
Sec. 59-261. Generally.

The provisions of this division apply to all lands, uses and structures in B-A-1, B-A-2, B-A-3 and B-A-4 districts.
(Ord. No. 361-03, § 3, eff. 5-23-03)

Sec. 59-262. Uses allowed in these districts.

The following is a list of uses with notations as to whether they are permitted, conditional, limited, or have other requirements as listed in the matrix and the sections which follow. Uses not listed are not allowed in any of these districts. Uses left blank are not allowed in that district. Permitted uses are uses by right.

<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Residential</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Assisted living facility</td>
<td>P</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Dwelling, multiple unit</td>
<td>P</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Dwelling, single unit</td>
<td>P</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Residence for older adults</td>
<td>P</td>
<td></td>
<td>P</td>
<td></td>
</tr>
<tr>
<td>Residential, institutional/special</td>
<td>L13</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Rooming and/or boarding house</td>
<td>P</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Retail, service, office</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Animal sales, service, care, household pets only</td>
<td>P</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Auto pawn lot, auctioneer for automobiles, large vehicles or heavy equipment</td>
<td>L21</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Automobile gasoline filling station, emissions inspection</td>
<td>P</td>
<td>P</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Automobile repair garage</td>
<td>L26</td>
<td>L26</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Automobile wash, laundry and/or polishing shop*</td>
<td>L32</td>
<td>L32</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Automobile, motorcycle, light truck sales, leasing, rental*</td>
<td>L34</td>
<td>P</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Banking and financial services</td>
<td>P</td>
<td>P</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Bookstore</td>
<td>P</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Communications service</td>
<td>L41</td>
<td>L41</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Eating place</td>
<td>L1/L192</td>
<td>L43/L192</td>
<td>L1/L192</td>
<td></td>
</tr>
<tr>
<td>--------------------------------------------------------------------</td>
<td>-------</td>
<td>-------</td>
<td>-------</td>
<td>-------</td>
</tr>
<tr>
<td>Food preparation and sales, commercial</td>
<td></td>
<td></td>
<td></td>
<td>P</td>
</tr>
<tr>
<td>Food sales or market, large</td>
<td></td>
<td></td>
<td>L51</td>
<td></td>
</tr>
<tr>
<td>Food sales or market, small</td>
<td></td>
<td></td>
<td>L51</td>
<td></td>
</tr>
<tr>
<td>Furniture, furnishings, retail sale, large scale</td>
<td></td>
<td></td>
<td></td>
<td>P</td>
</tr>
<tr>
<td>Garden supply store</td>
<td></td>
<td></td>
<td>P*</td>
<td></td>
</tr>
<tr>
<td>Home building materials and supplies, sales, or rental</td>
<td></td>
<td></td>
<td></td>
<td>P</td>
</tr>
<tr>
<td>Hotel</td>
<td>P</td>
<td>P</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Liquor store</td>
<td></td>
<td></td>
<td>D7</td>
<td></td>
</tr>
<tr>
<td>Motel</td>
<td>P</td>
<td>P</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Office: nondental, nonmedical</td>
<td>L63</td>
<td></td>
<td>P</td>
<td></td>
</tr>
<tr>
<td>Printing service, publishing, business support</td>
<td>P</td>
<td>P</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Retail, service, repair, consumer, large scale</td>
<td></td>
<td></td>
<td>L71</td>
<td></td>
</tr>
<tr>
<td>Retail, service, repair, consumer, medium scale</td>
<td></td>
<td></td>
<td>L71</td>
<td></td>
</tr>
<tr>
<td>Retail, service, repair, consumer, small scale</td>
<td>L76</td>
<td>L71</td>
<td>L76</td>
<td>L83</td>
</tr>
<tr>
<td>Retail, service, repair, consumer, special</td>
<td>L76</td>
<td>L71</td>
<td>L83</td>
<td></td>
</tr>
<tr>
<td>Service, repair, commercial</td>
<td>L87</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Vehicle, equipment sales, leasing, service, rental*</td>
<td></td>
<td></td>
<td></td>
<td>L90</td>
</tr>
<tr>
<td><strong>Industrial, wholesale, transportation, utilities</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Helipad, helistop, heliport*</td>
<td>L98</td>
<td></td>
<td>L98</td>
<td></td>
</tr>
<tr>
<td>Manufacturing, fabrication, and assembly, heavy</td>
<td></td>
<td></td>
<td>L100</td>
<td></td>
</tr>
<tr>
<td>Parking of vehicles*</td>
<td>L104</td>
<td>L104</td>
<td>L104</td>
<td>L106</td>
</tr>
<tr>
<td>Railway right-of-way*</td>
<td>P</td>
<td>P</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Utility, major impact</td>
<td></td>
<td></td>
<td>L115</td>
<td></td>
</tr>
<tr>
<td>Utility, minor impact</td>
<td></td>
<td></td>
<td>P</td>
<td></td>
</tr>
<tr>
<td>Vehicle storage, commercial*</td>
<td></td>
<td></td>
<td></td>
<td>P</td>
</tr>
<tr>
<td>Wholesale trade, light, and/or storage of nontoxic, nonhazardous materials</td>
<td></td>
<td></td>
<td>L126</td>
<td></td>
</tr>
<tr>
<td><strong>Arts, entertainment, recreation, institutions</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Ambulance service</td>
<td></td>
<td></td>
<td></td>
<td>P</td>
</tr>
<tr>
<td>Child care center</td>
<td>P</td>
<td>P</td>
<td></td>
<td>P</td>
</tr>
<tr>
<td>Church, religious institution</td>
<td>P</td>
<td>P</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Clinic, office, laboratory, dental or medical</td>
<td></td>
<td></td>
<td>P</td>
<td></td>
</tr>
<tr>
<td>Club or lodge</td>
<td>L136</td>
<td></td>
<td>P</td>
<td></td>
</tr>
<tr>
<td>Community or senior center or recreational facility</td>
<td>P</td>
<td>P</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
### Key:
P = Permitted
L = Uses permitted with limitations
D = Uses permitted with distance requirements
* = Need not be enclosed
(Blank) = Not permitted

