

CITY OF ARLINGTON

ORDINANCE NO. 209

AN ORDINANCE AMENDING SECTION 5, SUBD. 4(4) OF THE ZONING ORDINANCE RELATING TO REAR YARD SETBACK REQUIREMENTS IN RESIDENTIAL ZONING CLASSIFICATIONS.

WHEREAS, the City of Arlington Zoning Ordinance was placed into effect several years ago; and,

WHEREAS, the Arlington Planning Commission routinely reviews portions of the Zoning Ordinance to ensure it is up to date; and,

WHEREAS, the Arlington Planning Commission has reviewed and studied Section 5, Subd. 4(4) of the Zoning Ordinance relating to rear yard setbacks in residential zones; and,

WHEREAS, a public hearing was properly noticed and held on August 16, 2007 by the City of Arlington Planning Commission; and,

WHEREAS, at its regular meeting on August 16, 2007 the Arlington Planning Commission recommended the City Council approve an amendment to Section 5, Subd. 4(4) of the Arlington Zoning Ordinance related to rear yard setbacks in residential zoning classifications; and,

WHEREAS, The City Council of the City of Arlington held a first reading of Ordinance 209 at its regular meeting on August 20, 2007.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF ARLINGTON ORDAINS AS FOLLOWS:

Section 1

Arlington Zoning Ordinance (Ordinance 169), Section 5. (R-1 One and Two Family Residential District), Subd. 4(4) is amended as follows:

4. Rear Yard Regulations:

~~Each lot shall have an unoccupied rear yard having a depth of not less than twenty five (25) percent of the lot depth, except that accessory buildings and uses as stipulated in this Section 5, Subdivision 2, (5) shall be allowed.~~

At a minimum, principal structures shall be set back from the rear property line a distance equivalent to twenty-five (25) percent of the lot depth. Accessory

structures and detached garages shall be set back at least five (5) feet from the rear property line, except that rear loading garages or accessory structures shall be set back at least ten (10) feet from the rear property line.

Section 2

Effective Date: This Ordinance is effective upon its adoption and publication as prescribed by law.

Adopted by the City of Arlington on the 5th day of September, 2007.

Attest:

/s/ James R. Kreft
James R. Kreft, Mayor

/s/ Matthew Jaunich
Matthew Jaunich, City Administrator

First Reading: August 20, 2007
Second Reading: September 5, 2007
Published: September 13, 2007