

Revision Matrix of the Urban Agriculture Proposal referencing Planning Commission meetings held - 3/4/2015 and 4/1/2015

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| Comment | Redline Page | Section                            | Initials | Comment   | A/R/M | Remarks/How Resolved  |
|---------|--------------|------------------------------------|----------|---|-------|---|
| 1.      | 5            | 3.3.4.B.7                          | jm       | Along with the request to increase number of animals, add the request to decrease the setback of an animal shelter for the 50' Notice Procedure.  | A     | Revise to "Requests to increase the permitted number of small farm animals that may be kept <u>or decrease the setback for a small farm animal shelter</u> at a community gardens, <del>and</del> urban farms, <u>or a residential property</u> ; and,"   |
| 2.      | 5            | 3.3.4.B.7                          | jm       | Make written consent available by acknowledging the current provision in Section 3.3.4.J, <i>Waiver of Comment, Notice of the Decision and Right to Appeal</i> . The section provides record for a "consent letter". Furthermore, the current provision in Section 4.9.2.A.2.c is an example of a "written recorded agreement". | A     | Add " <u>a. The property owner may submit to PDSD a written consent in accordance with Section 3.3.4.J.</u> "   |
| 3.      | 6            | 3.11.1.B.5                         | ah       | Why include "5. Setback requirements for small farm animal shelters" to DDO applicability when the UDC currently provisions for "1. Setbacks"?  | A     | Delete " <del>5. Setback requirements for small farm animal shelters.</del> "   |
| 4.      | 7-10         | 4.7.8-.30                          | ah       | Is it necessary to acknowledge urban agriculture, etc. in the purpose statements for certain zones?   |       |   |
| 5.      | 7-10         | 4.7                                | ah       | What is the difference between 'other agriculture' and 'urban agriculture'?   |       |   |
| 6.      |              | 4.7                                | rw       | In this section and other sections it states "[o]ther uses...are permitted provided residential compatibility standards apply." The sentence is awkward at best. And even if revised to read "...are permitted in conformance with residential compatibility standards," where are these standards located?                     |       |   |
| 7.      | 7-8          | 4.7.8, .9, .10, .11, .12, .13, .14 | jm       | Use words in the singular.  | A     | Remove plural in "...day cares..."  |
| 8.      | 15           | 4.9.2.B.1.b                        | rw       | Move second and third sentences to section 6.6.5.F.4.b to reduce redundancy. Ensure consistency with 4.9.2.E.1.b and 6.6.5.A.2.b.*  | A     | Remove " <del>...Permission from the property owner is required and a sign must be posted identifying the person responsible for caring for the animals and his or her contact information. Requests to increase the number of permitted small farms animals are considered in accordance with Section 3.3.4, 50' Notice Procedure.</del> " |

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| 9.      | 15           | 4.9.2.B.1.c     | rw       | Delete the remainder of the paragraph as this information is contained in the 6.6.5.E. Sections should reference one section pertaining to greenhouses instead of restating. Ensure consistency with 4.9.2.C and 4.9.2.E.1.c.** | A     | Revise to "Greenhouses are permitted as an accessory or principal structure <u>in accordance with Section 6.6.5.E.</u> <del>When an accessory structure, greenhouse(s) are required to comply with Section 6.6.5.E. When a principal structure, greenhouse(s) are required to comply with all applicable dimensional and development standards required by the zone. Additionally, greenhouses with mechanical heating or cooling as defined in Section 11.4.8, Definitions—G, Heating plants or cooling fans associated with greenhouses shall be located a minimum distance from every property line or mitigated by screening or other treatment in order to comply with Section 16-31, Excessive Noise, of the Tucson Code. Compliance with this standard may require the heating or cooling systems and/or greenhouse to have a greater perimeter yard than that required by the zone. Applicants must demonstrate compliance with this standard prior to issuance of a building permit. Passive greenhouses, including those that are cooled solely by an evaporative cooler, are not required to provide a wider perimeter yard than that required by the zone.</del> " |
| 10.     | 15           | 4.9.2.B.1.f     | rw       | Maintain characterization of sheds as an accessory structure, don't differentiate. Mention site visibility located between garden use and front lot line when 0' setback. Ensure consistency with 4.9.2.E.1.f. ***              | A     | Revise to "...on-site (such as booths and canopies) <del>and sheds</del> , are exempt..." and to "...front street lot line <u>provided site visibility is maintained</u> ; and,"   |
| 11.     | 15           | 4.9.2.B.1.g     | ah       | Scrivener's error.  | A     | Change "...on-site, <del>is</del> permitted."  |
| 12.     | 15-16        | 4.9.2.B, .C, .E | ah       | Repetitive language for small farm animals, greenhouse, etc. in each use, including community garden, urban farm, and accessory use.  |       |  |

