

Chapter 5 Use and Dimensional Standards

TABLE OF CONTENTS

5.1.	Use Tables	1
5.1.1.	Purpose	1
5.1.2.	Types of Uses and Limit on the Number of Uses per Lot or Parcel	1
5.1.3.	Principal Use Table Described	1
5.1.4.	Accessory Use Table Described	2
5.1.5.	Applicability of Multiple Use Types	2
5.1.6.	Unlisted Uses.....	2
5.2.	Use-Specific Development Standards	5
5.2.1.	Accessory Use and Structure Standards, General.....	5
(A)	Accessory Use to Conform to Zoning District Standards	5
(B)	Accessory Uses Do Not Include Allowed or Special Uses.....	5
(C)	Secondary Uses Now Considered Accessory Uses	5
(D)	Accessory Use to Be Located on Same Lot, Parcel or Tract as Principal Use.....	5
(E)	Building Permit Required.....	5
(F)	Principal Structure Required.....	5
(G)	Accessory Uses and Structures to Meet Setbacks	5
(H)	Accessory Uses to Meet Development Standards	5
(I)	Storage Buildings as Accessory Uses.....	5
(J)	Structures or Uses Not Considered Accessory Uses a Violation.....	6
(K)	Square Footage of Accessory Structure and Use Limited	6
5.2.2.	Child Care Centers, Family Care Homes, and Group Homes	6
(A)	Separation Requirements.....	6
(B)	Parking, Screening and Buffering.....	6
(C)	Facility Allowances and Applicable Review Processes.....	6
(D)	Standards Applicable Only to Group Homes.....	7
5.2.3.	Agricultural Accessory Structures and Uses	9
5.2.4.	Agricultural Stand	10
5.2.5.	Animal Keeping	10
(A)	Dogs and Cats.....	10
(B)	Horses	10
(C)	Livestock.....	10
(D)	Hen Chickens	10
(E)	Other Domesticated Animals.....	10
(F)	No Other Animals Allowed.....	11
5.2.6.	Animal Day Care Facility	11
5.2.7.	Auction, Auction Facility	11
(A)	Frequency and Duration.....	11
(B)	Material Storage	11
(C)	Classification as Auction Facility	11
5.2.8.	Automobile and Boat Storage Yards	11
5.2.9.	(Reserved).....	11
5.2.10.	Batch Plant, Temporary.....	11
(A)	Adjacent to Project	11
(B)	Hours of Operation Limited.....	11
(C)	Repair of Road Damage.....	12
(D)	Other Permits Required.....	12
(E)	Hauling Routes	12

(F)	Duration of Use.....	12
(G)	Use of Asphalt or Concrete	12
5.2.11.	Bed and Breakfast Home	12
(A)	Maximum Number of Guest Rooms	12
(B)	Owners to Reside on Subject Property	12
(C)	Meals Served to Guests Only.....	12
(D)	Smoke Detectors	12
(E)	Licenses Required and Sales Tax Collected.....	12
5.2.12.	Bed and Breakfast Inn	12
(A)	Resident Innkeeper Reside on Subject Property	12
(B)	Meals Served to Guests Only.....	13
(C)	Maximum Length of Stay.....	13
(D)	Character of Inn	13
(E)	Signage.....	13
(F)	Parking.....	13
(G)	Smoke Detector and Emergency Lighting.....	13
(H)	Required Licenses and Sales Tax Collected.....	13
5.2.13.	Car Wash.....	13
5.2.14.	Caretaker's Quarters	13
(A)	Number of Caretaker's Quarters	13
(B)	Type of Structure	13
(C)	Occupancy Limited	13
(D)	Other Applicable Standards.....	14
5.2.15.	Carnival or Circus	14
5.2.16.	Cemetery, Personal	14
5.2.17.	Child Care Centers (See Adult Care Homes).....	14
5.2.18.	Commercial and Industrial Accessory Structures and Uses	14
5.2.19.	Commercial Mobile Radio Service Facility (CMRS) Facilities	14
(A)	General	14
(1)	Purpose	14
(2)	Applicability.....	15
(3)	Relationship to Other Provisions	15
(B)	General Standards	15
(1)	Co-Location	15
(2)	Compliance with FCC standards.....	15
(3)	Abandonment and Expiration	16
(4)	Change in Ownership	16
(5)	Application Approval or Denial	16
(6)	Facility Inventory.....	16
(7)	Standards for Freestanding CMRS Facilities	16
(8)	Design Standards for Building Roof or Wall-Mounted CMRS Facilities	18
(9)	Design Standards for Pole-Mounted CMRS Facilities	20
(10)	Stealth CMRS Facility Design Standards.....	20
5.2.20.	Construction Equipment Storage, Accessory.....	20
(A)	General Standards	20
(B)	Construction Trailers and Field Offices	21
(C)	Storage within Right-of-Way.....	21
5.2.21.	Construction Equipment Storage, Temporary.....	21
(A)	General Standards	21
(B)	Construction Trailers and Field Offices	21
(C)	Storage within Right-of-Way.....	21
5.2.22.	Dwelling, Additional	21
5.2.23.	Dwelling, Single-Family Attached.....	21
(A)	Standards that Apply in RS-6000 and RS-5000 Districts.....	21
(1)	Limited Number of Contiguous Units.....	21

(2) Lot Area to Meet Minimum Standards	22
(3) Side Setbacks Modified	22
(4) Corner Lot Setbacks	22
(5) Front Facade	22
(6) Easements Remain In Force	22
(B) Standards that Apply in the RM-12 and RM-30 Zoning Districts	22
(1) Limited Number of Contiguous Units	22
(2) Density and Lot Size	22
(3) Setbacks Around Perimeter	22
(4) Side Setback Modified	23
(5) Corner Lot Setbacks	23
(6) Front Facade	23
(7) Roof-Lines	23
(8) Common Accesses	23
(9) Easements Remain In Force	23
5.2.24. Farm/Ranch Residence	23
(D) Minimum Qualifying Acreage	23
(E) Number of Farm/Ranch Residences	23
(F) Type of Structure	23
(D) Occupancy Limited	24
(E) Other Applicable Standards	24
5.2.25. Fireworks Sales	24
(A) Sales Period Limited	24
(B) Fire Department Approval Required	24
(C) Driveway Permit Required	24
(D) Required Signage	24
5.2.26. Family Care Homes (See Adult Care Homes)	24
5.2.27. Garden Supplies and Nursery Stock	24
5.2.28. Group Homes (See Adult Care Homes)	24
5.2.29. Guest House	24
(A) Number of Guest Houses	24
(B) Type of Structure	25
(C) Kitchen Allowed	25
(D) Size	25
(E) No Separate Meter for Utilities	25
(F) Occupancy Limited	25
(G) Other Applicable Standards	25
(H) Special Provisions for Extended Family Housing (Administrative Special Use)	25
5.2.30. Home Occupations	26
(A) Residential Home Occupation	26
(1) Intent	26
(2) Allowed Residential Home Occupations	26
(3) Excluded Uses	27
(4) General Standards for Residential Home Occupations	27
(B) Rural Home Occupation	29
(1) Rural Home Occupation Defined	29
(2) Intent	29
(3) Allowed Home Occupations	29
(4) Excluded Uses	29
(5) General Standards for Rural Home Occupation	30
(C) Rural Home Occupations as a Special Use	31
(1) Intent	31
(2) Where Allowed	31
(3) General Requirements	31

