
g.	Septic Tank Cleaning									P*	P*	4	
h.	Farm Machinery Repair									C*	P*	4	Requires compliance with 3-600.
i.	Heavy Equipment, Machinery Repair									C*	P*	4	
78	MOTION PICTURES												
781	Motion Picture Production			P			P	P		P	P	28	

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782	Motion Picture Distribution			P			P	P		P	P	28	
783	Motion Picture Theaters												
	7832 Motion Picture Theaters (except drive-in)		P	P			P	P		P	P	10	
	7833 Drive-in Motion Picture Theaters									C	C	28	
784	Video Tape Rental		P	P			P	P		P	P	1	
79	<b>AMUSEMENT &amp; RECREATION SERVICES</b>												
791	Dance Studios, Schools (except)		P	P			P	P		P	P	1	
	a. Dancehalls, Ballrooms			C				C		C	C	11	Requires buildings to be located at least 500 feet from any residential district.
792	Theatrical Producers, Bands, Entertainers			P		C	P	P		P	P	28	
	7922 Theatrical Producers (except)												
	a. Ticket Agencies, Entertainment		P	P			P	P		P	P	3	
	7929 Bands, Other Entertainment Groups			P		C	P	P		P	P	28	
793	Bowling Centers			C				C		C	C	19	Requires buildings to be located at least 100 feet from any residential district.
794	Commercial Sports									C	C	10	Prohibits outdoor activities within 500 feet of any residential district; Requires buildings for indoor sports to be located at least 100 feet from any residential district.
799	Miscellaneous Amusement, Recreation Services		P	P		C	P	P		P	P	1	
	7991 Physical Fitness Facilities												
	7992 Public Golf Course	P	P	P		C	P	P		P	P	14	
	7993 Coin-operated Amusement Gameroom (More than 4 Machines)		C	C			C	C		C	C	11	Requires building to be located at least 300 feet from any church, school, or hospital and 100 feet from any residential district; Requires one customer restroom each for male and female; Requires licensing.
	7996 Amusement Parks (Outdoor)									C	C	13	Prohibits outdoor activities within 500 feet of any residential district.
	7997 Membership Recreation Clubs (except)			C		C		C		C	C	28	
	a. Indoor Sports, Athletic Clubs		P	P		C	P	P		P	P	1	
	b. Country Clubs	C	P	P		C	P	P		P	P	14	
7999	Amusement, Recreation Service, NEC									C	C	13	Prohibits outdoor activities within 200 feet of any residential district.
	a. Outdoor Facilities, Activities (Includes miniature golf, driving ranges, go-cart tracks, skateboard parks, etc.)												

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b.	Indoor Facilities, Activities (except) (Includes billiard and bingo parlors, skating rinks, slot car tracks, etc.)			C		C		C		C	C	12	Requires building to be located at least 100 feet from any residential district.
c.	Commercial Art Galleries, Museums	P	P	P		P	P	P		P	P	15	
d.	Sports Instruction (Indoor)		P	P			P	P		P	P	1	
e.	Ticket Agencies, Sports/Recreation		P	P			P	P		P	P	1	
<b>80</b>	<b>HEALTH SERVICES</b>												
801	Offices of Doctors of Medicine	P	P	P			P	P		P	P	3	Requires Parking Standard #26 if providing non-emergency outpatient services on a first-come basis with no appointments.
802	Offices of Dentists	P	P	P			P	P		P	P	3	
803	Offices of Doctors of Osteopathy	P	P	P			P	P		P	P	3	
804	Offices of Other Health Practitioners	P	P	P			P	P		P	P	3	
805	Nursing & Personal Care Facilities	P	P	P		P	P	P		P	P	24	
806	Hospitals	C	P	P		P	P	P		P	P	25	
	8062 General Medical, Surgical Hospitals												
	8063 Psychiatric Hospitals	C	P	P		C	P	P		P	P	25	Prohibits buildings housing psychiatric patients within 250 feet of any residential district.
	8069 Specialty Hospitals, except Psychiatric	C	P	P		C	P	P		P	P	25	
807	Medical, Dental Laboratories	P	P	P			P	P		P	P	3	
808	Home Care Services	P	P	P			P	P		P	P	28	
809	Health, Allied Services, NEC												
	8092 Kidney Dialysis Centers	P	P	P			P	P		P	P	3	
	8093 Specialty Outpatient Facilities NEC	P	P	P			P	P		P	P	3	
	8099 Health, Allied Services NEC	P	P	P			P	P		P	P	3	
<b>81</b>	<b>LEGAL SERVICES</b>	P	P	P			P	P		P	P	3	
<b>82</b>	<b>EDUCATIONAL SERVICES</b>												
821	Elementary, Secondary Schools	P	P	P		P	P	P		P	P	21	
822	Universities, Junior Colleges	P	P	P		P	P	P		P	P	22	
823	Libraries	P	P	P		P	P	P		P	P	15	
824	Vocational Schools (except)		P	P		C	P	P		P	P	23	
	a. Truck Driving and Equipment Operating Schools									P	P	23	
829	Schools, Educational Services, NEC		P	P		C	P	P		P	P	23	
<b>83</b>	<b>SOCIAL SERVICES</b>												
832	Individual, Family Social Services	P	P	P		C	P	P		P	P	3	Includes senior citizen centers and day care for the elderly and handicapped.
833	Job Training, Vocational Rehabilitation			P		C	P	P		P	P	3	
835	Child Day Care Services (except)	C	C	P		P	P	P		P	P	20	Requires a circular or similar drive, covered at the building entrance, with loading/unloading space for 1 vehicle for each 500 square feet of gross floor area (not required for drop-in care located in multitenant building); Requires State licensing. (Ord. 2816/6-1-92)
a.	Home Day Care												See 2-203 and Definitions.

