

ORDINANCE NO. 18-_____

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 ____ day of _____, 2018.

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