City of Prineville

ORDINANCE NO. 1186

AN ORDINANCE AMENDING CHAPTER 153 OF THE PRINEVILLE CODE TO ALLOW VEHICLE TOWING/IMPOUND YARDS AS AN ALLOWED USE IN THE C-2 AND M-1 ZONES

WHEREAS, Jay Krider, owner of Dave's Towing, submitted an application for a text amendment to the Prineville Code in order to allow vehicle towing/impound yards in the C-2 zone; and

WHEREAS, City staff determined that, since towing yards are already allowed in the M-2 Heavy Industrial zone and are being proposed in the C-2 zone, the use should also be considered in the M-1 Light Industrial Zone; and

WHEREAS, required notice was submitted to the Department of Land Conservation and Development (DLCD) and posted locally in accordance with the requirements of a text amendment in section 153.233 of the Prineville Code; and

WHEREAS, the Prineville Planning Commission held a public hearing on November 1, 2011, at the end of which they recommended that City Council approve the proposed text amendment as shown in Attachment A;

NOW, THEREFORE, THE PEOPLE OF THE CITY OF PRINEVILLE ORDAIN AS FOLLOWS:

The specific sections of Chapter 153 of the City of Prineville Code of Ordinances shall be amended in accordance with the attached document referred to as Attachment A.

APPROVED BY THE CITY COUNCIL ON THE 13th DAY OF DECEMBER, 2011.

Betty J. Roppe, Mayor

Betty J. Roppe, Mayor

Attest:

Lisa Morgan

Lisa Morgan, City Recorder

Prineville Ordinance 1186 - Attachment A

Section 153.004 Definitions shall be amended to add the following definitions:

Towing/Impound Yard. A lot or portion of a lot used for temporary storage of vehicles that have been towed by a licensed towing company. A towing/impound yard shall not include any dismantling of vehicles or storage of vehicle parts (see Wrecking Yard).

Wrecking Yard. A lot or portion of a lot used for dismantling of vehicles and storage of vehicles, vehicle parts, fluids removed from vehicles and other related activities.

Section 153.037 Commercial & Industrial Use Table shall be amended to change the following row from:

Auto, Trucks, RV's *(Cont.)*	C1	C2	C3	C4	C5	M1	M2	IP	Comments:
Vehicle Storage / Towing Yard							O[1]		

To:

Auto, Trucks, RV's *(Cont.)*	C1	C2	C3	C4	C5	M1	M2	IP	Comments:
Vehicle Storage / Towing / Impound Yard		T2[1]				T2[1]	O[1]		

Section 153.083 Standards for Specific Uses shall be amended to add the following:

(U) Vehicle Storage/Towing/Impound Yards. In considering an application for a vehicle towing/storage/impound yard, the following factors, conditions and limitations shall be applicable:

(1) A building and/or enclosure or other barrier at least 6 feet in height shall be constructed and maintained, and that the subject use shall be contained totally within the building and/or enclosure.

(2) No activity involving any wrecking, dismantling or altering of vehicles shall be permitted on the site.

(3) The site includes adequate containment area for wrecked cars which includes a petroleum-resistant liner.

(4) Special consideration shall be given to the following factors, and additional setbacks, screening and other conditions and limitation may be established relative thereto.

(a) Proximity to residentially zoned areas and existing residential uses on non-residentially zoned property.

(b) Proximity to churches, schools, hospitals, clinics, public buildings, recreational facilities, or other places of public assembly or gathering.

(c) Visual impact from neighboring properties and adjacent public rights-of-way.

(d) The health, safety and general welfare of the city and the public.