



**ORDINANCE NO. 1055**

**AN ORDINANCE AMENDING ORDINANCE NO. 1026 PROVIDING FOR SUBSTANTIVE AND NON-SUBSTANTIVE CHANGES; INCLUDING ADDING MEDIUM DENSITY RESIDENTIAL AND MIXED USE ZONES TO THE PEDESTRIAN EMPHASIS ZONE; REDUCE PARKING LOT SETBACKS IN HIGH DENSITY RESIDENTIAL ONE (HDR1) AND HIGH DENSITY RESIDENTIAL TWO (HDR2) TO TEN FEET; ADD HOUSEHOLD GOODS, WAREHOUSING, AND STORAGE AS PERMITTED CONDITIONAL USES TO MIXED USE TWO (MU2); REQUIRE ACCESSORY BUILDINGS LARGER THAN (200) SQUARE FEET TO MEET THE SAME SIDE YARD REQUIREMENTS AS PRINCIPAL BUILDINGS OR TALLER THAN (10) FEET IN HEIGHT; AND PROVIDING FOR THE EFFECTIVE DATE OF THIS ORDINANCE.**

BE IT ORDAINED BY the City of Rexburg, Idaho:

**SECTION I:** The Development Code of the City of Rexburg, Idaho, is hereby amended by the following:

- A. Amend Development Code Chapter 2 Section 2.1 to add Medium Density Residential (MDR) Zones and Mixed Use (MU) Zones to the Pedestrian Emphasis (PEZ) Zones;
- B. Amend Development Code Chapter 3 Section 3.9.080 (minimum yard requirements shall apply in the High Density Residential One (HDR1) Zone): Yard Requirements to reduce "parking lot" front yard setbacks to ten (10) feet;
- C. Amend Development Code Chapter 3 Section 3.10.080 (minimum yard requirements applying in the High Density Residential Two (HDR2) Zone): Yard Requirements to reduce "parking lot" front yard setbacks to ten (10) feet;
- D. Amend Development Code Chapter 3 Section 3.14.020 (Mixed Use Two (MU2) Zone Permitted Conditional Uses – add Code 6379 Household Goods, Warehousing and Storage);
- E. Amend Development Code Chapter 4: Supplementary Regulations Section 4.4 (Accessory Buildings larger than two hundred (200) square feet shall meet the same side yard requirements as principal buildings or taller than ten (10) feet in height); and other miscellaneous changes to clarify the Development Code.

**SECTION II:** Providing for other substantive and non-substantive changes in the Development Code as recommended and approved by the Planning and Zoning Commission of the City of Rexburg, Idaho:

**SECTION III:** Repeal. All other ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

**SECTION IV:** The City of Rexburg, Idaho City Council shall enact this Ordinance No. 1055 amending Ordinance 1026 otherwise known as THE DEVELOPMENT CODE OF THE CITY OF REXBURG, IDAHO upon its passage, approval and publication.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR this 3<sup>rd</sup> day of November, 2010.

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Richard S. Woodland, Mayor

(SEAL)