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| 13.     | 15           | 4.9.2.C     | rw       | Delete the remainder of the paragraph as this information is contained in the 6.6.5.E. Sections should reference one section pertaining to greenhouses instead of restating. Ensure consistency with 4.9.2.B.1.c and 4.9.2.E.1.c.** | A     | Revise paragraph 1 & 2 to " <del>When an accessory structure, gGreenhouse(s) are permitted as an accessory or principal structure in accordance required to comply with Section 6.6.5.E. When a principal structure, greenhouse(s) are required to comply with and</del> all applicable dimensional <del>and development</del> standards required by the zone. <del>Additionally, greenhouses with mechanical heating or cooling as defined in Section 11.4.8, Definitions—G, Heating plants or cooling fans associated with greenhouses shall be located a minimum distance from every property line or mitigated by screening or other treatment in order to comply with Section 16-31, Excessive Noise, of the Tucson Code. Compliance with this standard may require the heating or cooling systems and/or greenhouse to have a greater perimeter yard than that required by the zone. Applicants must demonstrate compliance with this standard prior to issuance of a building permit. Passive greenhouses, including those that are cooled solely by an evaporative cooler, are not required to provide a wider perimeter yard than that required by the zone.</del> " |
| 14.     | 16           | 4.9.2.E.1.b | rw       | Move second and third sentences to section 6.6.5.F.4.b to reduce redundancy. Ensure consistency with 4.9.2.B.1.b and 6.6.5.A.2.b.*  | A     | Remove " <del>...Permission from the property owner is required and a sign must be posted identifying the person responsible for caring for the animals and his or her contact information. Requests to increase the number of permitted small farms animals are considered in accordance with Section 3.3.4, 50' Notice Procedure.</del> "   |

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| 15.     | 16           | 4.9.2.E.1.c    | rw       | Delete the remainder of the paragraph as this information is contained in the 6.6.5.E. Sections should reference one section pertaining to greenhouses instead of restating. Ensure consistency with 4.9.2.B.1.c. and 4.9.2.C.** | A     | Revise to "Greenhouses are permitted as an accessory or principal structure <del>in accordance with Section 6.6.5.E. When an accessory structure, greenhouse(s) are required to comply with Section 6.6.5.E. When a principal structure, greenhouse(s) are required to comply with all applicable dimensional and development standards required by the zone. Additionally, greenhouses with mechanical heating or cooling as defined in Section 11.4.8, Definitions—G, Heating plants or cooling fans associated with greenhouses shall be located a minimum distance from every property line or mitigated by screening or other treatment in order to comply with Section 16 31, Excessive Noise, of the Tucson Code. Compliance with this standard may require the heating or cooling systems and/or greenhouse to have a greater perimeter yard than that required by the zone. Applicants must demonstrate compliance with this standard prior to issuance of a building permit. Passive greenhouses, including those that are cooled solely by an evaporative cooler, are not required to provide a wider perimeter yard than that required by the zone.</del> " |
| 16.     | 16           | 4.9.2.E.1.f    | rw       | Maintain characterization of sheds as an accessory structure, don't differentiate. Mention site visibility located between garden use and front lot line when 0' setback. Ensure consistency with 4.9.2.B.1.f. ***               | A     | Revise to "...on-site (such as booths and canopies) <del>and sheds</del> , are exempt..." and to "...front street lot line <u>provided site visibility is maintained</u> ; and,"  |
| 17.     | 16           | 4.9.2.E.2      | ah       | Reference section related to nuisance mitigation to limit redundant language. Should other uses, i.e. community garden, reference nuisance mitigation similar to urban farms?  | R     | State nuisance mitigation in the use specific standards of urban farm for safeguard.  |
| 18.     | 16           | 4.9.2.E.2.c    | rw       | Has Wastewater Management weighed-in on disposal of animal waste in the public sewer system? Has Environmental Services weighed-in on mitigation techniques for odor control?  |       |   |
| 19.     | 17           | 4.9.2.E.2.f, g | rw       | Plowing/tilling of the crop area will take longer than 3 minutes. How does one avoid a violation?  |       |   |
| 20.     | 17           | 4.9.7.D.2.f    | rw       | Use Option #2.   | R     | Use Option #1 to refrain from declaring permitted zones due to possible future inconsistencies with use tables.   |
| 21.     | 18           | 4.9.7.D.2.j    | rw       | Why is General Farming as a Home Occupation being deleted in these zones?  | -     | General Farming is replaced with Urban Farm as a Home Occupation.   |
| 22.     | 18           | 4.9.7.E.15     | ah       | Ensure consistency of on-site accessory sale in Section 4.9.2.B.1.e, 4.9.2.E.1.e, and 6.6.5.G.   | -     |   |

