

ORDINANCE NO. 652

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF CARTER LAKE, IOWA, 2013 BY AMENDING THE FOLLOWING PROVISIONS PERTAINING TO ZONING CODES:

BE IT ENACTED BY the City Council of the City of Carter Lake, Iowa:

**Section 1. SECTION MODIFIED.** Sections 12 General Commercial District of the Unified Land Development Ordinances of the City of Carter Lake, Iowa, 2006, is hereby amended to add the following language:

Recognizing and appreciating technological advances within certain types of industry, permitted uses in this district may now include metal recycling and reclamation. "Reclamation" shall be defined as the process or industry of obtaining useful materials from durable consumer goods waste products primarily through the use of sensor based sorting equipment and other advancing technologies in the reclamation industry to process, identify and sort recoverable materials. The Council requires any such operators to apply for and receive any State or local permits as required by law. The property owner shall adhere to approved site development regulations contained herein within the Land Use Development Ordinances after requesting advice from the Planning Board and approval of the City Council. Nothing herein shall prohibit the City or the property owner from identifying and rezoning any such proposed development within a specified boundary area as a P-I District (Planned Industrial District) as described in these regulations. Any language in any other portion of these Land Use Development Ordinances, including Section 28 (Nonconforming Uses and Development) contrary to the terms of this amendment shall not apply, with the exception of the provision contained in Section 2801 on "change of ownership." Properties located within the C-2 General Commercial District that are rezoned to a P-I District shall comply with the most restrictive regulations of either District. The land use matrix and definitions of approved uses for this District shall be amended to include the additional uses adopted herein.

**Section 2. SEVERABILITY CLAUSE.** If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision, or part thereof not adjudged invalid or unconstitutional.

**Section 3. WHEN EFFECTIVE.** This ordinance shall be in effect from and after its final passage, approval, and publication as provided by law.

PASSED AND APPROVED by the Council the 24 day of April 2017.

  
Gerald Waltrip, Mayor

ATTEST:

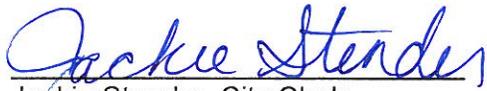
  
Jackie Stender, City Clerk

FIRST CONSIDERATION: 04/17/2017

SECOND CONSIDERATION: Waived 4/24/2017

THIRD CONSIDERATION: 04/24/2017

The undersigned as City Clerk of Carter Lake, Iowa does hereby certify that on April 25, 2017, I posted true and exact copy of the foregoing ordinance at City Hall, within the limits of the City of Carter Lake, Iowa; and legal publication in the Daily NonPariel on April 27, 2017.

  
Jackie Stender, City Clerk