

RESOLUTION LO 15-16 44

**RESOLUTION TO AMEND THE ZONING ORDINANCE
CASE 2-A-16**

**: PROCEEDING BEFORE THE
: LOGAN COUNTY BOARD
: APRIL 19, 2016**

WHEREAS, the Planning & Zoning Committee of the Logan County Board deemed it in the public interest to amend certain sections of the ordinance related to dwellings, recreational vehicles, and Agricultural minimum lot size and;

WHEREAS, the Logan County Regional Planning Commission reviewed the proposed amendments at their regularly scheduled meeting on April 6, 2016 and recommended approval of Sections 15.2 and 12.1 but denial of Section 3.41-6 (c) and;

WHEREAS, the Zoning Board held a public hearing on April 11, 2016 and after hearing testimony from those present, voted to recommend to the Logan County Board approval of the proposed amendments for Section 15.2, voted to recommend approval of the proposed amendments for Section 12.1 along with a recommendation to clarify that the Planning & Zoning Committee is a County Board Committee, and voted on a motion to approve the proposed amendments for Section 3.41-6 (c) but failed to secure a concurring vote of four (4) members and;

WHEREAS, the County Board of Logan County has considered the Report of the Zoning Board and public comments;

NOW, THEREFORE, BE IT RESOLVED, by the County Board of Logan County, that Section 15.2 (Definitions) and Section 12.1 (Permit Applications) of the Logan County Zoning Ordinance shall be amended (see Attachment A for amended language).

Adopted this 19th day of April, 2016

Ayes _____ Nays _____ Absent _____

David R. Hepler
Chairman, Logan County Board

Attest: _____
Sally Turner (Seal)
County Clerk

Existing Language

~~Existing Language to be deleted~~

Proposed Language to be added

15.2 DEFINITIONS

Dwelling

A building or portion thereof designed or used exclusively as a residence or sleeping place, but not including boarding or lodging houses, motels, hotels, tents, cabins, **recreational vehicle**, or mobile homes.

Recreational Vehicle

A vehicular type portable structure without permanent foundation, which can be towed, hauled or driven and primarily designed as temporary living accommodation for recreational camping and travel use.

12.1 PERMIT APPLICATIONS

When constructing a new dwelling or when a fire or natural disaster renders a dwelling unit unfit for habitation, the temporary use of a recreational vehicle on the property is permitted during the construction, rehabilitation or reconstruction of the dwelling unit, provided that:

- 1. The request for use of a recreational vehicle shall be included with a building permit application for the construction, rehabilitation, or reconstruction of the dwelling unit.**
- 2. Such a permit will be issued without charge for the recreational vehicle during construction.**
- 3. The recreational vehicle shall be located at least ten (10) feet from the dwelling unit and shall meet all applicable side and rear setbacks for the principal structure.**
- 4. The Zoning Officer shall require appropriate health department permits for water supply and sewage disposal prior to the issuance of the permit.**
- 5. Use of the recreational vehicle for permanent habitation shall cease upon completion of the construction, rehabilitation, or reconstruction of the dwelling unit.**
- 6. The maximum length of the use of the recreational vehicle shall be one (1) year but may be extended by the Planning & Zoning Committee if the need for such continuance is demonstrated.**