

ARTICLE 2

USE ZONES

R-1: LOW DENSITY RESIDENTIAL ZONE

2.015. **PURPOSE.**

The purpose of the R-1 Zone is to provide an area of low density single-family dwellings, at an average density of eight (8) units per net acre, their accessory uses, and certain public uses. The policies of the Comprehensive Plan, applicable overlay zone standards, and the standards listed below, will be adhered to.

2.020. **USES PERMITTED OUTRIGHT.**

The following uses and their accessory uses permitted in an R-1 Zone if the Community Development Director determines that the uses will not violate standards referred to in Section 2.030 through 2.050, additional Development Code provisions, Comprehensive Plan, and other City laws:

1. Single-family dwelling.
2. *(Section 2.020.2 deleted by Ordinance 04-10, 11-1-04)*
3. Family day care center.
4. Home occupation, which satisfies requirements in Section 3.095.
5. *(Section 2.020.5 deleted by Ordinance 04-10, 11-1-04)*
6. Manufactured home. See Section 3.140.
7. Residential home.
8. Transportation facilities.
(Section 2.020.8 added by Ordinance 14-03, 4-21-14)
9. Accessory Dwelling Unit.
(Section 2.020.9 added by Ordinance 21-02, 2-16-21)

2.025. CONDITIONAL USE PERMITTED.

The following uses and their accessory uses are permitted in an R-1 Zone if the Planning Commission, after a public hearing, determines that the location and development plans comply with applicable standards referred to in Sections 2.030 through 2.050, additional Development Code provisions, Comprehensive Plan, and other City laws:

1. Bed and breakfast, or inn.
2. Congregate care facility.
3. Day care center.
4. Nursing home.
5. Public or semi-public use.
6. Temporary use meeting the requirements of Section 3.240.
7. *(Section 2.025.7 deleted by Ordinance 21-02, 2-16-21; Section 2.025.7 added by Ordinance 04-10, 11-1-04)*
8. Home Stay Lodging, which satisfies requirements in City Code Sections 8.750 to 8.800.
(Section 2.025.8 amended by Ord 19-07, 7-1-2019; added by Ordinance 04-10, 11-1-04)

2.030. LOT SIZE.

Uses in an R-1 Zone which are part of a cluster development will comply with lot size requirements in Section 11.160. Other uses in an R-1 Zone will not violate the following requirements affecting lot size which are applicable to the particular use:

1. The minimum lot size for a single-family dwelling will be 5,000 square feet.
2. The minimum lot width for all uses will be 45 feet.
3. The minimum lot depth for all uses will be 90 feet.

2.035. YARDS.

The minimum yard requirements in an R-1 Zone will be as follows:

1. The minimum front yard will be 20 feet.

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2. The minimum side yard will be five (5) feet, except on corner lots the side yard on the street side will be 15 feet.
3. The minimum rear yard will be 20 feet, except on corner lots the rear yard will be five (5) feet.

2.040. LOT COVERAGE.

Buildings will not cover more than 30 percent of the lot area.

2.045. HEIGHT OF STRUCTURES.

No structure will exceed a height of 28 feet above grade.

2.050. OTHER APPLICABLE USE STANDARDS.

1. All uses will comply with applicable access, parking, and loading standards in Article 7.
2. Conditional uses will meet the requirements in Article 11.
3. Signs will comply with requirements in Article 8.
4. All structures will have storm drainage facilities that are channeled into the public storm drainage system or a natural drainage system approved by the City Engineer. Developments affecting natural drainage shall be approved by the City Engineer.
5. Where new development is within 100 feet of a known landslide hazard, a site investigation report will be prepared by a registered geologist. Recommendations contained in the site report will be incorporated into the building plans.
6. All uses except those associated with single-family dwellings shall meet the landscaping requirements in Sections 3.105 through 3.120.
7. Density of congregate care facilities, which are designed for assisted living for the elderly or handicapped, shall conform to the density of multi-family developments in the R-2 Zone.
8. All uses shall comply with applicable lighting standards in Section 3.128.
(Section 2.050.8 amended by Ord 19-05, 6-17-2019)

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9. Only one Conditional Use listed in Section 2.025 shall be allowed in conjunction with other uses allowed as Outright under Section 2.020 or Conditional Uses under Section 2.025.

(Section 2.050.9 added by Ordinance 04-10, 11-1-04)

R-2: MEDIUM DENSITY RESIDENTIAL ZONE

2.060. PURPOSE.

The purpose of the R-2 Zone is to provide an area for medium density residential development, at a maximum density of 16 units per net acre including single-family dwellings and duplexes as outright uses and multi-family dwellings as a conditional use. The policies of the Comprehensive Plan, applicable overlay zone standards, and the standards listed below, will be adhered to.

2.065. USES PERMITTED OUTRIGHT.

The following uses and their accessory uses are permitted in the R-2 Zone if the Community Development Director determines that the uses will not violate standards referred to in Sections 2.075 through 2.095, additional Development Code provisions, Comprehensive Plan policies, and other City laws:

1. Single-family dwelling.
2. Two-family dwelling.
3. Accessory dwelling unit.
(Section 2.065.3 amended by Ordinance 04-10, 11-1-04)
4. Family day care center.
5. Home occupation, which satisfies requirements in Section 3.095.
6. Home Stay Lodging, which satisfies requirements in City Code Sections 8.750 to 8.800.
(Section 2.065.6 amended by Ord 19-07, 7-1-2019)
7. Manufactured dwelling in approved park.
8. Manufactured home. See Section 3.140.
9. Residential home.
10. Transportation facilities.
(Section 2.065.10 added by Ordinance 14-03, 4-21-14)

2.070. CONDITIONAL USES PERMITTED.

The following uses and their accessory uses are permitted in the R-2 Zone if the Planning Commission, after a public hearing, determines the location and development plans comply with applicable standards referred in Sections 2.075 through 2.095, additional Development Code provisions, Comprehensive Plan policies, and other City laws:

1. Bed and breakfast, or inn.
2. Boarding or rooming house, or other group housing, not mentioned above.
3. Congregate care facility.
4. Day care center.
5. Manufactured dwelling park.
6. Multi-family dwelling.
7. Nursing home.
8. Public or semi-public use.
9. Residential facility.
10. Restaurant as an accessory use to an Inn. See Section 3.230.
11. Temporary use meeting the requirements of Section 3.230.
12. Cluster development meeting the requirements of Section 11.160.
(Section 2.070.12 added by Ordinance 95-05)
13. Home Stay Lodging in conjunction with an Accessory Dwelling Unit, which satisfies requirements in City Code Sections 8.750 to 8.800. May be processed as an Administrative Conditional Use.
(Section 2.070.13 amended by Ord 19-07, 7-1-2019)

2.075. LOT SIZE.

Uses in an R-2 Zone which are part of a cluster development will comply with lot size requirements in Section 11.160. Other uses in an R-2 Zone will not violate the following requirements affecting lot size which are applicable to the particular use:

1. The minimum lot size for a single-family dwelling will be 5,000 square feet. Manufactured dwellings in an approved park may meet the requirements set forth in Section 11.120.

2. The minimum lot size for a two-family dwelling will be 7,500 square feet. An Accessory Dwelling Unit shall not be considered a two-family dwelling for the purposes of minimum lot size.
(Section 2.075.2 amended by Ordinance 21-02, 2-16-21)
3. The minimum lot size for a multi-family dwelling will be 5,000 square feet for the first unit plus 2,500 square feet for each dwelling unit in excess of one. An Accessory Dwelling Unit shall not be considered a multi-family dwelling for the purposes of minimum lot size.
(Section 2.075.3 amended by Ordinance 21-02, 2-16-21)
4. The minimum lot width will be 45 feet.
5. The minimum lot depth will be 90 feet.

2.080. YARDS.

Uses in the R-2 Zone which are part of a cluster development will comply with the yard requirements in Section 11.160. Other uses in the R-2 Zone will comply with the following requirements:

- A. The minimum yard requirements in an R-2 Zone will be as follows:
 1. The minimum front yard will be 20 feet.
 2. The minimum side yard will be five (5) feet, except on corner lots the side yard on the street side will be 15 feet.
 3. The minimum rear yard will be 15 feet, except on corner lots the rear yard will be five (5) feet.
- B. For minimum yard requirements in a manufactured dwelling park, refer to 11.120.

(Section 2.080 amended by Ordinance 95-05)

2.085. LOT COVERAGE.

Buildings will not cover more than 40 percent of the lot area.

2.090. HEIGHT OF STRUCTURES.

No structure will exceed a height of 28 feet above grade.

2.095. OTHER APPLICABLE USE STANDARDS.

1. All uses will comply with applicable access, parking, and loading standards in Article 7.
2. Conditional uses will meet the requirements in Article 11.
3. Signs will comply with requirements in Article 8.
4. All structures will have storm drainage facilities that are channeled into the public storm drainage system or a natural drainage system approved by the City Engineer. Developments affecting natural drainage shall be approved by the City Engineer.
5. Where new development is within 100 feet of a known landslide hazard, a site investigation report will be prepared by a registered geologist. Recommendations contained in the site report will be incorporated into the building plans.
6. All uses except those associated with single-family and two-family dwellings shall meet the landscaping requirements in Sections 3.105 through 3.120.
7. Density of congregate care facilities, which are designed for assisted living for the elderly or handicapped, shall conform to the density of multi-family developments in the zone in which such development is located.
8. All uses shall comply with applicable lighting standards in Section 3.128.
(Section 2.095.8 amended by Ord 19-05, 6-17-2019)
9. Group Housing.

a. Density.

Group housing resident density is limited to two (2) residents per 1,000 square feet of total gross floor area. Residents include all people living at the site, including those who provide support services, building maintenance, care, supervision, etc. People who only work at the site under a valid Home Occupation Permit (see Section 3.095) are not considered residents. Maximum number of residents per site is limited to 15. Usable outdoor area shall be provided at a ratio of 50 square feet per resident.

b. Parking.

Where the Community Development Director determines that a group housing facility may require parking in excess of that provided for staff

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persons, a parking area of sufficient size to provide for anticipated needs shall be provided.

10. All uses located within the Neighborhood Greenway Overlay Zone area will comply with the requirements of the Neighborhood Greenway Overlay Zone in Sections 14.130 to 14.138. *(Section 2.095.10 added by Ord 19-06, 7-1-2019)*

R-3: HIGH DENSITY RESIDENTIAL ZONE

2.150. PURPOSE.

The purpose of the R-3 Zone is to provide an area for high density residential development not exceeding an average density of 26 units per net acre, accessory uses, and certain public uses. The policies of the Comprehensive Plan, applicable overlay zone standards, and the standards listed below, will be adhered to.

2.155. USES PERMITTED OUTRIGHT.

The following uses and their accessory uses permitted in the R-3 Zone if the Community Development Director determines that the uses will not violate standards referred to in Section 2.165 through 2.185, additional Development Code provisions, Comprehensive Plan policies, and other City laws:

1. Single-family dwelling.
2. Two-family dwelling.
3. Multi-family dwelling.
4. Accessory dwelling unit.
(Section 2.155.4 amended by Ordinance 04-10, 11-1-04)
5. Family day care center.
6. Home occupation, which satisfies requirements in Section 3.095.
7. Home Stay Lodging, which satisfies requirements in City Code Sections 8.750 to 8.800.
(Section 2.155.7 amended by Ord 19-07, 7-1-2019)
8. Manufactured dwelling in an approved park.
9. Manufactured home. See Section 3.140.
10. Residential facility.
11. Residential home.
12. Transportation facilities.
(Section 2.155 added by Ordinance 14-03, 4-21-14)

2.160. CONDITIONAL USE PERMITTED.

The following uses and their accessory uses are permitted in the R-3 Zone if the Planning Commission, after a public hearing, determines that the location and development plans comply with applicable standards referred to in Sections 2.165 through 2.185, additional Development Code provisions, Comprehensive Plan policies, and other City laws:

1. Bed and breakfast, or inn.
2. Boarding or rooming house, or other group housing, not mentioned above.
3. Congregate care facility.
4. Day care center.
5. Manufactured dwelling park.
6. Nursing home.
7. Public or semi-public use.
9. Restaurant as an accessory use to an Inn. See Section 3.230.
10. Temporary use meeting the requirements of Section 3.240.
11. Cluster development meeting the requirements of Section 11.160.
(Section 2.160.11 added by Ordinance 95-05)
12. Home Stay Lodging in conjunction with an Accessory Dwelling Unit, which satisfies requirements in City Code Sections 8.750 to 8.800. May be processed as an Administrative Conditional Use.
(Section 2.160.12 added by Ord 19-07, 7-1-2019)

2.165. LOT SIZE.

Uses in an R-3 Zone which are part of a cluster development will comply with lot size requirements in Section 11.160. Other uses in an R-3 Zone will not violate the following requirements affecting lot size which are applicable to the particular use:

1. The minimum lot size for a single-family dwelling will be 5,000 square feet. Manufactured dwellings in an approved park may meet the requirements set forth in 11.120.

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2. The minimum lot size for a two-family dwelling will be 6,500 square feet. An Accessory Dwelling Unit shall not be considered a two-family dwelling for the purposes of minimum lot size.
(Section 2.165.2 amended by Ordinance 21-02, 2-16-21)
3. The minimum lot size for a multi-family dwelling will be 5,000 square feet for the first unit plus 1,500 square feet for each unit in excess of one. An Accessory Dwelling Unit shall not be considered a multi-family dwelling for the purposes of minimum lot size.
(Section 2.165.2 amended by Ordinance 21-02, 2-16-21)
4. The minimum lot width will be 45 feet.
5. The minimum lot depth will be 90 feet.

2.170. YARDS.

Uses in the R-3 Zone which are part of a cluster development will comply with the yard requirements in Section 11.160. Other uses in the R-3 Zone will comply with the following requirements:

- A. The minimum yard requirements in an R-3 Zone will be as follows:
 1. The minimum front yard will be 20 feet.
 2. The minimum side yard will be five (5) feet, except on corner lots the side yard on the street side will be 15 feet.
 3. The minimum rear yard will be 15 feet, except on corner lots the rear yard will be five (5) feet.
- B. For minimum yard requirements in a manufactured dwelling park, refer to 11.120.

(Section 2.170 amended by Ordinance 95-05)

2.175. LOT COVERAGE.

Buildings will not cover more than 50 percent of the lot area.

2.180. HEIGHT OF STRUCTURES.

No structure will exceed a height of 35 feet above grade.

2.185. OTHER APPLICABLE USE STANDARDS.

1. All uses will comply with applicable access, parking, and loading standards in Article 7.
2. Conditional uses will meet the requirements in Article 11.
3. Signs will comply with requirements in Article 8.
4. All structures will have storm drainage facilities that are channeled into the public storm drainage system or a natural drainage system approved by the City Engineer. Developments affecting natural drainage shall be approved by the City Engineer.
5. Where new development is within 100 feet of a known landslide hazard, a site investigation report will be prepared by a registered geologist. Recommendations contained in the site report will be incorporated into the building plans.
6. All uses except those associated with single-family and two-family dwellings shall meet the landscaping requirements in Sections 3.105 through 3.120.
7. Density of congregate care facilities, which are designed for assisted living for the elderly or handicapped, shall conform to the density of multi-family developments in the zone in which such development is located.
8. All uses shall comply with applicable lighting standards in Section 3.128.
(Section 2.185.8 amended by Ord 19-05, 6-17-2019)
9. For uses located within the Astor-East Urban Renewal District, refer to the Urban Renewal Plan for additional standards.
10. Group Housing.
 - a. Density.

Group housing resident density is limited to two (2) residents per 1,000 square feet of total gross floor area. Residents include all people living at the site, including those who provide support services, building maintenance, care, supervision, etc. People who only work at the site under a valid Home Occupation Permit (see Section 3.095) are not considered residents. Maximum number of residents per site is limited to 15. Usable outdoor area shall be provided at a ratio of 50 square feet per resident.

b. Parking.

Where the Community Development Director determines that a group housing facility may require parking in excess of that provided for staff persons, a parking area of sufficient size to provide for anticipated needs shall be provided.

CR: COMPACT RESIDENTIAL ZONE

2.200. PURPOSE.

The purpose of the Compact Residential (CR) Zone is to provide opportunities for modest scale residential development, including single-family homes on smaller lots, two-family homes, and cottage cluster development, incorporating open space between homes and with a strong orientation to the Columbia River and adjacent commercial and other residential areas.

(Section 2.200 added by Ord 14-09, 10-6-14)

2.205. USES PERMITTED OUTRIGHT.

The following uses and their accessory uses are permitted in this CR Zone if the Community Development Director determines that the uses will not violate standards referred to in Sections 2.215 through 2.230, additional Development Code provisions, the Comprehensive Plan, and other City laws:

1. Arts and crafts studio.
2. Family day care center.
3. Home occupation, which satisfies the requirements of Section 3.095.
4. Single-family dwelling.
5. Two-family dwelling.
6. Carriage house dwelling, meeting the requirements of Section 3.050.
7. Cottage cluster development meeting the requirements of Section 3.050.
8. Residential home.
9. Accessory Dwelling Unit.
(Section 2.205.9 added by Ordinance 21-02, 2-16-21)

(Section 2.205 added by Ord 14-09, 10-6-14)

2.210. CONDITIONAL USES PERMITTED.

The following uses and their accessory uses are permitted in the CR Zone if the Planning Commission, after a public hearing, determines that the location and development plans comply with applicable standards referred to in Sections 2.215 through 2.230, additional Development Code provisions, the Comprehensive Plan, and other City laws:

1. Day care center, only in the community building of a cottage cluster development meeting the requirements of Section 3.050.
2. Public or semi-public use.
3. Temporary use meeting the requirements of Section 3.240.

(Section 2.210 added by Ord 14-09, 10-6-14)

2.215. SETBACKS.

Uses in the CR Zone will comply with the following minimum setback requirements or the setback requirements of applicable overlay zones, whichever requirements are greater.

1. The minimum front setback shall be 10 feet. Front steps are permitted to encroach into front setbacks.
2. The minimum side setback shall be five (5) feet, except on corner lots where the side setback on the street side shall be a minimum of 10 feet.
3. The minimum rear setback shall be 15 feet, except on corner lots where the rear setback shall be a minimum of five (5) feet.
4. Uses in the CR Zone that are part of a cottage cluster development will comply with the setback requirements in Section 3.050.

