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BROOKINGS ORDINANCES

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ORDINANCE NO. 89-O-454

AN ORDINANCE AMENDING SECTIONS 88, 108, 132, 172, AND 176 OF THE LAND DEVELOPMENT CODE.

[See the Land Development Code for amendments]

[See Ordinance No. 89-O-454 in its entirety in original ordinance books]

ORDINANCE NO. 89-O-454**AN ORDINANCE AMENDING SECTIONS 88, 108, 132, 172, AND 176 OF THE LAND DEVELOPMENT CODE.****Sections:**

- Section 1. Amendment to Section 132. 040.
- Section 2. Amendment to Section 108.050.
- Section 3. Amendment to Section 172.050.
- Section 4. Amendment to Section 176.040.
- Section 5. Amendment to Section 176.050.
- Section 6. Amendment to Section 176.050.
- Section 7. Amendment to Section 176.050.
- Section 8. Amendment to Section 88.050.

The city of Brookings ordains as follows:

Section 1. Amendment to Section 132. 040. Section 132.040, Subsection A., paragraph 2 is amended as follows:

132.040 Exception to yard requirements.

A. Projection into required yards. Certain architectural features may project into required yards or courts as follows:

2. Fire escapes, open uncovered porches, balconies, decks, landing places, or outside stairways may not in any case extend more than 24 inches into any required side or rear yards, and not exceeding six (6) feet into any required front yard. In the case of dwellings existing on the effective date of adoption of this code and which have a front yard setback at or less than that required by the applicable zoning district regulation, an enclosed covered entry porch may project into the required front yard not exceeding six (6) feet and the enclosed porch may not exceed 36 square feet in area. This is not to be construed as prohibiting open porches, patios, stoops or decks not exceeding 30 inches in height and not approaching closer than 18 inches to any lot line.

Section 2. Amendment to Section 108.050. Section 108.050, Subsection C is amended as follows:

Section 108.050 Dwelling group standards.

C. Access. Every building containing a dwelling in the group shall be within 60 feet of an access roadway having a curb to curb section of at least 20 feet in width providing vehicular access from a public street.

Section 3. Amendment to Section 172.050. Section 172.050, Street Lights, is amended by re-lettering the subsections as A, B, C, D and E. (in lieu of A, B, B, C, and D).

Section 4. Amendment to Section 176.040. Section 176.040, Subsection D is amended as follows:

Section 176.040 Lot line adjustments.

D. Appeals. The final action of the city manager or his designee may be appealed pursuant to section 160 of this code.

Section 5. Amendment to Section 176.050. Section 176.050, Subsection B, paragraph 1 is amended as follows:

Section 176.050 Minor partitions.

Subsection B. Application and submittal requirements.

1. Drawn in ink, suitable for reproduction (mylar material), on a map no smaller than 11" x 17".

Section 6. Amendment to Section 176.050. Section 176.050, Subsection D, is amended as follows:

Section 176.050 Minor partitions.

Subsection D. Filing an approved final map.

1. File a survey map with the Curry County Surveyor within 90 days of approval and signature of the parcel map by the city of Brookings, and failure to file same within

said time period shall render the approval null and void.

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2. File the deeds and/or descriptions resulting from the minor partition approval creating the parcels with the Curry County Assessor's Office within 10 working days of filing the survey map with the Curry County Surveyor.

3. Within 10 days after filing the survey map with the county surveyor, the owner/developer shall provide the city two (2) blue-line prints of the survey map.

Section 7. Amendment to Section 176.050. Section 176.050, Subsection E, is added as follows:

Section 176.050 Minor partitions.

E. Appeals. The final action of the planning commission may be appealed to the city council pursuant to section 156 of this code.

Section 8. Amendment to Section 88.050. Section 88, Sign Regulations, Section 88.050, Residential districts, Subsections A, Neighborhood identification and B, Multiple-family residential and conditional uses, are amended by changing the maximum area allowance for signs for neighborhood identification and multiple-family residential and conditional uses from 20 square feet to 40 square feet, as follows:

Section 88.050 Residential districts. Signs in residential districts shall be permitted as follows:

A. Neighborhood identification. One (1) freestanding sign shall be permitted at each entry point to developments with more than ten (10) lots. Said neighborhood identification sign shall not exceed forty (40) square feet in area per sign, nor exceed five (5) feet in height, subject to Section 88.040, subsection F, line 7.

B. Multiple-family residential and conditional uses. Where otherwise permitted, one (1) identifying sign of not more than forty (40) square feet, either attached to the building or freestanding, shall be permitted for multiple-family dwellings containing four

(4) or more dwelling units and conditional uses. If freestanding, the sign shall be mounted in a planter or landscaped area and shall not exceed five (5) feet in height, nor shall it be located within ten (10) feet of any property line, subject to Section 88.040, subsection F, line 7.

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First reading:

Second reading:

Passage:

Fred Hummel
Mayor

ATTEST:

Beverly S. Shields
City Recorder