

ORDINANCE NO. _____

1 AN ORDINANCE amending Title 27 of the Lincoln Municipal Code by
2 amending Section 27.62.100 of the Lincoln Municipal Code relating to motorized vehicle sales
3 to revise conditions for such use in the H-2 and H-3 districts, as a conditional use; by amending
4 Section 27.67.040 to add special parking requirements for motorized vehicle sales and to amend
5 Figure 27.67.040 to include Motorized Vehicle Sales within the list of uses with special parking
6 requirements; and by repealing Section 27.62.100, Section 27.67.040, and Figure 27.67.040 as
7 hitherto existing.

8 BE IT ORDAINED by the City Council of the City of Lincoln, Nebraska:

9 Section 1. That Section 27.62.100 of the Lincoln Municipal Code be amended to
10 read as follows:

11 **27.62.100 Retail Sales and Services Use Group.**

12 A building or premises may be used for the following use types as a permitted
13 conditional use in the designated zoning districts and in compliance with the conditions of
14 approval applicable for that use type.

15 (a) Hotels and motels are allowed in the I-3 zoning district under the following conditions:

16 (1) The total square footage of such use shall not exceed ten percent (10%) of the
17 buildable square footage of the tract of land included within the boundaries of the
18 use permit assuming a floor-to-area ratio of one to four.

19 (2) Accessory uses operated by a concessionaire or lessee of an employer may occupy
20 no more than five percent (5%) of the total floor area of the hotel or motel.

1 (b) Kennels and/or Veterinary Facilities may be allowed in those zoning districts where such
2 use is designated as a permitted conditional use under a Use Group Table in Chapter
3 27.06, under the following conditions:

4 (1) Any associated outdoor area must be located no closer than 200 feet from any R-1
5 through R-8 residential district.

6 (2) No more than 3 animals are permitted in the outdoor area at any one time.

7 (NOTE: If the above conditions cannot be met, the use may be allowed upon approval of
8 a special permit pursuant to Chapter 27.63).

9 (c) Motorized vehicle sales and/or repair/services facilities are permitted in the B-3, B-4, H-
10 2, and H-3 zoning districts and Motorized vehicle services is permitted in the B-1 under
11 the following conditions:

12 (1) In the B-1 and B-3 zoning districts:

13 (i) No facility shall be permitted to locate within 100 feet of any residential use
14 or district;

15 (ii) Any facility located within 100 feet of any residential use or district which
16 was lawfully established in the B-1 or B-3 zoning district on the effective date
17 of this ordinance, shall screen the facility from such residential use or district
18 by the use of an opaque fence six feet in height, constructed of wood, or of a
19 substitute material found acceptable to the Director of Building and Safety;

20 (iii) The locational or screening requirements of (i) and (ii) above shall not apply
21 when said residential use or district is across a public street from the
22 motorized vehicle sales and/or repair facility, but shall apply if said residential
23 use or district is across an alley or private drive from said facility;

24 (2) In the H-2 and H-3 districts:

1 (i) Any associated outdoor area for the storage of motorized vehicles (“Outdoor
2 Storage Area”) for sale or resale is permitted in the front yard, provided that:

3 (A) The front six feet shall be screened in accordance with Section 7.1
4 (a-h) of Chapter 3.50 of the Design Standards for Screening and
5 Landscaping.

6 (B) No motorized vehicle shall be stored/displayed for sale or resale in
7 the front yard upon a raised concrete island or on a raised display
8 structure.

9 (C) The hood or trunk or both the hood and trunk of a motorized
10 vehicle stored/displayed for sale or resale in the front yard shall not
11 be open except when being inspected by a customer or for
12 servicing.

13 (ii) Any associated outdoor area for the storage of motorized vehicles (“Outdoor
14 Storage Area”) for sale or resale is permitted in the required side yard except
15 when the side yard is abutting a residential district, and in any required rear
16 yard.