(Section 2.215 added by Ord 14-09, 10-6-14)

2.220. LOT SIZE AND DENSITY.

Uses in the CR Zone shall meet the following lot size requirements that are applicable to the particular use:

1. The minimum lot size for a single-family dwelling is 2,500 square feet. The maximum lot size for a single-family dwelling is 4,000 square feet.
2. The minimum lot size for a two-family dwelling is 4,000 square feet. The maximum lot size for a two-family dwelling is 6,000 square feet. An Accessory Dwelling Unit shall not be considered a two-family dwelling for the purposes of minimum lot size.
(Section 2.220.2 amended by Ordinance 21-02, 2-16-21)
3. Uses in the CR Zone that are part of a cottage cluster development shall have a maximum density of 24 units/acre.

(Section 2.220 added by Ord 14-09, 10-6-14)

2.222. BUILDING SIZE.

Buildings in the CR zone shall meet the following building footprint and floor area requirements.

1. The maximum footprint for a primary building is 1,000 square feet. The maximum footprint for a dwelling unit and a garage is 1,400 square feet.
2. The maximum gross floor area for a primary building is 1,800 square feet.
3. Uses in the CR Zone that are part of a cottage cluster development are subject to the building size requirements in Section 3.050.

(Section 2.222 added by Ord 14-09, 10-6-14)

2.225. LANDSCAPED OPEN AREA.

1. Minimum landscaping for individual lots in the CR Zone shall be 20%, except for cottage cluster development.
2. Cottage cluster development shall be subject to common open space and private open space requirements in Section 3.050.
3. All landscaping shall meet the requirements of Sections 3.105 through 3.120 and applicable overlay zones.

(Section 2.225 added by Ord 14-09, 10-6-14)

2.230. HEIGHT OF STRUCTURES.

No structure will exceed a height of 28 feet above grade, except where applicable overlay zones allow otherwise.

(Section 2.230 added by Ord 14-09, 10-6-14)

2.235. OTHER APPLICABLE STANDARDS.

1. Access to garages, carports, or other parking areas shall be from an alley or from the street adjacent to the side yard of a corner lot. Driveways shall have a minimum depth of 16 feet.
2. All uses shall comply with the requirements of Section 3.215 for outdoor storage areas.

(Section 2.235.2 amended by Ord 19-05, 6-17-2019)

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3. All uses will comply with access, parking, and loading standards in Article 7, with the following exceptions:
 - a. Parking requirement for single-family, two-family, and carriage house dwelling units shall have at least:
 - 1) one parking space for each unit with a gross floor area of 700 feet or less (rounded up to the nearest whole number);
 - 2) 1.5 parking spaces for each unit with a gross floor area of 701 square feet or more (rounded up to the nearest whole number).
 - b. Parking in the CR Zone is permitted on a separate lot provided it is within 100 feet of the development. An easement or other acceptable document shall be recorded to assure that the separate lot for parking remains with the units it services.
4. Where feasible, joint access points and parking facilities for more than one use should be established.
5. Access drives and parking areas should be located on side streets or non-arterial streets.
6. Conditional uses will meet the requirements in Article 11.
7. Signs will comply with requirements in Article 8 and specifically, residential uses will comply with the specific regulations in Section 8.160.
8. All structures will have storm drainage facilities that are channeled into the public storm drainage system or a natural drainage system approved by the City Engineer. Developments affecting natural drainage shall be approved by the City Engineer.
9. Where new development is within 100 feet of a known landslide hazard, a site investigation report will be prepared by a registered geologist. Recommendations contained in the site report will be incorporated into the building plans.
10. All uses will comply with the requirements of applicable overlay zones.
11. All uses shall comply with applicable lighting standards in Section 3.128.
(Section 2.235.11 added by Ord 19-05, 6-17-2019)

(Section 2.235 added by Ord 14-09, 10-6-14)

C-1: NEIGHBORHOOD COMMERCIAL ZONE

2.300. PURPOSE.

This zone is intended to be a restricted commercial district which is designed to meet limited commercial needs. Uses allowed are primarily those which provide convenience goods or frequently used services. Large business operations, strip development, and close proximity to other commercial areas is not desired. The zone should have access to an arterial or a collector street.

2.305. USES PERMITTED OUTRIGHT.

The following uses and their accessory uses are permitted in the C-1 Zone if the Community Development Director determines that the uses will not violate standards referred to in Sections 2.315 through 2.335, additional Development Code provisions, the Comprehensive Plan, and other City laws:

1. Dwelling as an accessory use to a Use Permitted Outright or a Conditional Use.
2. Day care center.
3. Family day care center in existing dwelling.
4. Home occupation in existing dwelling.
5. Personal service establishment.
6. Professional service establishment.
7. Repair service establishment not exceeding 3,000 square feet gross floor area.
8. Retail sales establishment not exceeding 3,000 square feet gross floor area.
9. Transportation facilities.
(Section 2.305.9 added by Ordinance 14-03, 4-21-14)

2.310. CONDITIONAL USES PERMITTED.

The following uses and their accessory uses are permitted in a C-1 Zone if the Planning Commission, after a public hearing, determines that the location and development plans comply with applicable standards referred to in Sections 2.315 through 2.335, additional Development Code provisions, the Comprehensive Plan, and other City laws:

1. Automotive service establishment.
2. Eating establishment without drive-through facilities, not exceeding 40 seats.
3. Public or semi-public use.
4. Temporary use meeting the requirements of Section 3.240.

2.315 YARDS.

The minimum yard depth for portions of the property abutting a Residential Zone or public right-of-way will be 15 feet.

2.320. LOT COVERAGE.

Buildings will not cover more than 60 percent of the lot area.

2.325. LANDSCAPED OPEN AREA.

A minimum of 20 percent of the total lot area will be maintained as a landscaped open area.

2.330. HEIGHT OF STRUCTURES.

No structure will exceed a height of 35 feet above grade.

2.335. OTHER APPLICABLE USE STANDARDS.

1. Landscaping shall meet the requirements of Sections 3.105 through 3.120.
2. All uses shall comply with the requirements of Section 3.215 for outdoor storage areas and shall not exceed 100 square feet in size.
(Section 2.335.2 amended by Ord 19-05, 6-17-2019)

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3. When a commercial use in a C-1 Zone abuts a lot in a residential zone there will be an attractively designed and maintained buffer of at least five (5) feet in width, which can be in the form of hedges, fencing, or walls.
4. Where feasible, joint access points and parking facilities for more than one use should be provided.
5. All uses will comply with applicable access, parking, and loading standards in Article 7.
6. Conditional Uses will meet the requirements in Article 11.
7. Signs will comply with requirements in Article 8.
8. All structures will have storm drainage facilities that are channeled into the public storm drainage system or a natural drainage system approved by the City Engineer. Developments affecting natural drainage shall be approved by the City Engineer.
9. Where new development is within 100 feet of a known landslide hazard, a site investigation report will be prepared by a registered geologist. Recommendations contained in the site report will be incorporated into the building plans.

(Section 2.335.2 to 2.335.9 renumbered as scrivener error due to duplication of numbers)

10. All uses shall comply with applicable lighting standards in Section 3.128.
(Section 2.335.10 added by Ord 19-05, 6-17-2019)

C-2: TOURIST COMMERCIAL ZONE

2.345. PURPOSE.

The intent of this zone is primarily to provide suitable locations for tourist commercial facilities and certain tourist related establishments. In part, this means that areas in the zone should be in close proximity to an arterial street or highway. It also means that the uses allowed should be more limited than those permitted in a C-3 or C-4 Zone. Regulations for the zone are designed to enhance the attractiveness and convenience of the facilities for tourist use and achieve compatibility with adjacent residential areas and overall community design objectives.

2.350. USES PERMITTED OUTRIGHT.

The following uses and their accessory uses are permitted in a C-2 Zone if the Community Development Director determines that the uses will not violate standards referred to in Sections 2.360 to 2.375, additional Development Code provisions, the Comprehensive Plan, and other City laws:

1. Eating or drinking establishment.
2. Home occupation in existing dwelling.
3. Motel, hotel, bed and breakfast, inn, home stay lodging (which satisfies requirements in City Code Sections 8.750 to 8.800), and associated uses except as follows:
 - a. Structures or portions of structures occupied as a residential dwelling unit after January 1, 2019 and/or originally constructed as a residential dwelling unit may not be used as a motel or hotel, except as noted in Section 2.350.3.b.
 - b. Structures or portions of structures originally constructed as a motel or hotel of greater than three units may be utilized as a motel and/or hotel regardless of current use as residential units.

(Section 2.350.3 amended by Ord 19-07, 7-1-2019)

4. Tourist-oriented retail sales or service establishment.
5. Conference Center.
(Section 2.350(5) added by Ordinance 94-06, 6-6-94)

6. Transportation facilities.
(Section 2.350.6 added by Ordinance 14-03, 4-21-14)

2.355. CONDITIONAL USES PERMITTED.

The following uses and their accessory uses are permitted in a C-2 Zone if the Planning Commission, after a public hearing, determines that the location and development plans comply with applicable standards referred to in Sections 2.360 to 2.375, additional Development Code provisions, the Comprehensive Plan, and other City laws:

1. Dwelling as an accessory use to a Use Permitted Outright or a Conditional Use.
2. Family day care center in existing dwelling.
3. Indoor family entertainment or recreation establishment.
4. Non-tourist-oriented retail sales or service establishment, professional, financial, business and medical office where they are part of a mixed-use development that also includes some of the uses that are permitted outright. The conditional use shall not be located on the ground floor of the building, and shall not occupy more than 50% of the total project's gross floor area.
5. Public or semi-public use.
6. Temporary use meeting the requirements in Section 3.240.

2.360. LOT COVERAGE.

Buildings will not cover more than 90 percent of the lot area.

2.365. LANDSCAPED OPEN AREA.

A minimum of 10 percent of the total lot area will be maintained as a landscaped open area.

2.370. HEIGHT OF STRUCTURES.

No structures will exceed a height of 45 feet above grade.

2.375. OTHER APPLICABLE USE STANDARDS.

1. Landscaping shall meet the requirements of Sections 3.105 through 3.120.
2. When a commercial use in a C-2 Zone abuts a lot in a residential zone there will be an attractively designed and maintained buffer of at least five (5) feet in width, which can be in the form of hedges, fencing or walls.

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3. All uses shall comply with the requirements of Section 3.215 for outdoor storage areas and shall not exceed 100 square feet in size.
(Section 2.375.3 amended by Ord 19-05, 6-17-2019)
4. Where feasible, joint access points and parking facilities for more than one use should be provided.
5. All uses will comply with access, parking, and loading standards in Article 7.
6. Conditional Uses will meet the requirements in Article 11.
7. Signs will comply with requirements in Article 8.
8. All structures will have storm drainage facilities that are channeled into the public storm drainage system or a natural drainage system approved by the City Engineer. Developments affecting natural drainage shall be approved by the City Engineer.
9. Where new development is within 100 feet of a known landslide hazard, a site investigation report will be prepared by a registered geologist. Recommendations contained in the site report will be incorporated into the building plans.
10. Design Review Standards. All commercial and recreational facilities shall be reviewed by the Community Development Director based on the following criteria. The Community Development Director may request technical assistance from an independent architect or other design expert in evaluating proposed developments in relation to these standards.
 - a. Facility design shall take maximum advantage of river views.
 - b. The height, mass, and scale of buildings shall be compatible with the site and adjoining buildings. Use of materials should promote harmony with surrounding structures and the character of the waterfront. The relationship between a building site and the historic buildings within the surrounding area shall be considered an integral part of planning for new construction.
 - c. The use of stylistic features characteristic of the historic Astoria area and the Pacific Northwest are preferred. This includes the use of natural wood siding such as clapboard, shingles or board and batten siding, pitched roofs, large overhangs, double hung windows, and similar features. Buildings shall be in earth tones, with bright or brilliant colors used only for accent. Buildings shall not create a false historical appearance of a previous period or era.

- d. If the proposed project is large or situated so as to become an entrance or major focus of the City, the design will acknowledge the impact it would have on the entire community.
 - e. Monotony of design shall be avoided. Variety of detail, form and siting should be used to provide visual interest. Large expanses of blank walls shall only be located in areas which are not visible to the public.
 - f. Buildings should minimize the impact on views and vistas from surrounding or adjacent properties through orientation or location on the site.
 - g. On-site parking shall be designed to be as unobtrusive as possible, through site location and landscaping.
11. All uses shall comply with applicable lighting standards in Section 3.128.
(Section 2.375.11 added by Ord 19-05, 6-17-2019)

C-3: GENERAL COMMERCIAL ZONE

2.385. PURPOSE.

This zone is primarily for a wide range of commercial businesses, including most of those allowed in other commercial zones. Compared to the C-4 Zone, the C-3 Zone is more appropriate for uses requiring a high degree of accessibility to vehicular traffic, low intensity uses on large tracts of land, most repair services, and small warehousing and wholesaling operations. Unlike the C-4 Zone, there are maximum lot coverage, landscaping, and off-street parking requirements for all uses.

2.390. USES PERMITTED OUTRIGHT.

The following uses and their accessory uses are permitted in a C-3 Zone if the Community Development Director determines that the uses will not violate standards referred to in Sections 2.400 through 2.415, additional Development Code provisions, the Comprehensive Plan, and other City laws:

1. Business service establishment.
2. Commercial laundry or dry cleaning establishment.
3. Commercial or public off-street parking lot.
4. Communication service establishment.
5. Construction service establishment.
6. Eating and drinking establishment.
7. Educational service establishment.
8. Family day care center in single-family, two-family, or multi-family dwelling.
9. Home occupation in existing dwelling.
10. Motel, hotel, bed and breakfast, inn, home stay lodging (which satisfies requirements in City Code Sections 8.750 to 8.800), and associated uses except as follows:
 - a. Structures or portions of structures occupied as a residential dwelling unit after January 1, 2019 and/or originally constructed as a residential

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dwelling unit may not be used as a motel or hotel, except as noted in Section 2.390.10.b.

- b. Structures or portions of structures originally constructed as a motel or hotel of greater than three units may be utilized as a motel and/or hotel regardless of current use as residential units.

(Section 2.390.10 amended by Ord 19-07, 7-1-2019)

- 11. Multi-family dwelling.
- 12. Personal service establishment.
- 13. Professional service establishment.
- 14. Public or semi-public use.
- 15. Repair service establishment, not including automotive, heavy equipment, or other major repair services.
- 16. Residential facility.
- 17. Retail sales establishment.
- 18. Single-family and two-family dwelling in a new or existing structure:
 - a. Located above or below the first floor with commercial facilities on the first floor of the structure.
 - b. Located in the rear of the first floor with commercial facilities in the front portion of the structure.

(Section 2.390.18.b added by Ordinance 11-08, 7-5-11)

(Section 2.390(18) amended by Ordinance 00-08, 9-6-00)

- 19. Transportation service establishment.
- 20. Conference Center.
(Section 2.390(20) added by Ordinance 94-06, 6-6-94)
- 21. Indoor family entertainment or recreation establishment.
(Section 2.390(21) added by Ordinance 98-01, 1-5-98)
- 22. Transportation facilities.

(Section 2.390.22 added by Ordinance 14-03, 4-21-14)

23. Residential Home in a new or existing structure:

- a. Located above or below the first floor with commercial facilities on the first floor of the structure.
- b. Located in the rear of the first floor with commercial facilities in the front portion of the structure.

(Section 2.390.23 added by Ord 19-05, 6-17-2019)

2.395. CONDITIONAL USES PERMITTED.

The following uses and their accessory uses are permitted in a C-3 Zone if the Planning Commission, after a public hearing, determines that the location and development plans comply with applicable standards referred to in Sections 2.400 through 2.415, additional Development Code provisions, the Comprehensive Plan, and other City laws:

1. Animal hospital or kennel.
2. Automotive sales or service establishment.
3. Day care center.
4. Gasoline service station.
5. Hospital.
6. *(Section 2.395(6) deleted by Ordinance 98-01, 1-5-98)*
7. Light Manufacturing.
8. Recycling establishment.
9. Repair service establishment not allowed as an Outright Use.
10. Temporary use meeting the requirements of Sections 3.240.
11. Wholesale trade or warehouse establishment.

2.400. LOT COVERAGE.

Buildings will not cover more than 90 percent of the lot area.

2.405. LANDSCAPED OPEN AREA.

A minimum of 10 percent of the total lot area will be maintained as a landscaped open area.

2.410. HEIGHT OF STRUCTURES.

No structure will exceed a height of 45 feet above grade.

2.415. OTHER APPLICABLE USE STANDARDS.

1. Landscaping shall meet the requirements of Sections 3.105 through 3.120.
2. When a commercial use in a C-3 Zone abuts a lot in a residential zone, there will be an attractively designed and maintained buffer of at least five (5) feet in width, which can be in the form of hedges, fencing, or walls.
3. All uses shall comply with the requirements of Section 3.215 for outdoor storage areas. This requirement does not apply to outdoor retail sales areas. *(Section 2.415.3 amended by Ord 19-05, 6-17-2019)*
4. Where feasible, joint access points and parking facilities for more than one use should be established. This standard does not apply to multi-family residential developments.
5. All uses will comply with access, parking, and loading standards in Article 7.
6. Conditional uses will meet the requirements in Article 11.
7. Signs will comply with requirements in Article 8.
8. All structures will have storm drainage facilities that are channeled into the public storm drainage system or a natural drainage system approved by the City Engineer. Developments affecting natural drainage shall be approved by the City Engineer.
9. Where new development is within 100 feet of a known landslide hazard, a site investigation report will be prepared by a registered geologist. Recommendations contained in the site report will be incorporated into the building plans.
10. For uses located within the Astor-East Urban Renewal District, refer to the Urban Renewal Plan for additional standards.
11. All uses located within the Civic Greenway Overlay Zone area will comply with the requirements of the Civic Greenway Overlay Zone in Sections 14.035 to 14.075.

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(Section 2.415.11 added by Ord 19-06, 7-1-2019)

12. All uses located within the Bridge Vista Overlay Zone area will comply with the requirements of the Bridge Vista Overlay Zone in Sections 14.085 to 14.125.
(Section 2.415.12 added by Ord 19-06, 7-1-2019)
13. All uses located within the Neighborhood Greenway Overlay Zone area will comply with the requirements of the Neighborhood Greenway Overlay Zone in Sections 14.130 to 14.138.
(Section 2.415.13 added by Ord 19-06, 7-1-2019)
14. All uses shall comply with applicable lighting standards in Section 3.128.
(Section 2.415.14 added by Ord 19-05, 6-17-2019)
15. All uses located within the Urban Core Overlay Zone area will comply with the requirements of the Urban Core Overlay Zone in Sections 14.175 to 14.200.
(Section 2.415.15 added by Ord 20-02, 1-21-2020)

C-4: CENTRAL COMMERCIAL ZONE

2.425. PURPOSE.

This zone is intended to be the commercial center of the Astoria urban area. It is designed to serve as the focal point for retail trade, services, professional, financial, and governmental activities. The uses permitted are intended to be compatible with the locale's pedestrian orientation and, as a result, off-street parking is not required. The district is not suitable for low intensity uses requiring large tracts of land, warehouses, wholesale establishments, and other uses which would detract from the purpose or character of the area.

2.430. USES PERMITTED OUTRIGHT.

The following uses and their accessory uses are permitted in a C-4 Zone as an outright use if the Community Development Director determines that the use will not violate standards referred to in Sections 2.440 through 2.445, additional Development Code provisions, the Comprehensive Plan, and other City laws:

1. Business service establishment.
2. Commercial laundry or dry cleaning establishment.
3. Commercial or public off-street parking lot.
4. Communication service establishment.
5. Eating and drinking establishment without drive-thru facilities.
6. Education service establishment.
7. Family day care center in existing dwelling.
8. Home occupation in existing dwelling.
9. Personal service establishment.
10. Professional service establishment.
11. Public or semi-public use.
12. Repair service establishment, not including automotive, heavy equipment, or other major repair service.
13. Residential home, located above or below the first floor, with commercial facilities on the first floor of existing structure.

(Section 2.430.13 amended by Ord 19-05, 6-17-2019)

14. Retail sales establishment.
15. Single-family and two-family dwelling in a new or existing structure:
 - a. Located above or below the first floor with commercial facilities on the first floor of the structure.
 - b. Located in the rear of the first floor with commercial facilities in the front portion of the structure.

(Section 2.430.15 amended by Ord 19-05, 6-17-2019); Section 2.435.15 amended by Ordinance 93-15, 12-20-93)

16. Studio for artists.
17. Transportation facilities.
(Section 2.430.17 added by Ordinance 14-03, 4-21-14)

2.435. CONDITIONAL USES PERMITTED.

The following uses and their accessory uses are permitted in a C-4 Zone as a conditional use if the Planning Commission, after a public hearing, determines that the location and development plans comply with applicable standards referred to in Sections 2.440 through 2.445, additional Development Code provisions, the Comprehensive Plan, and other City laws:

1. Day care center.
2. Indoor family entertainment or recreation establishment.
3. Light manufacturing.
4. Motel, hotel, bed and breakfast, inn, home stay lodging (which satisfies requirements in City Code Sections 8.750 to 8.800), and associated uses except as follows:
 - a. Structures or portions of structures occupied as a residential dwelling unit after January 1, 2019 and/or originally constructed as a residential dwelling unit may not be used as a motel or hotel, except as noted in Section 2.435.4.b.

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- b. Structures or portions of structures originally constructed as a motel or hotel of greater than three units may be utilized as a motel and/or hotel regardless of current use as residential units.

(Section 2.435.4 amended by Ord 19-07, 7-1-2019)

5. Multi-family dwelling in a new or existing structure:

- a. Located above or below the first floor, with commercial facilities on the first floor.
- b. Located in the rear of the first floor with commercial facilities in the front portion of the structure.

(Section 2.435.5 amended by Ord 19-05, 6-17-2019)

6. Recycling establishment.

7. Residential facility, in a new or existing structure:

- a. Located above or below the first floor, with commercial facilities on the first floor.
- b. Located in the rear of the first floor with commercial facilities in the front portion of the structure.

(Section 2.435.7 amended by Ord 19-05, 6-17-2019)

8. Temporary use meeting the requirements of Sections 3.240.

9. Transportation service establishment.

10. Wholesale trade, warehouse, mini-storage, or distribution establishment (see Section 11.170).

11. Conference Center.

(Section 2.435(11) added by Ordinance 94-06, 6-6-94)

2.440. HEIGHT OF STRUCTURES.

No structure will exceed a height of 45 feet above grade.

2.445. OTHER APPLICABLE USE STANDARDS.

1. Drive-in purchase or service facilities which make it possible for a person to transact business from a vehicle are not allowed for uses permitted in this zone, unless the facilities are in conjunction with a financial institution.
2. Outdoor sales and/or service areas over 100 square feet in size are not permitted in this zone, except for restaurants.
3. When a commercial use in a C-4 Zone abuts a lot in a residential zone, there will be an attractively designed and maintained buffer of at least five (5) feet in width, which can be in the form of hedges, fencing, or walls.
4. All uses shall comply with the requirements of Section 3.215 for outdoor storage areas and shall not exceed 100 square feet in size.
(Section 2.445.4 amended by Ord 19-05, 6-17-2019)
5. Indoor storage will not be the principal use of property.
6. All uses with access, parking, or loading areas will comply with standards in Article 7.
7. Conditional Uses will meet the requirements in Article 11.
8. Signs will comply with requirements in Article 8.
9. All structures will have storm drainage facilities that are channeled into the public storm drainage system or a natural drainage system approved by the City Engineer. Developments affecting natural drainage shall be approved by the City Engineer.
10. Where new development is within 100 feet of a known landslide hazard, a site investigation report will be prepared by a registered geologist. Recommendations contained in the site report will be incorporated into the building plans.
11. For uses located within the Astor-East Urban Renewal District, refer to the Urban Renewal Plan for additional standards.
12. All uses shall comply with applicable lighting standards in Section 3.128.
(Section 2.445.12 added by Ord 19-05, 6-17-2019)
13. All uses located within the Urban Core Overlay Zone area will comply with the requirements of the Urban Core Overlay Zone in Sections 14.175 to 14.200.
(Section 2.445.13 added by Ord 20-02, 1-21-2020)

GI: GENERAL INDUSTRIAL ZONE

2.470 PURPOSE.

The primary purpose of the GI (General Industrial) Zone is to provide appropriate areas suitable for such uses as warehousing, processing, packaging and fabricating of finished goods and equipment with related outdoor storage and incidental sales. The secondary purpose of the GI Zone is to provide areas for other moderate-intensity, complementary and supporting land uses that serve the area and contribute to a mixed-use environment. Buildings, streets, bike and walking paths, and open space will be configured to create a convenient and aesthetically pleasing environment. The General Industrial Zone is appropriate in those areas where the location has access to an arterial street or highway for transport of bulk materials and where the noise, lights, odors and traffic hazards associated with permitted uses will not conflict with local and collector streets or with any adjacent residential or commercial uses.

(Section 2.470 Amended by Ordinance 02-03, 2-4-02)

2.475 USES PERMITTED OUTRIGHT.

The following uses and their accessory uses are permitted in the General Industrial Zone, subject to the provisions of 2.485, Development Standards and Procedural Requirements.

1. Automotive repair, service, and garage.
2. Business Incubator. *(Section 2.475.2 Added by Ordinance 02-03, 2-4-02)*
3. Bulk fuel and ice dealer.
4. Cold storage and/or ice processing facility.
5. Commercial testing laboratory.
6. Construction contractor's office and related outdoor storage.
7. Laundry, cleaning, and garment services.
8. Light manufacturing, including but not limited to:
 - a. Electrical and electronic machinery, equipment and supplies (except storage batteries).
 - b. Transportation equipment.

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- c. Instruments - photographic, medical and optical goods.
9. Mailing, reproduction, commercial art and photography, and graphic services.
10. Photo finishing laboratory.
11. Printing, publishing and allied industries.
12. Public use appropriate to and compatible with the allowable uses within the zone and the surrounding neighborhood. *(Section 2.475.12 Amended by Ordinance 02-03, 2-4-02)*
13. Public utility structures and buildings.
14. Repair service establishment.
15. Research and development laboratories.
16. Transportation, communications, electric, gas, and sanitary services.
17. Truck and equipment storage and parking, and material storage yard.
18. Vocational school except vocational high school
19. Wholesale trade, warehouse, and/or distribution establishment.
20. Mini-storage in structures that include residential use existing prior to January 1, 2012. A maximum of 20% of the ground floor area may be utilized for mini-storage use.
(Section 2.475.20 added by Ordinance 12-07, 4-2-12)
21. Transportation facilities.
(Section 2.475.21 added by Ordinance 14-03, 4-21-14)

(Section 2.475 Amended by Ordinance 02-03, 2-4-02)

2.480 CONDITIONAL USES.

The following uses and their accessory uses are allowed as conditional uses when authorized in accordance with Article 11, Conditional Uses. These uses are also subject to the appropriate provisions of Section 2.485, Development Standards and Procedural Requirements.

1. Business service establishment. *(Section 2.480.1 Added by Ordinance 02-03, 2-4-02)*

2. Eating and drinking establishment without drive-through facilities, not exceeding 3,000 square feet of gross floor area. *(Section 2.480.2 Added by Ordinance 02-03, 2-4-02)*
3. Food and kindred products processing.
4. Multi-family dwelling, located above the first floor of new or existing structures, with a use permitted outright or a use permitted as a conditional use located on the first floor of the structure. *(Section 2.480.4 Added by Ordinance 02-03, 2-4-02)*
5. Professional service establishment. *(Section 2.480.5 Added by Ordinance 02-03, 2-4-02)*
6. Recycling depot.
7. Retail sales establishment not exceeding 3,000 square feet of gross floor area proposed as part of a mixed use (see limitations specified in Section 2.485(12)). *(Section 2.480.7 Added by Ordinance 02-03, 2-4-02)*
8. Rubber and miscellaneous plastic products.
9. Ship and boat building and repair.
10. Wood processing.

2.485 OTHER APPLICABLE USE STANDARDS.

1. Outdoor Storage.

All uses shall comply with the requirements of Section 3.215 for outdoor storage areas.

(Section 2.485.1 amended by Ord 19-05, 6-17-2019)

2. Parking.

All uses will comply with access, parking and loading standards in Article 7. Where feasible, joint access points and parking facilities for more than one use should be provided. Within the GI Zone, on-street parking fronting on the lot proposed to be developed may be applied toward meeting the minimum parking space requirements specified in Astoria Development Code Section 7.100. In-lieu of the paving requirements for parking areas specified in Astoria Development Code Section 7.110 (B), an applicant may propose an

alternative pervious surface. Such alternative must be reviewed and approved by the City Engineer.

(Section 2.485.2 Amended by Ordinance 02-03, 2-4-02)

3. Signage.

Signs will comply with requirements in Article 8.

4. Building Height.

No structure will exceed 45 feet above grade.

5. Traffic Generation.

The City Engineer, in collaboration with the Oregon Department of Transportation (ODOT) and in accordance with applicable requirements of the Transportation Planning Rule and Oregon Administrative Rule (OAR) 660 Division 12, will review the level of traffic to be generated by a proposed use and the adequacy of adjacent streets to handle expected traffic. If it is determined that the level of traffic anticipated to be generated by a proposed use may substantially impact the flow of traffic on adjacent streets and the State Highway transportation facility, a Traffic Impact Study may be requested. If it is determined that adjacent streets are inadequate to handle expected traffic, improvements will be required to resolve the inadequacy.

(Section 2.485.5 Amended by Ordinance 02-03, 2-4-02)

6. Air and water pollution.

The City may require the project proponent to provide a report detailing potential air and water pollution impacts of developments and may place restrictions where deemed necessary.

(Section 2.485.6 Amended by Ordinance 02-03, 2-4-02)

7. Buffering.

The City may require that the site include a visual and/or noise buffer from neighboring residential areas. The buffer shall be attractively designed and maintained for a minimum of at least five (5) feet in width. Buffering may include earthen berms, landscaping, and/or other screening methods. This screening may fulfill portions of the required landscaping for the development.

(Section 2.485.7 Added by Ordinance 02-03, 2-4-02)

8. Outside lighting.

Lighting shall not exceed 28' in height. All uses shall comply with applicable lighting standards in Section 3.128.

(Section 2.485.8 amended by Ord 19-05, 6-17-2019; Section 2.485.8 Amended by Ordinance 02-03, 2-4-02)

9. Lot Coverage.

Buildings shall not cover more than 90% of each lot area.

(Section 2.485.9 Added by Ordinance 02-03, 2-4-02)

10. Landscaped Open Area.

A minimum of 10% of each lot area shall be maintained as landscaped open area.

(Section 2.485.10 Added by Ordinance 02-03, 2-4-02)

11. Site Usage.

For the site lying North of Highway 30, South of the former Burlington Northern Railroad Right-of-Way, and extending east from 39th Street to the Mean Higher High Water line, excluding wetlands or other areas unavailable for development or redevelopment, a maximum of 30% of the site may be developed exclusively with the following uses as listed in Astoria Development Code Section 2.480 provided such development is demonstrated to be compatible with existing or planned adjacent uses. Before such exclusive uses can be approved, the property owner must submit a master site plan depicting the location of all proposed uses for the entire site as described in this Section.

- a. Professional service establishment;
- b. Business service establishment;
- c. Eating and drinking establishment without drive-through facilities, not exceeding 3,000 square feet of gross floor area.

(Section 2.485.11 Added by Ordinance 02-03, 2-4-02)

12. Mixed Use.

Any of the following uses as listed in Astoria Development Code Section 2.480 may be incorporated into a development plan for any other permitted or conditional use in the zone provided that the following uses as listed in Code

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Sections 2.480 occupy no more than 20% of the ground floor and that the uses are demonstrated to be compatible with other uses in the proposed building and with other existing or planned adjacent uses.

- a. Professional service establishment;
- b. Business service establishment;
- c. Retail sales establishment not exceeding 3,000 square feet of gross floor area;
- d. Eating and drinking establishment without drive-through facilities, not exceeding 3,000 square feet of gross floor area.

(Section 2.485.12 Added by Ordinance 02-03, 2-4-02)

13. All uses located within the Civic Greenway Overlay Zone area will comply with the requirements of the Civic Greenway Overlay Zone in Sections 14.035 to 14.075.

(Section 2.485.13 added by Ord 19-06, 7-1-2019)

A-1: AQUATIC ONE DEVELOPMENT ZONE

2.500. PURPOSE AND AREAS INCLUDED.

The purpose of the Aquatic One Development Zone (A-1) is to provide for the maintenance, enhancement and expansion of areas, activities and structures needed for navigation and for water-dependent industrial, commercial and recreational uses. Water-related industrial, commercial and recreational uses are also provided for where such uses are consistent with the purpose of this Zone. The Aquatic One Development Zone includes: navigation channels, access channels, turning basins and deep water areas adjacent or in proximity to the shoreline; subtidal areas for in-water disposal of dredged material; areas of minimum biological significance needed for uses requiring alteration of the estuary; and areas for which an exception to the requirements of the Estuarine Resources Goal has been adopted as an amendment to the Astoria Comprehensive Plan.

2.505. PERMITTED USES.

The following uses and activities and their accessory uses and activities are permitted in the Aquatic One Development Zone, subject to the appropriate provisions of Section 2.515, Development Standards and Procedural Requirements:

1. Water-dependent commercial or industrial use.
2. Navigational structure.
- * 3. Water-dependent public recreational facility, including boat ramp, dock, moorage and marina for commercial and recreational marine craft.
4. Shoreline stabilization.
- * 5. Flowlane disposal of dredged material.
6. Pipeline, cable, and utility crossing.
- * 7. Storm water and treated wastewater outfall.
8. Communication facility.
9. Temporary dike for emergency flood protection limited to 60 days subject to State and Federal requirements.
- * 10. New dike construction.

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11. Maintenance and repair of existing structure or facility.
12. Dredging and filling, pursuant to the applicable standards in Section 4.050 and 4.070, for any of the permitted uses 1 through 11 listed above.
13. The following water-related commercial and industrial uses:
 - a. Boat and/or marine equipment sales;
 - b. Fish or shellfish retail or wholesale outlet;
 - * c. Charter fishing office;
 - d. Sports fish cleaning, smoking, or canning establishment;
 - * e. Retail trade facility for the sale of products such as ice, bait, tackle, gasoline or other products incidental to or used in conjunction with a water-dependent use;
 - f. Eating and drinking establishment which provides a view of the waterfront, and which is in conjunction with a water-dependent use such as a marina or seafood processing plant;
 - * g. Cold storage and/or ice-processing facility independent of seafood processing facility.
14. Navigation aid.
15. Piling and pile supported structure as necessary for any of the permitted uses 1 through 14 listed above, or as necessary for any use permitted in the adjacent shoreland.
16. Bridge crossing.
17. Transportation facilities.
(Section 2.505.17 added by Ordinance 14-03, 4-21-14)
- * Not permitted at South Tongue Point.

2.510. CONDITIONAL USES.

The following uses and activities and their accessory uses and activities may be permitted in the Aquatic One Development Zone as Conditional Uses when authorized in accordance with Article 11, Conditional Uses. These uses and activities are also subject to the appropriate provisions of Section 2.515, Development Standards and Procedural

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Requirements. It must also be shown that these uses and activities are consistent with the purpose of the Aquatic One Development Zone.

1. Mining and mineral extraction.
2. Active restoration.
3. Bridge crossing support structure.
4. Aquaculture and water-dependent portions of aquaculture facility.
5. In-water log dump, sorting operation.
6. A use for which an exception to the Estuarine Resources Goal has been adopted as an amendment to the Astoria Comprehensive Plan.
7. Dredged material disposal at sites designated for dredged material disposal in the Comprehensive Plan.
8. Dredging and filling, pursuant to the applicable standards in Section 4.050 and 4.070, for any of the conditional uses 1 through 7 listed above.
9. Water-related recreational use.
10. Water-related commercial or industrial use other than those listed under Section 2.505(13) of this zone.
11. Piling as necessary for any of the conditional uses 1 through 10 listed above.
12. Temporary use meeting the requirements of Section 3.240.
13. Non-water dependent and non-water related uses may be located in existing, under-utilized buildings provided the use does not preclude future water-dependent or water-related uses.

