

SUMMARY

This Ordinance amends Chapter 50 of the 2019 Detroit City Code, *Zoning*, to establish “animal husbandry and beekeeping” as a new agricultural use for establishments licensed under Chapter 6, Article X of this Code by specifically:

Adding Article XII, Division 2, *General Use Standards*, Section 50-12-139, *Use Regulations*, Division 3, *Specific Use Standards*, Subdivision H, *Other Uses - Urban Agriculture*, Section 50-12-402, *Animal husbandry and beekeeping*; and Division 5, *Accessory Uses and Structures*, Subdivision C, *Specific Accessory Use Standards*, Section 50-12-524, *Animal husbandry and beekeeping*; and

Amending Article XII, *Use Regulations*, Division 1, *Use Table*, Subdivision F, *Other Uses*, Section 50-12-109, *Agricultural uses*, Division 3, *Specific Use Standards*, Subdivision H, *Other Uses - Urban Agriculture*, Section 50-12-397, *Farm products and uses; prohibited*, Division 4, *Principal Uses and Structures*, Section 50-12-433, *Second principal use of the land*, and Division 5, *Accessory Uses and Structures*, Subdivision A, *In General*, Section 50-12-451, *Allowed uses*, and Subdivision C, *Specific Accessory Use Standards*, Section 50-12-521, *Farmers markets*, Section 50-12-522, *Urban garden*, and Section 50-12-523, *Urban farm*; Article XIII, *Intensity and Dimensional Standards*, Division 2, *Measurements, Requirements, and Exceptions*, Section 50-13-226, *Features allowed within required setbacks*, and Section 50-13-233, *Exceptions to height regulations*; and Article XVI, *Rules of Construction and Definitions*, Division 2, *Words and Terms Defined*, Subdivision B, *Letter “A”*, Section 50-16-113, *Words and terms (An—As)*.

1 **BY COUNCIL MEMBER _____ :**

2 **AN ORDINANCE** to amend Chapter 50 of the Detroit City Code, *Zoning*, to establish
3 “animal husbandry and beekeeping” as a new agricultural use for establishments licensed under
4 Chapter 6, Article X of this Code by specifically:

5 Adding Article XII, Division 2, *General Use Standards*, Section 50-12-139, *Use*
6 *Regulations*, Division 3, *Specific Use Standards*, Subdivision H, *Other Uses - Urban Agriculture*,
7 Section 50-12-402, *Animal husbandry and beekeeping*; and Division 5, *Accessory Uses and*
8 *Structures*, Subdivision C, *Specific Accessory Use Standards*, Section 50-12-524, *Animal*
9 *husbandry and beekeeping*; and

10 Amending Article XII, *Use Regulations*, Division 1, *Use Table*, Subdivision F, *Other Uses*,
11 Section 50-12-109, *Agricultural uses*, Division 3, *Specific Use Standards*, Subdivision H, *Other*
12 *Uses - Urban Agriculture*, Section 50-12-397, *Farm products and uses; prohibited*, Division 4,
13 *Principal Uses and Structures*, Section 50-12-433, *Second principal use of the land*, and Division
14 5, *Accessory Uses and Structures*, Subdivision A, *In General*, Section 50-12-451, *Allowed uses*,
15 and Subdivision C, *Specific Accessory Use Standards*, Section 50-12-521, *Farmers markets*,
16 Section 50-12-522, *Urban garden*, and Section 50-12-523, *Urban farm*; Article XIII, *Intensity and*
17 *Dimensional Standards*, Division 2, *Measurements, Requirements, and Exceptions*, Section 50-
18 13-226, *Features allowed within required setbacks*, and Section 50-13-233, *Exceptions to height*
19 *regulations*; and Article XVI, *Rules of Construction and Definitions*, Division 2, *Words and Terms*
20 *Defined*, Subdivision B, *Letter “A”*, Section 50-16-113, *Words and terms (An—As)*.

21 **IT IS HEREBY ORDAINED BY THE PEOPLE OF THE CITY OF DETROIT**

22 **THAT:**

23 **Section 1.** Chapter 50 of the Detroit City Code, *Zoning*, is amended as follows:

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CHAPTER 50. ZONING

ARTICLE XII. USE REGULATIONS

DIVISION 1. USE TABLE

Subdivision F. Other Uses

Sec. 50-12-109. Agricultural Uses.

