

# **ARTICLE VII**

## **MHDR MEDIUM HIGH DENSITY RESIDENTIAL DISTRICT**

### **SECTION 7.01 INTENT AND PURPOSE**

This District is intended for residential and other associated uses, including certain related non-residential uses. The purpose of this District is to preserve the residential character of the lands within this District, while allowing a greater density of development yet minimizing public service costs, lessening urban influence, and preserving some degree of open space. Careful consideration is given to environmental concerns related to groundwater quality, which might be threatened by excessive development, high water tables, or other conditions, and other related issues pertaining to development in areas with limited public services. The requirements of the Ordinance are in addition to other ordinance provisions including but not limited to the “Shorelands Protection and Management Act,” the Sand Dune Protection and Management Act, the “Wetlands Protection Act” and the “Clean Water Act”, as amended.

### **SECTION 7.02 USES PERMITTED BY RIGHT**

Land and/or buildings in the MHDR District may be used for the following purposes as Uses Permitted by Right:

- A. Single-family dwellings.
- B. Family child care home.
- C. Home Occupations in accordance with the General Provisions requirements of this ordinance.
- D. Accessory buildings, structures and uses, as regulated by the General Provisions requirements of this ordinance.
- E. On Site Use Wind Energy System 65 feet or less in total height.

### **SECTION 7.03 USES PERMITTED BY SPECIAL LAND USE**

Land and/or buildings in the MHDR District may be used for the following purposes following review by the Planning Commission as a Special Land Use, as regulated by this ordinance.

- A. Bed and Breakfast establishments.
- B. Public parks, playgrounds, and cemeteries.
- C. Schools, churches, libraries, and Community Center buildings.
- D. Group child care home.
- E. Any Wind Energy System which is greater than 65 feet in height.
- F. Met Tower.
- G. Ponds exceeding one (1) acre of surface area.

**SECTION 7.04 SITE DEVELOPMENT STANDARDS**

No main building or principle structure, nor enlargement of any main building or principle structure, shall be hereafter erected unless the following requirements are met and maintained in connection with such building, structure, or enlargement.

Front Yard Setback	Residential Uses	One-hundred (100) feet on arterial streets and fifty (50) feet on residential streets or less if the average setback requirements apply. See General Provisions (Average Setback Lines).  For corner lots, the side setback facing the street shall be fifty (50) feet.
	Nonresidential Uses	One Hundred (100) feet.
Side Yard Setback	Residential Uses	Ten (10) feet as measured to the foundation.
	Nonresidential Uses	Thirty (30) feet as measured to the foundation.
Rear Yard Setback	Fifty (50) feet.	
Maximum Building Height	Thirty-five (35) feet measured from the average grade.	
Lot Coverage	Twenty-five (25%) percent.	
Minimum Lot Area	Residential Uses	Thirty thousand (30,000) square feet.
	Nonresidential Uses	Two (2) acres.
Minimum Lot Width	Residential Uses	One Hundred (100) feet.
	Nonresidential Uses	Two Hundred (200) feet.
Minimum Dwelling Unit Floor Area	1120 square feet GFA / 960 square feet GFA on ground floor.	
Streams, Creeks and Lakes	No buildings shall be permitted within one hundred (100) feet from the normal ordinary high water mark of any streams, creeks, lakes or similar bodies of water. Also, no septic tanks, tile fields or similar waste facility shall be permitted within one hundred (100) feet from the normal ordinary high water mark of any streams, creeks, lakes or similar bodies of water unless specifically mandated by the County Environmental Health Officer.	