

AN ORDINANCE TO AMEND THE CITY OF CLEMSON ZONING ORDINANCE, ARTICLE IV, SECTION 19-404, TABLE 19-404-4, FRONT SETBACK IN THE CM DISTRICT, AMEND ENDNOTE 4 TO MODIFY THE REQUIRED REARYARD SETBACK IN THE CP-2 FOR PROPERTIES ABUTTING AN ACTIVE RAILROAD RIGHT-OF-WAY AND TO AMEND ARTICLE IX, SECTION 19-907, TABLE 19-907 TO ELLIMINATE THE REQUIREMENT OF A BUFFERYARD FOR OFFICE/COMMERCIAL OR INDUSTRIAL USES ABUTING AN ACTIVE RAILROAD RIGHT-OF-WAY.

Section 19-404. Density, Bulk, and Dimensional Requirements for Principal and Accessory Uses and/or Structures in the Non-residential Districts

- A. The minimum standards for density, bulk, and other related dimensional requirements are hereby established in Table 19-404-1 for all non-residential districts. Section endnotes are provided to clarify specific requirements that apply to the uses designated.
- B. In addition to the requirements of Table 19-404-1, the design requirements in Article XI Architectural Review Districts may also apply.

Table 19-404-1. Density, Bulk, and Dimensional Requirements for Principal and Accessory Uses and/or Structures in the Non-residential Districts

USE	DISTRICTS									Reference
	C	CM	CP-1	CP-2	CP-3	OP	RIL	OR	M	
A. MINIMUM DIMENSIONAL AND/OR BULK STANDARDS FOR ALL NON-RESIDENTIAL DISTRICTS										
1. Front setback, max.	3'/15' ¹	8'/15'⁴ 20' ²	8'	35'	35'	25'	35'			See Section 19-404-1. Endnote 1 & 2
2. Front setback, min.	0'	8'/10' ²	8'	8'	15'	8'	35'	25'	50' ³	See Section 19-404-1. Endnote 2 & 3
3. Side setback, min.	0'	0'	0'	0'	0'	0'	25'	10'	50' ³	See Section 19-404-1. Endnote 3

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USE	DISTRICTS									
	C	CM	CP-1	CP-2	CP-3	OP	RIL	OR	M	Reference
4. Side setback, max.	0' ⁴	0' ⁴								19-404-1 Endnote 4
5. Rear setback, min.	10'	10' ⁵	25'	25' ⁶	25'	25'	35'	25'	100' ³	See Section 19-404-1. Endnotes 3,5,6
6. Lot area, min. (acres)							1	2	25' ^{3,7}	See Section 19-404-1. Endnotes 3,7
7. Lot width at front building Line, min.							100' ⁸		500' ⁷	See Section 19-404-1. Endnotes 7,8
8. Structure height, max.	65'	40'/65' ^{9,10}	40'	40'/65' ¹¹	40'	35'	50'		65' ⁷	See Section 19-404-1. Endnotes 7,9,10, & 11
9. Structure height, min.	24'	24'								
10. Gross floor area for retail establishments per floor ¹² , max. (square feet)			3,000			2,500				See Section 19-403-1. Endnote 12
11. Gross floor area for retail establishments for all floors occupied by a single business ¹³ , max. (square feet)			12,000							See Section 19-403-1. Endnote 13
12. Dwelling occupancy	4	4	4	4	4	3				
13. Drive-in or drive-				C	C	C	C			

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USE	DISTRICTS										
	C	CM	CP-1	CP-2	CP-3	OP	RIL	OR	M	Reference	
thru services - Conditional Use Standards [CP-2, CP-3, & OP Districts Only]	a. A minimum stacking distance of 120 feet shall be provided to accommodate vehicles queuing in the drive-in/thru lanes. b. Entrances to drive-in/thru lanes shall be a minimum of 25 feet from the parcel entrance onto the public right-of-way. c. Drive-in/thru lanes shall be a minimum of 11 feet in width. d. Operation of drive-in/thru lanes, other than those accessing an ATM, shall be limited to the hours if 7 a.m. to 10 p.m. if the property abuts a residential use or district.										
12. Impervious surface ratio, max.							60%		60%		
13. Access requirements, min.											See Section 19-611
14. Parking/Bike Requirements											See Section 19-802-K.
15. Signage Requirements											See Article VII.
16. Lighting Requirements											See Article X
17. Landscape and/or Bufferyard Requirements											See Article IX
18. Dumpsters and Solid Waste Collection Receptacles											See Section 19-905-I
19. Utilities											See Article VI 19-607
20. Architectural Design Standards											See Article XI.