Regulations regarding agricultural uses are as follows:

Use Category	Specific Land Use	Residential						Business						Industrial					Special and Overlay										Standards General (Art. XII, Div. 2) Specific (Art. XII, Div. 3)											
		R1	R2	R3	R4	R5	R6	B1	B2	B3	B4	B5	B6	M1	M2	M3	M4	M5	P1	P2	P3	P4	P5	PC	TA	TR	W1	S1	S2	SM	S4	S5								
Agricultural uses	Animal husbandry and beekeeping	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C	C															Section 50-12-402 As accessory use only as provided in Section 50-12-524
	Aquaculture																																							
	Aquaponics																																							
	Farmers' market	*	*	*	*	*	*	*	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	*As accessory use only as provided in Section 50-12-521	
	Greenhouse	C	C	C	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R		
	Hoop-House	C	C	C	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R		
	Hydroponics																																							
	Urban farm (including orchard and tree farm when principal use)	C	C	C	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R		
Urban garden	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R	R			

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DIVISION 2. GENERAL USE STANDARDS

Sec. 50-12-139. Acceptable Types of Waivers for Animal Husbandry and Beekeeping

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1 The Buildings, Safety Engineering, and Environmental Department may waive the setback
2 requirements, maximum numbers of permitted animals, and/or honey bee hives as defined in 50-
3 12-524 of this code, and species limitations pursuant to a conditional land use hearing as provided
4 for in Article III Division 7 of this chapter. The Buildings, Safety Engineering, and Environmental
5 Department will also solicit the review and recommendation of the Director or designee of Animal
6 Control, Regulation, and Care, and the Director or designee of the Planning and Development
7 Department pursuant to Section 6-8-4 of this Code. The waiver determination of Buildings, Safety
8 Engineering, and Environmental Department may not be appealed to the Board of Zoning Appeals.

9 **Secs. 50-12-139 140—50-12-150. Reserved.**

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11 **DIVISION 3. SPECIFIC USE STANDARDS**

12 **Subdivision H. Other Uses. Urban Agriculture**

13 **Sec. 50-12-397. Farm products and uses; prohibited.**

14 The following farm products shall be prohibited from being produced on an urban garden
15 or urban farm:

16 ~~(1)~~ Farm animals, as described in Chapter 6 of this Code, *Animal Care, Control, and*
17 *Regulation;*

18 ~~(2)~~(1) Prohibited tree species under Section 50-14-324 of this Code and any other
19 plants deemed injurious or invasive by the Forestry Division of the General
20 Services Department;

21 ~~(3)~~(2) Oats, wheat, and rye, in order to prevent rodents, except when used as a winter
22 cover crop and not grown to full maturity.

23 **Sec. 50-12-402. Animal husbandry and beekeeping exceptions.**

1 (a) Animal husbandry and beekeeping is permissible as a principal use only as a
2 conditional use as provided in Article III Division 7 of this chapter where operated by a municipal
3 agency, a 4-H program that is officially sanctioned and recognized by Michigan State University
4 Extension or by a non-profit entity organized for educational purposes under Section 501(c)(3) of
5 the federal Internal Revenue Code, being 26 USC 501(c)(3). The Buildings, Safety Engineering,
6 and Environmental Department will also solicit the review and recommendation of the Director or
7 designee of Animal Control, Regulation, and Care, and the Director or designee of the Planning
8 and Development Department pursuant to Section 6-8-4 of this Code.

9 (b) For all individuals and entities other than those specified in Subsection (a) of this
10 section, animal husbandry and beekeeping is permissible only as an accessory use, subject to
11 Section 50-12-524 of this Code.

12 (c) Every establishment for animal husbandry and beekeeping, whether as a principal
13 or accessory use, must be licensed pursuant to Chapter 6, Article X of this Code.

14 **DIVISION 4. PRINCIPAL USES AND STRUCTURES**

15 **Sec. 50-12-433. Second principal use of the land.**

16 Where an activity on, or use of, the land, in addition to the principal use, fails to meet the
17 definition of an accessory use, as provided in Section 50-16-111 of this Code, except as otherwise
18 expressly provided for in this Chapter, it shall be considered a second principal use, subject to all
19 applicable regulations for that use.