<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Conference center, meeting hall</td>
<td>P</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Fire station</td>
<td>P</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Golf course*</td>
<td>P</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Library</td>
<td>P</td>
<td>P</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Mortuary</td>
<td>P</td>
<td></td>
<td>P</td>
<td></td>
</tr>
<tr>
<td>Museums, other special purpose cultural institutions</td>
<td>P</td>
<td></td>
<td>P</td>
<td></td>
</tr>
<tr>
<td>Parks, public, open space, associated buildings*</td>
<td>P</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Police station</td>
<td>P</td>
<td></td>
<td>P</td>
<td></td>
</tr>
<tr>
<td>Postal facility, neighborhood</td>
<td>P</td>
<td></td>
<td>P</td>
<td></td>
</tr>
<tr>
<td>Recreation services, indoor</td>
<td>P</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Recreation services, outdoor*</td>
<td>P</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>School, elementary or secondary</td>
<td>P</td>
<td></td>
<td>P</td>
<td></td>
</tr>
<tr>
<td>School, vocational or professional</td>
<td>L154</td>
<td></td>
<td>P</td>
<td></td>
</tr>
<tr>
<td>Theater, indoor</td>
<td>P</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>University or college</td>
<td>L154</td>
<td></td>
<td>P</td>
<td></td>
</tr>
</tbody>
</table>

### Construction, mining, agriculture

<table>
<thead>
<tr>
<th>Use</th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Contractors, special trade, general</td>
<td></td>
<td>L165</td>
</tr>
</tbody>
</table>

Uses allowed in all districts unless restricted by special limitations (See chapter 59, article III, division 2)

Residential care uses (See § 59-82)

Uses allowed by temporary permit (See § 59-86)

Accessory uses (See § 59-87)

Home occupations (See § 59-89)

(Ord. No. 361-03, § 3, eff. 5-23-03; Ord. No. 228-05, § 7, eff. 4-15-05; Ord. No. 326-06, § 7, eff. 5-26-06; Ord. No. 340-06, § 15, eff. 6-9-06; Ord. No. 57-09, § 13, eff. 1-30-09)

### Sec. 59-263. Distance requirements.

The following defines the distance requirement enumerated in the use chart in section 59-262:

*D7* No liquor store or drugstore licensed to sell package liquors, not existing or operating on August 31, 1997, shall be established, operated, or maintained within one thousand (1,000) feet of another liquor store or drugstore licensed to sell package liquors. No liquor store or...
drugstore licensed to sell package liquors, not existing or operating on July 31, 2000, shall be established, operated, or maintained within one thousand (1,000) feet of a community corrections facility.