¹ The maximum front setback in the C District shall be three-feet in C, except that the maximum front setback may be 20 feet if a porte-cochere or similar covered area serving a hotel's main entrance is provided. A five foot maximum articulation may be provided that exceeds the maximum setbacks.

² In the CM District:

- a) Properties abutting any public right-of-way other than College Avenue shall have a minimum front setback of 8 feet;
- b) Properties along College Avenue shall have a minimum front setback of 10 feet;

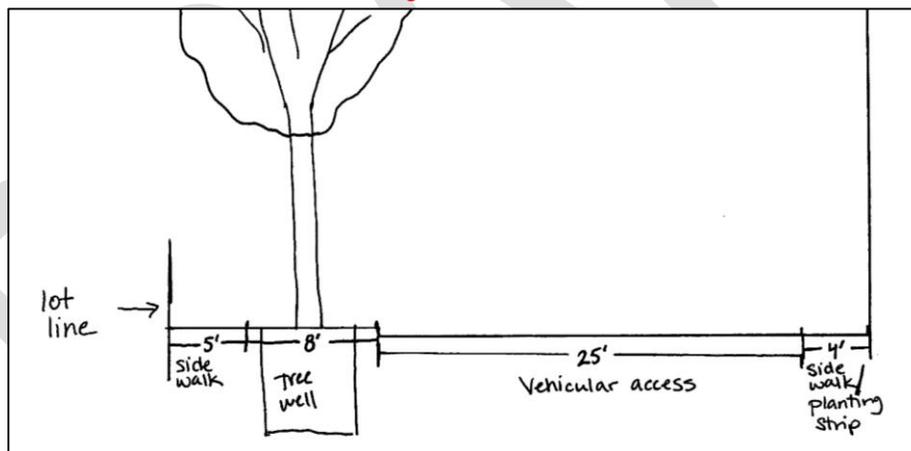
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- c) The maximum front setback for all CM District properties shall be 15 feet, unless a public plaza is provided as per subsection e) of this endnote, then the maximum front setback shall be 10 feet;
- d) The outdoor gathering space created by the public sidewalks along College Avenue shall be extended into the area between the front building façade and the public right-of-way and shall be similarly provided along any other public right-of-way, sidewalk, or property owned by the City of Clemson or the US Army Corps of Engineers. The space may be used as a sidewalk, patio, courtyard, or outdoor café to serve the businesses occupying the building;
- e) A plaza having a minimum depth of 25 feet and a maximum depth of 50 feet may be provided fronting a public street, sidewalk, City of Clemson property, or land owned by the US Army Corps of Engineers provided it is accessible to the general public and is a minimum of 25 feet wide up to a maximum width of 30 percent of the building frontage occupancy requirement, provided however, that all sides of the building abutting the plaza shall have retail, office, or service uses having a minimum depth of 35 feet; and
- f) A five foot maximum articulation may be provided that exceeds the maximum setbacks but shall not occupy more than 30% of the total frontage occupancy.

³ Minimum lot size applies to both a standalone industrial facility or a multi-tenant business or development park/campus.

⁴ All properties in the C or those fronting College Avenue in the CM district shall be constructed side lot-line to side lot-line with a 0' side setback for the first 50 feet of depth, except for where an entrance is required to provide access to the interior of the site and is designed as per Figure 19-404-A, or as per required bufferyard standards. No more than one vehicular entrance, not exceeding 25 feet in width, may be allowed to provide access through the building to the interior of the building or site and whereas an additional five feet of width for a pedestrian sidewalk shall be provided.