20 **DIVISION 5. ACCESSORY USES AND STRUCTURES**

21 **Subdivision A. In General**

22 **Sec. 50-12-451. Allowed uses.**

23 By-right uses and approved conditional uses shall be deemed to include accessory uses, as

1 defined in Section 50-16-111 of this Code or as otherwise expressly provided for in this Chapter,
2 and activities that are necessarily and customarily associated with, on the same zoning lot as, and
3 are clearly incidental and subordinate to, the principal uses allowed in zoning districts. Unless
4 otherwise expressly stated, accessory uses and activities shall be subject to the specific use
5 standards of Division 3 of this article.

6 **Subdivision C. Specific Accessory Use Standards**

7 **Sec. 50-12-521. Farmers markets.**

8 (a) Farmers markets ~~shall be permitted~~ are permissible as an accessory use ~~where~~
9 ~~located on the same zoning lot as~~ only to the following principal uses:

- 10 (1) religious institutions;
- 11 (2) schools;
- 12 (3) educational institutions;
- 13 (4) outdoor recreation facilities; and
- 14 (5) non-profit neighborhood centers.

15 (b) Farmers markets are permissible as an accessory use only in the following zoning
16 districts:

- 17 (1) All residential zoning districts specified in Section 50-7-2 of this Code;
- 18 (2) All business zoning districts specified in Section 50-7-3 of this Code;
- 19 (3) All industrial zoning districts specified in Section 50-7-4 of this Code;
- 20 (4) PD Planned Development District zoning districts;
- 21 (5) P1 Open Parking District zoning districts;
- 22 (6) PC Public Center District zoning districts;

- 1 (7) PCA Public Center Adjacent District (Restricted Central Business District) zoning
- 2 districts;
- 3 (8) TM Transitional-Industrial District zoning districts;
- 4 (9) PR Parks and Recreation District zoning districts;
- 5 (10) SD1 Special Development District, Small-Scale, Mixed-Use zoning districts;
- 6 (11) SD2 Special Development District, Mixed-Use zoning districts; and
- 7 (12) MKT Market and Distribution District; and
- 8 (13) SD4 Special Development District, Riverfront Mixed-Use zoning districts.

9 **Sec. 50-12-522. Urban garden.**

10 Only the following ~~accessory~~ uses and structures ~~shall~~ may be permitted on as accessory
11 to an urban garden. All accessory structures shall be subject to the provisions of Article XII,
12 Division 5, of this chapter and also require a building permit where applicable:

- 13 (1) Greenhouses;
- 14 (2) Farm stands;
- 15 (3) Hoophouses or high tunnels, and similar structures used to extend the growing
16 season;
- 17 (4) Benches, bike racks, raised/accessible planting beds, compost bins, picnic tables,
18 garden art, rainwater catchment systems;
- 19 (5) Tool sheds and shade pavilions;
- 20 (6) Garages; and
- 21 (7) Animal husbandry and beekeeping, subject to Section 50-12-524 of this Code.

22 **Sec. 50-12-523. Urban farm.**

23 Only the following accessory uses and structures ~~shall~~ may be permitted on as accessory

1 to an urban farm. All accessory structures shall be subject to the provisions of Article XII, Division
2 5, of this chapter and also require a building permit where applicable:

- 3 (1) All those uses and structures permitted on an urban garden;
- 4 (2) Aquaculture
- 5 (3) Aquaponics;
- 6 (4) Hydroponics;
- 7 (5) Barns and/or other buildings for storage;
- 8 (6) Structures for cold storage and processing.
- 9 (7) Animal husbandry and beekeeping, subject to Section 50-12-524 of this Code.

