

ORDINANCE 882

AN ORDINANCE AMENDING TITLE XV, CHAPTER 152, AMENDING SECTION 152.027 RELATED TO A SEXUALLY ORIENTED BUSINESS AS A SPECIAL PERMITTED USE IN THE I2 ZONE; PROVIDING FOR PENALTIES; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF GOTHENBURG, NEBRASKA AS FOLLOWS:

Section 1. Title XIII, Chapter 152, is hereby amended by amending Section 152.027 of the Gothenburg Municipal Code to read as follows:

(A) *Intent.* The intent of this district is to provide space for certain commercial and a wide range of industrial uses. Residential and other similar uses are prohibited from this district in order to limit environmental effects associated with certain commercial and industrial uses.

(Ord. 850, passed 8-4-2009, § 509.01)

(B) *Permitted principal uses and structures.* The following shall be permitted as uses by right:

- (1) Wholesale, storage, and warehouse uses;
- (2) Agricultural uses, except feedlots; and
- (3) Industrial and manufacturing uses which comply with appropriate state and federal regulations.

(Ord. 850, passed 8-4-2009, § 509.02)

(C) *Permitted accessory uses and structures.* The following accessory uses and structures shall be permitted:

- (1) Accessory uses and structures normally appurtenant to be the permitted uses and structures, and to uses and structures permitted as exceptions; and
- (2) Offices, retail stores, and watchperson's living quarters incidental to and on the same site with an industrial use.

(D) *Minimum lot requirements.* No limitations.

(Ord. 850, passed 8-4-2009, § 509.04)

(E) *Minimum yard and height requirements.*

(1) *Front yard.* There shall be a minimum front yard of not less than a depth of 20 feet from the property line.

(2) *Rear yard.* No limitations.

(3) *Side yard.* No limitations.

(4) *Maximum height.* No limitations.

(Ord. 850, passed 8-4-2009, § 509.05)

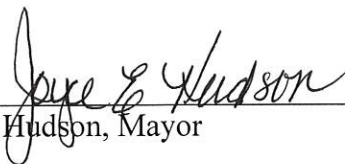
(F) *Prohibited uses and structures.* All residential dwellings of any kind shall be prohibited in the I-2 Industrial District.

(G) *Special permitted use.* A sexually oriented business as defined in Article XIII, Chapter 132, Section 132.04 of the Gothenburg Municipal Code may be granted as a special permitted use if granted pursuant to Article XV, Chapter 152, Sections 152.075 and 152.076.

Section 2. All ordinances or parts of ordinances in conflict herewith are hereby repealed.


Section 3. This ordinance shall become effective after its posting and publication as provided by law. Passed and approved this 5th day of March, 2013.

City of Gothenburg,



Joyce Hudson, Mayor

ATTEST:



Connie Dalrymple, City Clerk

APPROVED AS TO FORM:

Michael L. Bacon, City Attorney