

ORDINANCE NO. 1731

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF PRICHARD, BEING ORDINANCE NO. 981.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PRICHARD, ALABAMA, AS FOLLOWS:

SECTION 1. That the Zoning Ordinance of the City of Prichard, being Ordinance NO. 981 be and hereby is changed by adding specific zoning categories, described as follows:

SECTION J. SUPPLEMENTARY REGULATIONS

1. SUPPLEMENTARY USE REGULATIONS:

(a) the uses listed below are permitted upon approval of the location and the site plan thereof by the Planning Commission as being appropriate with regard to, transportation and access; water supply; waste disposal, fire and police protection, and other public facilities, as not causing undue traffic congestion or creating a traffic hazard, and as being in harmony with the orderly and appropriate development of the district in which the use is located. Further, the uses listed below are declared to possess such special form that each specific use shall be considered an individual case and shall be subject to approval of the Board of Adjustment in accordance with the provisions of Article VI, Section C, governing Special Exceptions and such additional regulations as provided below:

i. AUTOMOBILE WRECKING, DISMANTLING OR SALVAGE - lots permitted to be used for this purpose must be within an M-2 District and enclosed within a fence at least seven feet high and adequate to obstruct view, noise, and passage of persons. Chain-link or similar fence will be permitted if screen planting adequate to obstruct view is provided and maintained.

ii. HAZARDOUS MATERIALS OR SUBSTANCES MANUFACTURE, PROCESSING, OR STORAGE - hazardous substances are defined in Article II of this ordinance and as may be further defined from time to time by the Alabama Department of Environmental Management. Lots permitted to be used for this purpose must be within an M-2 District.

iii. SOLID WASTE COLLECTION AND DISPOSAL FACILITIES as defined in Article II of this ordinance must be within an M-2 District.

iv. JUNK YARDS as defined in Article II - lots permitted to be used for this purpose must be within an M-2 District and enclosed within a fence at least seven feet high, and adequate to obstruct view, noise, and passage of persons. Chain-link or similar fence will be permitted if screen planting adequate to obstruct view is provided and maintained.

v. LANDFILLS as defined in Article II - lots used for this purpose must be within an M-2 District and enclosed within a fence at least seven feet high and adequate to obstruct view, noise, and passage of persons. Chain-link or similar fence will be permitted if screen planting adequate to obstruct view is provided and maintained.

vi. NATURAL PRODUCTION as defined in Article II - any usage for this purpose is limited to M-1 and M-2 Districts.

2. The Zoning Ordinance of the City of Prichard, particularly Article II, Definitions, be, and the same is hereby further amended to include the following definitions:

39. HAZARDOUS MATERIALS AND SUBSTANCES shall mean any substance or material which, by reason of its toxic, caustic, corrosive, abrasive, or otherwise injurious properties, may be detrimental or deleterious to the health of any person handling, using, or otherwise coming into contact with such material or substance or any material or substance which has been or may be defined by the Alabama Department of Environmental Management as hazardous material or substance.

42A. LANDFILL, a method of compaction and earth cover of solid wastes other than those containing garbage or other putrescible wastes, including, but not limited to, tree limbs and stumps, demolition materials, incinerator residue and like materials not constituting a health or nuisance hazard, where cover need not be applied on a per day used basis.

60A. NATURAL PRODUCTION - any lot, parcel, tract, or acreage of land used for the purpose of extracting or excavating oil, gas, dirt, coal, or other mineral deposits, such as sod, clay, or gravel.

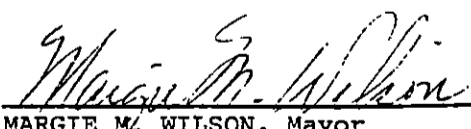
74A. SOLID WASTES - all putrescible discarded materials, except household sewage and livestock and poultry wastes, including, but not limited to, garbage, rubbish, ashes, street and highway cleanings, dead animals, including offal and abandoned automobiles.

74B. SOLID WASTE COLLECTION AND DISPOSAL FACILITIES - all real and personal property, including land, structures, trucks, and other motor vehicles, incinerators, sanitary landfills, compost plants and other property of any kind used or useful for collection and disposal, or either, of solid wastes.

3. All other provisions of Ordinance No. 981 shall remain in full force and effect.

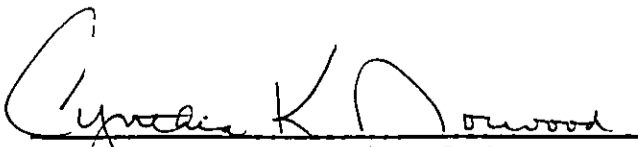
This ordinance shall have full force and effect upon its approval as required by law.

ADOPTED this the 12th day of March, 1991.

Approved: 

MARGIE M. WILSON, Mayor

ATTEST:


CYNTHIA K. NORWOOD, City Clerk