

ORDINANCE NO. 20-_____

AN ORDINANCE AMENDING ARTICLE 3 (LAND USE ZONING DISTRICTS) OF CHAPTER 7 (PLANNING, DEVELOPMENT AND BUILDING) OF THE CODE OF THE CITY OF COLORADO SPRINGS 2001, AS AMENDED, PERTAINING TO WIRELESS COMMUNICATIONS FACILITIES

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLORADO SPRINGS:

Section 1. Section 103 (Permitted, Conditional and Accessory Uses) of Part 1 (Residential Districts) of Article 3 (Land Use Zoning Districts) of Chapter 7 (Planning, Development and Building) of the Code of the City of Colorado Springs 2001, as amended, is amended to read as follows:

7.3.103: PERMITTED, CONDITIONAL AND ACCESSORY USES:

* * *

PERMITTED, CONDITIONAL AND ACCESSORY USES

AGRICULTURAL, RESIDENTIAL, SPECIAL USE, TRADITIONAL NEIGHBORHOOD AND FORM BASED⁵ DEVELOPMENT ZONE DISTRICTS

Use Types	A	R	R-1 9000	R-1 6000	R- 2	R- 4	R- 5	SU	TND
* * *									
Miscellaneous use types:									
CMRSWCF facility ² :									
Eligible Facility Request	P	P	P	P	P	P	P	P	P
Nonstealth freestanding facility	C	C	C	C	C	C	C	C	C
Roof/building mount on multi-family, institutional or nonresidential buildings	P	P	P	P	P	P	P	P	P
Roof/building mount on single- and two-family									

	buildings													
	Small Cell Facility	P	P	P	P	P	P	P	P	P	P	P	P	P
	Stealth freestanding facility	P	P	P	P	P	P	P	P	P	P	P	P	P

Notes:

1. * * *
2. See ~~section 7.4.603~~ **Part 6 Article 4** of this chapter for ~~CMRS~~-**WCF** additional information.

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Section 2. Section 203 (Permitted, Conditional and Accessory Uses) of Part 2 (Commercial Districts) of Article 3 (Land Use Zoning Districts) of Chapter 7 (Planning, Development and Building) of the Code of the City of Colorado Springs 2001, as amended, is amended to read as follows:

7.3.203: PERMITTED, CONDITIONAL AND ACCESSORY USES:

OFFICE, COMMERCIAL, INDUSTRIAL, TRADITIONAL NEIGHBORHOOD DEVELOPMENT, SPECIAL PURPOSE AND FORM BASED ZONE DISTRICTS^{1,3,5}

Use Types	OR	OC	PBC	C-5	C-6	PIP-1	PIP-2	M-1	M-2	PF	PK	PCR	APD	TND
* * *														
Miscellaneous use types:														
* * *														
	CMRSWCF facilities ²													
	Eligible Facility Request	P	P	P	P	P	P	P	P	P	P	P	P	P

		Nonstealth freestanding facility	C	C	C	C	C	C	C	C	C	C	C	C	C	C
		Roof/building mount	P	P	P	P	P	P	P	P	P	P	P	P	P	P
		Small Cell Facility	P	P	P	P	P	P	P	P	P	P	P	P	P	P
		Stealth freestanding facility	P	P	P	P	P	P	P	P	P	P	P	P	P	P
* * *																

Notes:

1. * * *

2. See ~~section 7.4.603~~ **Part 6 Article 4** of this chapter for additional **CMRSWCF** information.

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Section 3. Section 509 (NNA – North Nevada Avenue Overlay) of Part 5 (Overlay Districts) of Article 3 (Land Use Zoning Districts) of Chapter 7 (Planning, Development and Building) of the Code of the City of Colorado Springs 2001, as amended, is amended to read as follows:

7.3.509: NNA - NORTH NEVADA AVENUE OVERLAY:

B. * * *

3. * * *

Use Types	South Sector	Central Sector	North Sector
* * *			
Miscellaneous use types:			

* * *			
CMRSWCF facilities:			
Eligible Facility Request	P	P	P
Nonstealth freestanding facility	C	C	C
Roof/building mount	P	P	P
Roof/building mount which exceeds height limit	C	C	C
Small Cell Facility	P	P	P
Stealth freestanding facility	P	P	P
* * *			

Section 4. Section 602 (Requirements) of Part 6 (Planned Unit Development Districts) of Article 3 (Land Use Zoning Districts) of Chapter 7 (Planning, Development and Building) of the Code of the City of Colorado Springs 2001, as amended, is amended to read as follows:

7.3.602: REQUIREMENTS:

A. The land use types and mix, intensity and density of the development are defined by and through the establishment of the PUD Zone District. Specifically allowed residential and nonresidential land uses will be determined by the PUD concept plan or PUD development plan. Development standards including signage are determined by the PUD concept plan, or the PUD development plan.

B. Except where the PUD Zone Ordinance states otherwise, WCF uses in residential PUDs shall be permitted or conditional uses as provided for in the R-1 6000 zone, and WCF uses in commercial or mixed use PUDs shall be permitted or conditional uses as provided for in the PBC zone.

Section 5. Section 705 (Mixed Use Permitted, Conditional and Accessory Uses) of Part 7 (Mixed Use Zone Districts) of Article 3 (Land Use Zoning Districts) of

Chapter 7 (Planning, Development and Building) of the Code of the City of Colorado Springs 2001, as amended, is amended to read as follows:

7.3.705: MIXED USE PERMITTED, CONDITIONAL AND ACCESSORY USES:

B. * * *

PERMITTED, CONDITIONAL AND ACCESSORY USES MIXED USE ZONE DISTRICTS

Use Types	MU-NC	MU-CC	MU-R/EC
* * *			
Miscellaneous use types:			
CMRS WCF facilities:			
Broadcasting tower	C	C	C
Eligible Facilities Request	P	P	P
Nonstealth freestanding facility	C	C	C
Roof/building mount	P	P	P
Roof/building mount which exceeds height limit	C	C	C
Small Cell Facility	P	P	P
Stealth freestanding facility	P	P	P
* * *			

Section 6. This ordinance shall be in full force and effect from and after its final adoption and publication as provided by Charter.

Section 7. Council deems it appropriate that this ordinance be published by title and summary prepared by the City Clerk and that this ordinance be available for inspection and acquisition in the office of the City Clerk.

Introduced, read, passed on first reading and ordered published this ____
day of _____, 2020.

Finally passed: _____
Council President _____

Mayor's Action:

- Approved on _____.
- Disapproved on _____, based on the following objections:

Mayor

Council Action After Disapproval:

- Council did not act to override the Mayor's veto.
- Finally adopted on a vote of _____, on _____.
- Council action on _____ failed to override the Mayor's veto.

Council President

ATTEST:

Sarah B. Johnson, City Clerk