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| 23.     | 19           | 4.9.9.A.12    | ah       | Refrain from declaring permitted zones of Farmers' Market in Section 4.9, <i>Use-Specific Standards</i> due to possible future inconsistencies with Section 4.8, <i>Use Tables</i> . Modify to "... Farmers' Market are permitted as a principal use in <del>C 1, C 2, C 3, OCR 1, OCR 2, P 1, I 1, I 2, NC, RVC, and MU in compliance accordance</del> with the following standards:" |       |   |
| 24.     | 19           | 4.9.9.A.12.a  | rs       | Use sale area as a measureable amount. Ensure consistency with Section 6.6.5.C.2.c.  | A     | Add "Craft- <del>and non-agricultural</del> related product sales <u>area</u> must be clearly accessory to the sale <u>area</u> of food- <del>related</del> products."  |
| 25.     | 19           | 4.9.9.A.12.c  | rw       | First and second sentence say the same thing about loudspeakers.   | A     | Delete second sentence "... <del>Any high noise activity, such as amplified entertainment, within 300 feet of a residential use or zone shall occur within an enclosed building.</del> "  |
| 26.     | 19           | 4.9.9.A.12.ed | ah       | Scrivener's error.   | A     | Change to "4.9.9.A.12.ed".  |
| 27.     | 19           | 4.9.9.A.12.d  | ah       | "The retail area shall be dust proofed." Typical standard? How is it maintained?   | -     | The standard is typical.  |
| 28.     | 19-21        | 4.9.13        | ah       | General restriction language appears repetitive in each zone.  |       |   |
| 29.     | 22           | 6.6.2.A       | jm       | Refine language on applicability.  | A     | Modify to "A. <del>Applicability. 1.</del> The standards of this Section 6.6.2 apply in all zones to buildings used for accessory uses <del>that are taller than six feet in height and greater than 16 square feet in area except as noted in the following: such as doghouses, shelters for small farm animals, and refuse container enclosures. 2. Playground equipment is exempt from this Section 6.6.2-1. A structure if five feet or less in height and ten square feet or less in area, such as doghouses or refuse container enclosures, or to play equipment. 2. A shelter for small farm animals if six feet or less in height and 16 square feet or less in area.</del> |
| 30.     | 23           | 6.6.2.H       | rw       | Clarify language on livestock setback.   | M     | Revert back to existing language, "All structures for <u>livestock and other large farm animals as defined in the Tucson Code Chapter 4 (Animals and Fowl)</u> shall be set back at least 50 feet from all property lines, except corrals that shall be set back 10 feet from all property lines. <u>In addition, the proximity of corrals and barns or other structures for large farm animals from a dwelling unit shall be in accordance with Chapter 4, Section 4-27.</u> " Remove H.1 and H.2.   |
| 31.     | 23           | 6.6.5.A.2     | rw       | Scrivener's error.   | A     | Change "...permitted <del>on</del> a Community Garden."   |
| 32.     | 23           | 6.6.5.A.2.b   | jm       | Scrivener's error.   | A     | Change "...is permitted <u>as</u> accessory to the growing..."  |