Figure 19-404-A



⁵ Parcels in the CM District whose rear property line abuts a public alley or right-of-way shall provide a 15 foot Type "E" Bufferyard directly abutting the alley or right-of-way. **Frontages along Addison Lane and Knox Lane shall be considered reyards.**

⁶ Minimum rear setback for properties abutting US Army Corp of Engineers' land **or an active railroad right-of-way** shall be five feet.

⁷ All dimensional standards shall be set by the Board of Zoning Appeals for any proposed manufacturing use classified as special exception petition in the M District or any special exception in the OR District, but shall be no less than the standard indicated.

⁸ Minimum Lot Width at Front Building Line shall apply to standalone uses on one acre parcels

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⁹ Principal use structures in the CM District shall have a maximum 40 foot height unless the buffer is expanded by 10 feet. Such parcels may have a maximum height of 50 feet. For parcels in CM fronting College Avenue, height shall be measured at the street level.

¹⁰ Principal use structures in the CM District shall have a maximum 50 foot height except however, for parcels entirely surround by any combination of U.S. Army Corps of Engineers parcels, property of the City of Clemson, or a public right-of-way. Such parcels may have a maximum height of 65 feet;

¹¹ Hotels may be permitted to have a maximum height of 65 feet in the CP-2 District subject to the approval of a conditional use in the CP-2 District.

¹² Maximum gross floor area for retail establishments shall not exceed the permitted square feet on any one floor.

¹³ Maximum gross floor area of a single business occupying more than one floor of a building.

Section. 19-907. Bufferyard and Screening Requirements

The size and type of vegetation required under this division shall be determined from tables 19-907 and 19-908:

Table 19-907 Bufferyard and Screening Requirements

2015-R-16 Front Setbacks in CM, All Uses and Rear Setback & Bufferyard Requirements for Commercial/Office/Industrial Uses Abutting an Active Railroad Right-of-Way

Use	Existing Use	Buffer Type
Multi-family	Single-family/Two Household	15' C
	Multi-family	10' B
	Townhouse	10' B
	Mixed-use	10' B
	Office/Commercial	10' A
	Industrial	25' A
	Institutional	10' A
	Vacant Land	5' A
Townhouses	Single-family/Two Household	15' C
	Multi-family	10' B
	Townhouse	10' B
	Mixed-use	10' B
	Office/Commercial	10' A
	Industrial	25' A
	Institutional	10' A
	Vacant Land	5' A
Mixed-use	Single-family/Two Household	<ul style="list-style-type: none"> • 25' C - within R20, R-12, RM-1 & RM2 Districts; • 15' C - within RM3, RM-3.5, & RM-4 Districts; • 5' A - along Vehicle Use Areas within all Non-residential Districts
	Multi-family	10' A
	Townhouse	10' A
	Mixed-use	10' A
	Office /Commercial	5' A
	Industrial	25' B
	Institutional	25' B
	Vacant Land	5' A
Office /Commercial	Single-family/Two Household	<ul style="list-style-type: none"> • 25' C - within R20, R-12, RM-1 & RM2 Districts; • 15' C - within RM3, RM-3.5, & RM-4 Districts; • 5' A - along Vehicle Use Areas within all Non-residential Districts
	Multi-family	10' A
	Townhouse	10' A
	Mixed-use	10' A
	Office /Commercial	5' A
	Industrial	25' B
	Institutional	25' B
	Vacant Land	5' A

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	Active Railroad Right-of-Way	NA
Industrial	Single-Family/Two Household	50' E
	Multi-family	25' C
	Townhouse	25' C
	Mixed-use	25' C
	Office/Commercial	25' B
	Industrial	25' B
	Institutional	25' B
	Vacant Land	10' A
		Active Railroad Right-of-Way
Institutional	Single-family/Two Household	25' C
	Multi-family	25' C
	Townhouse	25' C
	Mixed-use	25' C
	Office/Commercial	25' B
	Industrial	25' B
	Institutional	25' B
	Vacant Land	10' A

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