(4) Special Provisions and Allowances	31
5.2.31. Light Manufacturing, Accessory Use	31
5.2.32. Mineral and Natural Resource Extraction	32
(A) Commercial Mineral and Natural Resource Extraction Operations	32
(1) Purpose	32
(2) Applicability	32
(3) General Requirements	32
(4) Local Approval and State of Colorado Discharge Permits	32
(B) Additional Standards	33
(1) Consistent with Master Plan	33
(2) No Adverse Long-Term Visual Impacts	33
(3) Reclaimed to a Compatible Use	33
(4) Operation to Result in Efficient Use of Resource	33
(5) Disturbance of Sensitive Environment Limited	33
(6) Disturbance of Historic Resources Limited	33
(7) Buffering Required	33
(8) Water Supply Adequate for Operations and Reclamation Uses	33
(9) Mitigation of Impacts to Adjacent Properties	33
(10) Commercial Mineral Deposit Required	33
(11) Site Security and Safety	33
(12) Hours of Operation	34
(13) Reclamation of Visual and Environmental Impacts	34
(14) Mineral Processing	34
(C) Construction-Related Mining	34
(1) Construction-Related Mining Limitations	34
(2) Standards	35
5.2.33. Mixed Use Residential	36
(A) Residential Use to be Subordinate to Commercial Use	36
(B) Lot Area Required Per Residential Unit	36
(C) Parking Area Reduction	36
5.2.34. Mobile Homes	37
5.2.35. Model Home/Subdivision Sales Office	37
5.2.36. Mother-in-Law Apartment	37
(A) Exterior Appearance Single-Family in Character	37
(B) Interior Connection with Unit	37
(C) Size	37
(D) No Separate Meter for Utilities	37
(E) Use Limited to Family Members or Employees	37
(F) Kitchen Allowed	37
(G) Other Applicable Standards	37
5.2.37. Oil and/or Gas Operations	38
(Adopted 1/31/2012, Clarified 2/21/2012 by Resolution 12-69)	38
(A) General	38
(1) Purpose	38
(2) Applicability	38
(3) Authority	38
(4) Waivers	38
(5) Right to Enter	38
(6) Notice of Application and Public Hearing	38
(7) Local Government Designee	39
(B) Definitions	39
(C) Application Review and Approval Process	40
(1) Required Applications	40
(2) Processing of Applications for Oil and/or Gas Operations	40
(D) Specific Development and Performance Standards	41

(1) Transportation Impact Analysis and Mitigation	41
(2) Emergency Response Plan	42
(3) Water Quality Assessment, Monitoring, and Mitigation Plan*	43
(See Resolution 12-69 approved 2/21/2012)	43
(4) Noxious Weed Management	45
(E) Financial Assurance	45
(1) Financial Assurance for Road Damage and Construction	45
(F) Review Standards	45
(Clarified by Resolution 12-69 approved 2/21/2012)	45
5.2.38. Outside Storage	46
(A) Applicability	46
(B) Outside Storage Standards	46
(1) Materials to be Stored and Principal Use Required	46
(2) Materials Screened by Solid Fence or Vegetation	46
(3) Outside Storage Not to Exceed Height of Screening	46
(4) Storage of Equipment and Vehicles Exceeding Height of Fence	46
(5) Storage Adjacent to Road	47
(6) No Storage in Required Landscape Area	47
(7) Screening Fence Waived Between Adjacent Storage Areas	47
(8) Salvage Yards and Solid Waste Landfills	47
(9) Temporary Storage	47
(10) Landscaping Requirements to be Met	47
(C) Relationship to Site Development Plan	47
5.2.39. Peddler Sales	47
(A) Adequate Parking Available	47
(B) Safe Ingress and Egress	47
(C) No Sales Areas or Parking In Right-of-Way	47
(D) Temporary Use Permit Required	47
5.2.40. Pigeon Keeping	48
(A) Clean and Sanitary Condition	48
(B) Meets Health Regulations	48
(C) Setbacks	48
(D) Feeding within Loft	48
(E) Time Outside Pigeons Lofts Limited	48
5.2.41. Public Building, Project, Way, Place, or Space	48
5.2.42. Residential Accessory Structures and Uses	48
5.2.43. Retail Sales, Accessory	49
5.2.44. Salvage Yards	49
(A) General	49
(1) Purpose	49
(2) Applicability	49
(3) No Amortization Intent	49
(4) Not Intended to Supersede Other Environmental Regulations	50
(B) General Requirements	50
(1) Notice and Requirement of Owner to Comply with Regulations	50
(2) Maintain Records of Hazardous Substances	50
(3) Reporting Requirements Not Relieved	50
(C) Operational Standards for All Facilities	50
(1) Screening	50
(2) Landscaping	50
(3) Fencing	51
(4) Storage of Automobiles	51
(5) Removal and Storage of Parts	51
(6) Vector and Mosquito Control	52