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**3-203 SCHEDULE OF PERMITTED USES**

**Ord. 3751/7-18-05; Ord. 2650/12-18-89**

SIC CODE	USE DESCRIPTION	O	GR	LC	THN	CV	MU	CB	SS	C	I	PKNG STND	SPECIAL CONDITIONS
836	Residential Care (State Licensed Only)											24	See 2-203 for Family and Group Homes; Classify halfway houses or correctional facilities for delinquents and offenders as 9223; Prohibits buildings housing psychiatric patients within 250 feet of any residential district.
	a. Family Home (less than 6 persons)											24	
	b. Group Home (7-15 persons)											24	
	c. Residential Care Institution (More than 15 persons)	C	C	P			P	P		P	P	24	
839	Social Services, NEC			P			P	P		P	P	3	
84	<b>MUSEUMS, ART GALLERIES, ARBORETA, ZOOS</b>												
841	Museums, Art Galleries	P	P	P		P	P	P		P	P	15	
842	Arboreta, Botanical Gardens (except)	P	P	P		P	P	P		P	P	28	
	a. Zoological Gardens	C	C	C		P	C	C		C	C	28	
86	<b>MEMBERSHIP ORGANIZATIONS</b>	P	P	P			P	P		P	P	3	
861	Business Associations												
862	Professional Membership Organizations	P	P	P		C	P	P		P	P	3	
863	Labor Organizations	P	P	P			P	P		P	P	3	
864	Civic, Social, Fraternal Organizations (except)	P	P	P		P	P	P		P	P	12	Permits facilities which involve dancing or a private club (alcohol) only in the LC, CB, C or I districts.
	a. If including commercial amusement and recreation (SIC 79)			C				C		C	C	11	
865	Political Organizations	P	P	P			P	P		P	P	3	
866	Religious Organizations (Churches)	P	P	P		P	P	P		P	P	9	Use Parking Standard #3, if office use only; Permits parsonages.
869	Membership Organizations, NEC	P	P	P		C	P	P		P	P	3	
87	<b>ENGINEERING, ACCOUNTING, RESEARCH, MANAGEMENT SERVICES</b>												
871	Engineering, Architectural, Surveying	P	P	P			P	P		P	P	3	
872	Accounting, Auditing, Bookkeeping	P	P	P			P	P		P	P	3	
873	Research, Development, Testing	P	P	P			P	P		P	P	3	
874	Management, Public Relations	P	P	P			P	P		P	P	3	Classify prisons and correctional facilities as 9223.
88	<b>PRIVATE HOUSEHOLDS</b>												See 2-203: Accessory Uses.
89	<b>MISCELLANEOUS SERVICES, NEC</b>	P	P	P			P	P		P	P	3	
<b>J. PUBLIC ADMINISTRATION</b>													
<b>ALL PUBLIC ADMINISTRATION (except)</b>		P	P	P		P	P	P		P	P	28	Permits offices of governmental functions; Classify non-office functions according to the nature of the use and permit in districts allowing similar activities.
9223 Correctional Institutions (except)				C			C	C		C	C	28	Includes privately operated and/or managed prisons, correctional

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**3-203 SCHEDULE OF PERMITTED USES**

