# HONOLULU CITY COUNCIL
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'24AUG15 PM 4:02 CITY CLERK

**MEMORANDUM**

DATE: August 15, 2024

TO: Pearlene Sotelo
Clerk, Committee on Planning and the Economy

FROM: Esther Kia'āina, Chair
Committee on Planning and the Economy

SUBJECT: Kia'āina Proposed Amendments to Agricultural Uses in Bill 64 (2023), FD1, for the Committee on Planning and the Economy Meeting on August 22, 2024

Attached for consideration by the Committee on Planning and the Economy at its meeting on August 22, 2024, are my proposed amendments to Agricultural Uses under the Crop Production, Livestock Keeping, and Agricultural Support Use Subcategories in Bill 64 (2023), FD1, relating to land use regulations.

Attachments (1):

Amendment Form, Agricultural Uses, Bill 64 (2023), FD1, Relating to Use Regulations

COUNCIL COM. 217
P&E

**AMENDMENT FORM**
**Bill 64 (2023), FD1**
**Relating to Use Regulations**
**AGRICULTURAL USES**

TOTAL PAGES: 9
DATE: August 15, 2024
COUNCILMEMBER: Esther Kiaʻāina

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| | | | | | | |
| 1 | SECTION 3 | Table 21-5.1<br>Table of Permitted Uses<br>Agricultural uses category<br>Crop production subcategory<br>Crop raising entry | 3 | Amend crop raising entry in the Use Table. | Crop raising \| [P] P* \| P \| P \| P \| -- \| -- \| -- \| -- \| -- \| -- \| -- \| -- \| -- \| -- \| -- \| -- \| -- \| -- \| -- \| -- \| -- \| § 21-5.40-1(b) | Change "P" to "P*" in the P-2 District. Add reference to standards. |
| 2 | SECTION 3 | Table 21-5.1<br>Table of Permitted Uses<br>Agricultural uses category<br>Crop production subcategory<br>Vertical farm entry | 3 | Delete vertical farm entry in the Use Table. | ~~[Vertical farm~~ \| ~~–~~ \| ~~P*~~ \| ~~P*~~ \| ~~P*~~ \| – \| – \| – \| – \| – \| – \| – \| – \| – \| ~~P~~ \| ~~P~~ \| – \| – \| ~~P~~ \| ~~P~~ \| – \| ~~P~~ \| ~~§ 21-5.40-1(b)]~~ | Delete vertical farm entry. Vertical farm will be a type of farming under the crop raising and urban agriculture uses. |
| 3 | SECTION 3 | Table 21-5.1<br>Table of Permitted Uses<br>Agricultural uses category<br>Crop production subcategory<br>Plant nursery entry | 3 | Amend plant nursery entry in Use Table. | Plant nursery \| -- \| [P] P* \| [P] P* \| P \| -- \| -- \| -- \| -- \| -- \| -- \| -- \| -- \| -- \| -- \| -- \| -- \| -- \| -- \| P \| P \| -- \| P \| § 21-5.40-1(c) | Change "P" to "P*" in the AG-1, and AG-2 Districts. Add reference to standards. |

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| 4 | SECTION 3 | Table 21-5.1<br>Table of Permitted Uses<br>Agricultural uses category<br>Livestock keeping subcategory | 3 | Amend name of livestock keeping subcategory | **Livestock and Poultry Keeping** | Add reference to "poultry" in the livestock keeping subcategory. |
| 5 | SECTION 3 | Table 21-5.1<br>Table of Permitted Uses<br>Agricultural uses category<br>Livestock and poultry keeping subcategory<br>Animal raising entry | 3 | Amend animal raising entry in Use Table. | Animal raising, outdoor: P P P P -- -- -- -- -- -- -- -- -- -- -- -- -- -- -- | Change entry to "outdoor animal raising." |
| 6 | SECTION 3 | Table 21-5.1<br>Table of Permitted Uses<br>Agricultural uses category<br>Livestock and poultry keeping subcategory<br>Livestock veterinary service entry | 4 | Amend livestock veterinary service entry in Use Table. | Livestock and poultry veterinary service: -- P+ P+ P -- -- -- -- -- -- -- -- -- -- -- -- -- -- -- | Change entry to "livestock and poultry veterinary service." |
| 7 | SECTION 3 | Table 21-5.1<br>Table of Permitted Uses<br>Agricultural uses category<br>Agricultural support subcategory<br>Add composting entry | | Add minor and major composting entry to Use Table. | Composting<br>Minor: P* P* P* -- -- -- -- -- -- -- -- -- -- -- -- -- -- P* -- -- § 21-5.40-3(f)<br>Major: C* C* -- -- -- -- -- -- -- -- -- -- -- -- -- -- P* -- -- § 21-5.40-3(f) | Add minor and major composting entry. |

