

Resolution Relating to

RESOLUTION _____

Sponsor(s) _____
Councilors Shannon, _____

Ellis _____

Introduced: **04/13/09** _____

Referred to: _____

Action: _____

Date: _____

Signed by Mayor: _____

NEIGHBORHOOD MIXED USE DISTRICTS
ZONING AMENDMENT

CITY OF BURLINGTON

In the year Two Thousand Nine.....

Resolved by the City Council of the City of Burlington, as follows:

That WHEREAS, the City Council warned and held a public hearing on March 30, 2009 regarding the proposed amendments to the zoning ordinance, #ZA 09-15 Downtown Use and Height; and

WHEREAS, in addition to the downtown provisions the proposal as warned includes one provision that does not affect the downtown but does address the streetscape in the Neighborhood Activity Center District; and

WHEREAS, the proposed amendment to Sec. 4.4.2 of the zoning ordinance would allow residential uses on the ground floor except along the street level frontage of any structure in the Neighborhood Activity Center District; and

WHEREAS, based on Robert's Rules of Order, a motion dealing with different subjects may be divided;

NOW, THEREFORE, BE IT RESOLVED that the proposed Neighborhood Activity Center District amendment to Section 4.4.2 is hereby divided from the proposed downtown use and height amendments to the zoning ordinance in #ZA 09-15; and

BE IT FURTHER RESOLVED that the Comprehensive Development Ordinance of the Code of Ordinances of the City of Burlington be and hereby is amended to allow residential uses on the ground floor except along the street level frontage of any structure in the Neighborhood Activity Center District by amending Section 4.4.2 as set forth in the document attached hereto.

CITY OF BURLINGTON

ORDINANCE _____
Sponsor: Planning Dept. _____

Public Hearing Dates _____

First reading: _____
Referred to: _____
Rules suspended and placed in all
stages of passage: _____
Second reading: _____
Action: _____
Date: _____
Signed by Mayor: _____
Published: _____
Effective: _____

In the Year Two Thousand Nine _____

An Ordinance in Relation to

COMPREHENSIVE DEVELOPMENT ORDINANCE -
Downtown Use And Height (NAC Street Frontage Use Only)
#ZA 09-15B

It is hereby Ordained by the City Council of the City of Burlington, as follows:

That the Comprehensive Development Ordinance of the Code of Ordinances of the City of Burlington be and hereby is amended by amending Sections 4.4.2 thereof to read as follows:

Sec. Sec. 4.4.2 Neighborhood Mixed Use Districts

(d) District Specific Regulations:

1. Ground Floor Residential Uses Restricted

In order to maintain an active streetscape for pedestrians and pedestrian-oriented businesses and activities, residential uses shall not be permitted ~~on the ground floor~~ along the street-level frontage of any structure in the NAC District

* Material stricken out deleted.

** Material underlined added.