

AN ORDINANCE OF THE CITY OF PRESTON, IDAHO, AMENDING THE ZONING ORDINANCE OF THE PRESTON MUNICIPAL CODE AS FOLLOWS: 17.02.010-INTENT, AMEND USES IN COMMERCIAL AND INDUSTRIAL DISTRICTS TO ALLOW FOR USES NOT SPECIFIED BY SPECIAL USE PERMIT WITH OVERSITE BY PLANNING AND ZONING AND THE CITY COUNCIL; 17.16.020-USES ALLOWED, ADD OTHER UNSPECIFIED COMMERCIAL USES BY SPECIAL USE PERMIT; 17.18.020-USES ALLOWED, ADD STORAGE UNITS AS AN ALLOWED USE AND ALLOW OTHER UNSPECIFIED INDUSTRIAL USE BY SPECIAL USE PERMIT; ALLOW PUBLICATION BY SUMMARY; DISPENSE WITH READING ON THREE SEPARATE DAYS AND ESTABLISH AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF PRESTON, IDAHO, AS FOLLOWS:

Section 1. Title 17- ZONING, Chapter 2 – General Provisions, Preston Municipal Code, is amended as follows:

17.02.010 - Intent

The following provisions shall be subject to the general regulations of this title and to the special provisions and exceptions in this and the following sections so as to secure the intent of this title. In all cases of administration and enforcement of this title for which no other specific provision is made in this section and other provisions herein, the planning and zoning commission shall provide for the same by order, resolution or the adoption of a rule, regulation or by law which provision shall be in accord and consistent with the objectives and standards of this title. Uses not specified within residential or transitional districts are prohibited unless determined by the planning and zoning commission or its authorized representative to be similar in nature to those specified. Uses not specified in Commercial or Industrial districts may be permitted if the proposed use is determined by both the planning and zoning commission and the city council to be consistent with the character of each respective zone and the neighborhood in which the use will be located and a special use permit is granted.

Section 2. Title 17 - ZONING, Chapter 16 – Business District, is amended as follows:

17.16.020 – Uses Allowed

The uses allowed within the commercial zone, including C-1, C-2 and C-3 are as set forth in Table 17.16.020 (A).

Table 17.16.020(A)
Uses Allowed in Commercial Zones

Commercial Use	C-1	C-2	C-3
Auto repair shop	NP	S	P
Auto sales	S	P	P
Auto service station	NP	P	P

Commercial Use	C-1	P	P	Banks
	C-2	P	NP	Bed and breakfast
		NP	S	Bottling and distribution plant
		NP	P	Bowling lane
		NP	P	Broadcasting station/towers
		NP	P	Car wash
		NP	P	Camper-Travel trailer park
		NP	P	Carpenter, electrical, plumbing, heating shops, cabinet makers
		P	P	Churches
		P	NP	Clinics
		NP	P	Club or lodge
		NP	P	Dance hall
		NP	P	Farm and/or heavy equipment sales and service
		S	P	Furniture upholstery
		S	P	Fire stations
		S	P	Government office

Commercial Use	C-1	S	P	Hospital
	C-2	S	NP	Home preschool
		NP	S	Hotel-Motel
		NP	NP	Individual storage units
		S	P	Laundry mats
		S	P	Library
		NP	S	Lumber yard
		S	P	Mortuary
		P	S	Nursery schools
		P	NP	Offices
		NP	P	Parking lot
		S	NP	Parks and playgrounds
		NP	NP	Pipe yard
		NP	P	Printing Shops
		S	NP	Public Schools
		NP	S	Public Utilities Facility

Airports			
Land Use	I-1	I-2	
	NP	P	

Table 17.18.020(A)
Allowed Uses in Light Industrial and Heavy Industrial Zones

The uses allowed in the light industrial zone and the heavy industrial zone as set forth in Table 17.18.020(A).

17.18.020 – Uses Allowed

Section 3. Title 17 - ZONING, Chapter 18 – Zoning District, is amended as follows:

P = Permitted
S = Special Use Permit Required
NP = Not Permitted

Commercial Use	C-1	C-2	C-3
Restaurants	P	P	P
Retail Stores, Tailors, Seamstress	P	P	P
Sales of Salvage Good Within a Building	NP	S	P
Sales of hay, grain, seed and related supplies	NP	NP	S
Schools of art, dancing, music, business, secretarial, etc.	S	P	NP
Taverns	NP	P	P
Theaters - Indoor	NP	P	P
Tennis or swim clubs (Private)	S	P	P
Veterinary clinic	NP	NP	P
Other Commercial Uses	S	S	S

Land Use	I-1	I-2	Animal feed lots	NP	NP
			Animal—Livestock	NP	NP
			Auction establishments	S	P
			Auto body repair shop	P	P
			Auto wrecking yard	NP	P
			Beer and wine distributors	S	P
			Blacksmith, welding and metal fabrication	S	P
			Bookbinders	P	P
			Broadcasting towers	P	P
			Bulk storage—Corrosive, crops, fertilizer, fuels, grain and hay, etc.	NP	P
			Cabinet making and wood mills	P	P
			Cement plant	NP	P
			Chemical distribution	P	P
			Churches	NP	NP
			Clubs and lodges	NP	NP
			Coal dealer	NP	P
			Commercial building contractor	NP	P

Land Use	I-1	
	P	Contractor's trade shop and/or yard
	NP	Convallescent homes, nursing homes, rest homes and elderly housing homes
	NP	Distillation of bones or incineration of dead animals
	NP	Heavy manufacturing uses
	NP	Hospitals
	P	<u>Individual Storage Units</u>
	S	Kennels/public pound, boarding and breeding
	P	Laundry and dry cleaning—Bulk processing
	NP	Libraries
	P	Lumber yards
	S	Machine shop
	P	Maintenance yards for public agencies or utilities
	NP	Manufacture of glue, tallow, lard, etc.
	NP	Medical clinics
	NP	Poultry and egg industries
	P	Railroad yards

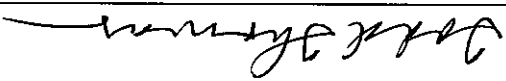
Land Use	I-1	I-2
Residential and boarding and rooming homes	NP	NP
Rock crushing	NP	P
Sanitary landfills, recycling, composting or incineration	NP	P
Schools	NP	NP
Sewage treatment plants, etc.	NP	P
Sawmill	NP	P
Slaughter plants	NP	NP
Tannery	NP	P
Other Industrial Uses	S	S

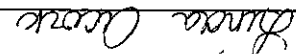
P = Permitted
S = Special Use Permit Required
NP = Not Permitted

Section 4. This Ordinance may be published in summary form allowed by Idaho Code.

Section 5. The rule requiring an ordinance to be read on three separate days, one of which shall be a reading in full, is dispensed with and this Ordinance shall become effective upon its passage, approval and publication according to law.

PASSED BY THE COUNCIL on September 24, 2018 AND APPROVED BY THE COUNCIL PRESIDENT on September 24, 2018.


Todd D. Thomas, Council President


Linda Acock, City Clerk

ATTEST: