

## **Proposed Zoning Ordinance Frequently Asked Questions Updated 1/20/2025**

- 1. If my neighbor complains more than three times about my farm animals, can I be fined?**

This is not true and is not included in the proposed ordinance.

- 2. Is it being proposed that all vehicles must have current registration to be on the property?**

This is not true and is not included in the proposed ordinance.

- 3. Is it being proposed that garages cannot be closer to the roadway than the home?**

This is not true and is not included in the proposed ordinance.

- 4. Is it being proposed that I must have a residence on the property prior to building a barn or garage?**

The proposed ordinance only regulates this in Residential Zoning Districts (Residential 1 & Residential 2). As proposed, only platted communities such as Canton and Martinsburg are zoned Residential.

- 5. Is it being proposed that I have to receive a special exception or a variance from the Board of Zoning Appeals to build a residence in the Agricultural Zone or the Recreational Zone?**

This is not true. Single-family dwellings are permitted uses in the Agricultural, Recreational, and Residential Zoning Districts.

- 6. Is it being proposed that I cannot have livestock on my property if I do not have more than 5 acres?**

The proposed ordinance only regulates livestock in Residential Zoning Districts (Residential 1 & Residential 2). As proposed, only platted communities such as Canton and Martinsburg are zoned residential.

Note: Standards exist for animal feeding operations, confined feeding operations, and confined animal feeding operations. These standards are found in Chapter 10-3.

- 7. Does this ordinance stop me from building a barndominium?**

This is not true and not included in the proposed ordinance. A barndominium is a single-family dwelling and would follow the proposed ordinances as such.

- 8. Why are swimming pool regulations being proposed, especially the part about pools having to be in the backyard?**

The proposed ordinances regarding swimming pools are based on state statutes and cannot be amended by a local municipality.

- 9. Is it being proposed that businesses cannot operate from a garage?**

Low-Impact Home Occupations are permitted and shall comply with the standards in Chapter 10-2 Residential (4) Low-Impact Home Occupations.

**10. What if I already operate one of the home occupations that is listed as “not permitted”?**

Home occupations in operation before the adoption of the proposed ordinance can continue operating as they are after adoption of the proposed ordinance. This is considered a legal non-conforming use or “grandfathered exemption.”

**11. What if I want to operate one of the home occupations that is listed as “not permitted” after the proposed ordinance is adopted?**

Occupations listed as “not permitted” in the Home Occupation portion of the proposed ordinance would require a special exception from the Board of Zoning Appeals to begin operation after the proposed ordinance is adopted.

**12. Do I have to sign-up to speak at the Public Hearing at the Plan Commission Meeting on Tuesday, February 4, 2025?**

Yes, upon arrival at the Public Hearing, anyone interested in speaking should sign-in on the sign-in sheet available with their name, address, and contact information.

**13. What is the timeline for adoption, if this ordinance is recommended to the Commissioners for approval?**

After the Public Hearing on February 4, 2025, the Plan Commission can choose to (1) recommend the proposed ordinance to the Commissioners for approval, (2) amend the proposed ordinance and recommend to the Commissioners for approval, or (3) make no recommendation to the Commissioners.

If the ordinance is recommended to the Commissioners, they are required to have two meetings of the proposed ordinances.