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| 8 | SECTION 3 | § 21-5.40-1(a)<br>Agricultural uses<br>Crop production<br>Urban agriculture standards | 11 | Amend urban agriculture standards. | (a) *Urban agriculture – standards.*<br>(1) Operations may begin at 7:45 a.m. and must end by sunset or 7:00 p.m., whichever is earlier. Automatically functioning equipment, such as sprinklers, is not considered [~~operation.~~] to be operations.<br>(2) Onsite sales of produce and flowers grown onsite and value added products made from produce and flowers grown onsite are allowed as accessory to the agriculture use during permitted hours of operation.<br>(3) The keeping and raising of livestock, poultry, and insects is prohibited.<br>[~~(4) Signs may not exceed 9 square feet in area per side (front or back) and may not exceed 6 feet in height.~~<br>~~(5) Off-street parking must be provided on all-weather surfaces. Parking on graveled [and] or unpaved surfaces is prohibited.~~<br>~~(6)~~](4) Pedestrian walkways for customers must be provided on all-weather surfaces.<br>[~~(7) Indoor crop production operations must meet 25 percent or more of their electric demand using energy generated from renewable sources.~~] | Add references to flowers and poultry.<br>Delete sign and off-street parking standards because these are already covered under § 21-7.40 and § 21-6.50(c), respectively.<br>Delete requirement that indoor crop production operations meet certain electricity needs from renewable sources. |
| 9 | SECTION 3 | § 21-5.40-1(b)<br>Agricultural uses<br>Crop production<br>Delete vertical farm standards | 11 | Delete vertical farm standards. | [~~(b) *Vertical farm – standard.* In the agricultural zoning districts, vertical farming may only be conducted on lands with an agricultural lands of importance to the State of Hawaii (ALISH) soils rating of D or worse.~~] | Delete vertical farm standard. Vertical farm will be a type of farming under the crop raising and urban agriculture uses. |
| 10 | SECTION 3 | § 21-5.40-1(b)<br>Agricultural uses<br>Crop production<br>Add crop raising standards | 11 | Add crop raising standards. | (b) *Crop raising – standards.* Vertical farms are not permitted in the P-2 zoning district. | Add crop raising standards to prohibit vertical farms in the P-2 zoning district. |
| 11 | SECTION 3 | § 21-5.40-1(c)<br>Agricultural uses<br>Crop production<br>Add plant nursery standards | 11 | Add plant nursery standards. | (c) *Plant nursery – standards. In the agricultural zoning districts:*<br>(1) Retail sales limited to plants sold directly from the greenhouse or open field where the plant was grown or cultivated, and only sales of the plant in its primary form is allowed.<br>(2) The sale of secondary products such as jams, juices, and baked goods is prohibited.<br>(3) Separate structures used primarily for retail sales are prohibited. | Add plant nursery standards based on existing LUO Article 5. |
| 12 | SECTION 3 | § 21-5.40-2<br>Agricultural uses<br>Livestock keeping | 11 | Amend title of the livestock keeping category. | **§ 21-5.40-2 Livestock and poultry keeping.**<br>Uses in the livestock keeping category that are required to comply with specific standards are set forth in this section. Development standards required in other articles of this chapter apply to all uses. | Add reference to "poultry" in the livestock keeping subcategory. |

