

ORDINANCE NO. 2015-20

AN ORDINANCE AMENDING WAYNE MUNICIPAL CODE CHAPTER 90, ARTICLE III. AGRICULTURAL DISTRICTS, DIVISION 3. A-2 AGRICULTURAL RESIDENTIAL DISTRICT, BY ADDING SECTION 90-150 PERMITTED CONDITIONAL USES; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS; AND TO PROVIDE FOR AN EFFECTIVE DATE.

BE IT ORDAINED by the Mayor and Council of the City of Wayne, Nebraska;

Section 1. The Planning Commission held a public hearing on March 2, 2015, and recommended adding Section 90-150 Permitted Conditional Uses to the Wayne Municipal Code, with the “Findings of Fact” being:

- Staff’s recommendation; and
- Consistency with the Comprehensive Plan and current and future land use maps.

Section 2. That Chapter 90, Article III Agricultural Districts, Division 3. A-2 Agricultural Residential District, is amended by adding Section 90-150 Permitted Conditional Uses as follows:

Sec. 90-150 Permitted Conditional Uses.

A building or premises in an A-2 district may be used for the following in conformance with the prescribed conditions:

1. Third Class Animal Production
 - a. Where the parcel is adjacent to the city limits or any R district, and is over 3 acres in size,
 - i. One (1) animal unit per every acre over 3 acres + 2 animal units.
 - ii. No more than 15 animal units.
 - iii. Any structure housing animals, or storing or composting manure, and any open area used for grazing, loafing, or spreading manure shall be at least 100’ from any property line which borders the city limits or any R district and at least 25’ from any property line.**
 - iv. No more than 2 animal units may consist of swine.
 - b. Where the parcel is not adjacent to the city limits or any R district, and is over 3 acres in size,
 - i. One (1) animal unit per every acre over 3 acres + 2 animal units.
 - ii. No more than 30 total animal units.
 - iii. No more than 2 animal units may consist of swine.
 - iii. Any structure housing animals, or storing or composting manure, and any open area used for grazing, loafing, or spreading manure shall be at least 25’ from any property line which does not border the city limits or any R District that has a residential dwelling on it.**

- c. Where the parcel is 3 acres or less,
 - i. Two (2) animal units.
 - ii. Any structure housing animals or any confined area must be at least 100' from any property line which borders the city limits or any R district.
 - iii. **Any structure housing animals, or storing or composting manure, and any open area used for grazing, loafing, or spreading manure shall be at least 25' from any property line which does not border the city limits or any R district that has a residential dwelling on it.**

Section 3. All Ordinances or parts of Ordinances in conflict herewith are repealed.

Section 4. This Ordinance shall be in full force and effect after its passage, approval, and publication as provided by law

PASSED AND APPROVED this 5th day of May, 2015.

THE CITY OF WAYNE, NEBRASKA

By _____
Mayor

ATTEST:

City Clerk