17 ~~(2) In the H-2 and H-3 zoning districts, the storage of vehicles for sale and resale is~~
18 ~~permitted in the front yard except for the front twelve feet under the following~~
19 ~~conditions:~~

20 ~~(i) Parking barriers in accordance with parking lot design standards must be~~
21 ~~provided around the storage/display area to prevent the vehicles~~
22 ~~stored/displayed for sale or resale from overhanging the front twelve feet of~~
23 ~~the front yard.~~

1 ~~(ii) No vehicle shall be stored/displayed for sale or resale in the front yard upon a~~
2 ~~raised concrete island or on a raised display structure.~~

3 ~~(iii) The hood or trunk or both of vehicles stored/displayed for sale or resale in the~~
4 ~~front yard shall not be open except when being inspected by a customer or for~~
5 ~~servicing.~~

6 ~~(iv) The front twelve feet of the front yard shall be devoted to shrubs and grasses.~~

7 ~~(v) The front twelve feet of the front yard not permitted to be used for the storage~~
8 ~~of vehicles for sale and resale shall be screened at least sixty percent from~~
9 ~~zero feet to two feet above the surface of the lot. The design and construction~~
10 ~~of the landscaping shall be in conformance with the Design Standards for~~
11 ~~Screening and Landscaping except that fences may not be used to meet the~~
12 ~~above screening requirements. If plant material is used, the density percentage~~
13 ~~is calculated using the design size found in the City of Lincoln's plant~~
14 ~~material list approved by the Planning Director. The landscape screen shall be~~
15 ~~located throughout the area but far enough from the barrier so as to be~~
16 ~~protected from the bumpers of overhanging vehicles. Entrance driveways shall~~
17 ~~be excluded from the required screen.~~

18 ~~(vi) No fence shall be erected in the front yard.~~

19 ~~(vii) Lighting in the front yard shall be in conformance with the Design Standards~~
20 ~~for Outdoor Lighting.~~

21 ~~(viii) Any existing motorized vehicle sales facility lawfully established on the~~
22 ~~effective date of this ordinance which does not comply with conditions (i)~~
23 ~~through (vii) above may be continued in accordance with the provisions of~~
24 ~~Chapter 27.61 for nonconforming uses.~~

1 (3) In the area of the B-4 zoning district from 150 feet east of 17th Street to the eastern
2 edge of the B-4 zoning district, motorized vehicle sales and/or repair/service
3 facilities are prohibited;

4 (d) Motor fuel sales facilities are allowed in the B-4 zoning district under the following
5 condition: In the area of the B-4 zoning district from 150 feet east of 17th Street to the
6 eastern edge of the B-4 zoning district, fuel sales facilities are prohibited;

7 (e) Motorized vehicle wash facilities are allowed in the B-1, B-2, B-3, B-4, H-2, and H-3
8 zoning districts under the following conditions:

9 (1) In the B-1, B-2, and B-3 zoning districts, a self-service, coin-operated wash facility
10 shall not exceed four wash bays.

11 (2) In the H-2 and H-3 zoning districts, a self-service, coin-operated wash facility shall
12 not exceed six wash bays.

13 (3) In the B-2 and B-3 zoning districts, the stacking space shall not be located within the
14 required front yard.

15 (4) In the area of the B-4 zoning district from 150 feet east of 17th Street to the eastern
16 edge of the B-4 zoning district and in the area bounded by 10th Street, 150 feet north
17 of “P” Street, 14th Street, and “N” Street, motorized vehicle wash facilities are
18 prohibited;

19 (f) Outdoor seasonal sales, tents, and other temporary structures are allowed in the AG and
20 AGR zoning districts under the following conditions:

21 (1) In the AG and AGR zoning districts, roadside stands for the temporary or seasonal
22 sale of produce shall:

23 (i) Be located outside the city limits;

24 (ii) Be allowed in addition to any other main use, regardless of lot size;

1 (iii) Be allowed in a required yard, provided that such roadside stand shall be
2 located no closer than thirty feet to the edge of a traveled roadway;

3 (iv) Not be operated for more than 180 days in any one calendar year.

4 (g) Parking as a primary use is allowed in the O-2 and B-4 zoning districts under the
5 following conditions:

6 (1) In the O-2 zoning district provided that no part of the street frontage within the block
7 face on which a parking lot is proposed to be located may be zoned residential.

8 (2) In the area of the B-4 zoning district bounded by 10th Street, 150 feet north of “P”
9 Street, 14th Street, and “N” Street, parking as a primary use is prohibited;

10 (NOTE: If the above conditions cannot be met, the use may be allowed upon approval of
11 a special permit pursuant to Chapter 27.63).

