ORDINANCE 84 - 15

To Amend Section 20.07.10.01 of the Bloomington Municipal Code Entitled "Zoning Ordinance of the City of Bloomington"

WHEREAS, the Common Council passed a Zoning Ordinance amendment in 1980 instituting the category of "Temporary Uses" which is codified in Title 20 of the Bloomington Municipal Code; and

WHEREAS, the Plan Commission has considered amendments to Section 20.07.10.00 Temporary Uses and recommended to the Common Council that the following amendment be made:

NOW, THEREFORE BE IT HEREBY ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA THAT:

SECTION I. Section 20.07.10.00, Temporary Uses, shall be amended to read as follows:

20.07.10.00 Temporary Uses The following uses are deemed temporary and shall be permitted subject to conditions listed below.

USE	ZONE IN WHICH PERMITTED	DURATION OF PERMIT, FOR A SITE ONCE PER YEAR, NOT RENEWABLE	CONDITIONS
Carnival or Circus	Any B or M zone	15 days	Setback 100 feet from any R district. Off-street parking required.
Christmas Tree Sales	Any zone	30 days	Unsold trees must be removed.
Contractor Office & Equipment Storage	Any zone, on or adjacent to the construction site	Construction period	Removal on completion of construction. No sleeping or cooking facilities.
Real Estate Sales Office	Any zone, on site of development	Initial marketing period	No sleeping or cooking facilities. Only for marketing of on-site residences.
Religious Tent Meeting	Any non-residential zone	30 days	Off-street parking required.
Seasonal Sale of Farm Produce	Any RE zone	4 months	Stands must be removed when not in use.
Temporary Retail or Wholesale Activity	BA, BG, and SI zones	15 days	A scale site plan shall be submitted showing both building area and open space area devoted to storage, display, and sales, parking, and access. Paved parking, subject to all applicable setback and dimensional requirements shall be provided for the area involved in storage, display, and sales, whether building or open space, in the number specified in section 20.14.02.00 Such parking shall

			not displace the minimum required parking for any existing use of the premises. The parking area shall utilize existing approved driveways without obstruction, or temporary access arranged in conformance with applicable standards as shown on an approved site plan. Signage shall be subject to the area and other dimensional requirements of chapter 20.17. The activity shall not be arranged or conducted so as to transact business with vehicles stopped in the public right-of way.
Yard/Garage Sales	Any residential zone	3 days	No permit is required, but sales are subject to the following conditions; One event every four months per household and all signs must be removed within five (5) days.

SECTION II. Section 20.04.01.00, Definitions, shall be amended to include the following:

"Temporary Use" means the uses specified in Section 20.07.10.00 of this title, as distinguished from the same uses when permitted in full compliance with all applicable zoning, site plan, construction, and permit requirements. Temporary uses shall include uses conducted from tents, trailers, and other temporary structures not erected under the state and local permit processes for permanent buildings. "Temporary Use" shall not include events sponsored by the public on park, right-of-way, or other public lands.

SECTION III. Severability. If any section, sentence or provision of this ordinance or the application thereof to any person or circumstance shall be declared invalid, such invalidity shall not affect any of the other parts of this ordinance which can be given effect without the invalid part, and to this end the provisions of this chapter are declared to be severable.

SECTION IV. The ordinance shall be in full force and effect from and after its passage by the Common Council and approval by the Mayor.

PASSED and ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this 18 day of April, 1984.

Patricia A. Gross
PATRICIA GROSS, President
Bloomington Common Council

ATTEST:

Patricia Williams
PATRICIA WILLIAMS, City Clerk

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County,

Indiana, upon this 19 day of April, 1984.

Patricia Williams
PATRICIA WILLIAMS, City Clerk

SIGNED and APPROVED by me upon this 19 day of April, 1984.

Tomilea Allison
TOMILEA ALLISON, Mayor
City of Bloomington

SYNOPSIS

This ordinance would introduce changes to the zoning regulations for temporary uses, including standards for temporary sales.

4/23/84
Copies to:
1. Planning
2. Legal
3. Engr.
4. Police
5 Controller