10 **Sec. 50-12-524. Animal husbandry and beekeeping.**

11 (a) Notwithstanding Sections 50-12-433 and 50-12-451 of this Code, animal
12 husbandry and/or beekeeping, is permissible as an accessory use to only the following principal
13 uses:

- 14 (1) All residential uses listed in Division 1, Subdivision B of this article;
- 15 (2) All agricultural uses listed in Section 50-12-109 of this Code;
- 16 (3) Schools;
- 17 (4) Educational institutions; and
- 18 (5) Restaurants, standard; where in compliance with all other statutory laws

19 (b) Animal husbandry and/or beekeeping is permissible as an accessory use only in
20 the following zoning districts:

- 21 (1) All residential zoning districts specified in Section 50-7-2 of this Code;
- 22 (2) All business zoning districts specified in Section 50-7-3 of this Code;
- 23 (3) All industrial zoning districts specified in Section 50-7-4 of this Code;

1 (4) PD Planned Development District zoning districts;

2 (5) PC Public Center District zoning districts;

3 (6) PCA Public Center Adjacent District (Restricted Central Business District)
4 zoning districts;

5 (7) TM Transitional-Industrial District zoning districts;

6 (8) SD1 Special Development District, Small-Scale, Mixed-Use zoning
7 districts;

8 (9) SD2 Special Development District, Mixed-Use zoning districts; and

9 (10) MKT Market and Distribution District; and

10 (11) SD4 Special Development District, Riverfront Mixed-Use zoning districts.

11 (c) Shelter and enclosure spaces pursuant to Sec. 6-8-5 of this code for chickens and
12 ducks must be less than 200 square feet in floor area and provide the following
13 setbacks:

14 (1) thirty (30) feet from any neighboring dwelling

15 (2) five (5) feet from the side property line

16 (3) five (5) feet from rear property line if there is no alley present

17 (4) shall only be allowed behind the rear plane of the principal structure.

18 (d) Bee hives for honey bees pursuant to Sec. 6-8-5 of this code must provide the
19 following:

20 (1) twenty-five (25) foot setback from the property line unless a flyway barrier
21 of six (6) feet in height above grade plane is provided. Roof top bee hives that are not adjacent to
22 building windows are exempt form this provision.

1 (2) a minimum five (5) foot side setback from the property line is required in
2 any instance.

3 (e) For the following uses, the number of ducks and/or chickens combined shall not
4 exceed eight (8) and the number of honey bee hives shall not exceed two (2):

5 (1) All residential uses listed in Division 1, Subdivision B of this article;

6 (2) Schools;

7 (3) Educational institutions; and

8 (4) Restaurants, standard; where in compliance with all other statutory laws

9 (5) Civic or cultural buildings on land zoned PC or PCA.

10 (f) Agricultural Uses listed in Section 50-12-109 of this Code may not have more
11 than 12 ducks and/or chickens and/or four (4) honey bee hives.

12 (g) The setbacks, maximum numbers of animals and/or honey bee hives or use standards,
13 or species of animals may not be waived by the Board of Zoning Appeals.

14 (h) Notice shall be provided by Animal Care and Control to include a description of the
15 planned animal keeping activity to abutting property owners and occupants when
16 issuing an animal husbandry licensing.

17 **ARTICLE XIII. INTENSITY AND DIMENSIONAL STANDARDS**

18 **DIVISION 2. MEASUREMENTS, REQUIREMENTS, AND EXCEPTIONS**

19 **Sec. 50-13-226. Features allowed within required setbacks.**

20 Trees, shrubs, flowers, fences, walls, hedges, and other landscape features may be located
21 within any required setback. In addition, the following table lists features that may be located
22 within any required setbacks, subject to the specific limitations that are delineated:

Feature That May Encroach or	Limitation
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Project Into Required Setback	
Driveways leading directly to accessory off-street parking and/or loading areas and/or structures and/or pedestrian pick-up/drop-of areas.	No limitations, unless otherwise specified.
Access roads leading to accessory parking and/or loading areas and/or structures and/or pedestrian pick- up/drop-off areas.	Does not apply to access roads in R1, R2.
<u>Animal shelters, enclosures, and hives</u>	<u>May not exceed 200 square feet. See also 50-12-524 (c) and (d).</u>
Antennas, including satellite dishes in excess of 36 inches in diameter, amateur licensed radio antennas, and similar personal communication device reception towers and facilities	May project into or encroach upon a required front or side setback area only where prohibition of such devices or facilities would substantially interfere with reception to the extent they are rendered inoperable.
Awnings, patio covers, and pergolas (attached)	May not be located less than ten feet from the rear property line and 18 inches from a side property line, measured from the eave, provided, that the roof area does not exceed one-third of the area of the required rear setback. The required