12 (h) Personal Services are allowed uses in the O-1, O-2, O-3, and R-T zoning district under
13 the following conditions:

14 (1) In the O-1 and O-3 zoning districts:

15 (i) The services shall be located entirely within a building containing office or
16 residential uses.

17 (ii) The services shall not exceed twenty percent of the total square feet of floor
18 area in such building.

19 (2) In the O-2, and R-T zoning districts, the floor area of said use shall not exceed 5,000
20 square feet.

21 (i) Retail sales including mail order catalog sales are allowed in the O-1, O-3, H-3, H-4, and
22 I-1 zoning districts under the following conditions:

1 (1) In the O-1 and O-3 zoning districts:

2 (i) The retail sales shall be located entirely within a building containing office or
3 residential uses.

4 (ii) Retail sales shall not exceed twenty percent of the total square feet of floor
5 area in such building.

6 (iii) Retail sales shall occupy no more than 10,000 square feet of floor area per
7 business.

8 (2) In the H-3 zoning district, retail sales shall occupy no more than 20,000 square feet
9 of floor area per business.

10 (3) In the H-4 zoning district, retail sales shall occupy no more than 30,000 square feet
11 of floor area per business.

12 (4) In the I-1 zoning district, retail sales and service shall occupy no more than 20,000
13 square feet of floor area per business.

14 (NOTE: If conditions (2), (3), and (4) above cannot be met, the use may be allowed if a
15 special permit is approved pursuant to Chapter 27.63).

16 (j) Sale of alcoholic beverages for consumption off the premises is allowed in the B-2 and
17 B-5 zoning districts under the following conditions:

18 (1) Parking shall be in conformance with the provisions of Chapter 27.67; provided that
19 in the B-5 zoning district no parking spaces shall be located in that portion of any
20 required side yard or rear yard of the building containing the licensed premises that
21 abuts a residential district.

22 (2) Any exterior door opening must meet the following conditions:

23 (i) Be located at least 100 feet (as measured by the shortest, most direct distance)
24 from a day care facility, place of religious assembly, state mental health

1 institution, park (excluding golf courses and hiker/biker trails), or a residential
2 district; provided that, if there is an intervening exterior wall of the building
3 containing the licensed premises between the exterior door opening and such
4 day care facility, place of religious assembly, state mental health institution,
5 park (excluding golf courses and hiker/biker trails), or residential district, then
6 the 100 feet shall be measured from the exterior door opening, along the
7 exterior base of the building wall(s) to the point where there is no intervening
8 exterior building wall, and from that point the shortest, most direct distance to
9 the day care facility, place of religious assembly, state mental health
10 institution, park (excluding golf courses and hiker/biker trails), or residential
11 district.

12 (ii) If the exterior door opening faces a residential district, then such opening shall
13 be at least 150 feet from a residential district as measured by the shortest,
14 most direct perpendicular distance. The exterior door shall not be kept or
15 propped open during the hours of operation. For purposes of this section,
16 “exterior door opening” shall mean (A) that portion of the exterior wall face
17 of the building containing the licensed premises that contains a break to
18 accommodate the exterior building door, door frame, door vestibule, or door
19 entryway area; and (B) provides public or membership access to the licenses
20 premises. “Exterior door opening” shall not apply to openings for emergency
21 exit doors required by building or safety codes, or loading ~~doors~~ or unloading
22 doors that are not available for public or membership access in the ordinary
23 course of business.

1 (3) Vehicle stacking for a drive-through window used as any part of the permitted
2 business operation shall not be located in any required building setback from a
3 residential district.

4 (4) The use shall not have any amplified outside sound or noise source, including bells,
5 buzzers, pagers, microphones, or speakers within 150 feet of any residential district.
6 This shall not apply to sound sources audible only to the individual to whom they are
7 directed, such as personal pagers, beepers, or telephones.

8 (5) Notwithstanding any contrary provision contained in Section 27.64.010(h), the yard
9 requirements, the parking location requirements, and the exterior door opening
10 location requirements in this section shall not be adjusted by the City Council.

