



Legislation Details (With Text)

File #:	2019-0080	Status:	Approved
Type:	Ordinance	In control:	City Council
File created:	1/24/2019	Final action:	2/14/2019
On agenda:	2/14/2019		
Title:	Consider an ordinance amending Zoning and Development Code, Chapter 2, Article II, Section 2-26, Code of Ordinances (2018 Edition), regarding Residential Lot and Building Dimensional Standards. (First Reading)*		
Sponsors:			
Indexes:			
Code sections:			
Attachments:	1. Ordinance		

Date	Ver.	Action By	Action	Result
2/14/2019	1	City Council	approve	Pass
2/14/2019	1	City Council	dispense with the second reading and adopt	Pass

Consider an ordinance amending Zoning and Development Code, Chapter 2, Article II, Section 2-26, Code of Ordinances (2018 Edition), regarding Residential Lot and Building Dimensional Standards. (First Reading)*

The revisions to the City's Code of Ordinances, creating the Zoning and Development Code, were published on October 1, 2018. Since that time, staff has identified changes which are intended to improve specific sections or to correct errors.

The revisions to *Section 2-26 - Residential lot and building dimensional standards* are to correct errors in the standards for encroachment into setbacks on residential lots. The current code incorrectly includes accessory buildings or structures as prohibited in the rear building setback for residential uses. Instead, accessory buildings or structures are allowed in the rear setback, located at a minimum distance from the rear property line. This revision removes them from the prohibited list.

In addition, unenclosed patios or porches are incorrectly included as being allowed to encroach in the rear setback by a maximum of ten feet. This could result in an unintended consequence where a home addition, consisting of an unenclosed patio or porch, can encroach into the rear setback. In contrast, a covered patio, which is not a structural extension of the main roofline of the house, is considered an accessory structure and is allowed in the rear setback, located at a minimum distance from the rear property line. The revision also clarifies that any allowed encroachment into the front or rear setback is limited to two feet.

The Planning and Zoning Commission conducted a public hearing and voted 8-0 to recommend approval of the amendment to Section 2-26 at their meeting on January 9, 2019. There were no speakers at the hearing.