**Ord. 3751/7-18-05; Ord. 2650/12-18-89**

SIC CODE	USE DESCRIPTION	O	GR	LC	THN	CV	MU	CB	SS	C	I	PKNG STND	SPECIAL CONDITIONS
	a. Halfway Houses (Maximum 15 persons)	C	C	C		C	C	C		C	C	28	facilities, and halfway houses.
<b>K. RESIDENTIAL USES</b>													
	<b>ALL RESIDENTIAL USES</b>						P	P					Permits housing types set out in R-3, D, and A-3 districts, when in compliance with all regulations and standards for housing type as set out in Part 2; Requires PD district for other types of housing.
<b>L. ACCESSORY USES AND STRUCTURES</b>													
1	<b>DETACHED ACCESSORY BUILDINGS</b> (Buildings, canopies, fences, signs, swimming pools, antenna, satellite dishes, flagpoles).	P	P	P		P	P	P	P	P	P		Requires compliance with 3-700.
2	<b>PARKING</b>	P	P	P		P	P	P	P	P	P		All parking areas shall comply with the standards set out in 3-400 and 3-600; Parking on unpaved surfaces shall be prohibited. See City code for regulation of heavy load vehicle parking.
3	<b>OUTDOOR DISPLAY AND STORAGE</b>	*	*	*		*	*	*	*	*	*		Requires compliance with 3-600.
4	<b>PRODUCTION FOR RETAIL SALE</b>		P	P			P	P		P	P		Requires products produced on premises to be sold for retail primarily on the premises, unless production is permitted use in the district.
5	<b>LIMITED RETAIL</b>	P				P							Permits retail/services uses which are allowed in the GR district to be located in the O district when entirely within an enclosed building with no exterior entrance to the retail/service use, no exterior on-site advertising or signs, and occupying no more than 10% of the total building area, provided such uses are secondary and complementary to the main office and provide services primarily to office tenants and clients.
6	<b>REFUSE CONTAINER</b> (Ord. 3496/4-15-02)	P	P	P		P	P	P	P	P	P		Prohibits location in a required front or exterior side yard; Requires screening from adjacent streets and residential districts on three sides by construction of a solid masonry fence at least 6 feet in height, provided that no fence shall be required on any sides which are

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**3-203 SCHEDULE OF PERMITTED USES**

**Ord. 3751/7-18-05; Ord. 2650/12-18-89**

SIC CODE	USE DESCRIPTION	O	GR	LC	THN	CV	MU	CB	SS	C	I	PKNG STND	SPECIAL CONDITIONS
													screened by the location of a building or other screening fence. Masonry materials shall be similar to masonry on the main structure. An opening, a minimum 12 feet in width, shall be provided on the fourth side for access by refuse collectors. Such opening shall be situated so that the container is not visible at an angle of greater than 45 degrees from adjacent streets. The Development Review Committee may approve a container location in a required front or exterior side yard or at a greater angle when no other reasonable location is available and may stipulate additional screening requirements in such circumstances
7	COIN-OPERATED AMUSEMENT DEVICES	P	P	P			P	P	<i>P</i>	P	P		Permits a maximum of 4 machines; Requires licensing; Classify more than 4 machines as primary use under 7993.
8	LANDSCAPE IRRIGATION SYSTEMS	P	P	P		P	P	P	P	P	P		
9	PONDS (Over 1 1/2 feet deep)	S	S	S		P	S	S	S	S	S		
10	DRIVE-THROUGH FACILITIES (Ord. 3019/3-6-95)	P	P	P			P	P	<i>P</i>	P	P		Requires a setback of at least 50 feet from any residential district for any drive-through service; For facilities using remote order station or other remote speakers, requires installation of a masonry noise barrier at least 8 feet in height between the drive-through facility and any residential district, provided that a building shall be considered to be a noise barrier. Requires compliance with 3-402C regarding stacking lanes.

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**EXHIBIT "B"**  
**ZTA No. 2008-2**

**3-301 LOT, SETBACK, AND HEIGHT REGULATIONS**  
**2650/12-18-89**

**Ord.**

	<b>O / CV</b>	<b>GR</b>	<b>LC</b>	<b>MU</b>	<b>CB</b>	<b>SS</b>	<b>C</b>	<b>I</b>
<b>A. MAXIMUM LOT COVERAGE (%)</b>	30	30	50	--	50	30	50	75
<b>B. MINIMUM FRONT AND EXTERIOR SIDE YARDS (FEET)</b>	25	25	25	5	See 3-305	40	25	25
<b>C. MINIMUM INTERIOR SIDE AND REAR YARDS (FEET)</b>								
1. Adjacent to Nonresidential District	0	0	0	0	0	0	0	0
2. Adjacent to A District	15	15	15	15	15	15	15	15
3. Adjacent to AG, R, or D District	25 feet or 2 times the height of the building above the grade at the nearest AG, R, or D district boundary, whichever is greater.							
<b>D. MAXIMUM HEIGHT (FEET OR STORY)</b>								
1. With Setbacks Specified Above (Ft)	75	35	75	1 Story	75	35	75	75
2. Increase Height Permitted With Increased Setbacks (See 3-305)	Yes	No	Yes	Yes	Yes	No	Yes	Yes