(Ord. No. 361-03, § 3, eff. 5-23-03)

Sec. 59-264. Limitations.

The following define the limitations enumerated in the use chart in section 59-262:

*L1* Eating place; providing that upon application to and issuance by the department of zoning administration of a permit therefor the aforesaid use need not be enclosed to the extent that tables and seats may be placed out of doors, and food served thereat provided further that:

a. If such an outdoor eating area is fifty (50) feet or more from the nearest boundary of any RS-4, R-0, R-1, R-X, R-2, R-2-A, R-2-B, R-3-X or R-3 districts, it shall be subject to the following conditions:
   1. The outdoor eating area shall be contiguous to the eating place to which it is accessory; and
   2. The outdoor eating area shall be clearly delimited by fences, walls or plant materials.
   3. No required off-street parking spaces shall be used for the outdoor eating area.
   4. Each permit shall be valid for a period of not more than one (1) year but, upon application, may be renewed. Failure to comply with all of the above conditions shall be cause for revocation of the permit.

b. If such an outdoor eating area is less than fifty (50) feet from the nearest boundary of any RS-4, R-0, R-1, R-X, R-2, R-2-A, R-2-B, R-3-X or R-3 district, it shall be subject to the approval of the board of adjustment under the provisions of section 59-54(3)u.

(Ord. No. 228-05, § 8, eff. 4-15-05)

*L13* Limited to parish house, monastery, convent or similar institution of religious training.

*L21* Limited to auctioneer for automobiles.

*L26* Need not be enclosed provided that the unenclosed part of such use comply with all specifications for maintenance of off-street parking space except the limitation against sale.

*L32* Automobile laundry, including steam cleaning, if visible steam is not discharged directly into the outside air.

*L34* In the B-A-3 district only, limited to:
   a. Motorcycles or motor-scooter store.
   b. Automobile rental service operated in accordance with all the following standards:
      1. Storage of all rental automobiles shall be located on the same zone lot as the office for the automobile rental service;
2. Not more than fifteen (15) rental automobiles shall be stored at any one (1) location;  
3. No mechanical or maintenance work on automobiles shall be done on the premises;  
4. The land area assigned for storage of rental automobiles shall not be included for computation of any required off-street parking space.

_L41_ Limited to radio and television broadcasting, including transmitter.

_L43_ Need not be enclosed to the extent that tables and seats may be placed out of doors, and food served thereat, subject to all of the following conditions:
   a. The outdoor eating area shall be contiguous to the eating place to which it is accessory; and  
   b. The outdoor eating area shall be clearly delimited.  
   c. Any part of the serving area located outside of the completely enclosed structure shall have a hard, all weather surface.

_L51_ Fruit or vegetable store need not be enclosed to the extent that the unenclosed portion shall not exceed in area one-fourth the gross floor area of the structure containing the use by right.

_L63_ Any office in which chattels or goods, wares or merchandise are not commercially created, displayed, exchanged or sold.

_L71_
   a. Excludes:
      1. Automobile accessories;  
      2. Picture frames;  
      3. Art goods and supplies;  
      4. Linoleum and tile;  
      5. Medical and hospital equipment and supplies.  
   b. Limitations:
      1. Dry cleaning, laundry limited to collection and distribution station for laundry and dry cleaner;  
      2. Repair limited to apparel; shoes; jewelry, watches, and clocks.  
      3. Gun sales limited to accessory use to a sporting goods store.  
      4. Retail, service, repair, special limited to: appliances; monuments and tombstone sales at retail: need not be enclosed; provided, however, that if the zone lot on which the use is conducted abuts a residential district or is separated from the residential district only by an alley, any outdoor display shall be screened from the residential district by means of some planting, a fence or wall.
Limited to art gallery, business machines store.

Limited to: automobile accessory store, auctioneer.

Limited to cleaning with non-flammable cleaning agents only.

