

FAILED/DEFEATED ON JANUARY 9, 2018

Commission Information:

Initiated by: Planning and Zoning Commission
Commission Agenda: October 16, 2014
Action: Recommend Approval
Vote: 5-0

Council Information:

Introduced by: City Manager Hannan
Introduced: April 14, 2015
Public Hearing: April 28, 2015
Action: Referred to Planning and Zoning Commission
Council Agenda: September 26, 2017
Action: Referred to Planning and Zoning Commission

Commission Information:

Commission Agenda: November 16, 2017
Action: Recommend Defeat
Vote: 6 Yes/1 Absent (Maxwell)

Council Information:

Presented by: City Manager Wallace
Council Agenda: January 9, 2018
Action: Defeated
Vote: 0 Yes/7 No

Yes:	No:
	Best
	Carrington
	Combs
	DeVries
	Fuller
	Hanson
	LaFrance

CITY OF PALMER, ALASKA

Ordinance No. 15-003

An Ordinance of the Palmer City Council Amending Palmer Municipal Code Chapter 17.08 Definitions, to include Section 17.08.072 Building or Structure, Temporary; adding Temporary Buildings or Structures as Conditional Uses under Chapter 17.28 Limited Commercial District, Chapter 17.32 General Commercial District, Chapter 17.36 Industrial District and Chapter 17.58 Business Park District; and to amend Chapter 15.08 to Delete a Portion of Section 15.08.3103 Temporary Buildings or Structures

THE CITY OF PALMER, ALASKA ORDAINS:

Section 1. Classification. This ordinance shall be permanent in nature and shall be incorporated into the Palmer Municipal Code.

Section 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Section 3. Chapter 17.08 Definitions is amended to enact 17.08.072 Building or Structure, Temporary as follows (new language is underlined and deleted language is stricken):

17.08.072 Building or Structure, temporary.

"Temporary building" means a building or structure that covers an area in excess of 120 square feet that is capable of being immediately moved and intended for use in excess of six months; temporary buildings associated with the construction of a permitted use are exempt during such construction and an additional period not to exceed 90 days.

Section 4. Section 17.28.030 Conditional Uses in the Limited Commercial District is amended to include 17.28.030 G. as follows (new language is underlined and deleted language is stricken):

17.28.030 Conditional uses.

Uses which may be permitted in the C-L district by obtaining a conditional use permit are:

- A. Utility substations;
- B. Funeral parlors;
- C. Residential care facilities;
- D. Brewpubs;
- E. Wineries;
- F. Public and private schools;
- G. Temporary buildings or structures.

Section 5. Section 17.32.030 Conditional Uses in the General Commercial District is amended to include 17.32.030 H. as follows (new language is underlined and deleted language is stricken):

17.32.030 Conditional uses.

Uses which may be permitted in the C-G district by obtaining a conditional use permit are:

- A. Laundry and linen supply service, dry-cleaning businesses;
- B. Propane or butane service;
- C. Car washes;
- D. Crematory;
- E. Welding service and supplies;
- F. Mental health facility;
- G. Residential care facilities;
- H. Temporary buildings or structures.

Section 6. Section 17.36.030 Conditional Uses in the Industrial District is amended to include 17.36.030 A.12. as follows (new language is underlined and deleted language is stricken):

17.36.030 Conditional uses.

- A. The following uses may be permitted by obtaining a conditional use permit:
 - 1. Concrete and concrete products manufacture;
 - 2. Coal yard;

3. Contractor's equipment yard;
 4. House moving business;
 5. Sewage treatment plants;
 6. Industrial planned unit development;
 7. Airport and heliports;
 8. Slaughterhouses;
 9. Uses and structures which are determined by the commission to be potentially noxious or injurious to other properties by reason of production or emission of excessive dust, smoke, refuse matter, odor, gas fumes, noise, vibration or similar substances or conditions;
 10. Quarters for caretaker, guard or other persons whose permanent residency on the premises is required for operational safety, or protective purposes or as quarters or accommodations for persons engaged in certain industrial operations whose residency in the vicinity satisfies conditions or requirements of the work;
 11. Power plants;
 12. Temporary buildings or structures.
- B. The following uses may be permitted by obtaining a conditional use permit, and must be enclosed on all sides by a site-obscuring fence not less than six feet in height if the use is located on a lot which abuts an arterial or higher classification road as recognized by the city of Palmer, or the lot abuts or is immediately across a recognized public right-of-way or easement from any lot not zoned industrial:
1. Salvage, wrecking or junk yard.

Section 7. Section 17.58.040 Conditional Uses in the Business Park District is amended to include 17.58.040 G. as follows (new language is underlined and deleted language is stricken):

17.58.040 Conditional uses.

Uses which may be permitted in the BP district by obtaining a conditional use permit are:

- A. Insurance and real estate offices;
- B. Financial institutions;
- C. Business and professional offices;
- D. Employment agencies;
- E. Direct selling organizations;
- F. Cleaning, laundry or dyeing plants;
- G. Temporary buildings or structures.

Section 8. Chapter 15.08 is amended as follows (new language is underlined and deleted language is stricken):

~~**15.08.3103 Temporary buildings or structures.**~~

~~No temporary building or structure shall remain in place longer than six months without City council approval.~~

Section 9. Effective date. Ordinance No. 15-003 shall take effect upon adoption by the City of Palmer City Council.

Failed on this 9th day of January, 2018.