11 (6) In addition, in the B-2 zoning district, all exterior door openings of the licensed
12 premises shall be located more than 100 feet away from any parking spaces located
13 in a side or rear yard adjacent to a residential district. For the purpose of this
14 measurement, the side yard shall be 50 feet. In addition, if there is an intervening
15 exterior wall of the building containing the licensed premises between the exterior
16 door opening and such residential district, then the 100 feet shall be measured from
17 the exterior door opening, along the exterior base of the building wall(s) to the point
18 where there is no intervening exterior building wall, and from that point the shortest,
19 most direct distance to any parking spaces located in a side or rear yard adjacent to
20 the residential district.

21 (7) In addition, in the B-5 zoning district when the building containing the licensed
22 premises abuts a residential district, the required yards shall be met.

23 (k) Service and repair facilities are allowed in the R-T, B-1, B-3, and H-2 zoning districts
24 under the following conditions:

1 (1) The floor area of said premises not devoted to sales or office space shall not exceed
2 5,000 square feet; and

3 (2) All displays and merchandise shall be within the enclosure walls of the buildings.

4 (3) In addition, in the B-3 zoning district, appliance service and repair shall comply with
5 the following additional conditions:

6 (i) No appliance sales and repair facility shall be permitted to locate within 100
7 feet of any residential use or district;

8 (ii) Any appliance service and repair facility located within 100 feet of any
9 residential use or district which was lawfully established in this district on the
10 effective date of this ordinance, shall screen the facility from such residential
11 use or district by the use of an opaque fence six feet in height, constructed of
12 wood, or of a substitute material found acceptable to the Director of Building
13 and Safety;

14 (iii) The locational or screening requirements of (i) and (ii) above shall not
15 apply when said residential use or district is across a public street from the appliance sales and
16 repair facility, but shall apply if said residential use or district is across an alley or private drive
17 from the appliance sales and repair facility.

18 Section 2. That Section 27.67.040 of the Lincoln Municipal Code be amended to
19 read as follows:

20 **27.67.040 Parking Requirements; Special Conditions.**

21 An alphabetical list of uses with special parking requirements for this title are set out in
22 Figure 27.67.040 at the end of this chapter. The following special parking requirements shall
23 apply to the listed uses in place of the general parking requirements found in Section 27.67.020:

1 (a) A fraternity or sorority shall provide 0.75 spaces per resident. Parking shall be
2 provided either onsite or within 600 feet of the premises. Notwithstanding the above, no parking
3 shall be required for a fraternity or sorority located within the boundaries of 14th Street to 17th
4 Street and Q Street to W Street.

5 (b) Group homes: One space per three client or employee residents, plus two spaces per
6 three nonresident employees on the largest shift; provided, however, that no spaces shall be
7 required for client residents who will not possess motor vehicle operator's licenses. Appropriate
8 documentation from the group home licensing agency shall be provided evidencing the non-
9 possession of motor vehicle operator's licenses by clients.

10 (c) Adult day service facilities: One space/employee on the largest shift, plus off-street
11 loading/unloading area for one automobile per ten care receivers. Joint parking with another use
12 is acceptable if the adult care center and the other use have nonconcurrent parking demands.

13 (d) Elderly or retirement housing: One space/dwelling unit.

14 (e) Mini-warehouses:

15 (1) Two spaces for manager's quarters or office; and

16 (2) One space for every 60 storage cubicles; however, if access lanes and roads to
17 the storage area are twenty feet or greater in width, to allow vehicles to unload
18 and pass, no additional parking for the storage cubicles is required.

19 (f) Two-family or attached single-family dwellings, approved as part of a Special
20 Permit for a Community Unit Plan pursuant to Chapter 27.65 Community Unit Plan, a
21 development plan for a planned unit development pursuant to Chapter 27.60 Planned Unit
22 Development District, or a use permit pursuant to Chapter 27.64 Use Permits on lots having a
23 width of less than 35 feet and where garages take direct access from a public street or private
24 roadway are required to provide 1 off-premises guest parking stall per 2 dwelling units. On-

1 street parking may be counted if there is at least 22 contiguous feet of uninterrupted curb space
2 abutting each lot along the face of curb from the edge of the curb return to the lot line.

3 (g) Drive-in restaurants: One space/40 sq. ft. of floor area.

4 (h) Bowling alleys: 4 spaces/lane (plus required parking for affiliated uses.)

