

ORDINANCE NO. 18-4

AN ORDINANCE AMENDING SECTION 105 (ADDITIONAL STANDARDS FOR SPECIFIC USES ALLOWED IN RESIDENTIAL ZONES) 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, PERTAINING TO BEEHIVES

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

Section 1. Section 105 (Additional Standards for Specific Uses Allowed in Residential Zones) 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:

7.3.105: ADDITIONAL STANDARDS FOR SPECIFIC USES ALLOWED IN RESIDENTIAL ZONES

* * *

A. * * *

2. * * *

b. ~~Beehive(s);-Beehives, provided that they are not a nuisance or injurious to the surrounding neighborhood and are limited to one per principal use, are allowed in any residential zone district.~~

(1) Properties that are less than ten thousand (10,000) square feet in area are permitted a maximum of two (2) beehives.

(2) Properties that are between ten thousand (10,000) square feet and one (1) acre in area are permitted a maximum of four (4) beehives.

(3) Properties that are greater than one (1) acre but not more than (5) acres in area are permitted the following:

(A) Up to two (2) acres a maximum of five (5) beehives.

(B) Over two (2) acres and up to three (3) acres a maximum of six (6) beehives.

(C) Over three (3) acres and up to four (4) acres a maximum of seven (7) beehives.

(D) Over four (4) acres and up to five (5) acres a maximum of eight (8) beehives.

(4) Properties that are greater than five (5) acres in area are permitted an unlimited number of beehives.

(5) Setbacks:

(A) On properties less than ten thousand (10,000) square feet in area, beehives must be a minimum of five feet (5') from the nearest side or rear property line, measured from the nearest point of the hive box to the property line, and may not be located within the front-yard setback.

(B) On properties between ten thousand (10,000) square feet and five (5) acres in area, beehives must be a minimum of fifteen feet (15') from the nearest side or rear property line, measured from the nearest point of the hive box to the property line, and may not be located within the front-yard setback.

(C) On properties that are more than five (5) acres in area, beehives must be a minimum of fifty feet (50') from the nearest property line, measured from the nearest point of the hive box to the property line.

(6) Flyway barriers:

(A) A flyway barrier shall be installed within five feet (5') of the entrance of all beehives on properties of less than five (5) acres in area. No flyway barrier is required

if the beehive(s) is located fifty feet (50') or more from any property line.

(B) A flyway barrier shall be a minimum of six feet (6') in height.

(C) A flyway barrier shall be located no further than five feet (5') from any beehive(s).

(D) A flyway barrier shall be constructed of an opaque fence or fast growing, dense evergreen vegetative material capable of reaching six feet (6') in height at maturity.

(7) A fresh water supply shall be provided within five feet (5') of the beehive(s).

* * *

Section 2. This ordinance shall be in full force and effect from and after its final adoption and publication as provided by Charter.

Section 3. 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 23rd day of January, 2018.


Finally passed: February 13th, 2018



Council President

Mayor's Action:

- Approved on Feb. 16, 2018.
- 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:




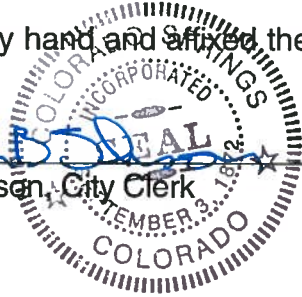
Sarah B. Johnson, City Clerk



I HEREBY CERTIFY, that the foregoing ordinance entitled “AN ORDINANCE AMENDING SECTION 105 (ADDITIONAL STANDARDS FOR SPECIFIC USES ALLOWED IN RESIDENTIAL ZONES) 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, PERTAINING TO BEEHIVES” was introduced and read at a regular meeting of the City Council of the City of Colorado Springs, held on January 23rd, 2018; that said ordinance was finally passed at a regular meeting of the City Council of said City, held on the 13th day of February, 2018, and that the same was published by title and summary, in accordance with Section 3-80 of Article III of the Charter, in the Transcript, a newspaper published and in general circulation in said City, at least ten days before its passage.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the City, this 16th day of February, 2018.


Sarah B. Johnson, City Clerk



1st Publication Date: January 26th, 2018
2nd Publication Date: February 21st, 2018

Effective Date: February 26th, 2018

Initial: SBS
City Clerk