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| 33.     | 23           | 6.6.5.A.2.b            | rw       | Move second and third sentences to section 6.6.5.F.2.b to reduce redundancy. Ensure consistency with 4.9.2.B.1.b and 4.9.2.E.1.b.*  | A     | Remove "... <del>Permission from the property owner is required and a sign must be posted identifying the person responsible for caring for the animals and his or her contact information. Requests to increase the number of permitted small farms animals are considered in accordance with Section 3.3.4, 50' Notice Procedure.</del> "   |
| 34.     | 23           | 6.6.5.A.2.f            | ah       | Scrivener's error.  | A     | Change "...are exempt from Sections 6.6.1.C and 6.6.3. <del>AB</del> and may be located..."   |
| 35.     | 23           | 6.6.5.A.3              | ah       | Language on perimeter yard exemption is different from Section 4.9.2.B, <i>Community Garden</i> . Standard is only difference between   | A     | Modify "The growing and harvesting of agricultural products <del>that are not in a structure</del> are exempt from the perimeter yard requirements of the underlying zoning."   |
| 36.     | 24           | 6.6.5.B                | jm       | Revise language on composting.  | A     | Revise to "...it is <del>actively managed to control any potential nuisance to neighbors and is in compliance</del> conducted in a manner that <u>complies with the nuisance standards of the Tucson Code, Section 16.13.c (Neighborhood Preservation Ordinance) and the conditions provided below:</u> <del>The city may require termination of the composting activity if a condition(s) is violated.</del> "   |
| 37.     | 24           | 6.6.5.B.1              | jm       | Clarify that a nuisance is an infestation of vectors.   | A     | Revise to "... or attracts <u>an infestation of</u> vectors or pests."  |
| 38.     | 24           | 6.6.5.B                | ah       | Provide paragraphs as a recommendation and change "...pests <del>must</del> <u>should</u> be controlled..." <u>or</u> remove paragraph on Rat and other vector control and paragraph on Mixing. | M     | Remove " <del>Rat and other vector control. The presence of insects, rodents, birds and other vectors or pests must be controlled through specific measures. These specific measures may include grinding the ingredients, providing screens or netting, or conducting the composting operation in vessel.</del> " and "Mixing. Composting material shall be mixed or turned at regular intervals as conditions mandate to re-mix ingredients, distribute moisture, rebuild porosity and aid in physical breakdown until composting is complete." |
| 39.     | 24           | 6.6.5.B. <del>53</del> | ah       | What about separate and controlled composting toilets? Would the sewage restriction limit composting toilets present in the city?   |       |   |
| 40.     | 24           | 6.6.5.B. <del>64</del> | rw       | Setback for an area or use of composting is not specifically assigned.  | A     | Modify "Setback. The composting area must be setback <del>in accordance with Section 6.6, Accessory Uses, Buildings, and Structures a minimum of six feet from the side and perimeter yard and a minimum of twenty feet from the front perimeter yard.</del> "  |
| 41.     | 24           | 6.6.5.B. <del>5</del>  | jm       | Move provision on composting violation to the end.  | A     | Provide as " <u>5. The City may require termination of the composting activity if a condition(s) is violated.</u> "   |
| 42.     | 24           | 6.6.5.C.1.a            | jm       | What about Crop Production on an R-1 lot?   |       | Add section 6.6.5.C.1.h, "Lot size not to...36,000 min. lot size..."  |

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| 43.     | 24           | 6.6.5.C.1.a, .b, .c | ah       | Refrain from declaring permitted zones Farmers' Market in Section 4.9, <i>Use-Specific Standards</i> due to possible future inconsistencies with Section 4.8, <i>Use Tables</i> . |       |   |
| 44.     | 24           | 6.6.5.C.2.a         | jm       | Revise the language.  | A     | Change "A farmers' Market <del>cannot</del> shall be operated <u>not</u> more than two days each week."   |
| 45.     | 25           | 6.6.5.C.2.c         | rs       | Use sale area as a measureable amount.  | A     | Add "Craft- and non-agricultural related product sales <u>area</u> must be clearly accessory to the sale <u>area</u> of food products."   |
| 46.     | 25           | 6.6.5.C.2.f         | jm       | Reference the Tucson Code consistently.   | A     | Change "Compliance with <u>Tucson Code</u> , Section 16-31, Excessive Noise, ( <del>Neighborhood Preservation Ordinance</del> ) <del>of the Tucson Code</del> is required."   |
| 47.     | 25           | 6.6.5.E.3           | jm       | Single location for greenhouse standards in this section, referenced by other sections. Ensure consistency with 4.9.2.B.1.c., 4.9.2.C and 4.9.2.E.1c.**                           | A     | Change "...dimensional standards <del>as required by this</del> of Section 6.6.2."  |
| 48.     | 26           | 6.6.5.E.4           | jm       | Clarify mechanical greenhouses.   | A     | Change " <u>Mechanical</u> Greenhouses <del>with Mechanical Heating and Cooling</del> . Heating plants...a minimum <del>distancesetback</del> from every property line..."  |
| 49.     | 26           | 6.6.5.E.4           | rw       | How does the applicant demonstrate compliance with the noise standard when applying for a permit?   | M     | Modify to "...issuance of a building permit <u>by providing acoustical information demonstrating compliance with Section 16-31</u> ."   |
| 50.     | 26           | 6.6.5.E.4           | jm       | Remove last sentence to reduce redundancy from previous Section 6.6.5.E.3, <i>Passive Greenhouses</i> .   | A     | Remove " <del>Exception: For the purposes of determining a required setback, greenhouses cooled solely by an evaporative cooler are considered passive greenhouses and are exempt from this subsection E.3.</del> " |

