

Ordinance #O-14-05

**An Ordinance AMENDING ARTICLE 0, SECTION 154.015 – DEFINITIONS AND ARTICLE 4, TABLE 154.403.1 – PERMITTED LAND USES AND SECTION 154.406 – DETAILED LAND USE DESCRIPTIONS OF THE CODE OF ORDINANCES OF THE CITY OF GALENA.**

Adopted by the City Council of the City of Galena this 24<sup>th</sup> Day of March 2014.

Published in pamphlet form by authority of the City Council of the City of Galena, Jo Daviess County, Illinois, this 24<sup>th</sup> Day of March 2014.

STATE OF ILLINOIS            )  
  )     City of Galena  
COUNTY OF JO DAVIESS    )

CERTIFICATE

I, Mary Beth Hyde, certify that I am the duly elected municipal clerk of the City of Galena, JoDaviess County, Illinois.

I further certify that on the 24<sup>th</sup> Day of March 2014, the Corporate Authorities of said municipality passed and approved Ordinance No. O-14-05 entitled **AN ORDINANCE AMENDING ARTICLE 0, SECTION 154.015 – DEFINITIONS AND ARTICLE 4, TABLE 154.403.1 – PERMITTED LAND USES AND SECTION 154.406 – DETAILED LAND USE DESCRIPTIONS OF THE CODE OF ORDINANCES OF THE CITY OF GALENA** which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. O-14-05 including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted in the municipal building, commencing the 25<sup>th</sup> Day of March 2014 and commencing for at least ten (10) days thereafter.

Dated at Galena, Illinois, this 25<sup>th</sup> Day of March 2014.

  
\_\_\_\_\_  
Mary Beth Hyde  
City Clerk

(Seal)

**AN ORDINANCE AMENDING ARTICLE 0, SECTION §154.015 – DEFINITIONS AND ARTICLE 4, TABLE 154.403.1 – PERMITTED LAND USES AND SECTION §154.406 – DETAILED LAND USE DESCRIPTIONS OF THE CODE OF ORDINANCES OF THE CITY OF GALENA**

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**BE IT ORDAINED** by the City Council of the City of Galena, JoDaviess County, Illinois as follows:

**SECTION I:** Section §154.015 – Definitions of the City of Galena Zoning Code, is hereby amended as follows

- *(Additions are shown as underlined)*

Section §154.015 - Definitions

**Tour House:** A large, originally residential structure that is historically significant and has been in existence before 1900. A House Tour is allowed by right in certain commercial districts and by special use permit in certain residential districts.

**SECTION II:** Table 154.403.1 – Permitted Land Uses of the City of Galena Zoning Code, is hereby amended as follows:

- *(Additions are shown as underlined and highlighted)*
- *Table begins on following page.*

**Table 154.403.1. Permitted Land Uses**

LA	CSR	LDR	MDR	HDR	NO	PO	NC	PC	GC	DC	PI	LI	HI	Type of Land Use  Principal Commercial Land Uses (154.406 (D))
					P	P	P	P	P	P	P	P	P	(1) Office
					S	S	P	P	P	P	S			(2) Personal or Professional Service
S	S				S		P	P	P	P	P	P	P	(3) Artisan Studio
						S	P	P	P	P	S			(4) Sales and Service, Indoor
									P				P	(5) Sales and Service, Outdoor Display
									P					(6) Sales and Service, In-Vehicle
	S	S	S	S	S									(7) Accommodations, Bed & Breakfast
		S			S		S	S	S	S				(8) Accommodations, Small Inn
						S		S	P	S	S			(9) Accommodations, Hotel/Motel
						S	S	P	P	P	S			(10) Entertainment, Indoor Commercial
S									S			S		(11) Entertainment, Outdoor Commercial
												S	S	(12) Entertainment, Adult
								S	P	S	P	P	P	(13) Maintenance Service, Indoor
									S				P	(14) Maintenance Service, Outdoor
S									S				S	(15) Commercial Animal Boarding
									P			P	P	(16) Vehicle Repair and Maintenance
					<u>P</u>		<u>P</u>		<u>P</u>	<u>P</u>				(17) House Tour

**P = Permitted by Right (See section 154.402(A)) S = Permitted by a Special Use (See section 154.402 (B))**

LA Limited Agricultural  
 CSR Countryside Residential  
 LDR Low Density Residential  
 MDR Medium Density Residential

HDR High Density Residential  
 NO Neighborhood Office  
 PO Planned Office  
 NC Neighborhood Commercial

PC Planned Commercial  
 GC General Commercial  
 DC Downtown Commercial  
 PI Planned Industrial