	setback may be reduced to five feet from the rear property line and 18 inches from a side property line, measured from the eave, provided, that the setback is bounded by a solid masonry fence at least five feet in height. (Detached shade structures and carports are treated as "accessory structures").
Balconies	May project not more than six feet into a front or rear setback, and three feet into a side setback.
Bay windows	May project not more than 2.5 feet into a required setback.
Carports (attached)	May not be located less than three feet from a side property line, and may not be located in required front setback. In addition, carports shall be designed so as to prevent runoff onto adjacent properties. (See also Section 50-16-151.)
Chimneys, fireplaces, pilasters, smokestacks, and window air conditioners not exceeding six square feet in area	May project or encroach not more than 16 inches into a required side setback.
Clothesline posts	No limitations in side or rear setbacks. May not be located in required front setback.
Cornices, eaves, mechanical equipment, and ornamental features	May project not more than 14 inches into any required side setback.
Curbs, and sidewalks	No limitations.

Fences	See Section 50-14-381.
Fire escapes, stairways, and balconies which are open and unenclosed, and marquees	May project not more than five feet into a required setback.
Flagpoles	No limitations.
Garages and other accessory structures (attached or unattached)	May encroach into the rear setback up to the lot line where an alley provides vehicle access to the property. Where there is no alley, garages and other accessory structures may not be located less than three feet from the rear lot line except for the reconstruction of damaged accessory structures on an existing foundation. Unattached garages and other accessory structures may not be located less than three feet from a side property line except for the reconstruction of damaged accessory structures on an existing foundation, and may not be located in required front setback. Attached garages shall be subject to the setback provisions for the dwellings to which they are attached. In addition, garages and other accessory structures shall be designed so as to prevent runoff onto adjacent properties.
Parking and driveways	Operable private passenger vehicles may be parked on the driveway in only one side setback and the continuation of that side setback into the front setback to the property line. The area shall be maintained in a dust- free condition at all

	times. No mechanical maintenance or vehicular repairs shall be conducted in this area. (See additional regulations in <u>Article XIV, Division 1, Subdivision K.</u>)
Porches (enclosed)	May project not more than eight feet into required front and rear setbacks, subject to applicable sections of Chapter 8, Article II, of this Code, <i>Building Code</i> , that pertain to such existing porches. (See additional regulations in Section 50-13-226(2))
Porches (unenclosed) and decks	May project not more than eight feet into a required front or rear setback. No unenclosed porch shall be constructed within any required side setback.
Ramps for persons with disabilities	Subject to applicable sections of Chapter 8, Article II, of this Code, <i>Building Code</i> . (See also <u>Section 50-13-226(3)</u>)
Signs	Regulated in accordance with Chapter 4 of this Code.
Yard and service lighting fixtures, poles	May not be located less than three feet from any lot line.

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- (1) *Fences*. See Section 50-14-381 of this Code.
- (2) *Porches (enclosed)*. Front and rear porches may project not more than eight feet into required front and rear setbacks subject to applicable sections of Chapter 8, Article II, of this Code, *Building Code*, that pertain to such existing porches:
 - a. Such structures are subject to the approval of the Buildings, Safety Engineering, and Environmental Department after receipt of a report and

1 recommendation from the Planning and Development Department. Such
2 report and recommendation shall be submitted within 15 working days of
3 the receipt of the request from the Buildings, Safety Engineering, and
4 Environmental Department, after which time the Buildings, Safety
5 Engineering, and Environmental Department may proceed with or without
6 said report and recommendation. The Planning and Development
7 Department may recommend changes and/or special conditions to the
8 proposed structure, and recommend approval of the proposed structure as
9 adjusted. The Planning and Development Department shall review and
10 determine the following:

- 11 1. That the proposed structure is compatible with the existing structure
12 and surrounding area; and
- 13 2. That the proposed structure does not alter or damage significant
14 architectural elements of the existing residential structure.

15 b. Such structure shall be erected and maintained in accordance with the
16 following criteria. (Note: Front and rear porches that do not project into a
17 required setback are not subject to the following criteria.)

