

Proposed Code Changes
October 5, 2017

3-1-4: HOME OCCUPATION LICENSES (Replace with the following)

A) Permitted Uses Requiring a Conditional Use Permit and License

1. Home occupations which have an external impact greater than the impact of a normal residential use are required to obtain a CUP and (if granted) a city business license. Impacts to the neighborhood will be evaluated in the following areas:
 - a. Employees: One or more who do not reside in the home.
 - b. Use of an accessory building.
 - c. Traffic: More than six (6) and/or two (2) deliveries per day. More than two (2) vehicles parked
 - d. Offensive Odor.
 - e. Visual: Outside display associated with the home occupation or storage of supplies, equipment, materials and heavy equipment such as backhoes, cranes, etc. Posting of signage.
 - f. Excessive daytime noise.
 - g. Complaints: Neighbors or others being impacted in these or other unforeseen ways.
 - h. Safety: Activities that may create a safety concern or any use dealing with explosive, hazardous or toxic materials.
 - i. Remodel: Alteration of the dwelling site or the structure's exterior.
 - j. Use of public facilities: Any use that causes an additional demand of public facilities or services.
2. Conditional Use Permits are reviewed by and must be approved by the Planning Commission. Applicants must adhere to the Conditional Use Permit procedure.

B) No license required when operated only occasionally by an individual under 18 years old.

C) Occupations not permitted; see 10-12-1:A

3-1-5: FEE FOR LICENSE; ~~EXEMPTION~~

- A) Fee Schedule: There shall be a business license fee schedule in such amounts as established by resolution of the city council. The license shall be effective for the calendar year in which it is issued.
- B) ~~Renewal; Penalty: Renewals are~~ Due by to January 1.
- C) Penalty: If renewal applications for a license are not received in the city office on or before ~~this date~~ January 1, a penalty in such amount as established by the city council will be assessed.
- D) ~~Exemption: No license fee shall be imposed on any person engaged in business for solely religious, charitable, or other types of strictly nonprofit purpose which is tax exempt in such activities under the laws of the United States and the state. (Ord. 04-06-09, 6-8-2004)~~

3-1-6: FEE EXEMPTION

A home occupation owner can apply for fee exemption if the business has no negative impacts to the neighborhood (see 3-1-4).

Rename 3-1-6 as 3-1-7.

Delete sections 3-1-7, 8 and 9.

Rename 3-1-10, 11, 12 and 13 to 3-1-8, 9, 10 and 11

5-4-5:A.

- 2. Use of noisy machinery after 10:00 p.m. or before 7:00 a.m., except for the following:
 - a. Necessary services and/or emergencies as approved by the mayor or public works director.
 - b. Commercial construction requiring special installation times, such as the pouring of large quantities of concrete or laying large quantities of asphalt paving, and as approved by the Mayor or the Public Works Director.

10-12-2: AREA REGULATIONS

A. Residential Space Requirement Chart: The minimum lot sizes and setback distances for residential uses are listed in the following table 2:

Table 2, Residential Space Requirement Chart

<u>Residential Uses</u>	<u>A</u>	<u>R-1-8</u>	<u>R-1-10</u>	<u>R-1-12</u>	<u>PUD</u>
Lot Setbacks					
Principal Uses (in feet):					
Front Yard	50	25 <u>20</u>	25 <u>20</u>	30 <u>25</u>	*
Side Yard (interior lot)	20	10	10	42 <u>10</u>	*
Side Yard (on street)	30	25 <u>20</u>	25 <u>20</u>	30 <u>25</u>	*
Rear Yard	30	20 <u>15</u>	25 <u>15</u>	30 <u>20</u>	*