

STAFF REPORT

January 22, 2004

No. 04OA001 - Ordinance Amendment

ITEM 28

GENERAL INFORMATION:

PETITIONER	City of Rapid City
REQUEST	No. 04OA001 - Ordinance Amendment
EXISTING LEGAL DESCRIPTION	Ordinance Amendment to consider amendments to Section 17.04.240 of the Rapid City Municipal Code pertaining to the definition of "dwelling unit".
DATE OF APPLICATION	01/06/2004
REPORT BY	Karen Bulman

RECOMMENDATION: Staff recommends that the Ordinance Amendment revising the definition of a "dwelling unit" be approved.

GENERAL COMMENTS: On January 5, 2004, the City Council directed staff to prepare amendments to the Zoning Ordinance to eliminate the restriction on a single kitchen as included in the definition of dwelling unit contained in Section 17.04.240 of the Rapid City Municipal Code. Currently the definition of a dwelling unit means one or more rooms and a single kitchen designed as a unit for occupancy by only one family for cooking, living and sleeping purposes.

STAFF REVIEW: This was a discussion item at the January 8, 2004 Planning Commission meeting. Staff has reviewed alternative language and is recommending a revision to Section 17.04.240 by defining dwelling unit as, "One or more rooms, designed, occupied or intended for occupancy as separate living quarters, with cooking, sleeping and sanitary facilities provided within the dwelling unit for the exclusive use of a single family maintaining a household." This language would clarify the description and meaning of dwelling unit and would eliminate the restriction of having only one kitchen within the dwelling unit.