

ORDINANCE NO. 2010-14

AN ORDINANCE AMENDING WAYNE MUNICIPAL CODE CHAPTER 90, ARTICLE I, ARTICLE IV, ARTICLE V, AND ARTICLE VIII, BY AMENDING SECTIONS 90-203, 90-233, 90-263, 90-293, 90-313, AND 90-703 REGARDING ACCESSORY USES.

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

Section 1. That Chapter 90, Article IV, of the Wayne Municipal Code is hereby amended as follows:

Section 90-203 Permitted Accessory Uses and Structures (R-1):

(1) Accessory buildings or uses customarily incidental to the uses permitted in section 90-202, provided that:

- a. Collectively the area(s) occupied by all existing and proposed structures, do not exceed 50% of the entire lot area and/or;
- b. Collectively the area of all accessory structures shall not exceed 1064 square feet **or 7% of the lot area up to 3,000 square feet, whichever is greater.**
- c. Shall be in conformance with the provisions of Section 90-703.

Section 90-233 Permitted Accessory Uses and Structures (R-2):

(1) Accessory uses and structures normally appurtenant to the permitted uses and structures, provided that:

- a. Collectively the area(s) occupied by all existing and proposed structures, do not exceed 50% of the entire lot area and/or;
- b. Collectively the area of all accessory structures shall not exceed 1064 square feet **or 7% of the lot area up to 3,000 square feet, whichever is greater.**
- c. Shall be in conformance with the provisions of Section 90-703.

Section 90-263 Permitted Accessory Uses and Structures (R-3):

(1) Accessory uses and structures normally appurtenant to the permitted uses and structures, provided that:

- a. Collectively the area(s) occupied by all existing and proposed structures, do not exceed 50% of the entire lot area and/or;
- b. Collectively the area of all accessory structures shall not exceed 1064 square feet **or 7% of the lot area up to 3,000 square feet, whichever is greater.**
- c. Shall be in conformance with the provisions of Section 90-703.

Section 90-293 Permitted Accessory Uses and Structures (R-4):

(2) Accessory uses and structures normally appurtenant to the permitted uses and structures, provided that:

- a. Collectively the area(s) occupied by all existing and proposed structures, do not exceed 50% of the entire lot area and/or;
- b. Collectively the area of all accessory structures shall not exceed 1064 square feet **or 7% of the lot area up to 3,000 square feet, whichever is greater.**
- c. Shall be in conformance with the provisions of Section 90-703.

Section 90-313 Permitted Accessory Uses and Structures (R-5):

(1) Accessory uses and structures normally appurtenant to the permitted uses and structures, provided that:

- a. Collectively the area(s) occupied by all existing and proposed structures, do not exceed 50% of the entire lot area and/or
- ~~b. Collectively the area of all accessory structures shall not exceed 1064 square feet.~~
- b. Shall be in conformance with the provisions of Section 90-703.

Section 90-703 Accessory Uses

(e) Unattached accessory use. Any unattached accessory building(s) in combination with the principal structure, in any R designated zoning district, shall not exceed a combined area greater than 50% of the lot area, provided the combined total area of all unattached accessory structures shall not exceed 1064 square feet **or 7 percent of the lot area up to 3,000 square feet, whichever is greater.**

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

Section 3. This Ordinance shall be in full force and effect after its passage, approval, and publication as provided by law.

PASSED AND APPROVED THIS 12th day of July, 2010.

THE CITY OF WAYNE, NEBRASKA

By _____
Mayor

ATTEST:

City Clerk

