

TABLE OF CONTENTS

ARTICLE 1	TITLE AND APPLICABILITY
<i>Division 01.000.</i>	<i>Title</i>
<i>Division 01.100.</i>	<i>Applicability</i>
Section 01.110.	Types of Development
Section 01.120.	Exemptions
Section 01.121.	Special Agricultural Lands
Section 02.122	Agricultural Uses within the Community Growth Area
<i>Division 01.200</i>	<i>References to Miami County's Comprehensive Plan</i>
ARTICLE 2	ESTABLISHMENT OF ZONING DISTRICTS
<i>Division 02.000.</i>	<i>Establishment of Zoning Districts</i>
Section 02.010.	Zoning Districts
<i>Division 02.100.</i>	<i>Zoning Map</i>
Section 02.110.	Interpreting District Boundaries
Section 02.111.	New or Unclassified Land
Section 02.112.	Reductions to Community Growth Area
Section 02.120.	Developments in More Than One Zoning District
<i>Division 02.200.</i>	<i>Statement of Purpose and Intent of Zoning Districts</i>
Section 02.200	Estate-Agricultural District in the Community Growth Area
Section 02.210.	Urban Districts
Section 02.211.	Downtown (D) District
Section 02.212.	Thoroughfare Access (TA) District
Section 02.213.	Business Park (BP) District
Section 02.214.	Industrial (I) District
Section 02.220.	Sub-Urban Districts
Section 02.221.	Suburban (S) District
Section 02.222.	Suburban Commercial (SC) District
Section 02.223.	Estate (E) District
Section 02.230.	Special Districts
Section 02.231.	Neighborhood Conservation (NC) Districts
ARTICLE 3	USE REGULATIONS
<i>Division 03.000.</i>	<i>Purpose</i>
<i>Division 03.100.</i>	<i>Use Regulations</i>
Section 03.110.	Use Table
<i>Division 03.200.</i>	<i>Individual Use Standards</i>
Section 03.205	Accessory Uses, Agricultural
Section 03.210.	Accessory Uses, Residential
Section 03.211.	Accessory Uses, Nonresidential
Section 03.212.	Accessory Waste or Trash Storage
Section 03.213.	Mixed Uses
<i>Division 03.300.</i>	<i>Limited and Conditional Uses</i>
Section 03.310.	Buffering, Location, Bulk, and Scale Standards
Section 03.311.	Day Care Centers
Section 03.312.	Heavy Retail and Service & Light Industrial Uses
Section 03.313.	Single-Family Residential
Section 03.314.	Guest House
Section 03.315.	Agricultural Support Services
Section 03.316	Kennels and Stables

Section 03.317	Pet Grooming Services
Section 03.319.	Manufactured Home Park
Section 03.320.	Clearing
Section 03.321.	Multi-Family Residential
Section 03.322.	Assembly and Worship
Section 03.323.	Institutional Community
Section 03.324.	Protective Care (Limited)
Section 03.325.	Local Utilities
Section 03.326.	Commercial Retail
Section 03.327.	Light Auto Services
Section 03.328.	Drive-in Facility
Section 03.329.	Bed and Breakfast
Section 03.330.	Outdoor Amusement
Section 03.331.	Heavy Industry
Section 03.332.	Extraction
Section 03.333.	Impoundment and Auto Storage
Section 03.334.	Commercial Communications Towers
Section 03.335.	Outdoor Sales
Section 03.336.	Public Interest Events
Section 03.337.	Special Events
Section 03.338.	Temporary Concrete/Asphalt Batch Plant
Section 03.339.	Truck Load Sales
Section 03.340.	Intensive Agriculture
Section 03.345.	Dangerous Animals
Section 03.350.	Domestic Exotic Animals/Farm Animals as Pets
Section 03.356.	Outdoor Recreation
Section 03.357.	Indoor Recreation
Section 03.358.	Campgrounds
Section 03.360.	Airports
Section 03.361.	Christmas Tree Sales

ARTICLE 4

DISTRICT INTENSITY AND BULK STANDARDS

Division 04.000.

Purpose

Division 04.100.

District Performance Standards

Section 04.110.

Performance Standards

Section 04.115.

Minimum Lot Size – Nonresidential Uses

Section 04.120.

Dwelling Unit Mix Requirements

ARTICLE 5

SITE CAPACITY AND ENVIRONMENTAL STANDARDS

Division 05.000.

Purpose

Division 05.100.

Site Capacity

Section 05.110.

Applicability

Section 05.120.

Calculation for Total Protected Land

Section 05.121.

Residential Capacity Calculation

Section 05.122.

Nonresidential Capacity Calculation

Division 05.200.

