

CITY OF BURLINGTON

ORDINANCE 4.01

Sponsor: Planning Department,

Planning Commission, Councilors Mason, Bushor, Paul: Ordinance Committee

Public Hearing Dates 2/18/2014

In the Year Two Thousand Fourteen

First reading: 11/4/2013

Referred to: Ordinance Committee

Rules suspended and placed in all stages of passage:

Second reading: 2/18/2014

Action: Adopted

Date: 2/18/2014

Signed by Mayor: 2/21/2014

Published: 2/26/2014

Effective: 3/19/2014

An Ordinance in Relation to

COMPREHENSIVE DEVELOPMENT ORDINANCE--
RCO-Recreation Greenspace Lot Coverage
ZA 14-02

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

That Appendix A, Comprehensive Development Ordinance, of the Code of Ordinances of the City of Burlington be and hereby is amended by amending Section 4.4.6 Recreation, Conservation and Open Space Districts, and Table 4.4.6-1 and Table 4.4.6-2 thereof to read as follows:

Sec. 4.4.6 Recreation, Conservation and Open Space Districts

(a) As written.

(b) **Dimensional Standards and Density**

The density and intensity of development, dimensions of building lots, the heights of buildings and their setbacks from property boundary lines, and the limits on lot coverage shall be governed by the following standards:

Table 4.4.6 -1 Dimensional Standards and Density

District	Lot Coverage ¹	Setbacks ¹			Height ¹
		Front	Side ²	Rear ²	
RCO-A	5%	15'	10%	25%	35'
RCO-RG	5% ³	15'	10%	25%	35'
RCO-C	5%	15'	10%	25%	25'

1. See also exceptions to lot coverage, setbacks and maximum height in Article 5.

2. Percentages figure refers to either a percentage of lot width, 10% in the case of side yard setbacks, or lot depth of 25% in the case of rear yard setbacks.

3. City Parks have specific lot coverage maximums based on use and location. See table of lot coverage standards below.

ORIGINAL

AN ORDINANCE
IN RELATION TO

Introduced by

Councilor _____

Read in City Council first time

_____, 20____.

Attest,

_____, Clerk.

Rules suspended, and ordinance placed in all stages of passage.

_____, 20____.

Attest,

_____, Clerk.

Read in City Council second time

_____, 20____.

Attest,

_____, Clerk.

Passed in City Council at meeting held

_____, 20____.

Attest,

_____, Clerk.

Approved _____, 20____.

_____, Mayor.

I, _____, City Clerk of the City of Burlington and Clerk of the City Council of said City, do hereby certify that the within written Ordinance has been duly published according to Law and the Charter of the City, and in compliance with said Charter this certificate is hereto attached.

And the within Ordinance was ordered published for _____ day, namely the _____ day of _____, 20____.

Adopted _____ Published _____ Effective _____

_____, City Clerk

* * * * *

Distribution

I hereby certify that this Ordinance has been sent to the following department(s) on

Attest:

* * * * *

Table 4.4.6.2 – City Park Lot Coverage Maximum Standards

<u>Park</u>	<u>Lot Coverage</u>
<u>Baird</u> <u>Battery Park and Extension</u> <u>Calahan</u> <u>Champlain Street</u> <u>Leddy</u> <u>North Beach and Campground</u> <u>Oakledge</u> <u>Schmanska</u> <u>Smalley</u> <u>Staff Farm</u>	<u>15%</u>
<u>Appletree</u> <u>Lakeside</u>	<u>20%</u>
<u>Waterfront Park</u>	<u>25%</u>
<u>City Hall Park</u>	<u>35%</u>
<u>Pomeroy</u>	<u>30%</u>
<u>Roosevelt</u>	<u>30%</u>
<u>Perkins Pier¹</u>	<u>70%</u>
¹ <u>Perkins Pier is a Marina Facility</u>	

(c) **Permitted and Conditional Uses-** *As written*

(d) **District Specific Regulations**

The following regulations are district-specific exemptions, bonuses, and standards unique to the RCO districts. They are in addition to, or may modify, city-wide standards as provided in Article 5 of this ordinance and district standards as provided above in Tables 4.4.6-1.

1. Lot Coverage Exemption for Agricultural Structures.

The maximum allowable coverage may be increased to ten percent (10%) in the RCO-Agricultural District for agricultural structures subject to approval by the DRB.