5 (i) Auditoriums, theaters, grandstands, stadia, amphitheaters, and other places of public
6 assembly: One space/50 sq. ft. of seating area plus parking for affiliated uses within 300 ft. of the
7 main use.

8 (j) Recreational uses:

9 (1) Racquetball and other court games: Four spaces/court (plus required spaces
10 for affiliated uses);

11 (2) Swimming pools: One space/100 sq. ft. of water surface (plus parking for
12 affiliated uses) as determined by the city;

13 (3) Golf courses: Two spaces/hole of course, plus parking for affiliated uses.

14 (k) Hospitals: One space/2.5 beds, plus one space/employee on the largest shift.

15 (l) Places of religious assembly, chapels, public schools, private schools having a
16 curriculum equivalent to a public elementary or public high school, and private business or
17 commercial schools: One space/50 sq. ft. in largest assembly hall as determined by the City.

18 (m) Academies, such as gymnastic, karate, judo, dance, or music academies: One space
19 for every three students allowed per class session plus one space for every employee. In those
20 instances where two sessions of classes occur one after another, without at least one-half hour
21 separation between sessions, the maximum number of students allowed at both sessions shall be
22 combined in determining the amount of required parking per class session.

23 (n) Housing for the physically handicapped: (see also Section 27.63.215) One space/
24 dwelling unit.

1 (o) Domestic shelters: One space for every four residents and two spaces for every
2 three employees on the largest shift.

3 (p) Salvage yard: Six spaces, two spaces/acre of lot area, or one space/1,000 square feet
4 of floor area, whichever is greater.

5 (q) Dwellings for members of a religious order: one space for every three residents.

6 (r) Warehouses:

7 (1) Warehouses with a floor area of 50,000 square feet or less: one space per
8 every 1,000 square feet of floor area or a minimum of one space per employee
9 on the largest shift. The floor area shall be calculated based on the total floor
10 area of all structures on the lot.

11 (2) Warehouses with a floor area of more than 50,000 square feet: one space per
12 every 1,000 square feet of floor area for the first 50,000 square feet of floor
13 area and one additional space per 2,000 square feet of floor area in excess of
14 50,000 square feet, or a minimum of one space per employee on the largest
15 shift. The floor area shall be calculated based on the total floor area of all
16 structures on the lot.

17 (3) If the number of spaces required by the building ratio is greater than required
18 by the employee ratio in (1) or (2) above, the additional parking spaces need
19 not be provided physically, but sufficient areas shall be reserved ~~for~~ to
20 accommodate construction of the additional spaces. If the Building Official
21 finds at any time that the character of the use of the warehouse is such as to
22 require the full provision of parking facilities to be constructed, the Building
23 Official shall report this fact to the City Council which may, after holding a

1 hearing of which the owner shall be notified, require such additional parking
2 to be installed.

3 (s) Hotels and motels: one space per room and one space per 100 square feet of
4 accessory uses.

5 (t) Restaurants and Social Halls: one space per 100 square feet; one space per 200
6 square feet for restaurants located in the B-1 and B-3 zoning districts.

7 (u) Dwellings for caretakers employed and residing on the premises: one space per
8 dwelling unit.

9 (v) Early childhood care facilities: One space/ employee on the largest shift, plus off-
10 street loading/unloading area for one automobile per ten care receivers. Joint parking with
11 another use is acceptable if the early childhood care facility and the other use have
12 nonconcurrent parking demands.

13 (w) Residential Healthcare Facilities: One space for every four residents and two spaces
14 for every three employees on the largest shift.

15 (x) Sale of alcoholic beverages for consumption on the premises: One space per 100
16 square feet of floor area.

17 (y) Greenhouses and garden centers located in the AG or AGR zoning districts: For
18 greenhouses, one parking space shall be provided for each employee on the maximum shift.
19 Parking for greenhouses and garden centers in the AG zoning district may be provided on
20 unpaved areas, except for ADA accessible stalls.

21 (z) Heritage Centers and Agricultural Attractions located in the AG zoning district:
22 One space shall be provided for every 200 square feet of floor area devoted to permanent retail
23 and service use. In addition, an overflow parking area shall be provided with three stalls for

1 every acre included within the special permit area. Parking may be provided on unpaved areas,
2 except for ADA accessible stalls.