Natural Resource Standards

Section 05.210.

Resource Protection Standards

Section 05.220.

Uses In Open Space

Section 05.230.

Additional Resource Standards

Section 05.231.

Floodplains and Floodways

Section 05.232.

Standards for Beneficial Use in Floodplains

Section 05.233.	Wetlands
Section 05.234.	Lake Miola Watershed Standards
Section 05.235.	Waterbody Buffers
Section 05.236.	Steep Slopes
Section 05.237.	Forests
Section 05.238.	Drainageways
<i>Division 05.300.</i>	<i>Standards for Open Space Uses</i>
Section 05.310.	Environmental Impact Assessment Report
Section 05.320.	Commercial Kennels and Stables
Section 05.321.	Nurseries
Section 05.322.	Golf Courses
Section 05.323.	Playing Courts and Pools
Section 05.324.	Trails
Section 05.325.	Public/Private Roads and Sewer/Water
Section 05.326.	Essential Access
Section 05.327.	Public Interest and Special Events

ARTICLE 6

LANDSCAPING, PARKING, AND LOADING STANDARDS

<i>Division 06.000.</i>	<i>Purpose</i>
<i>Division 06.100.</i>	<i>Landscaping</i>
Section 06.110.	Required Landscaping
Section 06.120.	Landscaping Standards for Lots and Parking Lots
Section 06.130.	Landscaping Standards for Required Open Space
<i>Division 06.200.</i>	<i>Bufferyard Performance Standards</i>
Section 06.201.	Purpose
Section 06.202.	Bufferyards Required
Section 06.310.	Opacity Values of Required Bufferyards
Section 06.220.	Parking Bufferyards Required
Section 06.230.	Special Buffers Required
Section 06.230.	Bufferyard Use
<i>Division 06.300.</i>	<i>Parking</i>
Section 06.310.	Off-Street Parking Required
Section 06.320.	Off-Street Parking Standards
Section 06.321.	Special Study
Section 06.322.	Mixed Uses and Shared Parking
Section 06.323.	On-Street Parking
Section 06.324.	Off-Street Parking
<i>Division 06.400.</i>	<i>Off-Street Loading</i>
Section 06.410.	Off-Street Loading Standards

ARTICLE 7

SIGN REGULATIONS

<i>Division 07.000.</i>	<i>Purpose</i>
<i>Division 07.100.</i>	<i>Sign Standards</i>
Section 07.101.	Applicability
Section 07.102.	Total Exemptions
Section 07.103.	Signage Plan Required
Section 07.104.	Signs Prohibited in All Districts
<i>Division 07.200.</i>	<i>Permitted Signs and Standards</i>
Section 07.210.	Permitted Signs
Section 07.215.	Multiple Building/Tenant Development Signs
Section 07.216.	Banner Signs

Section 07.220. General Sign Regulations

ARTICLE 8

MODULATION AND BONUSES

Division 08.000.

Purpose

Division 08.100.

Modulation Standards

Section 08.110.

Review and Approval

Section 08.120.

Construction Envelopes

Section 08.130.

Bufferyards

Section 08.140.

Street Yard Setbacks

Section 08.141.

Patio and Atrium Dwelling Units

Section 08.142.

Windowless Wall

Section 08.143.

Building Separation

Section 08.144.

No Road Frontage

Section 08.145.

Flag Lots

Section 08.150.

Lot Shapes

Section 08.151.

Cul-de-sac or Block Length

Section 08.152.

Intersections

Section 08.153.

Landscaping

ARTICLE 9

NONCONFORMITIES

Division 09.000.

Purpose

Section 09.010.

Applicability

Section 09.020.

Continuation Permitted

Section 09.030.

Proof of Nonconformance

Division 09.100.

Continuation

Section 09.110.

Continuation of Nonconforming Use of Land

Section 09.120.

Continuation of Nonconforming Use of Buildings or Sites

Section 09.130.

Nonconforming Buildings

Section 09.140.

Nonconforming Projects

Section 09.150

Nonconforming Signs

ARTICLE 10

SUBDIVISION AND LAND DEVELOPMENT DESIGN STANDARDS

Division 10.000.

Purpose

Division 10.100.

Subdivision Design

Section 10.110.

General Standards

Section 10.120.

Street Layout

Section 10.130.

Lot Frontage

Section 10.131.

Lot Lines

Section 10.132.

Easements

Section 10.133.

Lot Splits

Section 10.134.

Monuments

Division 10.200.

Site Plan Design

Section 10.210.

General Standards

Section 10.220.

Circulation

Division 10.300.

