

ORDINANCE NO. _____

AN ORDINANCE TO AMEND SECTIONS 28-10.5, 28-11.4 and 28-20.5; TO REPEAL ORIGINAL SECTIONS 28-10.5, 28-11.4 and 28-20.5, AND ALL OTHER ORDINANCES OR SECTIONS OF ORDINANCES IN CONFLICT HEREWITH; AND TO PROVIDE FOR AN EFFECTIVE DATE AND FOR PUBLICATION IN PAMPHLET FORM.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF LEXINGTON, NEBRASKA AS FOLLOWS:

Section 1. That Section 28-10.5 of the Lexington City Code is hereby amended to read as follows:

Sec. 28-10.5 A-1 Permitted Special Uses.

A building or premises may be used for the following purposes in the A-1 Agricultural District if a special permit for such use has been obtained in accordance with Article 28-38 of this Ordinance.

- (1) Agricultural service establishments primarily engaged in performing agricultural, animal husbandry or horticultural services; agricultural product milling and processing; establishments engaged in performing services such as crop dusting, fruit picking, grain cleaning, harvesting and plowing; farm equipment services, sales and repairs;
- (2) Airports and heliports including crop dusting strips;
- (3) Auction/sale barns and yards;
- (4) Broadcast towers and stations, including Amateur Radio or land mobile towers of more than 100 feet;
- (5) Camp grounds;
- (6) Cemeteries, mausoleums, and mortuaries;
- (7) Child care center;
- (8) Colleges, universities and trade schools;
- (9) Contiguous expansion of intensive livestock, confinement facilities/operations, as defined in Section 28-9; (Ord. No. 2124, Sec. 3)
- (10) Facilities for the commercial storage or sale of fertilizer or toxic or flammable

agricultural chemicals;

- (11) Kennels;
- (12) Mineral extraction, which shall include the following: oil wells, sand and gravel extraction and strip mine operations and quarries;
- (13) Mobile homes, subject to compliance with Section 25-2 (3);
- (14) Museums and art galleries;
- (15) One additional single family dwelling for the purpose of housing relatives or agricultural workers;
- (16) Public and private charitable institutions;
- (17) Water storage, sewer treatment plants, and public and private sanitary landfills.
- (18) Trailer Parks as defined by Section 25-6. (Ord. No. 2079)

Section 2. That Section 28-11.4 of the Lexington City Code is hereby amended to read as follows:

Sec. 28-11.4 A-2 Permitted Special Uses.

A building or premises may be used for the following purpose in the A-2 Urban Reserve District if a special permit for such use has been obtained in accordance with Article 28-38 of this Ordinance.

- (1) Agricultural service establishments primarily engaged in performing agricultural, animal husbandry or horticultural services; agricultural product milling and processing; establishments engaged in performing services such as crop dusting, fruit picking, grain cleaning, harvesting and plowing; farm equipment services, sales and repairs;
- (2) Broadcast towers and stations, including Amateur Radio or land mobile towers of more than 100 feet;
- (3) Campgrounds;
- (4) Cemeteries, mausoleums and mortuaries;
- (5) Child care home;
- (6) Colleges, universities and trade schools;

- (7) Expansion of nonconforming uses;
- (8) Garden centers and nurseries;
- (9) Kennels;
- (10) Mobile homes, subject to compliance with Section 25-2 (3);
- (11) Museums and art galleries;
- (12) Nursing home;
- (13) One additional single family dwelling for the purpose of housing relatives or agricultural workers;
- (14) Public and private charitable institutions;
- (15) Stables and riding academies;
- (16) Water storage and sewer treatment plants.
- (17) Trailer Parks as defined by Section 25-6. (Ord. No. 2079)

Section 3. That Section 28-20.5 of the Lexington City Code is hereby amended to read as follows:

Sec. 28-20.5 M-1 Permitted Special Uses

A building or premises may be used for the following purpose in the M-1 Light Industrial District if a special permit for such use has been obtained in accordance with Article 28-38 of this Ordinance.

- (1) Expansion of nonconforming use;
- (2) Junk and salvage yards;
- (3) Kennels;
- (4) Mobile homes, subject to compliance with Section 25-2 (3).
- (5) Trailer Parks as defined by Section 25-6. (Ord. No. 2079)

Section 4. That original Sections 28-10.5, 28-11.4 and 28-20.5 together with all ordinances or

sections of ordinances in conflict herewith are hereby repealed.

Section 5. That this Ordinance shall be published in pamphlet form and take effect as provided by law.

Passed and approved this ____ day of _____, 2011.

Mayor

Attest:

City Clerk