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| 51.     | 26           | 6.6.5.F.1      | jm       | Refine the Types of Animals Permitted & Prohibited language and combine with Applicability language in the first section.  | A     | <del>"Applicability. This section applies to small farm animals as defined in Section 11.4.7 (Animals, Small Farm)."</del><br>a. <del>With the exception below, t</del> The keeping of small farm animals shall be conducted in accordance with this Section 6.6.5.F and <u>the Tucson Code</u> Chapter 4, Animals and Fowl, <del>of the Tucson Code</del> . In the case of a conflict, the standards of this Section shall control.<br>b. <del>Exception: t</del> The keeping of small farm animals <u>as an accessory use or part of a permitted use in the Agriculture Use Group in the RH, SR, SH, RX-1, and RX-2 zones and the such as Animal Production or General Farming use must comply with Chapter 4 of the Tucson Code only and</u> are exempt from this Section 6.6.5.F.<br>c. <u>This Section 6.6.5.F does not apply to the keeping of livestock or other animals or fowl such as pigeons, dogs, cats, and fish not defined as small farm animals.</u><br>d. <u>Uncastrated male miniature goats older than 5 months are prohibited."</u> |
| 52.     | 26           | 6.6.5.F.2      | ah       | The permitted zone/use of small farm animals contradicts existing Section 6.6.1.D provision, "Animals may be kept for personal use in all zones subject to Tucson Code..." |       |   |
| 53.     | 26           | 6.6.5.F.2      | jm       | Refine heading.  | A     | Remove " <del>Permitted Zone/Use:</del> The keeping of..."  |
| 54.     | 26           | 6.6.5.F.2.b    | jm       | Clarify.   | A     | Remove "Community Garden, <del>when</del> in accordance..."   |
| 55.     | 26           | 6.6.5.F.2.c    | jm       | Clarify.   | A     | Remove "Urban Farm <del>when</del> in accordance..."  |
| 56.     | 26           | 6.6.5.F.43.a.1 | ah       | Rephrase exemptions. Reference Section 4.9.2.A.3.c. for example of 4-H exemption.  | A     | Move exemptions to Section 6.6.5.F.43.f, "Exemptions: The following are exempt from this Section 6.6.5.F.43: (1) Animal Production, General Farming, or Stockyard Operation Uses when or when an Accessory Shelter or Structure in the RH, SR, SH, RX-1, IR, MU zones. These uses must still comply with Chapter 4 of the Tucson Code; (2) Non-profit, agricultural-related organizations, such as the 4-H Club and Future Farmers of America. These organizations must still comply with Chapter 4 of the Tucson Code; or, (3) Rabbits, rodents, and invertebrates, such as worms."  |
| 57.     | 27           | 6.6.5.F.43.d   | ah       | Clarify language for maximum number of animals permitted. What does 'the lesser of' mean?  | A     | Modify to "The <u>calculation for the</u> maximum number of animals permitted is the lesser of <u>either</u> two (2) Animal Units per 1,000 square feet of <u>the gross sitelot</u> area or <u>thea</u> maximum total Animal Units <u>of the lot area</u> as follows:"<br>Modify header in the table to " <u>Gross SiteLot</u> Area."   |