Improvements

Division 10.400

Covenants and Deeds

Section 10.410

Private Restrictions

Section 10.420

Public Easements

Division 10.500

Condominiums

Section 10.510

Condominiums Permitted

Section 10.520	Approval Process and Documentation
Section 10.530	Layout and Improvement
Section 10.540	Utility and Facility Requirements

ARTICLE 11

STREET AND ACCESS STANDARDS

Division 11.000.

Purpose

Division 11.100.

Streets

Section 11.110.	Street Design Objectives
Section 11.111.	Local Circulation Plans
Section 11.120.	Classification
Section 11.130.	Street Standards
Section 11.140.	Performance Standards for Residential Streets
Section 11.141.	Private Roads
Section 11.142.	Cul-de-sacs
Section 11.150.	Improvements
Section 11.151.	Curbs
Section 11.152.	Sidewalks
Section 11.153	Deviation from Certain Street Standards
Section 11.154	Utility Crossings

Division 11.200.

Access

Section 11.210.	Residential Access
Section 11.220.	Nonresidential Access to Residential Streets
Section 11.230.	Nonresidential Access to Arterials or Collectors
Section 11.231.	Access Spacing
Section 11.232.	Baptiste Drive Access Standards
Section 11.233.	Exceptions on Access Standards
Section 11.240.	Temporary Access
Section 11.250.	Residential Access Drives
Section 11.260.	Clear View of Intersecting Streets

ARTICLE 12

DRAINAGE, UTILITIES, PARKING, LOADING, AND LIGHTING

Division 12.000.

Purpose

Division 12.100.

Drainage

Section 12.110.	Surface Drainage
Section 12.111.	Surface Drainage Configurations
Section 12.120.	Detention

Division 12.150.

Underground Utilities

Section 12.151.	Requirements
-----------------	--------------

Division 12.200.

Sanitary Sewer

Section 12.210.	Public Sanitary Systems
Section 12.220.	On-Lot Systems
Section 12.221.	On-Lot Standards
Section 12.230.	Interim Sewer Systems
Section 12.231.	Management of Interim Systems

Division 12.300.

Water Supply

Section 12.300	Special Study
----------------	---------------

Division 12.400.

Parking and Loading

Section 12.410.	Parking Stall Dimensions
Section 12.411.	Handicap Parking
Section 12.420.	Off-Street Parking Design Standards
Section 12.430.	Parking Surfaces

Section 15.220.	City Entrance Area Standards
Section 15.221.	City Entrance Area Landscaping
<i>Division 15.300.</i>	<i>Monotony Standards</i>
Section 15.310.	Measures
Section 15.320.	Standards
<i>Division 15.400.</i>	<i>Design Review</i>
Section 15.410.	Design Review Standards
Section 15.525	Single-Family Home Design Standards

ARTICLE 16	FLOODPLAIN REGULATIONS
Section 16.001	Statutory Authority
Section 16.002	General Provisions
Section 16.003	Provisions for Flood Hazard Reduction
Section 16.004	Floodplain Administrator
Section 16.005	Floodplain Development Permit
Section 16.006	Floodplain Variance
Section 16.007	Floodplain Definitions

ARTICLE 17 RESERVED

ARTICLE 18 RESERVED

ARTICLE 19 RESERVED

ARTICLE 20	ADMINISTRATIVE BODIES
<i>Division 20.000.</i>	<i>Purpose</i>
<i>Division 20.100.</i>	<i>Administration</i>
Section 20.110.	Responsibility
<i>Division 20.200.</i>	<i>Administrative Boards</i>
Section 20.210.	City Council
Section 20.220.	Planning Commission
Section 20.221.	Planning Commission Membership
Section 20.222.	Meetings
Section 20.230.	Board of Zoning Appeals
Section 20.231.	Board of Zoning Appeals Membership
Section 20.232.	Board of Zoning Appeals Meetings
<i>Division 20.300.</i>	<i>Administrative Agents</i>
Section 20.310.	Staff
Section 20.320.	Zoning Officer
Section 20.330.	Hearing Officer
Section 20.340.	City Attorney
Section 20.350	Flood Plain Administrator

ARTICLE 21	PROCEDURES AND ADMINISTRATION
<i>Division 21.000.</i>	<i>Purpose</i>
Section 20.010.	Procedural and Administrative Chart
<i>Division 21.100.</i>	<i>Provisions of General Applicability</i>
Section 20.110.	Preapplication Conference
Section 21.120.	Applications
Section 21.121.	Application Completeness Review
Section 21.130.	Review and Recommendation: Zoning Officer

