

ORDINANCE NO. 1009

AN ORDINANCE AMENDING Section 11-106 (2) and Section 11-107 (2) of the Municipal Code of the City of Lexington, Dawson County, Nebraska, and providing for regulation of the uses of buildings on premises in the RESIDENCE DISTRICT and in the BUSINESS DISTRICT of ZONING and PLANNING set out in Chapter 11 of the Municipal Code of the City of Lexington, Dawson County, Nebraska, and repealing the present Section 11-106 (2) and Section 11-107 (2) and all Ordinances and Sections of the said Code in conflict with this Ordinance.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LEXINGTON, NEBRASKA:

Section 1. Section 11-106 (2) of the Municipal Code of the City of Lexington, be and it hereby is amended to read as follows:

"11-106 (2) USE REGULATIONS. A building or premises shall be used only for the following purposes:

- (a). Single or two-family multiple dwellings.
- (b). Apartments, if first approved by the City Council.
- (c). Boarding or lodging homes.
- (d). Nursing or convalescent homes.
- (e). Non-profit religious, educational and philanthropic institutions, but not penal or mental institutions.
- (f). Hospitals and clinics, but not animal hospitals or clinics.
- (g). Private clubs and lodges.
- (h). Parks, playgrounds, golf courses, recreational areas, swimming pools and community building owned and operated by a public agency.
- (i). Public libraries, public schools, elementary and high, private or parochial schools.
- (j). Farming, truck gardening, reserves and greenhouses.
- (k). Publicly owned or operated properties.
- (l). Churches or houses of worship.
- (m). Accessory buildings and uses customarily incident to any of the above uses, including storage garages where the

lot is occupied by a multiple dwelling, hospital or institutional building, private garages, church or public bulletin boards; and temporary signs pertaining to lease, hire or sale of building or premises, not exceeding ten (10) square feet in area, or pertaining to lease, hire or sale of any goods, material, merchandise within the District. No sign of any kind may be installed or suspended over or within the limits of a public street or suspended over or constructed so as to encroach upon any sidewalk and shall not be set or suspended within a One Hundred (100) foot line of sight of the intersection or any street or alley. The use of a lot or portion thereof for a vegetable or flower garden, and the keeping of small animals or fowl, but not on a commercial basis or on a scale objectionable to adjacent property owners.

(n). Mobile homes and trailers are not permitted in the Residence District unless they comply with Sections 8-601, et seq, of the Municipal Code of the City of Lexington, Dawson County, Nebraska."

Section 2. Section 11-107 (2) of the Municipal Code of the City of Lexington, be and it hereby is amended to read as follows:

"11-107 (2) USE REGULATIONS. A building or premises shall be used only for the following purposes:

- (a). Any use permitted in the "A" Residential Dwelling District.
- (b). Apartments.
- (c). Medical or dental clinics.
- (d). Banks
- (e). Laundry or dry cleaning establishments.
- (f). Barber shop, beauty parlor, chiropody, massage, or similar personal service shops.
- (g). Business or commercial schools or dancing or music academies..
- (h). Hospitals and clinics for animals, but no open kennels.

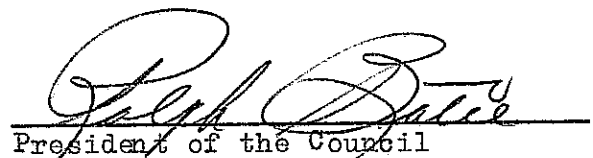
- (i). Offices
- (j). Restaurants.
- (k). Custom dressmaking, millinery, tailoring, shoe repairing, household utility articles or similar trade, clothing, furniture and department stores.
- (l). Undertaking establishments.
- (m). Photographer.
- (n). Bicycles, sales and repair shop.
- (o). Shop for the repair of electrical, radio and television equipment and other similar commodities.
- (p). Key shop.
- (q). Sign shops.
- (r). Advertising signs and billboards.
- (s). Hotels, motel and tourist courts.
- (t). Lumber yards.
- (u). Printing shops.
- (v). Sales or showrooms..
- (w). Theatre.
- (x). Garage and automobile repair shops.
- (y). Milk distribution station, dairy or milk.
- (z). Food storage lockers.
- (a1). Plumbing Shop.
- (b1). Filling Station.
- (c1). Retail or wholesale grocery, fruit and vegetable warehouse.
- (d1). Upholstery Shop.
- (e1). Furnace, electric heating, and sheet metal shops.
- (f1). Storage or sale of used automobiles.
- (g1). Storage or sale of new automobiles.
- (h1). No sign of any kind may be installed on a supporting structure located on a street or sidewalk and any sign overhanging or suspended over any part of the street may be installed only after the obtaining of a written permission of the City Manager or his duly appointed agent and shall be hung or

suspended at a height of not less than twelve (12) feet from the lowest extremity thereof to the street or sidewalk. The term "Sign" shall mean and include every sign, billboard, ground sign, illuminated sign, projecting sign, temporary sign, marquee, awning, canopy and street clock, and shall include any announcement, declaration, demonstration, display illustration or insignia used to advertise or promote the interest of any person when the same is placed out of doors in view of the general public.

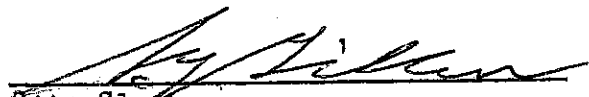
Section 3. That Sections 11-106 (2) and 11-107 (2) of the existing Code and any part of the existing Code or Ordinances in conflict hereto, be and they are hereby repealed.

Section 4. That this Ordinance shall take effect and be in force from and after its publication as by Law provided.

Passed and approved this 25th day of August, 1964.

  
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President of the Council

ATTEST:

  
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City Clerk

( S E A L )

17