(Section 2.510(13) added by Ordinance 94-05, 6-6-94)

2.515. DEVELOPMENT STANDARDS AND PROCEDURAL REQUIREMENTS.

1. All uses shall satisfy applicable Columbia River Estuary Shoreland and Aquatic Area Use and Activity Standards in Article 4. Where a proposal involves several uses, the standards applicable to each use shall be satisfied (e.g., dredge, fill, shoreline stabilization, piling installation, or other activities in conjunction with an industrial facility shall be subject to the respective standards for these uses).

2. When a proposal includes several uses, the uses shall be reviewed in aggregate under the more stringent procedure.
3. Uses that are not water-dependent shall be located either on a floating structure or pilings, and shall not increase the need for fill if in association with a water-dependent use located on fill.
4. Uses that are not water-dependent shall not preclude or conflict with existing or probable future water-dependent use on the site or in the vicinity.
5. There shall be no height limit for structures in the Aquatic One Development Zone.
6. Uses and activities that would potentially alter the estuarine ecosystem shall be preceded by a clear presentation of the impacts of the proposed alteration subject to the requirements of Section 5.010, Impact Assessment.
7. Uses in the Aquatic One Development Zone which are water-dependent or water-related must meet the criteria for water-dependent uses (Section 4.220(A)) or for water-related uses (Section 4.220(B)).
8. Projects in the Tongue Point Mediated Panel Agreement area must comply with the applicable policies in the Comprehensive Plan, Section CP.180(G).
9. Projects at the Port of Astoria Docks Mediated Panel Agreement area must comply with the applicable policies in the Comprehensive Plan, Section CP.165(G).
10. Accessory structures in the Aquatic One Development Zone are limited in size to a maximum of 10% of the primary structure.
11. In the unincorporated UGB, uses and activities permitted under Sections 2.505 and 2.510 of this zone are subject to the public notice provisions of Section 9.020 if an impact assessment is required pursuant to Section 5.010, or if a determination of consistency with the purpose of the A-1 Zone is required pursuant to Section 5.020(5), or if the Community Development Director determines that the permit decision will require interpretation or the exercise of factual, policy or legal judgement.
12. Any lease of property for non-water dependent or non-water related uses shall contain a provision that the property owner shall terminate the lease if the property owner determines that the property is required for a water dependent or water related use.
(Section 2.515(12) added by Ordinance 94-05, 6-6-94)

13. All uses shall comply with applicable lighting standards in Section 3.128.
(Section 2.515.13 added by Ord 19-05, 6-17-2019)
14. All uses shall comply with the requirements of Section 3.215 for outdoor storage areas.
(Section 2.515.14 added by Ord 19-05, 6-17-2019)
15. All uses located within the Civic Greenway Overlay Zone area will comply with the requirements of the Civic Greenway Overlay Zone in Sections 14.035 to 14.075.
(Section 2.515.15 added by Ord 19-06, 7-1-2019)
16. All uses located within the Bridge Vista Overlay Zone area will comply with the requirements of the Bridge Vista Overlay Zone in Sections 14.085 to 14.125.
(Section 2.515.16 added by Ord 19-06, 7-1-2019)

A-2: AQUATIC TWO DEVELOPMENT ZONE

2.525. **PURPOSE AND AREAS INCLUDED.**

The purpose of the Aquatic Two Development Zone is to enhance the unique character of the Downtown Waterfront and Maritime Museum subareas by providing for their redevelopment as mixed-use areas; the redevelopment to occur in a manner that is compatible with the retention and expansion of existing water-dependent uses in the area. Water-dependent uses shall have the highest priority. Non-water-dependent uses are permitted where they are consistent with the provision for water-dependent uses. The mix of water-dependent and non-water-dependent uses shall provide for public access where feasible.

The Aquatic Two Development Zone includes: deep-water areas adjacent or in proximity to the shoreline; areas of minimum biological significance, vacant over-water pile supported structures suitable for redevelopment, and areas for which an exception to the requirements of the Estuarine Resources Goal has been adopted as an amendment to the Astoria Comprehensive Plan.

2.530. **PERMITTED USES.**

The following uses and activities and their accessory uses and activities are permitted in the Aquatic Two Development Zone, subject to the appropriate provisions of Section 2.540 Development Standards and Procedural Requirements:

1. Water-dependent commercial and industrial use.
2. Small boat building and repair.
3. Water-dependent facilities including dock, moorage, pier, terminal, transfer facility and marina for commercial and recreational marine craft, for passengers, or for waterborne commerce.
4. Public pier.
5. Navigational structure.
6. Shoreline stabilization.
7. Pipeline, cable, and utility crossing.
8. Storm water and treated wastewater outfall.

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9. Communication facility.
10. New dike construction.
11. Maintenance and repair of existing structure or facility.
12. Public use associated with a maritime related use.
(Section 2.530.12 amended by Ord 14-09, 10-16-14)
13. Flowlane disposal of dredged material.
14. Dredging or filling, pursuant to the applicable standards in Section 4.050 and 4.070, for any of the permitted uses 1 through 13 listed above.
15. The following water-related commercial uses:
 - a. Boat and/or marine equipment sales;
 - b. Fish or shellfish retail or wholesale outlet;
 - c. Charter fishing office;
 - d. Sports fish cleaning, smoking or canning establishment;
 - e. Retail trade facility for the sale of products such as ice, bait, tackle, gasoline or other products incidental to or used in conjunction with a water-dependent use.
16. Navigation aid.
17. Piling as necessary for any of the permitted uses 1 through 16 listed above.
18. Transportation facilities.
(Section 2.530.18 added by Ordinance 14-03, 4-21-14)

2.535. CONDITIONAL USES.

The following uses and activities and their accessory uses and activities may be permitted in the Aquatic Two Development Zone as Conditional Uses when authorized in accordance with Article 11 Conditional Uses. These uses and activities are also subject to the provisions of Section 2.540 Development Standards and Procedural Requirements. These uses and activities must be consistent with the purpose of the Aquatic Two Development Zone.

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1. Dredged material disposal at sites designated for dredged material disposal in the Comprehensive Plan.
2. Dredged material disposal at sites not designated for dredged material disposal in the Comprehensive Plan, provided the dredged material is utilized as a source of fill material for an approved fill project.
3. Aquaculture and water-dependent portions of aquaculture facility.
4. Water-dependent or water-related recreational use not listed elsewhere in this zone.
5. Active restoration.
6. Bridge crossing and bridge crossing support structure.
7. A use for which an exception to the Estuarine Resources Goal has been adopted as an amendment to the City's Comprehensive Plan.
8. Fill in conjunction with any of the conditional uses 1 through 7 listed above pursuant to the applicable standards in Section 4.050.
9. Mining and mineral extraction.
10. Dredging in conjunction with any of the conditional uses 1 through 9 listed above, pursuant to the applicable standards in Section 4.050.
11. Water-related commercial or industrial use not listed under Section 2.530.
12. Eating and drinking establishment open to the general public which provides significant visual access to the waterfront.
13. Hotel, motel, inn, bed and breakfast which provides significant visual access to the waterfront.
14. Tourist-oriented retail sales establishment which provides significant visual access to the waterfront.
15. Indoor amusement, entertainment, and/or recreation establishment which provides significant visual access to the waterfront.
16. Professional and business office, personal service establishment limited to beauty and barber services and garment alterations, residence, and arts and crafts studio meeting the requirements of Section 2.540(10).

(Section 2.535(16) amended by Ordinance 00-03, 3-20-00)

17. Conference Center which provides significant visual access to the waterfront.
(Section 2.535(17) added by Ordinance 94-06, 6-6-94)
18. Piling in conjunction with any of the above conditional uses.
(Section 2.535(18) renumbered by Ordinance 94-06, 6-6-94)
19. Temporary use meeting the requirements of Section 3.240.
(Section 2.535(19) renumbered by Ordinance 94-06, 6-6-94)

2.540. DEVELOPMENT STANDARDS AND PROCEDURAL REQUIREMENTS.

1. All uses shall satisfy applicable Columbia River Estuary Shoreland and Aquatic Areas Use and Activity Standards in Article 4. Where a proposal involves several uses the standards applicable to each use shall be satisfied (e.g., dredge, fill, shoreline stabilization, piling installation or other activities in conjunction with an aquaculture facility shall be subject to the respective standards for these uses).
2. When a proposal includes several uses, the uses shall be reviewed in aggregate under the more stringent provision.
3. Uses that are not water-dependent shall be located either on a floating structure or pilings, and shall not increase the need for fill if in association with a water-dependent use located on fill.
4. Uses that are not water-dependent shall not preclude or conflict with existing or probable future water-dependent use on the site or in the vicinity.
5. No structure will exceed a height of 28 feet above the grade of adjacent shoreland, except for those areas between the extended 15th and 21st Street right-of-ways, and between the extended 6th Street right-of-way and the Astoria-Megler Bridge. In these two areas no structure shall exceed a height of 45 feet above the grade of adjacent shoreland.
(Section 2.540(5) amended by Ordinance 99-06, 4-5-99)
6. Uses and activities that would potentially alter the estuarine ecosystem shall be preceded by a clear presentation of the impacts of the proposed alteration, subject to the requirements of Section 5.010, Impact Assessment.
7. Uses located between the extended rights-of-way of 7th Street and 14th Street are not required to provide off-street parking or loading. Uses located

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in other portions of the A-2 Zone shall comply with the access, parking and loading standards specified in Article 7.

(Section 2.540.7 amended by Ord 19-05, 6-17-2019)

8. Special siting standards. All buildings shall meet the following special siting standards:
 - a. Buildings shall be located no closer than 25 feet to a line extending from a point of intersection of a City right-of-way and the shoreline of the Columbia River Estuary, to the pierhead line. The required setback areas shall include open space, publicly accessible walkways, plazas or landscaped areas, where feasible but not parking or storage.
 - b. Buildings shall be located as close to the bankline as practical, except where necessary to provide loading and unloading, or parking in accordance with 4.050, or to provide an aesthetic feature such as an open water area adjacent to the shore. This standard shall not be applicable to water dependent uses such as fish receiving stations which have a need to locate near deep water.
 - c. Buildings should minimize the impact of views on surrounding or adjacent properties through orientation or location on the site.
 - d. Buildings should be designed to relate to or connect with the street ends or public access points which they adjoin, unless there is a public safety or security issue which overrides this consideration. This connection can consist of the provision of decks, entrance ways, windows, retail sales facilities, eating or drinking establishments or similar facilities which enhance the waterfront setting.
 - e. Water oriented uses that provide the opportunity for the public to enjoy the waterfront for leisure and recreation shall occupy at least 75% of the ground level building facade facing the waterfront as measured in linear feet horizontally across the building wall. Water-oriented uses qualifying under this definition include parks, plazas, public seating, museums and other displays, resorts open to the public, aquariums, retail stores, and eating and drinking establishments open to the public.
9. Uses in this zone which are water-dependent or water-related must meet the criteria for water-dependent uses (Section 4.220(A)) or for water-related uses (Section 4.220(B)).
10. Professional and business office, personal service establishment limited to beauty and barber services and garment alterations, residence, and arts and crafts studio are permitted where they are part of a mixed-use development

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that also includes some of the tourist-oriented uses listed in Section 2.535 (12 through 15), under the following conditions:

- a. Single-Story Structure: The office, personal service establishment, residence, or arts and crafts studio uses shall constitute no more than 25% of the total project's gross floor area.
- b. Multi-Story Structure, shall conform to one of the following options:
 - 1) The office, personal service establishment, residence, or arts and crafts studio uses shall constitute no more than 50% of the total project's gross floor area.
 - 2) A multi-story structure which maintains at least 75% of the ground floor or street level space for tourist-oriented uses as listed above, may devote 100% of the upper floors to non-tourist oriented uses, consisting of professional and business offices, personal service establishment limited to beauty and barber services and garment alterations, residences, and arts and crafts studios.

(Section 2.540(10) amended by Ordinance 00-03, 3-20-00)

11. Accessory structures in the Aquatic Two Development Zone are limited in size to a maximum of 10% of the primary structure.
12. All uses located within the Civic Greenway Overlay Zone area will comply with the requirements of the Civic Greenway Overlay Zone in Sections 14.035 to 14.075.
(Section 2.540.12 added by Ord 19-06, 7-1-2019)
13. All uses located within the Bridge Vista Overlay Zone area will comply with the requirements of the Bridge Vista Overlay Zone in Sections 14.085 to 14.125.
(Section 2.540.13 added by Ord 19-06, 7-1-2019)
14. All uses shall comply with applicable lighting standards in Section 3.128.
(Section 2.540.14 added by Ord 19-05, 6-17-2019)
15. All uses shall comply with the requirements of Section 3.215 for outdoor storage areas.
(Section 2.540.15 added by Ord 19-05, 6-17-2019)
16. All uses located within the Urban Core Overlay Zone area will comply with the requirements of the Urban Core Overlay Zone in Sections 14.175 to 14.200.
(Section 2.540.16 added by Ord 20-02, 1-21-2020)

A-2A: AQUATIC TWO-A DEVELOPMENT ZONE

2.550. PURPOSE AND AREAS INCLUDED.

The purpose of the Aquatic Two-A Development Zone is to provide for its redevelopment as a mixed-use area while permitting exclusive office use on piling supported structures. The mix of uses shall provide for public access where feasible. The Aquatic Two-A Development Zone includes: deep water areas adjacent or in proximity to the shoreline; areas of minimum biological significance; and piles and pile supported structures. Also included are areas for which an exception to the requirements of the Estuarine Resources Goal has been adopted as an amendment to the City's Comprehensive Plan.

2.555. PERMITTED USES.

The following uses and activities and their accessory uses and activities are permitted in the Aquatic Two-A Development Zone, subject to the appropriate provisions of Section 2.565, Development Standards and Procedural Requirements:

1. Water-dependent commercial and industrial use.
2. Small boat building and repair.
3. Dock, moorage, pier, terminal, transfer facility and marina for commercial and recreational marine craft, for passengers, or for waterborne commerce.
4. Public pier.
5. Navigational structure.
6. Shoreline stabilization.
7. Pipeline, cable, and utility crossing.
8. Storm water and treated wastewater outfall.
9. Communication facility.
10. New dike construction.
11. Maintenance and repair of existing structure and facility.
12. Flowlane disposal of dredged material.

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13. Dredging or filing as necessary for any of the permitted uses 1 through 12 listed above, pursuant to the applicable standards in Section 4.050 and 4.070.
14. The following water-related commercial uses:
 - a. Boat and/or marine equipment sales;
 - b. Fish or shellfish retail or wholesale outlet;
 - c. Charter fishing office;
 - d. Sports fish cleaning, smoking or canning establishment;
 - e. Retail trade facility for the sale of products such as ice, bait, tackle, gasoline or other products incidental to or used in conjunction with a water-dependent use.
15. Navigation aide.
16. Piling as necessary for any of the permitted uses 1 through 15 listed above.
17. Transportation facilities.
(Section 2.555.17 added by Ordinance 14-03, 4-21-14)

2.560. CONDITIONAL USES.

The following uses and activities and their accessory uses and activities may be permitted in the Aquatic Two-A Development Zone as Conditional Uses when authorized in accordance with Article 11, Conditional Uses. These uses and activities are also subject to the appropriate provisions of Section 2.565, Development Standards and Procedural Requirements. It must also be shown that these uses and activities are consistent with the purpose of the Aquatic Two-A Development Zone.

1. Aquaculture and water-dependent portions of aquaculture facility.
2. Water-dependent or water-related recreational use not listed elsewhere in this zone.
3. Active restoration.
4. Bridge crossing and bridge crossing support structure.
5. A use for which an exception to the Estuarine Resources Goal has been adopted as an amendment to the Astoria Comprehensive Plan.

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6. Fill in conjunction with any of the conditional uses 1 through 5 listed above, pursuant to the applicable standards in Section 4.070.
7. Mining and mineral extraction.
8. Dredging in conjunction with any of the conditional uses 1 through 7 listed above, pursuant to the applicable standards in Section 4.050.
9. Water-related commercial or industrial use.
10. Eating and drinking establishment open to the general public which provides significant visual access to the waterfront.
11. Hotel, motel, inn, bed and breakfast which provides significant visual access to the waterfront.
12. Tourist-oriented retail sales establishment which provides significant visual access to the waterfront.
13. Indoor amusement, entertainment, and/or recreation establishment which provides significant visual access to the waterfront.
14. Professional, business and medical office.
15. Residential use meeting the requirements of 2.565(8).
16. Temporary use meeting the requirements of Section 3.240.
17. Conference Center which provides significant visual access to the waterfront.

(Section 2.560(17) added by Ordinance 94-06, 6-6-94)

18. Piling in conjunction with any of the conditional uses 1 through 16 listed above.

(Section 2.560(18) renumbered by Ordinance 94-06, 6-6-94)

2.565. DEVELOPMENT STANDARDS AND PROCEDURAL REQUIREMENTS.

1. All uses shall satisfy applicable Columbia River Estuary Shoreland and Aquatic Use and Activity Standards in Article 4. Where a proposal involves several uses the standards applicable to each use shall be satisfied (e.g., dredge, fill, shoreline stabilization, piling installation or other activities in conjunction with an aquaculture facility shall be subject to the respective standards for these uses).