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| 13 | SECTION 3 | § 21-5.40-2(a)<br>Agricultural uses<br>Livestock and poultry keeping<br>Amend confined animal raising standards | 12 | Amend confined animal raising standards. | (a) *Animal raising, confined – standards.*<br>[~~(1) All zoning lots must have a minimum total lot area of 3 acres.~~<br>~~(2)~~] Feedlots and [~~fowl,~~] poultry[~~,~~] or swine enclosures must be set back a minimum of 300 feet from the property line of any adjoining property within the residential, apartment, or apartment mixed-use zoning districts. | Delete minimum zoning lot size requirement. |
| 14 | SECTION 3 | § 21-5.40-3(a)<br>Agricultural uses<br>Agricultural support<br>Agricultural collection and storage | 12 | Amend agricultural storage standards. | (a) *Agricultural collection and storage.*<br>(1) *Minor:* The building area of all agricultural support facilities must not exceed 25 percent of the zoning lot area.<br>(2) *Major:*<br>(A) All structures and activities must be set back a minimum of 100 feet from the property line of any adjoining property within the residential, apartment, or apartment mixed-use zoning districts; and<br>(B) The building area of all agricultural support facilities must not exceed 25 percent of the zoning lot area.<br>(C) In the AG-1, AG-2, and I-1 zoning districts, if the facility is within 300 feet of a zoning lot in the residential, apartment, or apartment mixed-use zoning district, pickup or drop-off of equipment between the hours of 10:00 p.m. and 7:00 a.m. is prohibited. | Add standard relating to pickup or drop-off hours in the AG-1, AG-2, and I-1 zoning districts if within 300 feet of a zoning lot in the residential, apartment, or apartment mixed-use zoning district. |
| 15 | SECTION 3 | § 21-5.40-3(b)<br>Agricultural uses<br>Agricultural support<br>Agricultural equipment service | 12 | Amend agricultural equipment service standards. | (b) *Agricultural equipment service – standards.*<br>(1) All structures and activities must be set back a minimum of [~~100~~] 300 feet from the property line of any adjoining property within the residential, apartment, or apartment mixed-use zoning districts.<br>(2) The building area of all agricultural support facilities must not exceed 25 percent of the lot area. | Increase minimum setback from 100 feet to 300 feet due to noise impacts. |
| 16 | SECTION 3 | § 21-5.40-3(c)<br>Agricultural uses<br>Agricultural support<br>Agricultural processing | 13 | Amend agricultural processing standards. | (c) *Agricultural processing – standards.*<br>(1) *Minor:* All structures and activities must be set back a minimum 50 feet from the property line of any adjoining property within the country, residential, apartment, apartment mixed-use, or resort zoning districts.<br>(2) *Major:* All structures and activities must be set back a minimum of 1,500 feet from the property line of any adjoining property within the country, residential, apartment, apartment mixed-use, or resort zoning district[~~. If the director determines that potential impacts may be adequately mitigated due to prevailing winds, terrain, technology, or similar considerations, this minimum distance may be reduced; provided that under no circumstances may the distance be less than 500 feet.~~], unless the director determines that potential impacts will be adequately mitigated by the manner of operations and natural conditions, such as prevailing winds and terrain. Where impacts are deemed adequately mitigated by the director, the minimum distance between a property used for agricultural processing and property located in the country, residential, apartment, or apartment mixed use (but not the resort) zoning districts may be reduced to no less than 500 feet. | Provide that a reduction in the setback requirement (as determined by the DPP Director) to 500 feet does not apply to the Resort zoning district. |
| 17 | SECTION 3 | § 21-5.40-3(e)<br>Agricultural uses<br>Agricultural support<br>Sawmill | 13 | Amend sawmill standards. | (e) *Sawmill – standards.* All structures and activities must be set back a minimum of [~~300~~] 500 feet from the property line of any adjoining property within the residential, apartment, or apartment mixed-use zoning districts. | Increase the minimum setback from 300 feet to 500 feet due to noise, odor, and dust impacts. |