Limited to:

1. Boat sales or repair, not including dismantling or wrecking; need not be enclosed, provided that the unenclosed part of such use shall comply with all specifications for maintenance of off-street parking space except the limitation against sales;

2. Automobiles; automobile trailers; house trailers; recreation vehicles; but no commercial wrecking, dismantling or junkyard; need not be enclosed provided that the unenclosed part of such use shall comply with all specifications for maintenance of off-street parking space except for the limitation against "sale."

Limited to landing and take off area for police rotorcraft, not including maintenance, repair, fueling or hangar facilities.

Limited to tire recapping shop.

Parking of vehicles; need not be enclosed, provided that such use shall comply with and maintain all setbacks for structures as required in this district.

Parking of vehicles, need not be enclosed.

Limited to enclosed water reservoir.

Limited to newspaper distribution station.

Limited to a lodge for a religious or quasi-religious order, a charitable, nonprofit organization or a veterans organization; private and operated for the benefit of members and not for gain.

Any school not permitting the use of machinery; other than office machines and mechanical or machinery parts of household appliances used for instruction of or practice by the student. Repair as a service or the sale of repaired appliances prohibited. Classes or other school activities not permitted after 11:00 p.m.

Limited to:

1. Exterminators;

2. Interior decorators;

3. Electrical contractor;

4. Sign contractor.

Any drive-through facility on a zone lot that is adjacent to a residentially zoned zone lot shall be limited by all of the following criteria.
a. If the facility is visible from a public street or a residential district, an opaque screen shall be provided along the visible portion of the drive through queuing and operating lane. Such screen shall at least meet the requirements for screening found in the rules and regulations for the landscaping of parking areas.

b. There shall be no glare from permanent lighting or vehicle headlights projected onto residential uses. To ensure glare is controlled, all external lights shall have fully shielded fixtures. Light trespass onto residential uses shall not exceed three-tenths (0.3) of a foot candle.

c. The manager of public works shall only approve curb cuts providing access to the site that do not unreasonably interfere with automobile or pedestrian traffic and shall only approve queuing lanes if they are adequate to prevent backups onto public streets.

d. No device that amplifies sound shall be so designed or operated that the amplified sound can be perceived on any residentially zoned lot.

e. All parts of any drive-through facility shall be separate from parking circulation aisles.

f. Any drive-through facility located on a zone lot that is adjacent to a residentially zoned zone lot and which has any portion of the facility located eighty-five (85) feet or less from the residentially zoned zone lot may only be open during the hours of 5:30 am to 11:00 pm, Sunday through Thursday and 5:30 am to midnight Friday and Saturday.

g. This limitation L192 applies only to drive through facilities that commence operations after June 1, 2006.

(Ord. No. 326-06, § 8, eff. 5-26-06)
(Ord. No. 361-03, § 3, eff. 5-23-03)

Sec. 59-265. Limitations on external effects of uses.

External effects of uses, as regulated by section 59-92.

(Ord. No. 361-03, § 3, eff. 5-23-03)

Sec. 59-266. Permitted structures.

(a) Zone lot for structures. A separate ground area, herein called the zone lot, shall be designated, provided and continuously maintained for each structure containing a use or uses by right. Each zone lot shall have at least one (1) arterial front line and shall be occupied only by the structure containing a use or uses by right and a subordinate structure or structures containing only accessory uses. Upon application to and approval by the department of zoning administration, the boundaries and area of a designated zone lot may be amended if full compliance with all requirements of this chapter can be maintained.

(Ord. No. 895-03, § 40, eff. 12-2-03)

(1) In the B-A-1 district. The zone lot for each structure shall be not less than one hundred (100) feet wide at the arterial front setback line for structures and shall contain not less than eighteen thousand (18,000) square feet; provided, however, that the minimum width may be reduced to fifty (50) feet wide at the arterial front setback line and
the minimum lot area may be reduced to six thousand (6,000) square feet on a zone lot for a structure used as a single unit dwelling, if such zone lot is adjoined on both sides by zone lots with structures thereon or adjoined on one (1) side by a street and on the other side by a zone lot with a structure or structures thereon.

(2) **In the B-A-2 district.** The zone lot for each structure shall be not less than one hundred (100) feet wide at the arterial front setback for structures and shall contain not less than fifteen thousand (15,000) square feet.

(3) **In the B-A-3 district.** The zone lot for each structure shall be not less than one hundred (100) feet wide at the arterial front setback for structures and shall contain not less than twelve thousand (12,000) square feet.