- 18 1. The structure shall be enclosed with screen panels or windows, or a
19 combination thereof. The structure may be enclosed with kickplates
20 not exceeding 42 inches in height above the floor of the porch.
21 Existing opaque materials, not exceeding 42 inches in height above
22 the floor of the existing porch, shall be permitted;
- 23 2. The structure shall not be enclosed in any way by opaque materials,

1 with the exception of railings, kickplates, or existing opaque
2 material, none of which may exceed 42 inches in height above the
3 floor of the existing porch;

4 3. The exterior of the entire structure shall be maintained in a color
5 consistent with the existing residential structure or with the
6 surrounding residential neighborhood; and

7 4. The structure shall not be weather-insulated, nor have any heating
8 system installed which makes such structure habitable year round,
9 or usable as a general living area.

10 (3) *Ramps.* Ramps for persons with disabilities subject to applicable provisions of
11 Chapter 8, Article II, of this Code, *Building Code*, are permitted in rear setbacks
12 and may project into required front and side setbacks by right. In no instance shall
13 any part of such ramps be located nearer than two feet to any property line. Such
14 structures shall be erected and maintained in accordance with the following criteria:

15 a. Ramps for persons with disabilities that project into the required front or
16 side setbacks and are constructed of material other than masonry or concrete
17 or pressure-treated wood or pre-treated synthetics, shall be painted or
18 treated to match the color of the exterior trim or siding of the principal
19 building or painted to blend with the exterior landscaping of the lot;

20 b. Open areas underneath ramps for persons with disabilities shall be screened
21 from view by appropriate shrubbery or raised flower beds or raised berm
22 areas, or their equivalent;

23 c. In addition to handrails or guardrails as required by Chapter 8, Article II, of

1 this Code, *Building Code*, ramps for persons with disabilities shall be
2 provided with a top rail that covers the exposed tops of the support posts or
3 piers.

4 **Sec. 50-13-233. Exceptions to height regulations.**

5 The following exceptions to height regulations shall apply:

- 6 (1) Penthouses, elevator penthouses, scenery lofts, towers, cupolas, steeples, domes,
7 flag poles, aircraft beacons, and antennas for which a building permit is not
8 required, and chimneys, stacks, tanks, and roof structures that are used for
9 ornamental or mechanical purposes where located on a roof and collectively not
10 exceeding 30 percent in gross area of the roof area, need not be included in
11 determining the height of a building or structure;
- 12 (2) Antennas for which a building permit is required need not be included in
13 determining the height of a building or structure in the B5 and B6 Districts, or in
14 any industrial zoning district, or in any PCA, TM, or SD2 District;
- 15 (3) Parapet walls may extend not more than five feet above the allowable height of a
16 building; ~~and~~
- 17 (4) Where located in a residential district or in the B1, B2, B3, or B4 business districts,
18 Category B radio antennas and towers may exceed the allowable height regulations
19 on accessory structures, provided, that in no case shall the radio tower exceed
20 applicable FCC height limitations or a height of 75 feet from established grade,
21 whichever is less; and

(5) Honey bee hives that located on the roof of a building or structure kept for animal husbandry and beekeeping purposes need not be included in determining the height of such building or structure.

ARTICLE XVI. RULES OF CONSTRUCTION AND DEFINITIONS

DIVISION 2. WORDS AND TERMS DEFINED

Subdivision B. Letter "A"

Sec. 50-16-113. Words and terms (An—As).

For the purposes of this chapter, the following words and phrases beginning with the letters "An" through "As," shall have the meaning respectively ascribed to them by this section:

Term	Definition
<u>Animal husbandry and beekeeping</u>	<u>The keeping of certain urban farm animals and domestic honey bees, as specified in Section 6-10-4 of this Code, for personal consumption or utilization of agricultural products, such as eggs, meat, or honey.</u>
Antenna	Any system of wires, poles, rods, reflecting discs, or similar devices, together with any supporting structure, used for the reception and/or transmission of electromagnetic waves.
Antenna - Category A	Television antennas not 28 square feet in area or six feet in dish diameter, customarily though not exclusively erected for residential use, such as microwave-receiving antennas, and dipole "rod and mast" VHF-UHF antennas, hereinafter referred to as "conventional" television antennas.
Antenna - Category B	Radio antennas and antenna towers, such as amateur radio antennas for ham/shortwave operations, and fixed-station antennas for business-band radio,

