

Memorandum



To: Planning Commission

From: Christopher Solberg, City Planner

Date: 8/12/2013

Re: Public Hearing regarding text amendments to Section 5.05 – Transitional Agriculture District

Through staff's regular review of the zoning ordinance it was concluded that the "Intent" statement of the Transitional Agriculture District was not appropriate for a city with the development constraints of La Vista. Additional updates to the District were made to further refine the uses to align with the intent of the District.

STAFF RECOMMENDATION:

Staff recommends that the Planning Commission should review the proposed changes and recommend approval to City Council.

Section 5.05 TA Transitional Agriculture District

5.05.01 Intent: The Transitional Agriculture District is established ~~to recognize these properties as agricultural at present with the understanding that they may be suitable for development in the future. This district allows for existing agricultural properties to continue using the land in that manner for the purpose of preserving agricultural resources that are compatible with adjacent urban growth. It is not intended for commercial feedlot operations for livestock or poultry. Because the areas are not in the identified growth areas for the community, the district is designed to limit urban sprawl.~~

5.05.02 Permitted Uses.

- 5.05.02.01 Farming, pasturing, truck gardening, orchards, greenhouses and nurseries, including the sale of products raised on the premises, provided that no livestock feedlot or yard for more than twelve (12) animals shall be established.
- 5.05.02.02 Farm dwellings for the owners and their families, tenants, and employees.
- 5.05.02.03 Public parks and recreation areas, playgrounds and conservation areas including flood control facilities.
- 5.05.02.04 Railroads, not including switching, terminal facilities or freight yards.
- 5.05.02.05 Public overhead and underground local distribution utilities.
- 5.05.02.06 Single family dwelling.
- 5.05.02.07 Churches.
- 5.05.02.08 Hydrogenation process.
- 5.05.02.09 Public services.
- 5.05.02.10 Publicly owned and operated facilities.
- 5.05.02.11 Roadside stands offering for sale agriculture products on the premises.

5.05.03 Permitted Conditional Uses:

- 5.05.03.01 Radio, television and wireless communication towers and transmitters, as per Section 7.11.
- 5.05.03.02 Cemeteries, provided all structures are located at least one hundred (100) feet from all property lines.
- 5.05.03.03 Wastewater treatment facilities.
- 5.05.03.04 Private recreation areas and facilities including country clubs, golf courses (but not miniature golf), and swimming pools.
- 5.05.03.05 Home occupations, as per Section 7.10.
- 5.05.03.06 Raising and care of animals for 4-H, Future Farmer of America (FFA) or other rural/school organizations.
- 5.05.03.07 Wind energy systems on tracts of more than ten (10) acres, as per Section 7.18.
- 5.05.03.09 Airports.
- 5.05.03.10 Campgrounds.
- ~~5.05.03.11 Hospital, nursing home, assisted living, convalescent facilities.~~
- 5.05.03.12 Kennels and stables.
- 5.05.03.13 Water reservoir.

5.05.04 Permitted Accessory Uses:

- 5.05.04.01 Buildings and uses customarily incidental to the permitted and conditional uses.
- 5.05.04.02 Temporary buildings incidental to construction work where such buildings or structures are removed upon completion of work.
- 5.05.04.03 Signs as provided for in Section 7.01 through 7.04.
- 5.05.04.04 Parking as provided for in Section 7.05 through 7.09.
- 5.05.04.05 Private swimming pool, tennis court and other similar facilities in conjunction with a residence.
- 5.05.04.06 Storage or parking of vehicles, boats, campers and trailer, as per Section 7.13.

5.05.05 Height and Lot Requirements:

- 5.05.05.01 The height and minimum lot requirements shall be as follows:

| Uses | Lot Area (Acres) | Lot Width | Front Yard | Side Yard | Rear Yard | Max. Height | Max. Lot Coverage |
|----------------------------------|---------------------|--------------|---------------|--------------|--------------|----------------|----------------------|
| Residential Dwelling | 20 | 660' | 75' | 25' | 25' | 35' | - |
| Other Permitted Uses | 20 | 660' | 75' | 25' | 25' | 45' | - |
| Other Permitted Conditional Uses | 20 | 660' | 75' | 25' | 25' | 45' | - |
| Accessory Buildings | - | - | 100' | 25' | 10' | 17' | - |