Note: A/R/M used for responses to comments

A = Comment accepted

R = Comment rejected

M = Comment modified

Updated 04/28/15

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| 58.     | 27           | 6.6.5.F.43.d | ah       | The proposal reduces the maximum number of animals below the existing maximum of 24. For example, a 10,000 sq ft lot is proposed to have a maximum of 20 animal units.                               |       |   |
| 59.     | 27           | 6.6.5.F.43.e | jm       | Recommend raising a pair of miniature goats for companionship.   | A     | Modify "It is recommended that <del>when</del> miniature goats <del>are being kept that there be at least two because they need the companionship of at least one other goat</del> be raised in pairs or small groups for their well-being."  |
| 60.     | 27           | 6.6.5.F.43.g | rw       | Move third sentence to section 6.6.5.F.3.g to reduce redundancy. Ensure consistency with 4.9.2.B.1.b and 6.6.5.A.2.b.*   | A     | Add " <u>Requests to increase the number of permitted small farms animals are considered in accordance with Section 3.3.4, 50' Notice Procedure.</u> "  |
| 61.     | 27           | 6.6.5.F.54   | jm       | Remove first, third, fourth, and fifth sentences from Shelter and Enclosure Requirements. Is it necessary to reference the following section?  | A     | Remove " <del>Animals shall be kept within a fenced area or shelter at all times and reasonably protected from weather.</del> Shelters must be a secure, sturdy enclosure with a roof to protect the animals from predators. <u>Animal shelters shall be kept in a clean and sanitary condition. Shelter location and setback requirements are provided in Section 6.6.5.F.6. Animals are prohibited from running at large within the city; however, animals may run freely in the side and rear yards provided the yard is enclosed by a fence or wall and there is a shelter accessible to the animal(s).</u> " |
| 62.     | 27           | 6.6.5.F.54   | rw       | Move second sentence to section 6.6.5.F.4.b to reduce redundancy. Ensure consistency with 4.9.2.B.1.b and 6.6.5.A.2.b.*  | A     | Add " <u>Permission from the property owner is required and a sign must be posted identifying the person responsible for caring for the animals and his or her contact information.</u> "   |
| 63.     | 27           | 6.6.5.F.65   | ah       | Which setback prevails? Sec. 6.6.2.H.1 or 6.6.5.F.5?   | M     | No longer contradicting. See revised section 6.6.2.H.   |
| 64.     | 27           | 6.6.5.F.65.b | jm       | Use words in the singular and ensure consistency with size.  | A     | Remove plural in "Animal shelters six feet or less in height and <del>less than 16 sixteen</del> square feet <del>or less</del> in area <del>are</del> is not..."   |
| 65.     | 28           | 6.6.5.F.65.c | jm       | Move provision to 6.6.5.F.6 and state that on lots 36,000 sq. ft. or greater the setback for small farm animal large pens be fifty feet from property line. Require greater setbacks on larger lots. | A     | Revise to "Animal shelters more than...with Section 6.6.2.D <u>and shall be set back fifty feet from the property line when the lot is 36,000 square feet in area.</u> <del>and</del> Shelters shall also be at least twenty feet from the principal dwelling unit on an abutting property. Exemptions..."  |
| 66.     | 28           | 6.6.5.F.65.c | ah       | Reference the DDO option for small farm animals.   | A     | Add " <u>Requests to requests to reduce the setback requirements for animal shelters are considered in accordance with Section 3.11.1, Design Development Option.</u> "   |