(4) **In the B-A-4 district.** The zone lot for each structure shall be not less than one hundred (100) feet wide at the arterial front setback for structures and shall contain not less than fifteen thousand (15,000) square feet.

(b) **Location of structures.** Except as otherwise hereinafter provided, the space resulting from the following setbacks shall be open and unobstructed:

(1) **Front setback in the B-A-1, B-A-2, and B-A-3 districts:**

   a. **Arterial front setback.** All structures shall be set in a distance of not less than thirty (30) feet in the B-A-1 district, or twenty (20) feet in the B-A-2 and B-A-3 districts, from the arterial front line of the zone lot. The space resulting from the foregoing setback shall be utilized only for swimming pools, access to the use by right, landscaping, horseshoe pitching, croquet and other lawn sports requiring no substantial permanent improvements above grade; provided, however, that for zone lots having an arterial front line of two hundred (200) feet or less paved access shall not exceed fifty (50) linear feet and for zone lots having an arterial front line of more than two hundred (200) feet paved access shall not exceed twenty-five (25) percent of the arterial front line.

   b. **Front setback.** All structures shall be set in a distance of not less than fifteen (15) feet in the B-A-1 district, or ten (10) feet in the B-A-2 and B-A-3 districts, from any non-arterial front line or lines of the zone lot. The space resulting from the foregoing setbacks shall be utilized only for swimming pools, access to the use by right, landscaping, horseshoe pitching, croquet and other lawn sports requiring no substantial permanent improvements above grade.

(2) **Front Setback in the B-A-4 district:**

   a. **Arterial front setback.** All structures and all uses by right consisting of open storage shall be set in a distance of not less than twenty (20) feet from the arterial front line of the zone lot. The space resulting from the foregoing setback shall be utilized only for access to the use by right and for landscaping purposes; provided, however, that for zone lots having an arterial front line of two hundred (200) feet
or less paved access shall not exceed fifty (50) linear feet and for zone lots having an
arterial front line of more than two hundred (200) feet paved access shall not exceed
twenty-five (25) percent of the arterial front line.

b. **Front setback.** All structures and all uses by right consisting of open storage shall
be set in a distance of not less than ten (10) feet from any non-arterial front line
of the zone lot. The space resulting from the foregoing setback shall be utilized
only for access to the use by right and for landscaping purposes.

(3) **Rear setback.** All structures shall be set in a distance of not less than twenty (20) feet
from each rear line of the zone lot, and provided further, that where a public alley
abuts the rear line of the zone lot, all structures shall be set in a distance of not less
than twenty (20) feet from the center line of such alley.

(4) **Side setback.** In the B-A-1, B-A-2 and B-A-4 districts, all structures shall be set in a
distance of not less than ten (10) feet from each side line of the zone lot.

(5) **Permitted encroachments on setback space:**

a. Belt courses, sills, lintels and pilasters may project eighteen (18) inches into
front, rear and side setback spaces.

b. Cornices, eaves and gutters may project three (3) feet into front setback space,
five (5) feet into rear setback space, and eighteen (18) inches into side setback
space.

c. Outside stairways and building accessories designed and intended to control light
entering a building may project five (5) feet into front setback spaces, ten (10) feet
into rear setback space, and three (3) feet into side setback space; access ramps
for the handicapped may encroach into any required building setback space,
providing no alternative location is available and providing the ramp construc-
tion is compatible with the character of the structure.

d. Unwalled porches, terraces and balconies may extend five (5) feet into front and
rear setback spaces.

e. Any structure or part thereof which is below the grade of any setback space may
project any distance into such setback space.

f. Canopies may project any distance into the front setback space.

