

ORDINANCE NO. 3201

AN ORDINANCE AMENDING APPENDIX A, ZONING REGULATIONS, OF THE MIDWEST CITY CODE, SECTION 5, SUPPLEMENTAL REGULATIONS, BY AMENDING SUBSECTION 5.7.8., STEEL SHIPPING CONTAINERS USED AS ACCESSORY STRUCTURES; AND PROVIDING FOR REPEALER AND SEVERABILITY

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MIDWEST CITY, OKLAHOMA:

ORDINANCE

SECTION 1. That Appendix A, Zoning Regulations, of the Midwest City Code, Section 5, Supplemental Regulations, by amending Subsection 5.7.8., Steel Shipping Containers Used as Accessory Structures, to read as follows:

5.7.8. *Steel Shipping Containers/Personal Storage Units*

(A) *Prohibited in single-family and two-family residential zoning districts.* Steel shipping containers shall not be used for storage in the single-family and two-family residential zoning districts. Such steel shipping containers, as defined below, may be used for storage in the office, commercial, industrial and multi-family zoning districts unless prohibited by a planned unit development or other special zoning requirement.

(B) *Steel shipping containers.* Steel shipping containers consist primarily of a steel exterior, are manufactured to transport goods, and have external measurements of twenty (20) or forty (40) feet in length by eight (8) feet six (6) inches in height by eight (8) feet in width.

(1) Illustrative example of steel shipping containers.

(C) *Personal storage units.*

(1) Personal storage units defined. For the purpose of this section, personal storage unit shall mean any container designed for the temporary storage of property. Such temporary storage units are typically rented to occupants of property for their storage use, and are typically delivered and removed by truck and/or trailer.

(2) Permit required (residential).

a. When a personal storage unit is placed on residential property for a time period not to exceed seven (7) days, no permit is required. The personal storage unit may be located in front of the required setback.

b. When a personal storage unit is placed on residential property for a time period of greater than seven (7) days and a building permit for construction, remodel and/or repair of the main structure is in effect, the personal storage unit may remain as long as the building permit is in effect for the property. The personal storage unit may not be delivered until the building permit is issued. The personal storage unit must be removed when the work for which the building permit was issued is complete or when the building permit becomes no longer valid, whichever first occurs.

c. No more than one (1) personal storage unit per dwelling unit shall be permitted to be placed on a single-family or two-family residential property.

- 1 d. Stacking of personal storage units is not permitted.
- 2 e. Personal storage units shall not be placed on right-of-way or in any
- 3 manner that creates a traffic visibility obstruction.
- 4 f. Personal storage units shall be placed on asphalt or concrete sur-
- 5 faces only.

6 (3) Permit required (commercial, multi-family, office and industrial).

- 7 a. When a personal storage unit is placed on commercial, multi-
- 8 family, office or industrial property for outdoor storage and there is
- 9 no building permit in effect for construction, remodel and/or repair
- 10 of a structure on the property, the following requirements must be
- 11 complied with:

- 12 1. A permit must be obtained, the application for which must
- 13 include a site plan indicating the placement of such person-
- 14 al storage unit and the distances from the existing build-
- 15 ing(s) and property lines.
- 16 2. The personal storage unit must be placed at least fifteen
- 17 (15) feet away from any fire hydrant, shall not block any
- 18 fire lane and shall not block any means of egress of any
- 19 building.
- 20 3. The personal storage unit shall not occupy any required
- 21 parking space and shall not block any driving lane which
- 22 would interfere with the flow of traffic.
- 23 4. A personal storage unit shall not be placed in front of a
- 24 building. If the personal storage unit can be seen from the
- 25 abutting right-of-way, the personal storage unit must be
- 26 screened with a sight proof fence a minimum of six (6) feet
- 27 in height.
- 28 5. The personal storage unit shall be located only upon an im-
- 29 proved surface of asphalt or concrete.
- 30 6. No personal storage unit shall be placed on/over any dedi-
- 31 cated drainage and/or utility easement.
- 32 7. A permit fee of \$50.00 for each personal storage unit must
- 33 be submitted with the permit application.

- 34 b. When a personal storage unit is placed upon commercial, multi-
- 35 family, office or industrial property for which a building permit has
- 36 been granted and the proposed work is ongoing, the personal stor-
- age unit must be placed in accordance with the setbacks of the zon-
- ing district in which it is located. The personal storage unit shall
- be located only upon an improved surface of asphalt or concrete,
- shall not occupy any required parking space and must be placed at
- least fifteen (15) feet away from any fire hydrant. A permit for the
- personal storage unit is required; however, no fee is required. The
- personal storage unit must be removed when the approved work is
- completed.

- (4) Penalties. When it is determined that any of the requirements contained in
- this section are not being met, the personal storage unit must be removed
- from the location within ten (10) days of receiving written notice from the

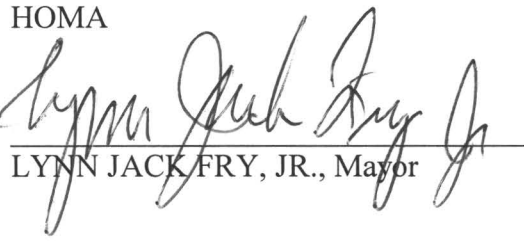
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city. If the personal storage unit is not removed as directed by the city, citations may be issued to the property owner, tenant and/or applicant as listed on the building permit.

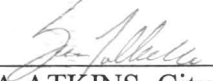
SECTION 2. REPEALER. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3. SEVERABILITY. If any section, sentence, clause or portion of this ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of the ordinance.

PASSED AND APPROVED by the Mayor and Council of the City of Midwest City, Oklahoma, on the 9th day of July, 2013.

THE CITY OF MIDWEST CITY, OKLAHOMA

LYNN JACK FRY, JR., Mayor

ATTEST:


RHONDA ATKINS, City Clerk

APPROVED as to form and legality this 9th day of July, 2013.


KATHERINE BOLLES, City Attorney