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|---------|--------------|------------------------|----------|---|-------|---|
| 67.     | 28           | 6.6.5.F. <del>87</del> | ah       | Reference animal cruelty section. Remove first and third sentence for refinement.                     | M     | Remove " <del>Animals shall be adequately fed and watered.</del> Food, water, and other items that may attract coyotes, bobcats, javelinas and other predators must be kept in a secure location. <del>It is recommended that small farm animals be tended to at least two times per day.</del> "   |
| 68.     | 28           | 6.6.5.F. <u>8</u>      | jm       | Respond to existing pens or shelters with a setback exemption as an alternative to the DDO procedure. | A     | Add " <u>Existing Pen or Shelter Exemption. a. A shelter or pen for small farm animals that has existed prior to the effective date of the ordinance in a location that does not comply with the small farm animal pen/shelter setback standards from the effective date of this ordinance may apply for an exemption from the affected perimeter yard setbacks. b. To qualify for the exemption the applicant must submit a PDSO approved site plan and the shelter or pen must meet the following criteria: 1) There is proof from an aerial or other source of the pen and shelter's existence within the qualifying time. 2) There are no Unified Development Code or Building Code enforcement violations involving the shelter or pen for the past five years submitted by a property owner within 300 feet of the subject property. 3) The shelter and pen are approved as meeting basic safety requirements by PDSO. c. PDSO shall establish a single fee to cover all reviews and inspections required. After the third inspection if safety issues have not been addressed, the applicant must reapply and pay the fees again. d. The structure was in existence before the effective date of [XXX XX, XXXX] for Ordinance [XXXX]. This exemption terminates on January 31, 2018.</u> " |
| 69.     | 28           | 6.6.5.G                | rw       | Reduce redundancy in the on-site sale.  | A     | Modify "...The accessory sale of agricultural products <del>grown on-site from the site they were grown</del> is permitted in accordance with the following:" First item covers the grown on-site, sold on-site requirement.  |
| 70.     | 28           | 6.6.5.G.1              | jm       | Revise language.  | A     | Modify "including produce and <del>the eggs from chickens of small farm animals</del> raised on-site:"  |
| 71.     | 29           | 6.6.5.G.3              | ah       | Ensure consistency with the hours of operation (7-8 or sunrise-sunset).                               |       |   |
| 72.     | 29           | 6.6.5.G.4.a            | rs       | Clarify a calendar year.  |       | Add "...on-site sale of goods is restricted to no more than four advertised events per <u>calendar</u> year."   |

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| 73.     | 29           | 6.6.5.G.4.a   | jm       | Revise language.  | A     | Modify "... <del>For the purposes here, a</del> An "advertised event" is one in which the <del>homeowner or</del> organizer advertises the sales event Citywide online, in the newspaper, and signs posted <del>off-site</del> in the neighborhood. Events advertised by signs posted <del>on-site or</del> in the neighborhood only or to members or subscribers to a listserv or social networking service dedicated to the growing, producing, or selling of agricultural goods) are exempt for this Section <del>6.6.5.G.4.a;</del> " |
| 74.     | 29           | 6.6.5.G.5     | jm       | Revise language.  | A     | Modify " <del>Temporary a</del> Accessory structures associated..."   |
| 75.     | 29           | 6.6.5.G.6     | rw       | Exempting online sale from outdoor sale and hour requirement is superfluous. Also, an online sale might be confused with an advertised event. Remove sentence.  | A     | Remove " <del>The online sale of agricultural products grown on site is exempt from Section 6.6.5.G.2 &amp; 3.</del> "  |
| 76.     | 32           | 7.6.4.C.4.g   | rw       | What about providing landscaping for commercial stables, etc.? Exempt only for urban agriculture uses.  | A     | Modify to " <u>Community Garden and Urban Farm</u> Uses <del>in the Agricultural Use Group</del> are exempt from the landscape border requirements of Section 7.6.4.C, Landscape Borders."  |
| 77.     | 32           | 7.6.5.G.6     | rw       | What about providing screening for commercial stables, etc.? Exempt only for urban agriculture uses.  | A     | Modify to " <u>Community Garden and Urban Farm</u> Uses <del>in the Agricultural Use Group</del> are exempt from the screening requirements of Section 7.6.5, Screening Standards."   |
| 78.     | 33           | 11.3.2.D & .F | rw       | What is the difference between general farming and urban farm?  |       |   |
| 79.     | 33           | 11.3.2.F      | ah       | Urban Farm is the same definition as Crop Production. How does Urban Farm differ from General Farming? Urban Farm should not state that "compatibility standards apply" considering most uses have standards. Provide Urban Farm and Community Garden as land use type within Crop Production land use class. Provide a scalability factor. | M     | Modify "...ornamental purposes in <del>urban areas a non-residential area</del> . <del>Compatibility standards apply to mitigate potential nuisances to nearby residential and nonresidential development.</del> Typical uses include <u>the growing of field crops, fruit and nut orchards aquaponic farms and hydroponic crop production</u> , nurseries, <del>and</del> greenhouse <del>operations and commercial gardens.</del> "   |
| 80.     | 34           | 11.3.9.B.1    | jm       | Revise Farmers' Market definition.  | A     | Modify "...include produce, <del>pastured meat and locally produced</del> eggs, artisan cheeses, hand-harvested honey, and other fresh, small-batch foodstuffs. Craft-related product sales <del>are permitted, but may be an</del> <u>are</u> accessory to the sale of food-related products. <del>A farmers' market may be held in an open area or enclosed structure.</del> "  |
| 81.     |              | 11.3.9.I      | ah       | Remove "Typical uses include swap meets, flea markets, <u>and</u> auctions, <del>and farmers' markets.</del> "  |       |   |