(6) **Fences, walls and retaining walls.** Fences and walls not exceeding four (4) feet in
height may be erected on any part of the zone lot between the arterial front line of the
zone lot and the arterial front setback line for structures, and the front line of the zone
lot and the front setback line for structures and on any other part of the zone lot may
be erected to a height of not to exceed six (6) feet; provided, however:

a. Retaining walls may be built to any height;

b. Schools, public parks and/or playgrounds may erect open-mesh fences to any
height on any part of the zone lot.
c. Determination of height. See section 59-2(112.1) fence and wall height measurement.
(Ord. No. 363-06, § 12, eff. 6-16-06)

(c) Bulk of structures in the B-A-1 district. No part of any structure (except church spires, church towers, flagpoles, antennas, chimneys, vents, flush mounted solar panels or accessory water tanks) shall project up through bulk limits which are defined by planes as follows:
(Ord. No. 53-08, § 23, eff. 2-8-08)

(1) Front line. A plane or planes extending up over the zone lot at an angle of sixty-three (63) degrees and twenty-six (26) minutes with respect to the horizontal (a pitch of two (2) feet additional rise for each foot additional setback) and which planes start at horizontal lines which are co-directional to the center lines of all streets abutting the zone lot and pass through points ten (10) feet above the midpoints of such center lines between the boundary lines of the zone lot extended;

(2) Rear line. A plane extending up over the zone lot at an angle of sixty-three (63) degrees and twenty-six (26) minutes with respect to the horizontal (a pitch of two (2) feet additional rise for each foot additional setback) and which plane starts at a horizontal line which is co-directional to the rear line of the zone lot, or co-directional to the center line of the alley opposite the arterial front line of the zone lot, and passes through a point ten (10) feet above the midpoint of such rear line of the zone lot, or through a point ten (10) feet above the midpoint of the center line of the alley opposite the arterial front line of the zone lot.

(3) Side line. A plane or planes extending up over the zone lot at an angle of sixty-three (63) degrees and twenty-six (26) minutes with respect to the horizontal (a pitch of two (2) feet additional rise for each foot additional setback) and which planes start at horizontal lines which are:
   a. Co-directional to the side lines of the zone lot; or
   b. Co-directional to the side line of the zone lot which is opposite the front line of the zone lot; or
   c. Co-directional to the side line of the zone lot which is opposite the arterial front line of the zone lot when such zone lot has three (3) front lines, and passes through points ten (10) feet above the midpoints of such:
      1. Side lines of the zone lot; or
      2. Through a point ten (10) feet above the midpoint of the side line opposite the front setback; or
      3. Through a point ten (10) feet above the midpoint of the side line opposite the arterial front line of the zone lot when such zone lot has three (3) front lines. Whenever any side line is coincidental with a public alley, the bulk plane shall be a plane extending up over the zone lot at an angle of sixty-three (63) degrees and twenty-six (26) minutes with respect to the horizontal (a pitch of two (2) feet additional rise for each foot additional setback) and which
plane starts at a horizontal line which is co-directional to the center line of such alley and passes through a point ten (10) feet above the midpoint of the center line of such alley.

(d) **Bulk of structures in the B-A-2 and B-A-4 districts.** No part of any structure (except church spires, church towers, flagpoles, antennas, chimneys, flues, vents, flush mounted solar panels or accessory water tanks) shall project up through bulk limits which are defined by planes extending up over the zone lot at an angle of forty-five (45) degrees with respect to the horizontal (a pitch of one (1) foot additional rise for each foot additional setback) and which planes start:

(Ord. No. 53-08, § 24, eff. 2-8-08)

1. At horizontal lines which are co-directional to the side line or lines of the zone lot and pass through points ten (10) feet above the midpoint of each such side line; and

2. At horizontal lines which are co-directional to the center lines of all streets abutting the zone lot and pass through points ten (10) feet above the midpoint of such center lines between the boundary lines of the zone lot extended; and

3. At, if no alley abuts the zone lot, a horizontal line which is co-directional to the rear line of the zone lot and passes through a point ten (10) feet above the midpoint of such rear line of the zone lot; and if the rear line or lines of the zone lot are established by an abutting alley or alleys such planes shall start at horizontal lines which are co-directional to the center lines of such abutting alley or alleys and pass through points ten (10) feet above the midpoint of such center lines between the boundary lines of the zone lot extended.

(e) **Bulk of structures in the B-A-3 district.** No part of any structure (except church spires, church towers, flagpoles, antennas, chimneys, vents, flush mounted solar panels or accessory water tanks) shall project up through bulk limits which are defined by planes as follows:

(Ord. No. 53-08, § 25, eff. 2-8-08)

1. **Front line.** A plane or planes extending up over the zone lot at an angle of forty-five (45) degrees with respect to the horizontal (a pitch of one (1) foot additional rise for each foot additional setback) and which planes start at horizontal lines which are co-directional to the center lines of all streets abutting the zone lot and pass through points ten (10) feet above the midpoints of such center lines between the boundary lines of the zone lot extended.