(7) Environmental Controls	52
(8) Stormwater Permitting	53
(9) Noise Ordinance	53
(10) Noxious Weed Plan	53
(11) Fire Control Plan	53
(12) Drainage Report	53
(13) Signage	54
(D) Recordkeeping	54
(1) Hazardous Substances Records	54
(2) Vehicle Records	54
(E) Annual Reporting	54
(F) Inspections	54
(G) Closure	54
(1) Notification of Closure	54
(2) Operation Nonconforming Operations	54
(3) Evaluation of Vacated or Closed Areas	55
5.2.45. Seasonal Produce Sales	55
5.2.46. Sexually-Oriented Businesses	55
(A) Separation Between Sexually-Oriented Businesses	55
(B) Separation Between Sexually-Oriented Business and Other Uses	55
5.2.47. Solar Energy System	55
(A) Property Served	55
(B) Maximum Height of Attached Panels	55
(C) Maximum Height of Detached Solar Panels	55
(D) Location of Detached Panels	55
5.2.48. Stables and Corrals, Private	56
(A) Not Located Over Onsite Wastewater System	56
(B) Maintained in a Clean Condition	56
(C) Limit on Number of Horses in RR-0.5 Zoning District	56
(D) Location of Stables and Corrals	56
(1) Corrals	56
(2) Stables (Barns) on Corner Lots	56
(3) Stables (Barns)	56
(E) Stables Open to Interior of Lot	56
(F) Drainage and Erosion Control	56
(G) Boundaries of Corral	56
5.2.49. Temporary Housing	57
5.2.50. Tower, Commercial (Non-Commercial Mobile Radio Service Facility)	57
(A) General	57
(1) Purpose	57
(2) Applicability	57
(3) Relationship to Other Provisions	57
(B) Design Standards for a Commercial Tower	57
(1) Compatible with Surroundings	57
(2) Existing Vegetation and Landforms	57
(3) Landscaping	57
(4) Location on Property	58
(5) Height Limitations	58
(6) No Lighting	58
(7) Attractive Nuisance	58
(8) Accessory Uses Restricted	58
5.2.51. Tower, Private (Non-CMRS)	58
(A) Attached Private Towers	58
(1) Maximum Height of Facility Attached to Principal Structure	58
(2) Exceeding Height Allowance	58

(3) Number of Private Towers Allowed	58
(B) Detached Private Towers	58
(1) Height Limited.....	58
(2) One Private Tower Per Lot.....	59
(3) Not Located in Setback Area.....	59
(4) Supporting Devices in Setback Area.....	59
(5) Setback from Electrical Transmission Lines.....	59
(6) Setback from Property Lines	59
(7) Anti-Climb Apparatus.....	59
(8) Compliance with Federal Laws	59
(C) Special Use for Private Tower Exceeding Allowances.....	59
(1) Special Use Approval Required	59
(2) Review Standards	60
5.2.52. Vehicle Repair Garage, Including Truck and Recreational Vehicle Repair.....	60
5.2.53. Waste Disposal, Hazardous Waste, and Recycling Facilities	60
(A) General.....	60
(1) Authority.....	60
(2) Applicability.....	61
(3) Exceptions	62
(4) Interrelationship with CDPHE	62
(5) Interrelationship with the EPCPH	63
(B) General Development and Operation Standards	63
(1) Requirement for Special Use or Site Development Plan	63
(2) Compliance with Standards of this Code	63
(3) Conditions of Approval	63
(4) Concurrent Submittals and Time Limits	63
(5) Requirement to Pay Tipping Fees.....	64
(6) Construction and Stormwater Requirements	64
(7) Outdoor Processing and Storage of Untreated or Unprocessed Waste Prohibited	64
(8) Odor, Animal and Vector Control	64
(C) Operations Plan.....	64
(1) Requirement to Prepare an Operations Plan	64
(2) Operations Plan to Conform to CDPHE Requirements.....	66
(3) Requirement to Maintain an Approved Operations Plan.....	66
(D) Closure Plan	67
(1) Requirement to Prepare and Implement a Closure Plan	67
(E) General Requirements Waste Disposal and Recycling Facilities Not Requiring a Certificate of Designation	67
(1) Trash Transfer Facility or Intermediate Processing Facilities	67
(2) Infectious Waste Transfer Facilities	69
(3) Recycling Facilities Including Material Recovery Facilities	72
(4) Composting Facilities, Yard Waste Recycling Facilities.....	75
(5) Waste Tire Recycling Facilities	77
(6) Inert Material Disposal Sites.....	82
(F) Certificate of Designation Facilities	85
(1) Applicability.....	85
(2) Minimum Standards for Certificate of Designation Facilities.....	86
(G) Submittal Requirements	97
(1) Application Required	97
(2) Modification of Submittal Requirements.....	97
(3) Application Filing Fees	97
(4) Notice Requirements	98
(5) Standards of Review and Findings.....	98