LI Light Industrial  
 HI Heavy Industrial

**Table 154.403.1. Permitted Land Uses**

LA	CSR	LDR	MDR	HDR	NO	PO	NC	PC	GC	DC	PI	LI	HI	Type of Land Use Accessory Residential Land Uses (154.406 (H))
P	P	P	P	P	P	P	P	P	P	P				(1) Day Care Home, Serving 3 to 12 Children
P	P	P	P	P	P	P	P	P	P	P				(2) Home Occupation, Minor
S	S	S	S	S	S	S	S	S	S	S				(3) Home Occupation, Major
P	P	P	P	P	P	P	P	P	P	P				(4) Private Kennel
P	P	P	P	P	P	P	P	P	P	P				(5) Outbuildings and Recreation Facilities
P	P	P	P	P	P	P	P	P	P	P				(6) Recreational Vehicle Storage
P	S													(7) Private Stable
<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>										(8) House Tour
														Accessory Agricultural Land Uses (See 154.406(I))
														Accessory Recreational & Institutional Land Uses (See 154.406(J))
														Accessory Commercial Land Uses (154.406(K))
						P		P	P	P	P	P	P	(1) Company-Provided Cafeteria
					S	S	S	S	S	S	S	S	S	(2) Company-Provided Day Care
						S		S	P		S	P	P	(3) Company-Provided On-Site Recreation
					P	S	P	S	S	P				(4) Dwelling Units Above Ground Floor
						S		S	P		P	P	P	(5) Fleet Vehicle Storage
								S	S	S				(6) Light Industrial Incident to Indoor Sales
							S	P	P	S	S			(7) Outdoor Dining
							S	S	P	S				(8) Outdoor Display, Removable
									P					(9) Outdoor Display and Storage, Permanent
								S	P					(10) Outdoor Entertainment
<p><b>P = Permitted by Right (See section 154.402(A)) S = Permitted by a Special Use (See section 154.402 (B))</b></p>														

LA Limited Agricultural  
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 LDR Low Density Residential  
 MDR Medium Density Residential

HDR High Density Residential  
 NO Neighborhood Office  
 PO Planned Office  
 NC Neighborhood Commercial

PC Planned Commercial  
 GC General Commercial  
 DC Downtown Commercial  
 PI Planned Industrial

LI Light Industrial  
 HI Heavy Industrial

**SECTION III: Section §154.406 (D) – Principal Commercial Land Uses of the City of Galena Zoning Code, is hereby amended as follows:**

- *(Additions are shown as underlined)*

**(D) Principal Commercial Land Uses.**

(17) House Tour. House Tour land uses include on-site tours of structures, constructed as single-family residences that are relevant to Galena’s heritage and have historical significance. Structures used for House Tour purposes must have been in existence before 1900. Such activities include guided tours of appropriate structures and grounds of the property.

(a) Regulations:

- (1) Tours may be conducted by the owner of the structure, an operator, or other agent of the owner.
- (2) Maximum number of persons allowed on tours shall be determined on case-by-case basis by the City Staff. Owners shall coordinate with City Staff to establish maximum occupancy before commencement of use.
- (3) No signs advertising the tour house shall be displayed on the site.
- (4) The owner of the tour house shall maintain a registry which shall show the date, time and number of persons involved in each tour.
- (5) Tours shall be given only between the hours of 9:00 a.m. and 4:30 p.m., and between 6:30 p.m. and 9:00 p.m. during the peak tourist season between May 1 and November 30. A tour house shall receive no more than two tours per day between the hours of 9:00 a.m. and 4:30 p.m., and no more than three tours per week between the hours of 6:30 p.m. and 9:00 p.m. During the off peak tourist season between December 1 and April 30, a tour house shall receive no more than three tours per day, either morning or night, provided however, a tour house shall not be open for tours more than three days per week.
- (6) The owner of the tour house or his / her authorized agent shall be on the premises at all times during the tour.
- (7) The owner shall be responsible for compliance with these regulations.

**SECTION IV: Section §154.406 (H) – Accessory Residential Land Uses of the City of Galena Zoning Code, is hereby amended as follows:**

- *(Additions are shown as underlined)*

**(H) Accessory Residential Land Uses.**

(8) House Tour. House Tour land uses include on-site tours of structures, constructed as single-family residences that are relevant to Galena’s heritage and have historical significance. Structures used for this purpose must have been in existence before 1900. House Tour activities include guided tours of appropriate structures and grounds of the property.

(a) Regulations:

- (1) Maximum number of persons allowed on tours shall be determined on case-by-case basis with Special Use Permit.
- (2) No signs advertising the tour house shall be displayed on the site.
- (3) The owner of the tour house shall maintain a registry which shall show the date, time and number of persons involved in each tour.
- (4) Tours shall be given only between the hours of 9:00 a.m. and 4:30 p.m., and between 6:30 p.m. and 9:00 p.m. during the peak tourist season between May 1 and November 30. A tour house shall receive no more than two tours per day between the hours of 9:00 a.m. and 4:30 p.m., and no more than three tours per week between the hours of 6:30 p.m. and 9:00 p.m. During the off peak tourist season between December 1 and April 30, a tour house shall receive no more than three tours per day, either morning or night, provided however, a tour house shall not be open for tours more than three days per week.

(5) The owner of the tour house or his / her authorized agent shall be on the premises at all times during the tour.

(6) The owner shall be responsible for compliance with these regulations.

**SECTION V:** All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

**SECTION VI:** This ordinance shall be in full force and effect within ten (10) days of its passage and legal publication in pamphlet form.

**SECTION VII:** Passed on the 24<sup>th</sup> day of March, A.D., 2014, in open Council.

**AYES:**

**Lincoln, Painter, Bernstein,  
Fach, Greene, Kieffer, Renner**

**NAYS:**

**None**

**ATTEST:**

  
\_\_\_\_\_  
**TERRY RENNER, MAYOR**

  
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**MARY BETH HYDE, CITY CLERK**