

similar material and/or finish to the primary structures on the site or adjacent properties, and with a sight-obscuring gate that shall not be constructed of chain link.

- (B) In residential areas, the area around the tower shall be landscaped with a buffer of plant materials that effectively screens the view of the tower base from residential properties. The standard buffer shall consist of a landscaped strip of at least five feet wide outside the perimeter of the fence, in accordance with Section 14.04.04 (Landscaping and Screening).

d. ABANDONMENT AND REMOVAL

- (1) A tower or antenna that is not operated for a continuous period of 90 days shall be considered abandoned and the owner of the antenna or tower shall remove same within 120 days of receipt of a notice of abandonment from the city.
- (2) If the antenna or tower is not removed within 120 days, the city may remove the antenna or tower at the owner's expense.
- (3) If there are 2 or more users of a single tower, then this provision shall not become effective until all users cease using the tower.

C. COMMERCIAL USES

1. AGRICULTURE

- a. In the R-A district, the keeping of horses is allowed on lots having an area of one acre or more, provided that the number of horses on any one lot or parcel shall not exceed one horse for every one-quarter acre.
- b. Horses shall not be housed or continuously kept in a structure within 50 feet of any dwelling or other building used for human habitation, or within 50 feet of the front lot line of the lot upon which it is located.

2. ANIMAL CARE AND BOARDING

a. CONDITIONAL USE PERMIT

If a Conditional Use Permit is required:

- (A) Applicants shall state the maximum number, sizes, and types of animals to be accommodated in their Conditional Use Permit request.
- (B) Animal limits shall be assessed during the Conditional Use Permit process based on the property size, location, and facility design.
- (C) Proposed mitigation strategies can be attached to the Conditional Use Permit application.

b. DESIGN

- (1) All activities shall be completely contained within an enclosed building, except in the LI, I, and A-P districts, where outdoor kennels, runs, and exercise areas are permitted.
- (2) Kennels shall be constructed to prevent direct access by animals to the outside areas of the buildings.
- (3) Buildings shall be designed and constructed to mitigate noise and odors to limit negative impacts on adjacent properties. Additional noise

mitigation will be required for existing buildings not originally built for boarding of animals.

C. OPERATION

- (1) The keeping and treatment of animals shall be in compliance with State Law (A.R.S. 13-2910).
- (2) Transfer of animals shall occur during regular business hours, unless for reasons of a medical emergency, except for the Humane Society and/or other non-profit animal rescue facilities/shelters.
- (3) Animal breeding is prohibited, except as described in subsection d below.
- (4) Animals must be accompanied by a facility employee at all times when outside of the building.
- (5) All walking and exercising of animals must take place on facility grounds, except for the Humane Society and/or other non-profit animal rescue facilities/shelters.
- (6) Solid waste shall be removed from the outdoor areas during periods when these areas are in use. Solid waste must be stored within secure and odor-free solid waste receptacle.

d. IN THE LI, I AND A-P DISTRICTS

- (1) Outdoor runs and/or exercise areas must maintain a minimum setback of at least 10 feet from any lot line.
- (2) A six foot solid masonry wall is required to enclose all outdoor activity areas.
- (3) The breeding of domesticated animals may be allowed by a Conditional Use Permit.

e. IN THE R-A DISTRICT

The keeping or boarding of horses is allowed in accordance with the Sections 14.03.03.C.1.a and 14.03.03.C.1.b above.

3. COMMUNITY GARDENS

- a. This use shall be limited to the propagation and cultivation of plants.
- b. Accessory structures such as hoop houses and storage sheds are permitted, but no such structure shall be more than eight feet in height or located closer than ten feet to a property line, and the total area covered by structures shall not exceed 20 percent of the site area.

4. VETERINARY HOSPITAL

This use is subject to the animal care and boarding standards in Section 14.03.03.C.1 above if the veterinary hospital offers animal boarding services.

5. BAR OR NIGHTCLUB

- a. All required state permits and licenses must be obtained and maintained to serve alcohol.
- b. A nightclub is not permitted in the GC district.