(H)	Denial, Modifications, Suspension or Revocation of a Certificate of Designation	101
(1)	General Basis for Action.....	101
(2)	Decision to Deny, Suspend, or Revoke a Certificate	102
(I)	BoCC Right to Review and Modify CD.....	103
(J)	Administrative Modifications to Operational and Drainage and Erosion Control Plans for a Waste Disposal or Recycling Facility	103
(1)	Purpose	103
(2)	Limitations.....	103
(3)	Exclusions.....	103
(4)	Examples of Modifications.....	103
(5)	Procedures	104
(6)	Action	104
(7)	Modification of Plans	104
(8)	Appeal	105
(K)	Amendment to the Certificate of Designation.....	105
(L)	Submittal Requirement List for a Certificate of Designation.....	105
(1)	Map.....	105
(2)	General Reports	105
(3)	Additional Reports	105
5.2.54.	Wholesaling, Accessory Use.....	106
5.2.55.	Wildlife Rehabilitation	106
5.2.56.	Wind Energy Generation Facilities (see Section 4.3.5 Wind and/or Solar Energy Generation Plan Overlay District).....	106
5.2.57.	Wind-Powered Generators	106
(A)	Minimum Lot Size	106
(1)	Freestanding Generator	106
(2)	Roof-Mounted or Attached Generator	106
(B)	Maximum Height of Generator	106
(C)	Minimum Height of Blades Above Ground	106
(D)	Number of Generators Allowed	107
(E)	Location	107
(F)	Setback from Property Lines	107
(G)	High Wind Mitigation.....	107
(H)	Noise Levels	107
(I)	Electromagnetic and Electrical Interference.....	107
(J)	Manual Shut-Off Required.....	107
5.2.58.	Wind/Meteorological Measuring Facility.....	107
(A)	Applicability.....	107
(B)	Development Standards for Meteorological Towers	107
(1)	Height	107
(2)	Setbacks.....	108
(3)	Climb Prevention	108
(4)	Color	108
(5)	Compliance with the Federal Aviation Administration	108
(6)	Compliance with Additional Regulations	108
(C)	Decommissioning Plan	108
5.2.59.	Yard Sales	109
5.3.	Standards for Review, Approval, and Administration of Uses	109
5.3.1.	Temporary Use Permits.....	109
(A)	Purpose	109
(B)	Temporary Use Permit Required.....	109
(C)	Temporary Use Standards	109
(1)	Zoning District Standards and Requirements Apply	109
(2)	Failure to Meet Criteria	109

	(3) Duration of Temporary Use	109
	(4) Compliance with Building Code and Health Code	109
	(5) Parking and Requirement for Driveway Permit	110
	(6) Compliance with Engineering Criteria Manual	110
	(7) Suspension/Revocation.....	110
	(8) Permit Transferability.....	110
5.3.2.	Special Use.....	110
	(A) Purpose	110
	(B) Applicability.....	110
	(C) Criteria	110
	(D) Limits of Approval	111
	(E) Performance Guarantees and Financial Assurance	111
	(F) Public Facilities and Services	111
	(G) Limited to Approved Special Uses	111
	(H) Administrative Approval Authorized	112
	(I) Post Approval Requirements.....	112
	(1) Site Development Plan or Site Plan Review Required.....	112
	(2) Conditions Included in Development Agreement and Filed for Recording	112
	(J) Periodic Review of Special Use Permit	112
	(1) Special Use Permit Subject to Periodic Review	112
	(2) Hearing Concerning Findings of Periodic Review	112
	(K) Abandonment	112
	(1) Determination of Abandonment of Use	112
	(2) Determination of Abandonment of Mineral Extraction.....	113
	(3) Extension of Special Use Permit	113
	(L) Suspension or Revocation.....	113
	(1) Violation of Permit Grounds for Suspension or Revocation	113
	(2) Notice of Revocation Hearing.....	113
	(3) Determination of Suspension or Revocation	113
	(4) Suspension or Revocation in Addition to Other Penalties.....	113
	(M) Permit Transferability.....	113
5.3.3.	Approval of Location	113
	(A) Purpose	113
	(B) Determination of Public Use	114
	(C) Applicability.....	114
	(D) Specific Facilities or Actions Exempted from the Approval of Location Permit.	114
	(E) Federal or State Reviewed or Approved Facilities	115
	(F) Public Facilities Identified as an Allowed or Special Use in the Zoning District	115
	(G) Public Schools and Charter Schools	115
	(1) Prior to Acquisition of Land for School Site	115
	(2) Prior to Construction of a Structure	115
	(3) Request by Planning Commission for Public Hearing.....	115
	(4) Information to be Considered and Recommendation.....	115
	(5) School District Responsible for Facility Locations.....	116
	(H) Other Requirements and Clarifications	116
	(1) Site Development Plan Required	116
	(2) Disapproval of County-Funded Project	116
	(3) Non-County Projects	116
	(4) County Projects Subject to Review	116
	(5) Failure of the Planning Commission to Act	116
	(I) Special Process for Recording Plats Involving Roads	116
	(J) Review Standards	117
	(K) Effect of Approval	117
	(L) Conversion of Public Facility to Private Facility.....	117

