An Ordinance amending the 1995 Revised Zoning Ordinance of Lincoln County, South Dakota (LC-0-95-01)

BE IT ORDAINED BY LINCOLN COUNTY THAT:

ARTICLE 3, Section 301 – Definitions be amended to read as follows:

- Neighborhood Utility Facility. Telephone, electric and cable television lines, poles and equipment; water or gas pipes, mains and valves; sewer pipes, valves, and lift stations; telephone exchanges and repeaters; and all other facilities and equipment necessary for conducting a utility service by a governmental subdivision or entity, a public utility, a rural water system, a nonprofit rural water system, a nonprofit water system, a water user district, a sanitary sewer district, or any entity that provides utility service directly or indirectly to the members of the public. This definition excludes: (i) buildings having a roof area of more than 120 square feet, and (ii) electrical substations.

ARTICLE 3, Section 301 – Definitions be amended to add the following:

- Public Utility Facility. The definition is the same as Neighborhood Utility Facility (See Neighborhood Utility Facility) except that buildings exceeding 120 square feet in roof area are allowable.

ARTICLE 4: Regulations for the “A” Agriculture – Public Use District, Section 402 Permissive Uses, subsection (E) be amended to read Neighborhood Utility Facility.

ARTICLE 4: Regulations for the “A” Agriculture – Public Use District, Section 404 Conditional Uses, subsection (Z) be added and read as Public Utility Facility.

ARTICLE 4: Regulations for the “A” Agriculture – Public Use District, Section 404 Conditional Uses, subsection (AA) be added and read as Electrical Substation.

ARTICLE 5: Regulations for the “C” Commercial – Service District, Section 502 Permissive Uses, subsection (H) be added and read as Neighborhood Utility Facility.

ARTICLE 5: Regulations for the “C” Commercial – Service District, Section 504 Conditional Uses, subsection (X) be added and read as Public Utility Facility.

ARTICLE 6: Regulations for the “I” Industrial District, Section 602 Permissive Uses, subsection (c) be amended to read Neighborhood Utility Facility.

ARTICLE 6: Regulations for the “I” Industrial District, Section 604 Conditional Uses, subsection (K) be added and read as Public Utility Facility.

ARTICLE 6: Regulations for the “I” Industrial District, Section 604 Conditional Uses, subsection (L) be added and read as Electrical Substation.

ARTICLE 8: Regulations for the “R” Rural Residential District, Section 802 Permissive Uses, subsection (c) be amended to read Neighborhood Utility Facility.

First Reading: April 5, 2005
Second Reading: April 12, 2005
Publication Dates: May 4, 2005 & May 5, 2005
Effective Date: May 25, 2005

Jim Schmidt
Chairman, Lincoln County Commissioners

Paula Feucht
Auditor, Lincoln County