2. When a proposal includes several uses, the uses shall be reviewed in aggregate under the more stringent provision.
3. Uses that are not water-dependent shall be located either on a floating structure or pilings, and shall not increase the need for fill if in association with a water-dependent use located on fill.
4. Uses that are not water-dependent shall not preclude or conflict with existing or probable future water-dependent use on the site or in the vicinity. Particular attention shall be given to the possible impacts of traffic generation and parking on the operation of existing or probable water-dependent uses.
5. No structure will exceed a height of 28 feet above the grade of adjacent shorelands.
6. Uses and activities that would potentially alter the estuarine ecosystem shall be preceded by a clear presentation of the impacts of the proposed alteration, subject to the requirements of Section 5.010, Impact Assessment.
7. Uses in this zone which are water-dependent or water-related must meet the criteria for water-dependent uses (Section 4.220(A)) or for water-related uses (Section 4.220(B)).
8. Residences are permitted where they are part of a mixed-use development that also includes some of the tourist-oriented uses listed in Section 2.560 (10 through 14), under the following conditions:
 - a. Single-Story Structure: The residence shall constitute no more than 25% of the total project's gross floor area.
 - b. Multi-Story Structure, shall conform to one of the following options:
 - 1) The residence shall constitute no more than 50% of the total project's gross floor area.
 - 2) A multi-story structure which maintains at least 75% of the ground floor or street level space for tourist-oriented uses as listed above, may devote 100% of the upper floors to residences.
9. Accessory structures in the Aquatic Two-A Development Zone are limited in size to a maximum of 10% of the primary structure.
10. All uses shall comply with applicable lighting standards in Section 3.128. *(Section 2.565.10 added by Ord 19-05, 6-17-2019)*

11. All uses shall comply with the requirements of Section 3.215 for outdoor storage areas.
(Section 2.565.11 added by Ord 19-05, 6-17-2019)
12. All uses located within the Civic Greenway Overlay Zone area will comply with the requirements of the Civic Greenway Overlay Zone in Sections 14.035 to 14.075.
(Section 2.565.12 added by Ord 19-06, 7-1-2019)
13. All uses located within the Bridge Vista Overlay Zone area will comply with the requirements of the Bridge Vista Overlay Zone in Sections 14.085 to 14.125.
(Section 2.565.13 added by Ord 19-06, 7-1-2019)
14. All uses located within the Urban Core Overlay Zone area will comply with the requirements of the Urban Core Overlay Zone in Sections 14.175 to 14.200.
(Section 2.565.14 added by Ord 20-02, 1-21-2020)

A-3: AQUATIC CONSERVATION ZONE

2.575. PURPOSE AND AREAS INCLUDED.

The purpose of the Aquatic Conservation Zone (A-3) is to assure the conservation of: fish and wildlife habitats; essential properties of the estuarine resource (e.g., dynamic geological processes, continued biological productivity, unique or endemic communities of organisms, maintenance of species diversity); and the long-term use and conservation of renewable estuarine resources. This designation provides for development of low to moderate intensity that does not require major alterations of the estuary, with emphasis on maintaining estuarine natural resources and benefits. The Aquatic Conservation Zone includes small areas of tidal marsh and intertidal mud-sand flats, small fringing tidal marshes, and open water portions of the estuary and areas needed for recreational use. Partially altered estuarine areas adjacent to existing development of moderate intensity are also included in this designation, unless otherwise needed for preservation or development consistent with the need to minimize damage to the estuarine ecosystem.

Low to moderate intensity development is appropriate in Aquatic Conservation area designation (e.g., active restoration measure, communication facilities, and aquaculture). When consistent with the resource capabilities of the area and the purposes of the Aquatic Conservation Zone designation, conditional uses providing for development of moderate intensity are appropriate.

2.580. PERMITTED USES.

The following uses and activities and their accessory uses and activities are permitted in the Aquatic Conservation Zone subject to the appropriate provisions of Section 2.590, Development Standards and Procedural Requirements:

1. Estuarine enhancement.
2. Riprap for protection of use existing as of October 7, 1977, unique natural resources, historical or archeological resources, or public facility.
3. Maintenance and repair of existing structure or facility.
4. Active restoration of fish habitat, wildlife habitat, or water quality.
5. Filling in conjunction with any of the permitted uses 1 through 4, above, pursuant to the applicable standards in Section 4.070.
6. Tidegate installation and maintenance in existing functional dike.

7. Dredging to obtain fill material for dike maintenance pursuant to the dike maintenance dredging standards.
8. Pipeline, cable, and utility crossing.
9. Water-dependent parts of an aquaculture facility which do not involve dredge or fill or other estuarine alterations other than incidental dredging for harvest of benthic species or removable in-water structures such as stakes or racks.
10. Dredging in conjunction with any of the permitted uses 1 through 9, above, pursuant to the applicable standards in Section 4.050.
11. Navigation aid.
12. Communication facility.
13. Bridge crossing support structure.
14. Boat ramp for public use where no dredge or fill is needed for navigational access.
15. Undeveloped low intensity water-dependent recreation.
16. Project for the protection of habitat, nutrient, fish, wildlife and aesthetic resources.
17. Research and educational observation.
18. Piling and pile supported structure in conjunction with any of the permitted uses 1 through 17 above.
19. Passive restoration.
20. Bridge crossing.
21. Transportation facilities, excluding electric car charging stations.
(Section 2.580.21 added by Ordinance 14-03, 4-21-14)

2.585. CONDITIONAL USES.

The following uses and activities and their accessory uses and activities may be allowed in the Aquatic Conservation Zone as Conditional Uses when authorized in accordance with Article 11, Conditional Uses. These uses and activities are also subject to the appropriate provisions of Section 2.590, Development Standards and Procedural Requirements. It must also be determined if these uses and activities meet the resource capability of the

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Aquatic Conservation area in which they occur, and if they are consistent with the Aquatic Conservation Zone's purpose. The procedures in Section 5.020, Resource Capability Determination, will be used to make this determination.

1. Aquaculture and water-dependent portions of aquaculture facility.
2. Active restoration for purposes other than protection of habitat, nutrient, fish, wildlife and aesthetic resources.
3. Temporary alteration.
4. Beach nourishment at sites designated in the Comprehensive Plan.
5. Filling in conjunction with conditional uses 1 through 4, above, pursuant to the applicable standards in Section 4.070.
6. High-intensity water-dependent recreation including boat ramp, marina, and individual dock.
7. Minor navigational improvement.
8. Mining and mineral extraction.
9. Dredging in conjunction with any of the conditional uses 1 through 8, above, pursuant to the applicable standards in Section 4.050.
10. Low-intensity water-dependent commercial or industrial use requiring occupation of water-surface area by means other than fill.
11. In-water log storage.
12. Piling in conjunction with any of the conditional uses 1 through 11, above.
13. Temporary use meeting the requirements of Section 3.240.
14. In pile supported buildings existing prior to October 1, 2002, non-water-dependent or non-water-related uses as follows:
 - a. Arts and crafts studios.
 - b. Bed and breakfast, home stay lodging (which satisfies requirements in City Code Sections 8.750 to 8.800), or inn.
(Section 2.585.14.b amended by Ord 19-07, 7-1-2019)
 - c. Home occupation.
 - d. Professional and business office, personal service establishment limited to beauty and barber services and garment alterations.
 - e. Residential home.
 - f. Single-family dwelling.

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- g. Two-family dwelling.
- h. Multi-family dwelling.
- i. Off-street parking requirements for the above uses may be located in the upland zone adjacent to the use. The Planning Commission may impose additional landscape buffering to protect the adjacent residential uses.
- j. Accessory Dwelling Unit.
(Section 2.285.14.j added by Ordinance 21-02, 2-16-21)

(Section 2.585(14) added by Ordinance 02-16, 12-2-02)

2.590. DEVELOPMENT STANDARDS AND PROCEDURAL REQUIREMENTS.

- 1. All uses shall satisfy applicable Columbia River Estuary Shoreland and Aquatic Area and Activity Standards in Article 4. Where a proposal involves several uses, the standards applicable to each use shall be satisfied (e.g., dredge, fill, shoreline stabilization, piling installation or other activities in conjunction with an aquaculture facility shall be subject to the respective standards for these uses).
- 2. When a proposal includes several uses, the uses shall be reviewed in aggregate under the more stringent procedure. In addition, a proposal with several uses shall be reviewed in aggregate for consistency with the resource capability and purposes of the Aquatic Conservation Zone, Section 2.575, when a Resource Capability Determination is required.
- 3. Uses and activities that would potentially alter the estuarine ecosystem shall be preceded by a clear presentation of the impacts of the proposed alteration, subject to the requirements of Section 5.010, Impact Assessment.
- 4. No use shall be allowed in an Aquatic Conservation Zone (A-3) which would cause a major alteration of the estuary.
- 5. The maximum height of structures in the Aquatic Conservation Zone shall be 20 feet above the grade of adjacent shorelands.
- 6. Uses that are not water-dependent shall be located either on a floating structure or pilings, and shall not increase the need for fill if in association with a water-dependent use located on fill.
- 7. Uses that are not water-dependent shall not preclude or conflict with existing or probable future water-dependent use on the site or in the vicinity.

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8. Uses in this zone which are water-dependent or water-related must meet the criteria for water-dependent uses (Section 4.220(A)), or for water-related uses (Section 4.220(B)).
9. Accessory structures in the Aquatic Conservation Zone are limited in size to a maximum of 10% of the primary structure.
10. All uses shall comply with applicable lighting standards in Section 3.128.
(Section 2.590.10 added by Ord 19-05, 6-17-2019)
11. All uses shall comply with the requirements of Section 3.215 for outdoor storage areas.
(Section 2.590.11 added by Ord 19-05, 6-17-2019)
12. All uses located within the Neighborhood Greenway Overlay Zone area will comply with the requirements of the Neighborhood Greenway Overlay Zone in Sections 14.130 to 14.138.
(Section 2.590.12 added by Ord 19-06, 7-1-2019)

A-4: AQUATIC NATURAL ZONE

2.600. PURPOSE AND AREAS INCLUDED.

The purpose of the Aquatic Natural Zone (A-4) is to assure the preservation and protection of: 1) significant fish and wildlife habitats, 2) essential properties of the estuarine resource (e.g., dynamic geological processes, continued biological productivity, unique or endemic communities of organisms, species diversity), and 3) research and educational opportunities. The Aquatic Natural Zone includes major tracts of tidal marshes and intertidal mud-sand flats, which because of a combination of factors such as size, habitat value and productivity, play a vital role in the function of the estuarine ecosystem. Aquatic Natural Zones may also include ecologically important subtidal areas. Low intensity uses consistent with the preservation and protection of natural resource values are appropriate in Aquatic Natural Zones.

2.605. PERMITTED USES.

The following uses and activities and their accessory uses and activities are permitted in the Aquatic Natural Zone subject to the appropriate provisions of Section 2.615, Development Standards and Procedural Requirements:

1. Low-intensity water-dependent recreation.
2. Passive restoration.
3. Navigational aide, such as beacon and buoy.
4. Vegetative shoreline stabilization.
5. Emergency repair to existing dike.
6. Marine research and education.
7. Piling installation as necessary for permitted uses 1 through 6, above.
8. Bridge crossing.

2.610. CONDITIONAL USES.

The following uses and activities and their accessory uses and activities may be allowed in the Aquatic Natural Zone as Conditional Uses when authorized in accordance with Article 11, Conditional Uses. These uses and activities are also subject to the appropriate provisions of Section 2.615, Development Standards and Procedural Requirements. It must also be determined if these uses and activities meet the resource capability of the Aquatic Natural area in which they occur, and if they are consistent with the purpose of the Aquatic Natural Zone. The procedures in Section 5.020, Resource Capability Determination, will be used to make this determination.

1. Maintenance and repair of existing structure or facility.
2. Fill as necessary for conditional use number 1, above, pursuant to the applicable standards in Section 4.070.
3. Active restoration.
4. Pipeline, cable and utility crossing.
5. Dredging as necessary for conditional uses 1 through 4, above, pursuant to the applicable standards in Section 4.050.
6. Aquaculture facility limited to temporary removable structures which require no dredge or fill.
7. Boat ramp for public use where no dredging or fill for navigational access is needed.
8. Bridge crossing support structure.
9. Piling as necessary for conditional uses 1 through 9, above.
10. Temporary alteration.
11. Communication facility.
12. Transportation facilities, excluding electric car charging stations.
(Section 2.610.12 added by Ordinance 14-03, 4-21-14)

2.615. DEVELOPMENT STANDARDS AND PROCEDURAL REQUIREMENTS.

1. All uses shall satisfy applicable Columbia River Estuary Shoreland and Aquatic Area Use and Activity Standards in Article 4. There a proposal involves several uses, the standards applicable to each use shall be satisfied

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(e.g., dredge, fill, shoreline stabilization, piling installation or other activities in conjunction with an aquaculture facility shall be subject to the respective standards for these uses).

2. When a proposal includes several uses, the uses shall be reviewed in aggregate under the more stringent procedure. In addition, a proposal with several uses shall be reviewed in aggregate for consistency with the resource capability and purposes of the Aquatic Natural Zone, Section 2.600, when a Resource Capability Determination is required.
3. Uses and activities that would potentially alter the estuarine ecosystem shall be preceded by a clear presentation of the impacts of the proposed alteration, subject to the requirements of Section 5.010, Impact Assessment.
4. The maximum height of structures in the Aquatic Natural Zone shall be 20 feet above the grade of adjacent shorelands.
5. Uses that are not water-dependent shall be located either on a floating structure or pilings, and shall not increase the need for fill if in association with a water-dependent use located on fill.
6. Uses that are not water-dependent shall not preclude or conflict with existing or probable future water-dependent use on the site or in the vicinity.
7. Uses in this zone which are water-dependent or water-related must meet the criteria for water-dependent uses (Section 4.220(A)) or for water-related uses (Section 4.220(B)).
8. Accessory structures in the Aquatic Natural Zone are limited in size to a maximum of ten percent of the primary structure.
9. All uses shall comply with applicable lighting standards in Section 3.128.
(Section 2.615.9 added by Ord 19-05, 6-17-2019)
10. All uses shall comply with the requirements of Section 3.215 for outdoor storage areas.
(Section 2.615.10 added by Ord 19-05, 6-17-2019)
11. All uses located within the Neighborhood Greenway Overlay Zone area will comply with the requirements of the Neighborhood Greenway Overlay Zone in Sections 14.130 to 14.138.
(Section 2.615.11 added by Ord 19-06, 7-1-2019)

S-1: MARINE INDUSTRIAL SHORELANDS

2.650. PURPOSE AND AREA INCLUDED.

The purpose of the Marine Industrial Shorelands Zone is to manage shorelands in urban and urbanizable areas especially suited for water-dependent uses and to protect these shorelands for water-dependent industrial, commercial and recreational use. The Marine Industrial Shorelands Zone includes areas with special suitability for water-dependent development. Primary attributes for Marine Industrial Shorelands areas are access to well scoured deep water and maintained navigation channels, existing developed land uses, potential for aquaculture, feasibility for marina development, and potential for recreational utilization. Uses of Marine Industrial Shorelands shall maintain the integrity of the estuary and coastal waters. Water-dependent uses receive highest priority, followed by water-related uses. Uses which are not water-dependent or water-related are provided for, but only when they do not foreclose options for future higher priority uses and do not limit the potential for more intensive uses of the area.

2.655. PERMITTED USES.

The following uses and activities and their accessory uses and activities are permitted in the Marine Industrial Shorelands Zone subject to the applicable provisions of Section 2.665, Development Standards and Procedural Requirements:

1. Water-dependent industrial use.
2. Water-dependent commercial use.
- * 3. Water-dependent recreational facility, including boat ramp, dock, moorage and marina for commercial and recreational marine craft.
- * 4. Other water-dependent commercial and recreational uses.
5. Shoreline stabilization.
6. Navigational aide.
7. Temporary dike for emergency flood protection limited to 60 days, subject to State and Federal regulations.
8. Water-related commercial and industrial use.
9. Transportation facilities.

(Section 2.655.9 added by Ordinance 14-03, 4-21-14)

* Not permitted at South Tongue Point.

2.660. CONDITIONAL USES.

The following uses and activities and their accessory uses and activities may be permitted in the Marine Industrial Shorelands Zone as Conditional Uses when authorized in accordance with Article 11, Conditional Uses. These uses and activities are also subject to the appropriate provisions of Section 2.665, Development Standards and Procedural Requirements:

1. Retail trade facility for the sale of products such as ice, bait, tackle, charts, gasoline or other products incidental to, or used in conjunction with a water-dependent use.
2. Eating and drinking establishment which provides a view of the waterfront, and which is in conjunction with a water-dependent use such as a marina or seafood processing plant.
3. Water-related recreational use.
4. Aquaculture facility.
5. Temporary use meeting the requirements of Section 3.240.
6. Non-water-dependent and non-water-related use which is accessory to and in conjunction with permitted water-dependent and water-related use.
7. Non-water dependent and non-water related uses may be located in existing, under-utilized buildings provided the use does not preclude future water-dependent or water related uses.

(Section 2.660(7) added by Ordinance 94-05, 6-6-94)

2.665. DEVELOPMENT STANDARDS AND PROCEDURAL REQUIREMENTS.

1. All uses shall satisfy applicable Columbia River Estuary Shoreland and Aquatic Area Use and Activity Standards in Article 4. Where a proposal involves several uses the standards applicable to each use shall be satisfied (e.g., dredge, fill, shoreline stabilization, piling installation or other activities in conjunction with an aquaculture facility shall be subject to the respective standards of these uses).
2. When a proposal includes several uses, the uses shall be reviewed in aggregate under the more stringent procedure.

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3. Uses that are not water-dependent shall not preclude or conflict with existing or probable future water-dependent use on the site or in the vicinity.
4. Water-dependent recreation and water-dependent commercial uses shall be located so as not to interfere with water-dependent marine industrial uses of areas.
5. There shall be no height limitation for structures sited within the Marine Industrial Shorelands Zone.
6. Uses in this zone which are water-dependent or water-related must meet the criteria for water-dependent use (Section 4.220(A)), or for water-related uses (Section 4.220(B)).
7. Uses in the South Tongue Point Area, the North Tongue Point Mediated Agreement Area, or in the Port of Astoria Mediated Agreement Area, must comply with the relevant policies in the Comprehensive Plan, Sections CP.165(G) or CP.180(H).
8. Accessory structures in the Marine Industrial Shorelands Zone are limited in size to a maximum of ten percent of the lot or parcel size.
9. In the unincorporated UGB, uses and activities permitted under Sections 2.655 and 2.660 of this zone are subject to the public notice provisions of Section 9.020 if an impact assessment is required pursuant to Section 5.010, or if the Community Development Director determines that the permit decision will require interpretation or the exercise of factual, policy or legal judgement.
10. Any lease of property for non-water dependent or non-water related uses shall contain a provision that the property owner shall terminate the lease if the property owner determines that the property is required for a water dependent or water related use.
(Section 2.665(10) added by Ordinance 94-05, 6-6-94)
11. All uses shall comply with applicable lighting standards in Section 3.128.
(Section 2.665.11 added by Ord 19-05, 6-17-2019)
12. All uses shall comply with the requirements of Section 3.215 for outdoor storage areas.
(Section 2.665.12 added by Ord 19-05, 6-17-2019)
13. All uses located within the Civic Greenway Overlay Zone area will comply with the requirements of the Civic Greenway Overlay Zone in Sections 14.035 to 14.075.
(Section 2.665.13 added by Ord 19-06, 7-1-2019)

S-2: GENERAL DEVELOPMENT SHORELANDS ZONE

2.675. PURPOSE AND AREAS INCLUDED.

The purpose of the S-2 Zone is to provide an area where a mixture of industrial, commercial, residential, public and recreational uses can locate. Uses which are water-dependent or water-related and other uses which would benefit from a water-front location are preferred. The S-2 Zone includes areas less suitable for marine-oriented uses than the S-1 Zone, such as shoreland areas with limited backup land.