	citizens band radio, general mobile radio service and two-way radio.
Antenna Category C	Dish antennas, such as satellite television antennas, also known as satellite dishes, earth stations, television receive-only (TVRO) antennas, earth terminals, and earth terminal antennas; other parabolic dish antennas and parabolic reflectors exceeding six feet in diameter, including, but not limited to, microwave-receiving antennas and studio-to-transmitter-link (STL) antennas.
Antenna Category D	Antenna towers and poles exceeding 75 feet in height from established grade, customarily though not necessarily housing multiple antennas, such as radio broadcasting towers, television broadcasting towers, microwave antenna towers, studio-to-transmitter links, and other communications antennas, including antennas for cellular telephone systems.
Approach surfaces	(1) Instrument approach surfaces and non-instrument approach surfaces having a runway at least 5,000 feet in length; and (2) Non-instrument approach surface having a runway with a length of 2,000 feet or more up to, but not including, 5,000 feet in length. Instrument Approach Surface and Non-instrument Approach Surfaces are defined in Section 50-16-262 and Section 50-16-322 of this Code.
Aquaculture	The cultivation of marine or freshwater food fish, shellfish, or plants under controlled conditions.
Aquaponics	The integration of aquaculture with hydroponics, in which the waste products from fish are treated and then used to fertilize hydroponically growing plants.

Arcade	<p>A place, premises or establishment or room set aside in a retail or commercial establishment where three or more coin-operated amusement devices are located, defined herein as a machine or device operated by means of the insertion of a coin, token or similar object, for the purpose of amusement or skill and for the playing of which a fee is charged. The term "arcade" does not include vending machines in which are not incorporated gaming or amusement features, nor coin-operated mechanical music devices; nor mechanical motion picture devices. The definition shall not apply to coin-operated amusement devices owned or leased to establishments that are properly licensed for the sale of beer or alcoholic liquor for consumption on the premises.</p>
Arena	<p>An enclosed structure with tiers of seats rising around a sports field, playing court or public exhibition area. Arenas are typically used for sports, entertainment and other public gathering purposes, such as athletic events, concerts, conventions, circuses and conferences.</p>
Articles pyrotechnic	<p>Pyrotechnic devices for professional use that are similar to consumer fireworks in chemical composition and construction but not intended for consumer use, that meet the weight limit for consumer fireworks but are not labeled as such, and that are classified as UN0431 or UN0432 under 49 CFR 172.101.</p>
Ash	<p>The residue from the burning of wood, coal, coke or other combustible materials including incinerator ash and residue.</p>

<p>Assembly (use category)</p>	<p>Activities or structures, generally of a commercial nature that draw members of the general public to specific events or shows.</p> <p>Examples include the following uses:</p> <ul style="list-style-type: none"> • Assembly hall • Banquet hall • Dance hall, public • Private club • Private lodge • Rental hall
<p>Assembly hall</p>	<p>An enclosed place of assembly for the exclusive use of the owners of the facility or by the members of the association or organization controlling the premises. Such facility shall not be available for rental to the general public. Assembly halls are typically accessory to private clubs and private lodges and are located in a non-residential building.</p>
<p>Assessed valuation</p>	<p>The assessed valuation in the records of the Assessor of the City. With respect to exempt properties for which the assessed valuation is zero, an independent valuation from a reputable source, subject to review and acceptance by the Buildings, Safety Engineering, and Environmental Department, may be presented by the owner as the basis for determinations required by this chapter.</p>
<p>Assisted living facility</p>	<p>A residential care facility designed primarily for older people who typically have no serious health problems but who may have chronic or debilitating conditions requiring assistance with daily activities. Permitted services include but are not limited to staff- supervised meals, housekeeping and personal care, medication</p>

	supervision, and social activities. Both private and shared sleeping rooms may be provided. Facilities providing regular care under supervision of physicians are not considered assisted living facilities.
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2 **Section 2.** All ordinances or parts of ordinances in conflict with this ordinance are
3 repealed.

4 **Section 3.** This ordinance is declared necessary for the preservation of the public peace,
5 health, safety, and welfare of the people of the City of Detroit.

6 **Section 4.** This ordinance shall become effective on the 60th day after publication in
7 accordance with Section 401(6) of Public Act 110 of 2006, as amended, M.C.L. 125.3401(6) and
8 Section 4-118, paragraph 3 of the 2012 Detroit City Charter.

Approved as to Form:

Conrad L. Mallet, Jr.
Corporation Counsel