(M)	Post Approval Requirements.....	117
(1)	Satisfaction of Conditions	117
(2)	Site Development Plan Review or Site Plan Review	117
(N)	Abandonment	117
(1)	Determination of Abandonment of Use	117
(2)	Extension of Approval of Use Permit.....	117
5.3.4.	Variance of Use	117
(A)	Purpose	118
(B)	Applicability.....	118
(C)	Criteria	118
(D)	Limit of Approval	118
(E)	Renewal/Expiration.....	119
(F)	Suspension/Revocation.....	119
(G)	Abandonment	119
5.3.5.	Map Amendment (Rezoning).....	119
(A)	Purpose	119
(B)	Criteria for Approval.....	120
(C)	Conditions on Rezoning Authorized	120
(D)	Updates of Maps	120
(E)	County Initiated Zoning.....	120
5.3.6.	Administrative Determinations on Uses	121
(A)	Purpose	121
(B)	General Considerations.....	121
(C)	Similar Uses	121
(1)	Determination of Similar Uses	121
(2)	Exclusion of Uses	121
(3)	Interpretations in Writing.....	121
(4)	Record of Interpretations	122
(5)	Effect of Determination of Similar Use	122
(D)	Request for Interpretation.....	122
(E)	Limit of Interpretations	122
5.4.	Density and Dimensional Standards	122
5.4.1.	General Density and Dimensional Standards	122
5.4.2.	Application of Density and Dimensional Standards	122
(A)	Measuring Minimum Lot Width.....	122
(B)	Measuring Setbacks	122
(C)	Setbacks for Corner Residential Lots.....	122
(D)	Setbacks for Specific Uses.....	122
(E)	Accessory Structure Not Located in Easement.....	123
(F)	Overlay Zoning District Standards May Apply.....	123
5.4.3.	Measurements and Exceptions	127
(A)	Purpose	127
(B)	Applicability.....	127
(C)	General Provisions	127
(1)	Use Specific Standard Supersedes Zoning District Standard.....	127
(2)	No Projection of Structure into Easement	127
(3)	Public or Quasi-Public Utility Buildings Not Subject to Standards	127
(D)	Setback Measurement.....	127
(1)	Setbacks for Structures	127
(2)	Setbacks Measured from Property Line	127
(3)	Setback from Planned Roadways and Associated Rights-of-Way.....	128
(4)	Separation Requirements Between Land Uses	128
(5)	Corner Lot Setbacks Modification in Residential Zoning Districts	128
(6)	Flag Lot Setbacks.....	128
(7)	Irregularly Shaped Lots Setbacks	128