2.680. PERMITTED USES.

The following uses and activities and their accessory uses and activities are permitted in the General Development Shorelands Zone, subject to the provisions of 2.690, Development Standards and Procedural Requirements.

- * 1. Charter fishing office.
- 2. Cold storage and/or ice processing facility.
- * 3. Marina and high intensity water-dependent recreation.
- 4. Marine equipment sales establishment.
- * 5. Petroleum receiving, dispensing and storage for marine use.
- 6. Seafood receiving and processing.
- 7. Ship and boat building and repair.
- 8. Maintenance and repair of existing structure or facility.
- 9. Navigation aide.
- 10. Temporary dike for emergency flood protection subject to State and Federal regulations.
- 11. Shoreline stabilization.
- 12. Public park or recreation area.
- 13. Water-dependent industrial, commercial and recreational use.

- * 14. Manufactured Dwelling in an approved park.
- 15. Transportation facilities.
(Section 2.680.15 added by Ordinance 14-03, 4-21-14)
- * Not permitted at South Tongue Point.

2.685. CONDITIONAL USES.

The following uses and activities and their accessory uses and activities may be allowed as Conditional Uses when authorized in accordance with Article 11, Conditional Uses, and when they meet the provisions of 2.690, Development Standards and Procedural Requirements.

- 1. Active restoration/resource enhancement.
- * 2. Automobile sales and service establishment.
- 3. Contract construction service establishment.
- 4. Educational establishment.
- * 5. Gasoline service station.
- 6. Housing which is secondary to another permitted use, such as security guard's or proprietor's quarters.
- 7. Log storage/sorting yard.
- * 8. Manufactured Dwelling Park which satisfies requirements in Section 11.120.
- * 9. Single-family residence where such use occupies no more than 25% of a structures gross floor area.
- * 10. Multi-family dwelling.
- 11. Public or semi-public use.
- 12. Utility.
- 13. Business service establishment.
- 14. Communication service establishment.

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15. Personal service establishment.
16. Professional service establishment.
17. Repair service establishment.
18. Research and development laboratory.
19. Shipping and port activity.
20. Wholesale trade, warehouse, and/or distribution establishment (including trucking terminal).
21. Eating and drinking establishment.
22. Retail sales establishment.
- * 23. Hotel, motel, inn, bed and breakfast.
- * 24. Indoor amusement, entertainment and/or recreation establishment.
25. Wood processing.
26. Light manufacturing.
27. Temporary use meeting the requirements of Section 3.240.
28. Water-related industrial, commercial and recreational uses.
- * 29. Conference Center.
(Section 2.685(29) added by Ordinance 94-06, 6-6-94)
- * Not permitted at South Tongue Point.

2.690. DEVELOPMENT STANDARDS AND PROCEDURAL REQUIREMENTS.

1. All uses will satisfy applicable Columbia River Estuary Shoreland and Aquatic Area Use and Activity Standards in Article 4. Where a proposal involves several uses the standards applicable to each use shall be satisfied.
2. All uses shall comply with the requirements of Section 3.215 for outdoor storage areas.
(Section 2.690.2 amended by Ord 19-05, 6-17-2019)
3. All uses will comply with access, parking, and loading standards in Article 7.

4. When a proposal includes several uses, the uses shall be reviewed in aggregate under the more stringent procedure.
5. Signs will comply with requirements in Article 8.
6. No structure will exceed a height of 28 feet above grade, except for those areas between the 15th and 21st Street right-of-ways, and between the 5th Street right-of-way and the Astoria-Megler Bridge. In these two areas no structure shall exceed a height of 45 feet above grade.
7. Commercial and recreational facilities having a tourist orientation shall be designed to take maximum advantage of river views.
8. Uses which are non-water-dependent, non-water-related or which otherwise derive no benefit from a waterfront location and which have frontage on the water shall provide a landscaped buffer along the waterfront.
9. Whenever possible all structures shall be designed and orientated to maintain views of the river from public rights-of-way.
10. Uses in this zone which are water-dependent or water-related must meet the criteria for water-dependent uses (Section 4.220.A), or for water-related uses (Section 4.220.B).
11. Accessory structures in the General Development Shorelands Zone are limited in size to a maximum of 10% of the lot or parcel size.
12. All uses shall comply with applicable lighting standards in Section 3.128.
(Section 2.690.12 by Ord 19-05, 6-17-2019)
13. All uses located within the Bridge Vista Overlay Zone area will comply with the requirements of the Bridge Vista Overlay Zone in Sections 14.085 to 14.125.
(Section 2.690.13 added by Ord 19-06, 7-1-2019)

S-2A: TOURIST-ORIENTED SHORELANDS ZONE

2.700. PURPOSE AND AREA INCLUDED.

This district is intended to provide for mixed-use tourist oriented development that retains and takes advantage of the working waterfront character of the area. The uses permitted are intended to be compatible with pedestrian orientation. The emphasis is on the rehabilitation and reuse of existing structures.

2.705. PERMITTED USES.

The following uses and activities and accessory uses and activities are permitted in the Tourist Oriented Shoreland Zone, subject to the provisions of 2.715. Development Standards and Procedural Requirements.

1. Tourist oriented retail sales establishment.
2. Eating, drinking and entertainment establishment without drive-through facility.
3. Specialized food store, such as bakery, delicatessen and seafood market.
4. Hotel, motel, inn, bed and breakfast, and associate uses.
5. Personal service establishment, excluding funeral homes.
(Section 2.705(5) amended by Ordinance 12-11, 11-5-12)
6. Indoor family-oriented amusement, entertainment and/or recreation establishment.
7. Theater.
8. Seafood receiving and processing.
9. Small boat building and repair.
10. Boat and/or marine equipment sales.
11. Park and museum.
12. Shoreline stabilization.
13. Navigation aide.
14. Conference Center.
(Section 2.705.14) added by Ordinance 94-06, 6-6-94)

15. Transportation facilities.
(Section 2.705.15 added by Ordinance 14-03, 4-21-14)

2.710. CONDITIONAL USES.

The following uses and activities and their accessory uses and activities may be permitted in the Tourist-Oriented Shoreland Zone as Conditional Uses when authorized in accordance with Article 11, Conditional Uses. These uses and activities are also subject to the appropriate provisions of Section 2.715, Development Standards and Procedural Requirements.

1. Arts and crafts studio.
2. Commercial or public parking lot.
3. Multi-family dwelling.
4. Non-tourist oriented retail sales establishment.
5. Professional and business office.
6. Public or semi-public use appropriate to and compatible with the district.
7. Repair service establishment, not including automotive, heavy equipment, or other major repair service.
8. Temporary use meeting the requirements of Section 3.240.

2.715. DEVELOPMENT STANDARDS AND PROCEDURAL REQUIREMENTS.

1. All uses will satisfy applicable Columbia River Estuary Shoreland and Aquatic Area Use and Activity Standards in Article 4. Where a proposal involves several uses the standards applicable to each use shall be satisfied.
2. All uses shall comply with the requirements of Section 3.215 for outdoor storage areas.
(Section 2.715.2 amended by Ord 19-05, 6-17-2019)
3. Uses located between 8th and 14th Street are not required to provide off-street parking or loading. Uses located in other portions of the S-2A Zone shall comply with access, parking, and loading standards in Article 7.
4. Signs will comply with requirements in Article 8.

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5. No structure will exceed a height of 28 feet above grade, except for those areas between the extended 15th and 21st Street rights-of-way. In this area, no structure shall exceed a height of 45 feet above grade.

(Section 2.715(5) amended by Ordinance 94-07, 7-18-94)
6. Commercial and recreational facilities having a tourist orientation shall be designed to take maximum advantage of river views.
7. Uses in this zone which are water-dependent or water-related must meet the criteria for water-dependent uses (Section 4.220(A)) or for water-related uses (Section 4.220(B)).
8. New businesses with frontage on north-south oriented streets shall meet the following requirements:
 - a. To the extent possible, businesses which have frontage on both Marine Drive and north-south streets will locate the tourist oriented portions or functions to the north-south streets.
 - b. New or renovated storefronts will be designed to relate to existing adjacent businesses in terms of scale, color and use of materials.
 - c. Where appropriate, store front windows along north-south streets will be restored to "display window" condition.
 - d. The number of garage entry doors along the street will be kept to a minimum.
 - e. The Planning Commission may require landscaping, lighting, street furniture or other amenities as part of a renovation or new use.
9. Accessory structures in the Tourist-Oriented Shorelands Zone are limited in size to a maximum of 10% of the lot or parcel size.
10. All uses shall comply with applicable lighting standards in Section 3.128.
(Section 2.715.10 added by Ord 19-05, 6-17-2019)
11. All uses located within the Civic Greenway Overlay Zone area will comply with the requirements of the Civic Greenway Overlay Zone in Sections 14.035 to 14.075.
(Section 2.715.11 added by Ord 19-06, 7-1-2019)

S-5: NATURAL SHORELANDS ZONE

2.725. PURPOSE AND AREAS INCLUDED.

This district is for shoreland areas which should be managed for resource protection, preservation, restoration and recreation, with severe restrictions on the intensity and types of uses. Natural shoreland areas may include unique or highly valuable vegetative or wildlife habitat, and critical habitat for endangered or threatened species, where a less restrictive designation would not provide adequate protection.

2.730. PERMITTED USES.

The following uses and activities and their accessory uses and activities are permitted in the Natural Shorelands Zone, subject to the appropriate provisions of Section 2.740, Development Standards and Procedural Requirements.

1. Navigation aide.
2. Vegetative shoreline stabilization.
3. Maintenance and repair of existing structure and facility.

2.735. CONDITIONAL USES.

The following uses and activities and their accessory uses and activities may be permitted in the Natural Shorelands Zone as Conditional Uses when authorized in accordance with Article 11, Conditional Uses. These uses and activities are also subject to the appropriate provisions of Section 2.740, Development Standards and Procedural Requirements:

1. Marine research and/or education facility.
2. Restoration or mitigation, where consistent with the maintenance of natural values.
3. Low-intensity recreation.
4. Transportation facilities, excluding electric car charging stations.
(Section 2.735.4 added by Ordinance 14-03, 4-21-14)

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S-5 Zone

2.740. DEVELOPMENT STANDARDS AND PROCEDURAL REQUIREMENTS.

1. All uses will satisfy applicable Columbia River Estuary Shoreland and Aquatic Area Use and Activity Standards in Article 4. Where a proposal involves several uses the standards applicable to each use shall be satisfied.
2. When a proposal includes several uses, the uses shall be reviewed in aggregate under the more stringent procedure.
3. All structures shall be set back 50 feet from the shoreline to protect riparian vegetation, except where direct water access is required for a water-dependent use. Riparian vegetation within the setback shall be maintained except where direct water access is required. Temporary removal of riparian vegetation due to construction or landscaping may be permitted, subject to a revegetation plan approved by the City which specifies:
 - a. Temporary stabilization measures;
 - b. Methods and timing for restoration of riparian vegetation. Native plant species should be considered for revegetation; however, plant species and revegetation techniques approved by the Soil Conservation Service, the US Army Corps of Engineers, and other participating Federal and State resource agencies are appropriate.
4. The maximum height of structures in the S-5 Zone shall be 20 feet above grade.
5. Accessory structures in the Natural Shorelands Zone are limited in size to a maximum of 10% the lot or parcel size.
6. All uses shall comply with applicable lighting standards in Section 3.128.
(Section 2.740.6 added by Ord 19-05, 6-17-2019)
7. All uses shall comply with the requirements of Section 3.215 for outdoor storage areas.
(Section 2.740.7 added by Ord 19-05, 6-17-2019)

IN: INSTITUTIONAL ZONE

2.835. PURPOSE.

This zone is intended to facilitate uses such as parks, public works, schools, museums, open space, and similar activities on property which is presently committed to such uses.

2.840. USES PERMITTED OUTRIGHT.

The following uses and their accessory uses are permitted in an IN Zone if the Community Development Director determines that the uses will not violate standards referred to in Sections 2.835 through 2.860, additional Development Code provisions, the Comprehensive Plan, and other City laws:

1. Caretaker dwelling.
2. Community building.
3. Low-intensity recreation.
(Section 2.840(3) amended by Ordinance 96-01, 1-16-96)
4. Public parking lot or structure.
5. Public restroom.
6. Public utility shop and yard.
7. Recycling or solid waste transfer facility.
8. Reservoir.
9. School or college.
10. Single-family dwelling on lot where such use existed as of January 1, 1990, and an Accessory Dwelling Unit.
(Section 2.840.10 added by Ordinance 21-02, 2-16-21)
11. Utilities.
12. Transportation facilities.
(Section 2.840.12 added by Ordinance 14-03, 4-21-14)

2.842. CONDITIONAL USES PERMITTED.

The following uses and their accessory uses are permitted in an Institutional Zone (IN) if the Planning Commission, after a public hearing, determines that the location and development plans comply with applicable standards referred to in Sections 2.845 through 2.860, additional Development Code provisions, the Comprehensive Plan, and other City laws:

1. High-intensity recreation.

(Section 2.842 added by Ordinance 96-01, 1-16-96)

2.845. YARDS.

The minimum yard requirements in an IN Zone will be as follows:

1. The minimum front yard will be 20 feet.
2. The minimum side yard will be five (5) feet, except on corner lots, the side yard on the street side will be 15 feet.
3. The minimum rear yard will be 20 feet, except on corner lots, the rear yard will be five (5) feet.

2.850. LANDSCAPED OPEN AREA.

A minimum of 10 percent of the total lot area will be maintained as a landscaped open area.

2.855. HEIGHT OF STRUCTURES.

No structure will exceed a height of 45 feet above grade.

2.860. OTHER APPLICABLE USE STANDARDS.

1. Landscaping shall meet the requirements of Sections 3.105 through 3.120.
2. When an institutional use in an IN Zone abuts a lot in a residential zone, there will be an attractively designed and maintained buffer of at least five (5) feet in width, which can be in the form of hedges, fencing, or walls.
3. All uses shall comply with the requirements of Section 3.215 for outdoor storage areas.

(Section 2.860.3 amended by Ord 19-05, 6-17-2019)

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4. Where feasible, joint access points and parking facilities for more than one use should be established.
5. All uses will comply with access, parking, and loading standards in Article 7.
6. Signs will comply with requirements in Article 8.
7. All structures will have storm drainage facilities that are channeled into the public storm drainage system or a natural drainage system approved by the City Engineer. Developments affecting natural drainage shall be approved by the City Engineer.
8. Where new development is within 100 feet of a known landslide hazard, a site investigation report will be prepared by a registered geologist. Recommendations contained in the site report will be incorporated into the building plans.
9. Single-family dwellings existing as of January 1, 1990 and Accessory Dwelling Unit may be moved, enlarged or reconstructed provided such work is confined to those privately-owned lots associated with the dwelling.
(Section 2.860.9 amended by Ordinance 21-02, 2-16-21)
10. All uses shall comply with applicable lighting standards in Section 3.128.
(Section 2.860.10 added by Ord 19-05, 6-17-2019)
11. All uses located within the Neighborhood Greenway Overlay Zone area will comply with the requirements of the Neighborhood Greenway Overlay Zone in Sections 14.130 to 14.138.
(Section 2.860.11 added by Ord 19-06, 7-1-2019)

LR: LAND RESERVE ZONE

2.870. PURPOSE.

The purpose of the LR Zone is to protect forest lands for forest uses, such as harvesting, preservation, recreation, and similar activities. Conversion of the LR Zone to urban uses may only be done through the expansion of the Urban Growth Boundary and amendment of the Land Use Plan and Zoning Map.

2.875. USES PERMITTED OUTRIGHT.

The following uses and their accessory uses are permitted in the LR Zone if the Community Development Director determines that the uses will not violate standards referred to in Section 2.880, additional Development Code provisions, Comprehensive Plan, and other City laws.

1. Forest management, including logging, access roads, spraying, slash burning and other activities regulated by the Oregon Forest Practices Act.
2. Public facilities, including water reservoirs and distribution lines, power lines, roads and similar uses.
3. Low-intensity recreation.
(Section 2.875(3) amended by Ordinance 96-01, 1-16-96)
4. Transportation facilities, excluding electric car charging stations and transit stops.
(Section 2.875.4 added by Ordinance 14-03, 4-21-14)

2.880. OTHER APPLICABLE USE STANDARDS.

1. Forest management activities shall be regulated in accordance with the Oregon Forest Practices Act.
2. Activities or uses other than forest management shall be carried out in a manner which protects the natural resources of the area, including wildlife habitat, significant stands of trees, water quality and views and vistas.
3. All uses shall comply with applicable lighting standards in Section 3.128.
(Section 2.880.3 added by Ord 19-05, 6-17-2019)
4. All uses shall comply with the requirements of Section 3.215 for outdoor storage areas.
(Section 2.880.4 added by Ord 19-05, 6-17-2019)

MH: MARITIME HERITAGE ZONE

2.890. PURPOSE.

The purpose of the Maritime Heritage Zone is to provide visitor-oriented facilities that will support tourist-oriented use of the existing Columbia River Maritime Museum, Clatsop County Historical Society Museum, the adjacent Aquatics Center, and other uses.
(Section 2.890 renumbered by Ord 14-09, 10-16-14)

2.892. USES PERMITTED OUTRIGHT.

The following uses and their accessory uses are permitted in an MH Zone if the Community Development Director determines that the uses will not violate standards referred to in Sections 2.890 through 2.902, additional Development Code provisions, the Comprehensive Plan, and other City laws:

1. Eating and drinking establishment without drive-through facility.
2. Home occupation, which satisfies requirements in Section 3.095.
3. Museum.
4. Park.
5. Restaurant as an accessory use to an Inn which has been approved as a Conditional Use. See Section 3.230.
6. Retail sales establishment.
7. Transportation facilities.
(Section 2.892 formerly 14.045.7 added by Ordinance 14-03, 4-21-14)

(Section 2.892 renumbered by Ord 14-09, 10-16-14)

2.894. CONDITIONAL USES PERMITTED.

The following uses and their accessory uses are permitted in a MH Zone if the Planning Commission, after a public hearing, determines that the location and development plans comply with applicable standards referred to in Sections 2.896 through 2.902, additional Development Code provisions, the Comprehensive Plan, and other City laws:

1. Arts and craft studio.

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2. Bed and breakfast, inn, or home stay lodging (which satisfies requirements in City Code Sections 8.750 to 8.800).
(Section 2.894.2 amended by Ord 19-07, 7-1-2019)
3. Commercial off-street parking lot.
4. Family day care center.
5. Indoor family entertainment or recreation establishment.
6. Public or semi-public uses.
7. Residential facility, located above or below the first floor, with permitted commercial facilities on the first floor of the structure.
8. Residential home, located above or below the first floor, with permitted commercial facilities on the first floor of the structure.
9. Single-family, two-family, and multi-family dwelling, located above or below the first floor, with permitted commercial facilities on the first floor of the structure.
10. Temporary use meeting the requirements of Section 3.240.