3 (aa) Community Halls, Farm Wineries, and Market Gardens located in the AG and AGR
4 zoning districts: There shall be adequate parking for vehicles compatible with the number of
5 people using the facility.

6 (bb) Off-street Freight Loading Requirements. At the time of construction, alteration, or
7 enlargement of any commercial or industrial building having a floor area of 10,000 square feet or
8 more, and containing a use or uses which requires off-street freight loading, off-street freight
9 loading areas shall be provided on the premises to serve the use and maintained as follows:

10 (1) Six hundred square feet for the first 10,000 square feet of floor area;

11 (2) An additional 600 square feet for each additional 20,000 square feet of floor
12 area.

13 (cc) Joint Parking. Uses that have nonconcurrent parking demand may join their parking
14 facilities so as to reduce aggregate parking requirements as follows:

15 (1) B-5 District. The uses shall be located in the B-5 District and may include
16 adjacent places of religious assembly or chapels located outside the B-5
17 District. Uses that have nonconcurrent parking demand may join their parking
18 facilities; however, the use having the largest floor area shall provide 1
19 parking space for every 300 square feet of floor area, provided, however, that
20 the number of additional spaces that would be required in the absence of this
21 paragraph need not be provided physically, but sufficient land shall be
22 reserved in the event that future uses may not have nonconcurrent parking
23 demand. For the purpose of determining the adequacy of the joint parking

1 arrangement, all such joint parking use shall be authorized by a written
2 agreement between the city and all parties to such use.

3 (2) O-3, B-1, B-2, B-3, B-4, H-2, H-3, and H-4 Zoning Districts. The uses shall
4 be located in the following zoning districts: O-3, B-1, B-2, B-3, B-4, H-2, H-
5 3, and H-4, and may include uses in adjacent O-2 districts and adjacent places
6 of religious assembly and chapels outside the above districts. The aggregate
7 parking requirement shall be computed on the basis of providing the parking
8 required for that use or those uses having concurrent parking demand that
9 have the largest parking demands as determined by the parking matrix
10 (Section 27.67.020) and any additional conditions in this chapter; provided,
11 however, that the number of additional spaces that would be required in the
12 absence of this paragraph need not be provided physically, but sufficient land
13 shall be reserved in the event that future uses may not have nonconcurrent
14 parking demand. For the purpose of determining the adequacy of the joint
15 parking arrangement, all such joint parking use shall be authorized by a
16 written agreement between the city and all parties to such use.

17 (3) O-1 District. The uses shall be located in the O-1 District and may include
18 adjacent places of religious assembly or chapels located outside the O-1
19 District. Uses that have nonconcurrent parking demand may join their parking
20 facilities. The aggregate parking requirement shall be computed on the basis
21 of providing the parking required for that use or those uses having concurrent
22 parking demands that have the largest parking demands as determined by the
23 parking matrix and any additional conditions in this chapter; provided,
24 however, that the number of additional spaces that would be required in the

1 absence of this paragraph need not be provided physically, but sufficient land
2 shall be reserved in the event the future uses may not have nonconcurrent
3 parking demand. For the purpose of determining the adequacy of the joint
4 parking arrangement, all such joint parking use shall be authorized by a
5 written agreement between the city and all parties to such use.

6 (dd) Data Center: Two (2) spaces per three (3) employees on largest shift, plus land
7 shall be reserved to provide required parking for office uses in the underlying zoning districts in
8 the event the Data Center is changed to another office use.

9 (ee) Urban Gardens greater than two acres in size shall provide three off-street parking
10 stalls per every acre or part thereof over two acres.

11 (ff) Joint parking is a permitted use in the O-3, R-T, B-2, B-5, and I-3 zoning districts
12 under the following conditions:

13 (1) The joint use of parking lots and garages shall be authorized by a cross access
14 easement or by other written agreement between the parties to such joint
15 parking (“Joint Use Agreement”).

16 (2) The minimum aggregate number of parking stalls provided under the Joint
17 Use Agreement shall be equal to the sum of the required parking for each use.

18 (3) The Joint Use Agreement shall be submitted to and approved by the City Law
19 Department.

20 (4) The Joint Use Agreement shall be filed of record with the Register of Deeds
21 for Lancaster County, Nebraska and indexed against the affected properties.

