

## **CHAPTER 1119**

### **R-3 Multi-Family Residence District**

- 1119.001 Intent.
- 1119.01 Principal uses.
- 1119.02 Conditional uses.
- 1119.03 Accessory uses.
- 1119.04 Height regulations.
- 1119.05 Lot area, frontage and yard requirements.
- 1119.06 Minimum floor area.

#### **1119.001 INTENT.**

The primary intent of the R-3 Multi-Family Residence District is to reserve land areas for multiple-family residential development.

(Ord. A-2248. Passed 4-9-01.)

#### **1119.01 PRINCIPAL USES.**

No building, structure or land shall be erected, altered or used which is arranged or designed for other than one or more of the following uses, except as provided herein and in Chapter 1109:

- (a) Boarding or lodging house;
- (b) Educational institution;
- (c) Home office;
- (d) Multi-family dwelling;
- (e) Private school; special school;
- (f) Publicly owned or operated recreation facility; public library or other public cultural facility;
- (g) Religious institution;
- (h) Single-family dwelling;
- (i) Two-family dwelling.

(Ord. A-2248. Passed 4-9-01.)

#### **1119.02 CONDITIONAL USES.**

The following uses shall be permitted only if expressly authorized by the Board and subject to the provisions of Chapter 1147:

- (a) Emergency shelter or transitional shelter, subject to the provisions of Section 1147.41;
- (b) Funeral home or mortuary;
- (c) Group home;
- (d) Home occupation;
- (e) Hospital; nursing home or nursing home conversion;
- (f) Mobile home park;
- (g) Municipal or governmental building;

- (h) Off-street parking accessory to any principal use, excluding a dwelling, not located on the same lot as the principal use;
  - (i) Private club or lodge;
  - (j) Private noncommercial recreation development or facility;
  - (k) Professional office;
  - (l) Public utility building necessary for the furnishing of adequate service to the area, but not including a garage, general office, outdoor storage yard or warehouse;
  - (m) Tourist home;
  - (n) Wireless telecommunications facility, subject to the provisions of Chapter 1150.
- (Ord. A-2248. Passed 4-9-01; Ord. A-2419. Passed 1-24-05. Ord. A-2642. Passed 5-24-10)

### **1119.03 ACCESSORY USES.**

Accessory uses, buildings and structures customarily incidental to any use listed as a permitted principal or conditional use in this chapter shall be permitted in conjunction with such use, provided that such buildings comply with minimum yard setbacks of Section 1107.08 and that the total ground floor area of such accessory uses, buildings and structures does not exceed sixty percent of the ground floor area of the principal building, but not to exceed 1,000 square feet, including:

- (a) Directional sign, subject to the provisions of Chapter 1149;
  - (b) Gardening and the raising of vegetables and fruits exclusively for the use and personal enjoyment of the occupants of the principal building and not for commercial purposes;
  - (c) On-premises sign, subject to the provisions of Chapter 1149;
  - (d) Political sign;
  - (e) Portable or temporary sign, subject to the provisions of Chapter 1149;
  - (f) Private garage; private parking area;
  - (g) Private swimming pool subject to the provisions of Chapter 1323 of the Code of Ordinances; hot tub; tennis court; basketball court;
  - (h) Real estate sign, nameplate and institutional bulletin board subject to the provisions of Chapter 1149;
  - (i) Temporary building for uses incident to construction;
  - (j) The keeping of household pets exclusively for the use and personal enjoyment of the occupants of the principal building, but not including a kennel.
- (Ord. A-2248. Passed 4-9-01; Ord. A-2351. Passed 5-27-03.)

### **1119.04 HEIGHT REGULATIONS.**

No building or structure shall exceed the following height except as provided in Chapter 1107 and Section 1144.04:

- (a) Single and two-family dwellings .....2½ stories, but not to exceed 35 feet
- (b) Other principal uses; conditional uses  
(except as provided in Chapter 1147)      60 feet\*
- (c) Accessory uses .....1 story, but not to exceed 15 feet

\*except that no building or structure located on a lot any portion of which is within 275 feet of the Shelby County Courthouse Square shall exceed a height of three stories or 35 feet.

(Ord. A-2248. Passed 4-9-01.)

**1119.05 LOT AREA, FRONTAGE AND YARD REQUIREMENTS.**

The following minimum requirements shall apply except as provided in Chapter 1107:

	Lot Area (ft.)	Lot Area Per Dwelling Unit (sq. ft.)	Lot Width (ft.)	Front Yard Depth (ft.)	Side Yard Width Each (ft.)	Rear Yard Depth (ft.)
Single-family dwellings						
1 & 1½ stories	6,000	6,000	50	25	6	25
2 & 2½ stories	6,000	6,000	50	25	8	25
Two-family dwellings						
1 & 1½ stories	8,000	4,000	60	25	8	25
2 & 2½ stories	8,000	4,000	60	25	8	25

Multi-family dwellings						
1 & 1½ stories	10,000	2,000	75	25	10	25
2 & 2½ stories	12,000	2,000	90	25	15	25
3 or more stories	20,000	2,000	125	25	20	40
All other uses (except as provided in Chapter 1147)	12,000	N/A	90	25	20	35

(Ord. A-2248. Passed 4-9-01.)

**1119.06 MINIMUM FLOOR AREA.**

All dwellings shall have a minimum floor area, excluding attached garage space, in square feet as follows:

	<u>1 &amp; 1½ Stories</u>	<u>2 or more Stories</u>
(a) Single-family dwelling	672	1,000
(b) Two-family dwelling (per unit)	450	600
(c) Multi-family dwelling:		
(1) Efficiency unit	350	350
(2) One-bedroom unit	500	500
(3) Two-bedroom unit	600	600
(4) Three-bedroom unit	700	700
(5) Four or more bedroom unit	850	850
(Ord. A-2248. Passed 4-9-01.)		