(Section 2.894 renumbered by Ord 14-09, 10-16-14)

2.896. LOT COVERAGE.

Buildings will not cover more than 90% of the lot area.
(Section 2.896 renumbered by Ord 14-09, 10-16-14)

2.898. LANDSCAPED OPEN AREA.

A minimum of 10% of the total lot area will be maintained as a landscaped open area.
(Section 2.898 renumbered by Ord 14-09, 10-16-14)

2.900. HEIGHT OF STRUCTURES.

No structure will exceed a height of 45 feet above grade.
(Section 2.900 renumbered by Ord 14-09, 10-16-14)

2.902. OTHER APPLICABLE USE STANDARDS.

1. Landscaping shall meet the requirements of Sections 3.105 through 3.120.

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2. All uses shall comply with the requirements of Section 3.215 for outdoor storage areas. This requirement does not apply to outdoor retail sales areas. *(Section 2.902.2 amended by Ord 19-05, 6-17-2019)*
3. Where feasible, joint access points and parking facilities for more than one use should be established. This standard does not apply to multi-family residential developments.
4. Access drives and parking areas should, where possible, be located on side streets or non-arterial streets in order to minimize congestion on Marine Drive.
5. All uses will comply with access, parking, and loading standards in Article 7.
6. Conditional uses will meet the requirements in Article 11.
7. Signs will comply with requirements in Article 8 and the specific regulations of the C-4 Zone in Section 8.180.
8. All structures will have storm drainage facilities that are channeled into the public storm drainage system or a natural drainage system approved by the City Engineer. Developments affecting natural drainage shall be approved by the City Engineer.
9. Where new development is within 100 feet of a known landslide hazard, a site investigation report will be prepared by a registered geologist. Recommendations contained in the site report will be incorporated into the building plans.
10. For uses located within the Astor-East Urban Renewal District, refer to the Urban Renewal Plan for additional standards.
11. All uses will comply with the requirements of the Gateway Overlay Zone in Sections 14.005 to 14.030 and/or the Civic Greenway Overlay Zone in Sections 14.035 to 14.075 as applicable. *(Section 2.902.11 amended by Ord 19-06, 7-1-2019)*
12. All uses shall comply with applicable lighting standards in Section 3.128. *(Section 2.902.12 added by Ord 19-05, 6-17-2019)*

(Section 2.900 renumbered by Ord 14-09, 10-16-14)

FA: FAMILY ACTIVITIES ZONE

2.904. PURPOSE.

The purpose of the Family Activities Zone is to provide family-oriented uses to complement the Aquatics Center and adjacent museums.

(Section 2.904 renumbered by Ord 14-09, 10-16-14)

2.906. USES PERMITTED OUTRIGHT.

The following uses and their accessory uses are permitted in an FA Zone if the Community Development Director determines that the uses will not violate standards referred to in Sections 2.908 through 2.916, additional Development Code provisions, the Comprehensive Plan, and other City laws:

1. Aquatics center.
2. Eating and drinking establishment without drive-through facility.
3. Home occupation, which satisfies requirements in Section 3.095.
4. Museum.
5. Park.
6. Residential facility, located above or below the first floor, with permitted commercial facilities on the first floor of the structure.
7. Residential home, located above or below the first floor, with permitted commercial facilities on the first floor of the structure.
8. Single-family, two-family, and multi-family dwelling, located above or below the first floor, with permitted commercial facilities on the first floor of the structure.
9. Retail sales establishment.
10. Theater.
11. Transportation facilities.
(Section 2.906.11 formerly 14.080.11 added by Ordinance 14-03, 4-21-14)

(Section 2.906 renumbered by Ord 14-09, 10-16-14)

2.908. CONDITIONAL USES PERMITTED.

The following uses and their accessory uses are permitted in a FA Zone if the Planning Commission, after a public hearing, determines that the location and development plans comply with applicable standards referred to in Sections 2.910 through 2.916, additional Development Code provisions, the Comprehensive Plan, and other City laws:

1. Arts and crafts studio.
2. Commercial off-street parking lot.
3. Day care center.
4. Family day care center.
5. Indoor family entertainment or recreation establishment not otherwise permitted as an outright use.
6. Professional service establishment.
7. Public or semi-public use.
8. Temporary use meeting the requirements of Section 3.240.

(Section 2.908 renumbered by Ord 14-09, 10-16-14)

2.910. LOT COVERAGE.

Buildings will not cover more than 90% of the lot area.

(Section 2.910 renumbered by Ord 14-09, 10-16-14)

2.912. LANDSCAPED OPEN AREA.

A minimum of 10% of the total lot area will be maintained as a landscaped open area.

(Section 2.912 renumbered by Ord 14-09, 10-16-14)

2.914. HEIGHT OF STRUCTURES.

No structure will exceed a height of 45 feet above grade.

(Section 2.914 renumbered by Ord 14-09, 10-16-14)

2.916. OTHER APPLICABLE USE STANDARDS.

1. Landscaping shall meet the requirements of Sections 3.105 through 3.120.
2. All uses shall comply with the requirements of Section 3.215 for outdoor storage areas. This requirement does not apply to outdoor retail sales areas. *(Section 2.916.2 amended by Ord 19-05, 6-17-2019)*
3. Where feasible, joint access points and parking facilities for more than one use should be established. This standard does not apply to multi-family residential developments.
4. Access drives and parking areas should, where possible, be located on side streets or non-arterial streets in order to minimize congestion on Marine Drive.
5. All uses will comply with access, parking, and loading standards in Article 7.
6. Conditional uses will meet the requirements in Article 11.
7. Signs will comply with requirements in Article 8 and specifically, the Specific regulations of the C-3 Zone in Section 8.150.
8. All structures will have storm drainage facilities that are channeled into the public storm drainage system or a natural drainage system approved by the City Engineer. Developments affecting natural drainage shall be approved by the City Engineer.
9. Where new development is within 100 feet of a known landslide hazard, a site investigation report will be prepared by a registered geologist. Recommendations contained in the site report will be incorporated into the building plans.
10. For uses located within the Astor-East Urban Renewal District, refer to the Urban Renewal Plan for additional standards.
11. All uses will comply with the requirements of the Gateway Overlay Zone in Sections 14.005 to 14.030.
12. All uses shall comply with applicable lighting standards in Section 3.128. *(Section 2.916.12 added by Ord 19-05, 6-17-2019)*

(Section 2.916 renumbered by Ord 14-09, 10-16-14)

AH-HC: ATTACHED HOUSING/HEALTH CARE ZONE

2.918. PURPOSE.

The purpose of the Attached Housing/Health Care Zone is to develop the area as an attached and senior housing area at a minimum density of 13 units per acre, with medical uses allowed with appropriate buffers. It is intended to be a residential neighborhood in scale and character.

(Section 2.918 renumbered by Ord 14-09, 10-16-14)

2.920. USES PERMITTED OUTRIGHT.

The following uses and their accessory uses are permitted in an AH-HC Zone if the Community Development Director determines that the uses will not violate standards referred to in Sections 2.924 through 2.934, additional Development Code provisions, the Comprehensive Plan, and other City laws:

1. Congregate care facility.
2. Family day care center.
3. Heliport associated with a hospital.
4. Home occupation which satisfies the requirements in Section 3.095.
5. Nursing home.
6. Medical or health care service establishments.
7. Multi-family dwelling.
8. Residential facility.
9. Residential home.
10. Single-family dwelling, located above or below the first floor, with permitted commercial facilities on the first floor of the structure.
11. Two-family dwelling.
12. Transportation facilities.
(Section 2.920.12 formerly 14.115.12 added by Ordinance 14-03, 4-21-14)

(Section 2.920 renumbered by Ord 14-09, 10-16-14)

2.922. CONDITIONAL USES PERMITTED.

The following uses and their accessory uses are permitted in a AH-HC Zone if the Planning Commission, after a public hearing, determines that the location and development plans comply with applicable standards referred to in Sections 2.924 through 2.934, additional Development Code provisions, the Comprehensive Plan, and other City laws:

1. Arts and crafts studio.
2. Business service establishment.
3. Day care center.
4. Educational service establishment.
5. Personal service establishment.
6. Public or semi-public use.
7. Retail sales establishment not exceeding 3,000 square feet gross floor area.
8. Temporary use meeting the requirements of Section 3.240.

(Section 2.922 renumbered by Ord 14-09, 10-16-14)

2.924. YARDS.

The minimum yard requirements in an AH-HC Zone will be as follows:

1. The minimum front yard will be 10 feet. However, the minimum front yard for porches, bay windows, and stairways will be 6 feet.
2. The minimum rear yard will be 5 feet.

(Section 2.924 renumbered by Ord 14-09, 10-16-14)

2.926. DENSITY.

Residential uses will have a minimum density of 13 units per acre.

(Section 2.926 renumbered by Ord 14-09, 10-16-14)

2.928. LOT COVERAGE.

Buildings will not cover more than 80% of the lot area.

(Section 2.928 renumbered by Ord 14-09, 10-16-14)

2.930. LANDSCAPED OPEN AREA.

A minimum of 20% of the total lot area will be maintained as a landscaped open area.

(Section 2.930 renumbered by Ord 14-09, 10-16-14)

2.932. HEIGHT OF STRUCTURES.

No structure will exceed a height of 35 feet above grade.

(Section 2.932 renumbered by Ord 14-09, 10-16-14)

2.934. OTHER APPLICABLE USE STANDARDS.

1. All uses except single-family and two-family dwellings shall meet the landscaping requirements of Sections 3.105 through 3.120.
2. All uses shall comply with the requirements of Section 3.215 for outdoor storage areas. This requirement does not apply to outdoor retail sales areas.
(Section 2.934.2 amended by Ord 19-05, 6-17-2019)
3. Where feasible, joint access points and parking facilities for more than one use should be established. This standard does not apply to multi-family residential developments.
4. Access drives and parking areas should, where possible, be located on side streets or non-arterial streets in order to minimize congestion on Marine Drive.
5. All uses will comply with access, parking, and loading standards in Article 7.
6. Conditional uses will meet the requirements in Article 11.
7. Signs will comply with requirements in Article 8 and specifically, the Specific regulations of the C-3 Zone in Section 8.150.
8. All structures will have storm drainage facilities that are channeled into the public storm drainage system or a natural drainage system approved by the City Engineer. Developments affecting natural drainage shall be approved by the City Engineer.

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9. Where new development is within 100 feet of a known landslide hazard, a site investigation report will be prepared by a registered geologist. Recommendations contained in the site report will be incorporated into the building plans.
10. For uses located within the Astor-East Urban Renewal District, refer to the Urban Renewal Plan for additional standards.
11. All uses will comply with the requirements of the Gateway Overlay Zone in Sections 14.005 to 14.030.
12. A buffer of 100' shall be maintained between residential uses and non-residential uses within the boundaries of the AH-HC Zone. The buffer area shall not include structures, but may include parking and landscaped open space.
13. The western 100' of land along the 20th Street right-of-way shall be reserved for medical and health care facilities.
14. When a commercial use in an AH-HC Zone abuts a lot in a residential zone there will be an attractively designed and maintained buffer of at least five (5) feet in width, which can be in the form of hedges, fencing, or walls.
15. All uses shall comply with applicable lighting standards in Section 3.128.
(Section 2.934.15 amended by Ord 19-05, 6-17-2019)

(Section 2.934 renumbered by Ord 14-09, 10-16-14)

HC: HEALTH CARE ZONE

2.936. PURPOSE.

The purpose of the Health Care Zone is for continued use and expansion of hospital and medical offices. It is also appropriate for residential uses.

(Section 2.936 renumbered by Ord 14-09, 10-16-14)

2.938. USES PERMITTED OUTRIGHT.

The following uses and their accessory uses are permitted in an HC Zone if the Community Development Director determines that the uses will not violate standards referred to in Sections 2.942 through 2.948, additional Development Code provisions, the Comprehensive Plan, and other City laws:

1. Congregate care.
2. Heliport associated with a hospital.
3. Hospital.
4. Nursing home.
5. Medical or health care service establishment.
6. Transportation facilities.
(Section 2.938.6 formerly 14.160.6 added by Ordinance 14-03, 4-21-14)

(Section 2.938 renumbered by Ord 14-09, 10-16-14)

2.940. CONDITIONAL USES PERMITTED.

The following uses and their accessory uses are permitted in a HC Zone if the Planning Commission, after a public hearing, determines that the location and development plans comply with applicable standards referred to in Sections 2.942 through 2.948, additional Development Code provisions, the Comprehensive Plan, and other City laws:

1. Business service establishment.
2. Day care center.
3. Educational service establishment.

4. Personal service establishment.
5. Professional service establishment.
6. Public or semi-public use.
7. Residential facility.
8. Retail sales establishment not exceeding 3,000 square feet gross floor area.
9. Temporary use meeting the requirements of Section 3.240.

(Section 2.940 renumbered by Ord 14-09, 10-16-14)

2.942. LOT COVERAGE.

Buildings will not cover more than 90% of the lot area.

(Section 2.942 renumbered by Ord 14-09, 10-16-14)

2.944. LANDSCAPED OPEN AREA.

A minimum of 10% of the total lot area will be maintained as a landscaped open area.

(Section 2.944 renumbered by Ord 14-09, 10-16-14)

2.946. HEIGHT OF STRUCTURES.

No structure will exceed a height of 45 feet above grade.

(Section 2.946 renumbered by Ord 14-09, 10-16-14)

2.948. OTHER APPLICABLE USE STANDARDS.

1. Landscaping shall meet the requirements of Sections 3.105 through 3.120.
2. All uses shall comply with the requirements of Section 3.215 for outdoor storage areas. This requirement does not apply to outdoor retail sales areas.
(Section 2.948.2 amended by Ord 19-05, 6-17-2019)
3. Where feasible, joint access points and parking facilities for more than one use should be established. This standard does not apply to multi-family residential developments.
4. Access drives and parking areas should, where possible, be located on side

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streets or non-arterial streets in order to minimize congestion on Marine Drive.

5. All uses will comply with access, parking, and loading standards in Article 7.
6. Conditional uses will meet the requirements in Article 11.
7. Signs will comply with requirements in Article 8 and specifically, the Specific regulations of the C-3 Zone in Section 8.150.
8. All structures will have storm drainage facilities that are channeled into the public storm drainage system or a natural drainage system approved by the City Engineer. Developments affecting natural drainage shall be approved by the City Engineer.
9. Where new development is within 100 feet of a known landslide hazard, a site investigation report will be prepared by a registered geologist. Recommendations contained in the site report will be incorporated into the building plans.
10. For uses located within the Astor-East Urban Renewal District, refer to the Urban Renewal Plan for additional standards.
11. All uses will comply with the requirements of the Gateway Overlay Zone in Sections 14.005 to 14.030.
12. When a commercial use in an HC Zone abuts a lot in a residential zone there will be an attractively designed and maintained buffer of at least five (5) feet in width, which can be in the form of hedges, fencing, or walls.
13. All uses shall comply with applicable lighting standards in Section 3.128.
(Section 2.948.13 added by Ord 19-05, 6-17-2019)

(Section 2.948 renumbered by Ord 14-09, 10-16-14)

CA: EDUCATION/RESEARCH/HEALTH CARE CAMPUS ZONE

2.950. PURPOSE:

The purpose of the Education/Research/Health Care Campus Zone is to develop a “university-like” character. The Oregon State University Seafood Lab and Duncan K. Law Seafood Consumer and Education Center will set the tone for new developments in the zone, with emphasis on the development of green spaces, plazas, and other pedestrian facilities.

(Section 2.950 renumbered by Ord 14-09, 10-16-14)

2.952. USES PERMITTED OUTRIGHT.

The following uses and their accessory uses are permitted in an CA Zone if the Community Development Director determines that the uses will not violate standards referred to in Sections 2.956 through 2.964, additional Development Code provisions, the Comprehensive Plan, and other City laws:

1. Educational or research service establishment.
2. Home occupation which satisfies the requirements of Section 3.095.
3. Medical or health care service establishment.
4. Retail sales establishment not exceeding 3,000 square feet gross floor area.
5. Seafood processing in association with an educational or research service establishment.

(Section 2.952 renumbered by Ord 14-09, 10-16-14)

2.954. CONDITIONAL USES PERMITTED.

The following uses and their accessory uses are permitted in a CA Zone if the Planning Commission, after a public hearing, determines that the location and development plans comply with applicable standards referred to in Sections 2.956 through 2.964, additional Development Code provisions, the Comprehensive Plan, and other City laws:

1. Commercial off-street parking lot.
2. Communication service establishment.
3. Day care center.

4. Hospital.
5. Public or semi-public use.
6. Residential facility, located above or below the first floor, with permitted commercial facilities on the first floor of the structure.
7. Residential home, located above or below the first floor, with permitted commercial facilities on the first floor of the structure.
8. Retail sales establishment exceeding 3,000 square feet gross floor area.
9. Single-family, two-family, and multi-family dwelling, located above or below the first floor, with permitted commercial facilities on the first floor of the structure.
10. Temporary use meeting the requirements of Section 3.240.

(Section 2.954 renumbered by Ord 14-09, 10-16-14)

2.956. LOT SIZE.

The minimum lot size requirements in the CA Zone will be 5,000 square feet.

(Section 2.956 renumbered by Ord 14-09, 10-16-14)

2.958. LOT COVERAGE.

Buildings will not cover more than 60% of the lot area.

(Section 2.958 renumbered by Ord 14-09, 10-16-14)

2.960. LANDSCAPED OPEN AREA.

A minimum of 20% of the total lot area will be maintained as a landscaped open area.