22 (gg) Dwellings for Nonrelated Persons, for four to six persons living as a single
23 housekeeping unit permitted under a community unit plan: One space per resident.

1 (hh) Parking for accessory buildings for retail sales, such as lumber storage areas, is
2 not required to be provided, when they are not fully enclosed or are left open during business
3 hours.

4 (ii) Three parking stalls shall be provided on premises used for motorized vehicle
5 sales if the premises is less than two (2) acres in size. If the premises is two (2) or more acres in
6 size, parking shall be as shown on the parking matrix for the district the motorized vehicle sales
7 is located in.

8 Section 3. That Figure 27.67.040 of the Lincoln Municipal Code be amended to
9 read as follows:

10 **Figure 27.67.040**

11 **Uses with Special Parking Requirements**

12 The following uses have special parking requirements that shall apply in place of the general
13 parking requirements found in Section 27.67.020:

| | | |
|----|---|---------------|
| 14 | Academies..... | 27.67.040(m) |
| 15 | Accessory buildings for retail sales | 27.67.040(hh) |
| 16 | Adult day services facility | 27.67.040(c) |
| 17 | Agricultural attractions (located in the AG zoning district)..... | 27.67.040(z) |
| 18 | Amphitheaters | 27.67.040(i) |
| 19 | Auditoriums | 27.67.040(i) |
| 20 | Bowling alleys | 27.67.040(h) |
| 21 | Chapels..... | 27.67.040(l) |
| 22 | Community halls (located in the AG zoning district) | 27.67.040(aa) |
| 23 | Court games | 27.67.040(j) |
| 24 | Data center | 27.67.040(dd) |
| 25 | Domestic shelters | 27.67.040(o) |

1 Drive-in restaurants.....27.67.040(g)

2 Dwellings for members of a religious order27.67.040(q)

3 Dwellings for caretakers employed and residing on premises.....27.67.040(u)

4 Early childhood care facilities27.67.040(v)

5 Elderly housing27.67.040(d)

6 Farm wineries..... 27.67.040(aa)

7 Fraternities27.67.040(a)

8 Grandstands..... 27.67.040(i)

9 Greenhouses (located in the AG or AGR zoning districts).....27.67.040(y)

10 Group homes.....27.67.040(b)

11 Golf courses 27.67.040(j)

12 Guest parking for small lot two-family and single family dwellings..... 27.67.040(f)

13 Healthcare residential.....27.67.040(w)

14 Heritage centers (located in the AG zoning district).....27.67.040(z)

15 Hospitals27.67.040(k)

16 Hotels 27.67.040(s)

17 Housing for the physically handicapped.....27.67.040(n)

18 Joint parking.....27.67.040(cc)(ff)

19 Market Garden 27.67.040(aa)

20 Mini-warehouses.....27.67.040(e)

21 Motels 27.67.040(s)

22 | Motorized Vehicle Sales 27.67.040(ii)

23 Off-street freight loading requirements.....27.67.040(bb)

24 Places of public assembly 27.67.040(i)

25 Places of religious assembly 27.67.040(l)

26 Private business or commercial schools..... 27.67.040(l)

1 Private schools having a curriculum equivalent to a public school 27.67.040(l)

2 Public schools 27.67.040(l)

3 Recreational uses27.67.040(k)

4 Restaurants (also see Drive-in restaurants) 27.67.040(t)

5 Retirement housing27.67.040(d)

6 Salvage yards27.67.040(p)

7 Sale of alcoholic beverages for consumption on the premises27.67.040(x)

8 Social halls 27.67.040(t)

9 Sororities27.67.040(a)

10 Stadia 27.67.040(i)

11 Swimming pools 27.67.040(j)

12 Theaters..... 27.67.040(i)

13 Warehouses 27.67.040(r)

14 Urban gardens27.67.040(ee)

15 Section 4. That Sections 27.62.100, 27.67.040, and Figure 27.67.040 of the
 16 Lincoln Municipal Code as hitherto existing be and the same are hereby repealed.

17 Section 5. That this ordinance shall take effect and be in force from and after
 18 passage and publication in one issue of a daily or weekly newspaper of general circulation in the
 19 City, according to law.

Introduced by:

Approved as to Form & Legality:

 City Attorney

| |
|---|
| Approved this ___ day of _____, 2017: _____ Mayor |
|---|