Section 21.140.	Fees
Section 21.141.	Use of Consultants by City: Payment of Costs
Section 21.150.	Public Hearings
Section 21.151.	Notice of Public Hearings
Section 21.152.	Public Hearing Procedure
Section 21.153.	Conduct of Public Hearing
Section 21.154.	Actions by Decision-Making Bodies
Section 21.160.	General Considerations in Rendering Decisions
Section 21.161.	Action by City Council
Section 21.170.	Effect of Approval
<i>Division 21.200.</i>	<i>Discretionary Reviews</i>
Section 12.210.	Amendments to the Zoning Map or Text
Section 12.211.	Standards for Zoning Map Amendments
Section 21.212.	Standards for Ordinance Text Amendments
Section 21.213	Rezoning for Lesser Change
Section 21.214	Staff Review Following Rezoning
Section 21.220.	Conditional Uses
Section 21.221.	Action
Section 21.222.	Conditions and Restrictions
Section 21.223.	Minor Deviations
Section 21.224.	Amendment to a Conditional Use Permit
Section 21.225	Revocation of Conditional Use Permit
Section 21.230.	Environmental Impact Assessment Report
Section 21.231.	Environmental Impact Assessment Report Approval
Section 21.240.	Plat Vacation
Section 21.245.	Deviations from Sign Requirements
Section 21.247.	Height Exceptions
Section 21.250.	Variances
Section 21.251.	Standards for Variances
Section 21.252.	Conditions and Restrictions on Variations
Section 21.253.	Subsequent Development Approvals
Section 21.254.	Amendment to a Variance
Section 21.255.	Floodplain Development Permit Procedure
<i>Division 21.300.</i>	<i>Appeals and Interpretations</i>
Section 21.310.	Appeals
Section 21.311.	Administrative Appeals
Section 21.312.	Administrative Appeal Standards
Section 21.313.	Appeals to the Courts
Section 21.320.	Interpretations
Section 21.321.	Unlisted Uses
Section 21.322.	Meaning or Application
Section 21.323.	Procedure
Section 21.324.	Official Record
Section 21.325.	Annual Review
<i>Division 21.400.</i>	<i>Beneficial Use Appeal and Determination</i>
Section 21.401.	Special Application Data
Section 21.402.	Deprivation Standards
Section 21.403.	Granting Relief
<i>Division 21.500.</i>	<i>Administrative Procedures</i>
Section 21.510.	Limited Use Review
Section 21.520.	Sign Permit

Section 21.530.	Zoning Permit
Section 21.540.	Occupancy Permit
<i>Division 21.600.</i>	<i>Design Reviews</i>
Section 21.610.	Concept Plat of Plan Review
Section 21.611.	Conditions
Section 21.612.	Compliance with the Concept Plat or Plan
Section 21.613.	Amendments
Section 21.620.	Subdivision (Plat) Review
Section 21.621.	Effect
Section 21.622.	Recordation
Section 21.630.	Site Plan Review – Existing Structures
Section 21.631.	Effect
Section 21.632.	Recordation
<i>Division 21.700.</i>	<i>Performance Guarantees</i>
Section 21.710.	Cost Estimates and Surety
Section 21.711.	Improvements in Lieu of Surety
Section 21.720.	Release of Surety
Section 21.721.	Calling Surety
Section 21.730.	Maintenance Guarantee
<i>Division 21.800.</i>	<i>Warning, Notice to Appear, and Penalty for Violation</i>

ARTICLE 22

ADOPTION AND PURPOSES

<i>Division 22.000.</i>	<i>Purpose</i>
<i>Division 22.100.</i>	<i>Comprehensive Planning Policy</i>
Section 22.110.	Growth Management
Section 22.120.	Community Character
Section 22.130.	Resource Protection
Section 22.140.	Economic Development
<i>Division 22.200.</i>	<i>Ordinance Purposes</i>
<i>Division 22.300.</i>	<i>Legislative Intent</i>
<i>Division 22.400.</i>	<i>Severability</i>
<i>Division 22.500.</i>	<i>Repealer</i>

ARTICLE 23

DEFINITIONS

<i>Division 23.000.</i>	<i>Purpose</i>
<i>Division 23.100.</i>	<i>Word Usage</i>
Section 23.110.	Abbreviations
Section 23.200.	Use Definitions
Section 23.210.	Agricultural Uses
Section 23.220.	Residential Uses
Section 23.230.	Institutional Uses
Section 23.240.	Commercial Uses
Section 23.250.	Amusement and Resort Uses
Section 23.260.	Home Uses
Section 23.270.	Industrial Uses
Section 23.280.	Special Uses
Section 23.290.	Temporary Uses
<i>Division 23.300.</i>	<i>Definitions</i>
<i>Division 23.400</i>	<i>Flood Plain Terms</i>