(Section 2.960 renumbered by Ord 14-09, 10-16-14)

2.962. HEIGHT OF STRUCTURES.

No structure will exceed a height of 45 feet above grade.

(Section 2.962 renumbered by Ord 14-09, 10-16-14)

2.964. OTHER APPLICABLE USE STANDARDS.

1. Landscaping shall meet the requirements of Sections 3.105 through 3.120.
2. All uses shall comply with the requirements of Section 3.215 for outdoor storage areas. This requirement does not apply to outdoor retail sales areas. *(Section 2.964.2 amended by Ord 19-05, 6-17-2019)*
3. Where feasible, joint access points and parking facilities for more than one use should be established. This standard does not apply to multi-family residential developments.
4. Access drives and parking areas should, where possible, be located on side streets or non-arterial streets in order to minimize congestion on Marine Drive.
5. All uses will comply with access, parking, and loading standards in Article 7.
6. Conditional uses will meet the requirements in Article 11.
7. Signs will comply with requirements in Article 8 and specifically, the Specific regulations of the C-3 Zone in Section 8.150.
8. All structures will have storm drainage facilities that are channeled into the public storm drainage system or a natural drainage system approved by the City Engineer. Developments affecting natural drainage shall be approved by the City Engineer.
9. Where new development is within 100 feet of a known landslide hazard, a site investigation report will be prepared by a registered geologist. Recommendations contained in the site report will be incorporated into the building plans.
10. For uses located within the Astor-East Urban Renewal District, refer to the Urban Renewal Plan for additional standards.
11. All uses will comply with the requirements of the Gateway Overlay Zone in Sections 14.005 to 14.030.
12. All uses shall comply with applicable lighting standards in Section 3.128. *(Section 2.964.12 added by Ord 19-05, 6-17-2019)*

(Section 2.964 renumbered by Ord 14-09, 10-16-14)

HR: HOSPITALITY/RECREATION

2.966. PURPOSE.

The purpose of the Hospitality/Recreation Zone is to foster a quality regional destination-oriented hotel and associated uses. Uses are intended to relate to the museum, historic train station, and the historic character of Astoria as a whole. There should be easy pedestrian access to the surrounding uses.

(Section 2.966 renumbered by Ord 14-09, 10-16-14)

2.967. USES PERMITTED OUTRIGHT.

The following uses and their accessory uses are permitted in an HR Zone if the Community Development Director determines that the uses will not violate standards referred to in Sections 2.969 through 2.972, additional Development Code provisions, the Comprehensive Plan, and other City laws:

1. Eating and drinking establishment without drive-through facility.
2. Home occupation, which satisfies requirements in Section 3.095.
3. Hotel, motel, bed and breakfast, inn and other tourist lodging facilities.
4. Park.
5. Residential facility, located above or below the first floor, with permitted commercial facilities on the first floor of the structure.
6. Residential home, located above or below the first floor, with permitted commercial facilities on the first floor of the structure.
7. Restaurant as an accessory use to an Inn. See Section 3.230.
8. Retail sales establishment.
9. Single-family, two-family, and multi-family dwelling, located above or below the first floor, with permitted commercial facilities on the first floor of the structure.
10. Transportation facilities.
(Section 2.967.10 formerly 14.235.10 added by Ordinance 14-03, 4-21-14)

(Section 2.967 renumbered by Ord 14-09, 10-16-14)

2.968. CONDITIONAL USES PERMITTED.

The following uses and their accessory uses are permitted in the HR Zone if the Planning Commission, after a public hearing, determines that the location and development plans comply with applicable standards referred to in Sections 2.969 through 2.972, additional Development Code provisions, the Comprehensive Plan, and other City laws:

1. Commercial off-street parking lot.
2. Day care center.
3. Family day care center.
4. Indoor family entertainment or recreation establishment.
5. Museum.
6. Personal service establishment.
7. Public or semi-public use.
8. Temporary use meeting the requirements of Section 3.240.
9. Medical offices.
(Section 2.968.9 formerly 14.240.9 added by Ordinance 10-03, 3-1-10)

(Section 2.968 renumbered by Ord 14-09, 10-16-14)

2.969. LOT COVERAGE.

Buildings will not cover more than 90% of the lot area.
(Section 2.969 renumbered by Ord 14-09, 10-16-14)

2.970. LANDSCAPED OPEN AREA.

A minimum of 10% of the total lot area will be maintained as a landscaped open area.
(Section 2.970 renumbered by Ord 14-09, 10-16-14)

2.971. HEIGHT OF STRUCTURES.

No structure will exceed a height of 45 feet above grade, except that a hotel will not exceed 60 feet above grade.
(Section 2.971 renumbered by Ord 14-09, 10-16-14)

2.972. OTHER APPLICABLE USE STANDARDS.

1. Landscaping shall meet the requirements of Sections 3.105 through 3.120.
2. All uses shall comply with the requirements of Section 3.215 for outdoor storage areas. This requirement does not apply to outdoor retail sales areas. *Section 2.972.2 amended by Ord 19-05, 6-17-2019)*
3. Where feasible, joint access points and parking facilities for more than one use should be established. This standard does not apply to multi-family residential developments.
4. Access drives and parking areas should, where possible, be located on side streets or non-arterial streets in order to minimize congestion on Marine Drive.
5. All uses will comply with access, parking, and loading standards in Article 7.
6. Conditional uses will meet the requirements in Article 11.
7. Signs will comply with requirements in Article 8 and specifically, the Specific regulations of the C-3 Zone in Section 8.150.
8. All structures will have storm drainage facilities that are channeled into the public storm drainage system or a natural drainage system approved by the City Engineer. Developments affecting natural drainage shall be approved by the City Engineer.
9. Where new development is within 100 feet of a known landslide hazard, a site investigation report will be prepared by a registered geologist. Recommendations contained in the site report will be incorporated into the building plans.
10. For uses located within the Astor-East Urban Renewal District, refer to the Urban Renewal Plan for additional standards.
11. All uses will comply with the requirements of the Gateway Overlay Zone in Sections 14.005 to 14.030 and/or the Civic Greenway Overlay Zone in Sections 14.035 to 14.075 as applicable. *(Section 2.972.11 amended by Ord 19-06, 7-1-2019)*
12. All uses shall comply with applicable lighting standards in Section 3.128. *(Section 2.971.12 added by Ord 19-05, 6-17-2019)*
(Section 2.972 renumbered by Ord 14-09, 10-16-14)

LS: LOCAL SERVICE

2.975. PURPOSE.

The purpose of the Local Service Zone is for those uses that may be of a more vehicular oriented nature, such as gasoline service stations, mini-marts, and other neighborhood commercial uses.

(Section 2.975 renumbered by Ord 14-09, 10-16-14)

2.976. USES PERMITTED OUTRIGHT.

The following uses and their accessory uses are permitted in an LS Zone if the Community Development Director determines that the uses will not violate standards referred to in Sections 2.978 through 2.981, additional Development Code provisions, the Comprehensive Plan, and other City laws:

1. Bed and breakfast or inn.
2. Home occupation, which satisfies requirements in Section 3.095.
3. Personal service establishment.
4. Residential facility, located above or below the first floor, with permitted commercial facilities on the first floor of the structure.
5. Residential home, located above or below the first floor, with permitted commercial facilities on the first floor of the structure.
6. Retail sales establishment. (East of 23rd Street, retail sales establishment greater than 14,000 gross square feet shall include a minimum of 50% of gross floor area devoted to multi-family dwellings located above the first floor.)
(Section 2.976.6 amended by Ordinance 18-04, 3-19-2018)
7. Repair service establishment not exceeding 3,000 square feet gross floor area.
8. Two-family and multi-family dwelling, located above or below the first floor, with permitted commercial facilities on the first floor of the structure.
(Section 2.976.8 amended by Ordinance 18-04, 3-19-2018)
9. Transportation facilities.
(Section 2.976.9 formerly 14.270.9 added by Ordinance 14-03, 4-21-14)

(Section 2.976 renumbered by Ord 14-09, 10-16-14)

2.977. CONDITIONAL USES PERMITTED.

The following uses and their accessory uses are permitted in a LS Zone if the Planning Commission, after a public hearing, determines that the location and development plans comply with applicable standards referred to in Sections 2.978 through 2.981, additional Development Code provisions, the Comprehensive Plan, and other City laws:

1. Business service establishment. (Not allowed on properties between 23rd and 29th Street north of Marine Drive.)
(Section 2.977.1 amended by Ordinance 18-04, 3-19-2018)
2. Day care center.
3. Eating and drinking establishment without drive-through facility.
4. Family day care center.
5. Gasoline service station. (Not allowed on properties between 23rd and 29th Street north of Marine Drive.)
(Section 2.977.5 amended by Ordinance 18-04, 3-19-2018)
6. Public or semi-public use.
7. Restaurant as an accessory use to an Inn. See Section 3.230.
8. Temporary use meeting the requirements of Section 3.240.
9. Transportation service establishment. (Not allowed on properties between 23rd and 29th Street north of Marine Drive.)
(Section 2.977.9 amended by Ordinance 18-04, 3-19-2018)

(Section 2.977 renumbered by Ord 14-09, 10-16-14)

2.978. LOT COVERAGE.

Buildings will not cover more than 80% of the lot area.
(Section 2.978 renumbered by Ord 14-09, 10-16-14)

2.979. LANDSCAPED OPEN AREA.

A minimum of 20% of the total lot area will be maintained as a landscaped open area.

(Section 2.979 renumbered by Ord 14-09, 10-16-14)

2.980. HEIGHT OF STRUCTURES.

No structure will exceed a height of 35 feet above grade, with exception of structures on lots with frontage on Marine Drive between 23rd and 29th Street which are limited to a maximum height of 45 feet above grade.

(Section 2.980 renumbered by Ord 14-09, 10-16-14; Section 2.980 amended by Ord 18-04, 3-19-2018)

2.981. OTHER APPLICABLE USE STANDARDS.

1. Landscaping shall meet the requirements of Sections 3.105 through 3.120.
2. All uses shall comply with the requirements of Section 3.215 for outdoor storage areas. This requirement does not apply to outdoor retail sales areas. *(Section 2.981.2 amended by Ord 19-05, 6-17-2019)*
3. Where feasible, joint access points and parking facilities for more than one use should be established. This standard does not apply to multi-family residential developments.
4. Access drives and parking areas should, where possible, be located on side streets or non-arterial streets in order to minimize congestion on Marine Drive.
5. All uses will comply with access, parking, and loading standards in Article 7.
6. Conditional uses will meet the requirements in Article 11.
7. Signs will comply with requirements in Article 8 and specifically, the Specific regulations of the C-3 Zone in Section 8.150.
8. All structures will have storm drainage facilities that are channeled into the public storm drainage system or a natural drainage system approved by the City Engineer. Developments affecting natural drainage shall be approved by the City Engineer.
9. Where new development is within 100 feet of a known landslide hazard, a site investigation report will be prepared by a registered geologist. Recommendations contained in the site report will be incorporated into the building plans.
10. All uses will comply with the requirements of the Gateway Overlay Zone in Sections 14.005 to 14.030 and/or the Civic Greenway Overlay Zone in Sections 14.035 to 14.075 as applicable.

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(Section 2.981.10 amended by Ord 19-06, 7-1-2019)

11. All uses shall comply with applicable lighting standards in Section 3.128.
(Section 2.981.11 added by Ord 19-05, 6-17-2019)

(Section 2.981 renumbered by Ord 14-09, 10-16-14)

AH-MP: ATTACHED HOUSING/MILL POND

2.984. PURPOSE.

The purpose of the Attached Housing/Mill Pond Zone is to provide an area of intensively developed mixed uses, incorporating housing, limited commercial uses, recreation, and open space with a strong orientation to the Mill Pond and the Columbia River. Residential development shall have a minimum density of 18 units per net acre.

(Section 2.984 formerly 14.300 amended by Ordinance 99-19, 9-21-99; Section 2.984 renumbered by Ord 14-09, 10-16-14)

2.985. USES PERMITTED OUTRIGHT.

The following uses and their accessory uses are permitted in an AH-MP Zone if the Community Development Director determines that the uses will not violate standards referred to in Sections 2.987 through 2.992, additional Development Code provisions, the Comprehensive Plan, and other City laws:

1. Arts and crafts studio.
2. Family day care center.
3. Home occupation, which satisfies the requirements of Section 3.095.
4. Single-family dwelling.
(Section 2.985.4 formerly 14.305.4 amended by Ordinance 99-19, 9-21-99)
5. Two-family dwelling.
6. Multi-family dwelling.
7. Personal service establishment.
8. Professional service establishment.
9. Residential home.
10. Residential facility.

(Section 2.985(4 to 10) formerly 14.305(4 to 10) renumbered by Ordinance 99-19, 9-21-99)

11. Transportation facilities.
(Section 2.985.11 formerly 14.305.11 added by Ordinance 14-03, 4-21-14)
12. Accessory Dwelling Unit.
(Section 2.2.985.12 added by Ordinance 21-02, 2-16-21)

(Section 2.985 renumbered by Ord 14-09, 10-16-14)

2.986. CONDITIONAL USES PERMITTED.

The following uses and their accessory uses are permitted in a AH-MP Zone if the Planning Commission, after a public hearing, determines that the location and development plans comply with applicable standards referred to in Sections 2.987 through 2.992, additional Development Code provisions, the Comprehensive Plan, and other City laws:

1. Bed and breakfast or inn.
2. Day care center.
3. Eating and drinking establishment without drive-through facility.
4. Public or semi-public use.
5. Restaurant as an accessory use to an Inn which has been approved as a Conditional Use. See Section 3.230.
6. Retail sales establishment not exceeding 6,000 square feet gross floor area.
7. Temporary use meeting the requirements of Section 3.240.

(Section 2.986 renumbered by Ord 14-09, 10-16-14)

2.987. YARDS.

There shall be no minimum yard requirements in the AH-MP Zone.

(Section 987 formerly 2.14.315 amended by Ordinance 99-19, 9-21-99; Section 2.987 renumbered by Ord 14-09, 10-16-14)

2.988. DENSITY.

Residential development shall have a minimum density of 18 units per net acre.

(Section 2.988 formerly 14.320 amended by Ordinance 99-19, 9-21-99; Section 2.988

renumbered by Ord 14-09, 10-16-14)

2.989. LOT COVERAGE.

There shall be no lot coverage standards in the AH-MP Zone.

(Section 2.989 formerly 14.325 amended by Ordinance 99-19, 9-21-99; Section 2.989 renumbered by Ord 14-09, 10-16-14)

2.990. LANDSCAPED OPEN AREA.

A minimum of 20% of the total area within the AH-MP Zone will be maintained as a landscaped open area. Also, a minimum of 10% of the total area of lots with frontage on Marine Drive and of Lot 47 in Mill Pond Village Subdivision, having frontage on 29th and Waterfront Streets, will be maintained as a landscaped open area. All landscaping shall meet the requirements of Sections 3.105 through 3.120.

(Section 2.990 formerly 14.330 amended by Ordinance 99-19, 9-21-99; Section 2.990 renumbered by Ord 14-09, 10-16-14)

2.991. HEIGHT OF STRUCTURES.

No structure will exceed a height of 35 feet above grade, with exception of structures on lots with frontage on Marine Drive and on Lot 47 in Mill Pond Village Subdivision, having frontage on 29th and Waterfront Streets, which are limited to a maximum height of 45 feet above grade.

(Section 2.991 formerly 14.335 amended by Ordinance 99-19, 9-21-99; (Section 2.991 renumbered by Ord 14-09, 10-16-14)

2.992. OTHER APPLICABLE USE STANDARDS.

1. Each lot or parcel shall abut a street, alley, or access easement for a width of at least 25 feet.
(Section 2.992.1 formerly 14.340.1 added by Ordinance 99-19, 9-21-99)
2. All uses shall comply with the requirements of Section 3.215 for outdoor storage areas. This requirement does not apply to outdoor retail sales areas.
(Section 2.992.2 amended by Ord 19-05, 6-17-2019)
3. Where feasible, joint access points and parking facilities for more than one use should be established. This standard does not apply to multi-family residential developments.

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4. Access drives and parking areas should, where possible, be located on side streets or non-arterial streets in order to minimize congestion on Marine Drive.
5. All uses will comply with access, parking, and loading standards in Article 7.
6. Conditional uses will meet the requirements in Article 11.
7. Signs will comply with requirements in Article 8 and specifically, commercial uses will comply with the specific regulations of the C-4 Zone in Section 8.180, and residential uses will comply with the specific regulations of the R-3 Zone in Section 8.160.
8. All structures will have storm drainage facilities that are channeled into the public storm drainage system or a natural drainage system approved by the City Engineer. Developments affecting natural drainage shall be approved by the City Engineer.
9. Where new development is within 100 feet of a known landslide hazard, a site investigation report will be prepared by a registered geologist. Recommendations contained in the site report will be incorporated into the building plans.
10. All uses will comply with the requirements of the Gateway Overlay Zone in Sections 14.005 to 14.030 and/or the Civic Greenway Overlay Zone in Sections 14.035 to 14.075 as applicable.
(Section 2.992.10 amended by Ord 19-06, 7-1-2019)
11. All uses shall comply with applicable lighting standards in Section 3.128.
(Section 2.992.11 amended by Ord 19-05, 6-17-2019)
12. Development may be located around the Mill Pond provided that public access locations are developed and maintained at intervals around the Mill Pond.
13. A public view corridor, having a minimum width of 25', shall be provided from Marine Drive to the Columbia River; however, a width of 75 feet is recommended.
14. Residential development shall be designed so that front doors will not be located along the 29th Street right-of-way.
(Section 2.992.14 formerly 14.340.4) added by Ordinance 99-19, 9-21-99)
15. For purposes of applying the Gateway Overlay and Civic Greenway Overlay Zones, the Astoria Mill Pond shall be deemed as on-land development not over-water.

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(Section 2.992.15 added by Ord 19-06, 7-1-2019)

16. Section 14.060, Standards for On-Land Development of the Civic Greenway Overlay Zone do not apply to on-land or over-water Mill Pond single-family and/or two-family residential development in the AH-MP Zone (Attached Housing-Mill Pond).

(Section 2.992.16 added by Ord 19-06, 7-1-2019)

(Section 2.992 renumbered by Ord 14-09, 10-16-14)