2. Exemptions for Tree removal and Turf Maintenance in City Parks.

In city parks, regular tree maintenance and removal not otherwise associated with land clearing for new development or site improvements, and regular turf maintenance including re-grading and reseeding shall be exempt from the requirement to obtain a zoning permit.

ORIGINAL

AN ORDINANCE
IN RELATION TO

Introduced by

Councilor _____

Read in City Council first time

_____, 20_____.

Attest,

_____, Clerk.

Rules suspended, and ordinance placed in all stages of passage.

_____, 20_____.

Attest,

_____, Clerk.

Read in City Council second time

_____, 20_____.

Attest,

_____, Clerk.

Passed in City Council at meeting held

_____, 20_____.

Attest,

_____, Clerk.

Approved _____, 20_____

_____, Mayor.

I, _____, City Clerk of the City of Burlington and Clerk of the City Council of said City, do hereby certify that the within written Ordinance has been duly published according to Law and the Charter of the City, and in compliance with said Charter this certificate is hereto attached.

And the within Ordinance was ordered published for _____ day, namely the _____ day of _____, 20_____.

Adopted _____ Published _____ Effective _____
_____, City Clerk

* * * * *

Distribution

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Attest:

* * * * *

3. Exemptions for low impact design (LID) stormwater management techniques.

Due to the unique nature and critical importance of City Parks in the City’s overall green infrastructure, LID stormwater management techniques (such as pervious pavement and asphalt, green roofs and rain gardens, etc...) shall be credited against lot coverage as determined by the City’s Stormwater Administrator pursuant to the requirements of Burlington Code of Ordinances Chapter 26.

4. Pervious surface materials not included in impervious lot coverage calculations.

Pervious surface materials, such as woodchips and clay or dirt playfields in City Parks shall not be included in impervious lot coverage calculations.

* Material stricken out deleted.

** Material underlined added.

ORIGINAL

AN ORDINANCE

IN RELATION TO

Comprehensive Development Ordinance-

RCO- Recreation Greenspace Lot

Coverage ZA 14-02

Introduced by
Department, Planning Commission
Councilors **Mason, Buschor, Paul: Ordinance**

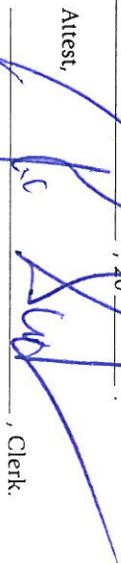
Committee

Read in City Council first time

November 4

, 20 13

Attest,



, Clerk

Rules suspended, and ordinance placed in all stages of passage.

, 20

Attest,



, Clerk

Read in City Council second time

February 18

, 20 14

Attest,



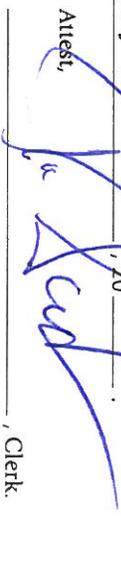
, Clerk

Passed in City Council at meeting held

February 18

, 20 14

Attest,



, Clerk

Approved 

, 20 14

, Mayor

I, Rich Goodwin, ~~City Clerk~~ ^{ACAO} of the City of Burlington and Clerk of the City Council of said City, do hereby certify that the within written Ordinance has been duly published according to Law and the Charter of the City, and in compliance with said Charter this certificate is hereto attached.

And the within Ordinance was ordered published for Wednes day, namely the 26 day of Feburary, 20 14.

Adopted 2/18/2014 Published 2/26/2014 Effective 3/19/2014

~~City Clerk~~ ^{ACAO}

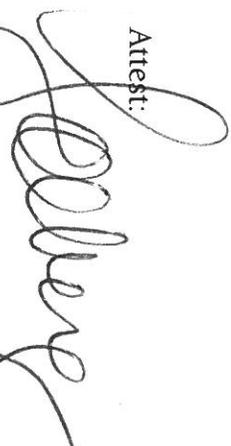
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Distribution

I hereby certify that this Ordinance has been sent to the following department(s) on

Planning and Zoning Director White
Sr. Assistant City Attorney Bergman

Attest:



* * * * *
Lori Olberg, Licensing,
Voting & Records Coordinator