	(8) Deck Setbacks.....	128
	(9) Mobile Home Setbacks.....	129
	(10) Merger and Setbacks	129
(E)	Projection into Setbacks	129
	(1) Projections in Residential Zoning Districts	129
	(2) Projections in All Zoning Districts	130
(F)	Lot Requirements	130
	(1) Measuring Lot Width and Lot Depth.....	130
	(2) Minimum Lot Area	130
(G)	Maximum Structure Height.....	131
	(1) Exceptions to Height Limits.....	131
5.5.	Provisions for Relief from Density and Dimensional Standards.....	131
5.5.1.	Administrative Relief.....	131
	(A) Purpose	131
	(B) DSD Authorized to Grant Administrative Relief.....	131
	(1) Reduction in Lot Area, Setbacks, and Lot Width.....	131
	(2) Increase in Lot Coverage and Structure Height	131
	(3) Decrease in Parking Requirements.....	132
	(4) Reduction in Distance Separation	132
	(5) Increase in On-Premise Sign Area.....	132
	(C) Limitations on Administrative Relief	132
	(1) Sight Distance Triangle	132
	(2) Setback and Height Relief on Same Lot	132
	(3) Plat Notes or Restrictions.....	132
	(4) Within an approved PUD District.....	132
	(D) Findings Necessary to Grant Administrative Relief.....	132
	(1) Criteria to be Met	132
	(2) Additional Factors Considered	133
	(E) Responsibility of Applicant to Comply	133
	(F) Revoke Administrative Relief	133
	(G) Minor Variations During Platting.....	133
5.5.2.	Dimensional Variances and Appeals to the Board of Adjustment.....	134
	(A) Applicability.....	134
	(B) Authorities of the Board of Adjustment.....	134
	(1) Appeal of Administrative Decisions or Determinations	134
	(2) Grant of Variance of Specific Development Standards.....	134
	(3) Prohibited Actions by the Board of Adjustment.....	135
	(C) Action by the Board	135
	(D) Limitations on Approval and Expiration	135
	(1) Approval Limited to Proposal Presented.....	135
	(2) Expiration of Approval if Action Not Initiated	136
	(3) Expiration of Approval if Structure Removed	136
	(4) Run with the Land.....	136
	(E) Revocation of Approval or Permit.....	136
5.6.	Legal Nonconformities.....	136
5.6.1.	Purpose	136
5.6.2.	General Provisions	136
	(A) Continuation of Use	136
	(B) Change of Building or Use.....	136
	(C) Interruption of Nonconforming Use	137
	(D) Default of Title	137
5.6.3.	Restoration	137
	(A) Damage to Structure	137
	(B) Intentional Damage by Property Owner or Agent	137

	(C) Restorations Exempt for Site Development Plan Review	137
5.6.4.	Enlargement of a Nonconforming Use	137
	(A) Within an Existing Building	137
	(B) Expansion of Use as Variance of Use or Special Use	138
5.6.5.	Alteration of a Nonconforming Structure	138
	(A) Structural Alterations Limited.....	138
	(B) Maintenance	138
	(C) Unsafe Buildings.....	138
	(D) Movement of Nonconforming Structure.....	138
	(E) Replacement of a Mobile Home in a Nonconforming Mobile Home Park.....	138
5.6.6.	Lots and Specific Facilities and Uses.....	138
	(A) Nonconforming Signs	138
	(1) Termination of Right to Maintain Nonconforming Sign.....	138
	(2) Change of Copy, Orientation or Trim	139
	(3) Maintenance	139
	(4) Replacement of Nonconforming Signs.....	139
	(B) Nonconforming Telecommunications Towers	139
	(1) Replacement of Antennas	139
	(2) New Antennas Added to Tower.....	139
	(3) Maintenance and Repairs.....	139
	(4) Removal of Unused Nonconforming Tower	140
	(C) Nonconforming Sexually-Oriented Businesses.....	140
	(1) Subsequent Location of Use or Change in Zoning District Boundary.....	140
	(2) Nonconforming as a Result of Change to this Code	140
	(D) Nonconforming Mineral Resource Extraction.....	140
	(E) Nonconforming Pre-1976 Mobile Homes	140
	(F) Nonconforming Landscaping and Parking	140
	(1) Continuation	140
	(2) Extension.....	141
5.6.7.	Nonconforming Lot or Parcel.....	141
	(A) General Nonconformity.....	141
	(1) Request for Conformity.....	141
	(2) Compliance with Development Standards	141
	(3) Recognition Not Basis for Subdivision	141
	(B) Nonconforming Lot or Parcel Due to Lot Size	141
	(1) Nonconforming Lots Considered Conforming	141
	(2) Nonconforming Lots Made Conforming.....	142
	(3) Nonconforming Lots Subject to Board of Adjustment Review.....	142
	(4) Common Ownership	143
	(5) Appeal of Merger Determination	143
	(6) Zoning Lot Determination Required Prior to Building Permit Authorization	143
5.6.8.	Decisions and Appeals.....	144
	(A) Authority with DSD Director.....	144
	(B) Appeals of DSD Director Decision	144
	(C) Property Owner Responsible for Evidence	144