2. **Rear line.** A plane extending up over the zone lot at an angle of forty-five (45) degrees with respect to the horizontal (a pitch of one (1) foot additional rise for each foot additional setback) and which plane starts at a horizontal line which is co-directional to the rear line of the zone lot, or co-directional to the center line of the alley opposite the arterial front line of the zone lot and passes through a point ten (10) feet above the midpoint of such rear line of the zone lot, or through a point ten (10) feet above the midpoint of the center line of the alley opposite the arterial front line of the zone lot.
(3) **Side line.** A plane or planes extending up over the zone lot at an angle of sixty-three (63) degrees and twenty-six (26) minutes with respect to the horizontal (a pitch of two (2) feet additional rise for each foot additional setback) and which planes start at horizontal lines which are:

a. Co-directional to the side lines of the zone lot; or

b. Co-directional to the side line of the zone lot which is opposite the front line of the zone lot; or

c. Co-directional to the side line of the zone lot which is opposite the arterial front line of the zone lot when such zone lot has three (3) front lines, and passes through points ten (10) feet above the midpoints of such:
   1. Side lines of the zone lot; or
   2. Through a point ten (10) feet above the midpoint of the side line opposite the front setback; or
   3. Through a point ten (10) feet above the midpoint of the side line opposite the arterial front line of the zone lot when such zone lot has three (3) front lines.

(4) **Side line coincidental with a public alley.** Whenever any side line is coincidental with a public alley the bulk plane shall be a plane extending up over the zone lot at an angle of sixty-three (63) degrees and twenty-six (26) minutes with respect to the horizontal (a pitch of two (2) feet additional rise for each foot additional setback) and which plane starts at a horizontal line which is co-directional to the center line of such alley and passes through a point ten (10) feet above the midpoint of the center line of such alley.
(f) Maximum zone lot coverage by structures. In the B-A-1, B-A-2, and B-A-3 districts, the sum total of the ground area covered by all structures on a zone lot shall not exceed thirty (30) percent of the area of the zone lot on which the structures are located; provided, however, that, in the B-A-1 district only, if all other applicable provisions of this chapter are met, up to twenty (20) percent additional ground area may be covered if such additional ground coverage is used only for a parking structure. In the B-A-4 district, the sum total of the ground area covered by all structures on a zone lot shall not exceed sixty (60) percent of the area of the zone lot on which the structures are located.

(g) Minimum size of dwelling in the B-A-1 district. Each single unit dwelling and any other structure occupied in whole or in part for residential purpose shall contain a gross floor area of not less than six hundred (600) square feet.

(h) Maximum gross floor area in structures in the B-A-1 district. The sum total of the gross floor area of all structures on a zone lot shall not be greater than two (2) times the area of the zone lot on which the structures are located. Provided that, upon qualifying under the provisions of article IV, chapter 27 (affordable housing), the sum total of the gross floor area of all structures on a zone lot shall not be greater than two and two-tenths (2.2) times the area of the zone lot on which the structures are located, provided further that all of the extra floor area in excess of two (2) times the area of the zone lot shall be dedicated to residential uses.

(Ord. No. 361-03, § 3, eff. 5-23-03)

Sec. 59-267. Permitted signs.

The provisions of article V of this chapter on permitted signs shall be in full force and effect in these districts.

(Ord. No. 361-03, § 3, eff. 5-23-03)

Sec. 59-268. Off-street parking requirements.

The provisions of article VI of this chapter on off-street parking requirements shall be in full force and effect in these districts.

(Ord. No. 361-03, § 3, eff. 5-23-03)

Sec. 59-269. Off-street loading requirements.

The provisions of article VII of this chapter on off-street loading requirements shall be in full force and effect in these districts.

(Ord. No. 361-03, § 3, eff. 5-23-03)

Sec. 59-270. Special zone lot plan for planned building groups.

The provisions of article VIII of this chapter on special zone lot plan for planned building groups shall be in full force and effect in these districts.

(Ord. No. 361-03, § 3, eff. 5-23-03)