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| 82.     | 34           | 11.4.2 - A  | jm       | Remove 'Animal, Large Farm' and 'Large Farm Animal' definition.  | A     | Remove " <del>Animal, Large Farm. Animals that include large livestock, such as horses, cattle, sheep, oxen, donkeys, mules, llamas, and other similar animals, and animals in the Ratite family, such as emus and ostriches. Dogs, cats, and fish are not considered large farm animals.</del> "   |
| 83.     | 34           | 11.4.2 - A  | rw       | Revise Animal, Small Farm definition.  | A     | Modify Animal, Small Farm, "Animals <del>that include such as</del> miniature goats, rabbits, rodents, fowl <u>such as chickens, ducks, geese and turkeys</u> , and other similar <u>small food producing</u> animals. Dogs, cats, <u>pigeons, other non-food producing fowl</u> , and fish are not considered small farm animals for the purposes of applying the small farm animal standards in the UDC." |
| 84.     | 34           | 11.4.2 - A  | rw       | An animal shade structure does not meet the definition of 'enclosed'.  | A     | Revise to " <del>An enclosed</del> structure..."  |
| 85.     | 34           | 11.4.2 - A  | jm       | Revise Animal Unit definition.   | A     | Revise to "A unit of measurement to <u>calculate a maximum number of animals on a property</u> <del>compare various animal types based upon equivalent waste generation.</del> "  |
| 86.     | 35           | 11.4.8 - G  | jm       | Revise Garden definition.  | A     | Revise "An area used for growing flowers, fruit, or vegetables- <del>Gardens are permitted in the</del> ground, <del>above ground in containers</del> , and in greenhouses. <u>Gardens include a</u> Aquaponics and hydroponic systems <del>are permitted.</del> "  |
| 87.     | 35           | 11.4.22 - U | ah       | Delete reference to section 6.6.5 in Urban Agriculture due to possible future inconsistencies.                     | A     | Remove "The practice... animal husbandry. <del>The specific urban agriculture uses are provided in Section 6.6.5.</del> "   |
| 88.     |              |             | jm       | General comment - Italicize all section titles to differentiate from standards.                                    | A     | Example "Section 6.6.5.F, <i>Keeping of Small Farm Animals</i> "  |
| 89.     |              |             | ah       | General comment - Is it necessary to break out the uses this much? Maybe treat uses as types not separate classes. |       |   |
| 90.     | 37           | 4-27        | jm       | Maintain the existing Tucson Code language for Proximity of corrals, barns, etc. to dwellings.                     | A     | Remove " <del>The minimum required setback for any corral, barn, shed or other structure for the purpose of housing, keeping or caring for any horse, mule, cow or goat is provided in Chapter 23B, Unified Development Code, Section 6.6.2.H.</del> "  |

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| 91.     | 37           | 4-54       | jm       | Delete Applicability section to not inadvertently make violations.  | A     | Remove " <del>Applicability. The following uses are subject to this Article IV. Fowl: (1) Keeping of fowl as an accessory use in the RH, SR, SH, RX-1, IR, MU zones; (2) Animal Production (accessory or principal use); (3) General Farming (accessory or principal use); (4) Stockyard Operation (accessory or principal use); (5) Home Occupation: Animal Production, Crop Production, General Farming, and/or Stockyard Operation uses. (6) Non-profit, agricultural related organizations, such as the 4-H Club and Future Farmers of America. Exception: The keeping of fowl permitted with uses or zones other than those provided in Section 4-54(1-6) are subject to Chapter 23B, Unified Development Code, Section 6.6.5.F only and are exempted from Section 4-54.</del> " |
| 92.     | 37           | 4-56, 4-59 | jm       | Maintain the existing Tucson Code language for Limit on number kept. Keep 24 for non-UDC-related fowl and leave 48 animal unit maximum under UDC. | A     | Also add "...by chapter 23B..."   |