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| 18 | SECTION 3 | § 21-5.40-3(f)<br>Agricultural uses<br>Agricultural support<br>Add minor and major composting standards | 13 | Add minor and major composting standards. | (f) Minor and major composting – standards.<br>(1) *Minor*:<br>(A) All composting materials must be produced onsite.<br>(B) Materials storage and composting activities must be located at least 50 feet away from all surface water, streams, and wetlands.<br>(C) Controls to manage odors, vectors, surface contamination, and groundwater contamination are required. Odors from composting materials and activities may not be detectable from abutting properties or public areas, including streets and sidewalks.<br>(D) Compost material must be securely stored; compost materials may not leave the property as a result of wind, vehicular tracking, runoff or other similar influences.<br>(E) The director may require the implementation of mitigation measures to reduce impacts related to composting activities, include requirements for visual screening, odor control, and pest control. The failure to comply with mitigation measures required by the director under this subdivision will be a violation of this chapter.<br>(2) *Major*:<br>(A) All incoming and outgoing loads must be covered and managed to prevent material from falling onto the ground while in transport and to mitigate odors.<br>(B) Onsite areas where composting takes place must be located at least 50 feet away from all surface water, streams, or wetlands.<br>(C) Controls to manage odors, vectors, surface contamination, and groundwater contamination are required.<br>(D) Compost material must be covered in such a way that no material will leave or stray from the site.<br>(E) Major composting may not occur on a zoning lot located within 1,500 feet of property within the country, residential, apartment, apartment mixed use, or resort zoning districts, unless the director determines that potential impacts will be adequately mitigated by the manner of operations and natural conditions, such as prevailing winds and terrain. Where impacts are deemed adequately mitigated by the director, the minimum distance between a property used for major composting and property located in the country, residential, apartment, or apartment mixed use (but not the resort) zoning districts may be reduced to no less than 500 feet. | Add standards for minor and major composting. |
| 19 | SECTION 70 | § 21-10.1<br>Definitions | 192 | Amend definition of minor and major agricultural processing. | ***Agricultural Processing.*** Processing [~~local~~] Hawaii-grown crops and [~~local~~] Hawaii-raised animal-related products (grown or raised onsite or offsite) in their original form, such as washing, cutting, bundling, and packaging, which are essential to supporting a variety of agriculture uses for storage and distribution to [~~storage structures or~~] wholesale and retail markets. The term does not include the collection and storage of agricultural products (see agricultural collection and storage), or the processing of packaged food or drink products (see food manufacturing and processing).<br>(1) ***Minor:*** Processing Hawaii-grown crops and live Hawaii-raised animal by-products (grown or raised onsite or offsite) such as milk, eggs, and honey. In the agricultural zoning districts, the term includes the processing of Hawaii-grown crops grown onsite to produce malt beverages, distilled spirits, or wines.<br>(2) ***Major:*** Slaughtering and processing of dead Hawaii-raised animals and associated by-products. | Clarify the use. Adds activities that the term does not include. |
| 20 | SECTION 70 | § 21-10.1<br>Definitions | 193 | Amend definition of animal raising. | ***Animal Raising[.], Outdoor.*** Raising, feeding, and keeping of livestock and poultry such as cattle, horses, goats, [~~poultry, birds, rabbits, and~~] sheep, swine, turkeys, chickens, ducks, and rabbits that are not raised as household pets or for purposes of personal use and companionship, primarily in unconfined outdoor areas where they are free to roam or graze. Animals may be kept indoors overnight. The term does not include feedlots[~~.~~] (see confined animal raising) or animal shelters (see animal care). The term may include boarding and care of [~~domestic animals.~~] livestock and poultry that are not raised as household pets or for purposes of personal use and companionship. | Clarify the use. Adds activities that the term includes and does not include. |

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| 21 | SECTION 70 | § 21-10.1 Definitions | 193 | Amend definition of confined animal raising. | ***Animal Raising, Confined.*** Raising and feeding of livestock and poultry such as cattle, horses, goats, [~~poultry, birds, rabbits, and~~] sheep, swine, turkeys, chickens, ducks, and rabbits that are not raised as household pets or for purposes of personal use and companionship, primarily in confined indoor or outdoor areas, such as pens, stalls, or cages. The term includes feedlots, defined as any animal feeding operation that congregates animals, feed, manure and urine, dead animals, and production operations on a small land area. [~~Feed~~] In feedlots, feed is brought to the animals rather than the animals grazing or otherwise seeking feed in pastures, fields, or on rangeland. The term does not include the boarding and care of household pets owned by other persons (see animal care) or animal shelters (see animal care). | Clarify the use. Add activities that the term includes and does not include. |
| 22 | SECTION 70 | § 21-10.1 Definitions | 193 | Amend definition of aquaculture. | ***Aquaculture.*** The cultivating and raising of aquatic plants such as limu, wetland taro, kelp or algae, or aquatic animals such as fish or shellfish in controlled natural or artificial bodies of water. The term does not include cultivating land-based crops, including with hydroponics (see crop raising). | Add activities that the term does not include. |
| 23 | SECTION 70 | § 21-10.1 Definitions | 196 | Amend definition of crop raising. | ***Crop Raising***. Cultivating, maintaining, and harvesting crops[,] for agriculture and horticulture uses, generally conducted in an open field or greenhouse. The term includes vertical farm operations and cultivating crops with hydroponics, aeroponics, and aquaponics. The term does not include cultivating aquatic plants or animals (see aquaculture). See also forestry, plant nursery. | Clarify the use. Add activities that the term does not include. Reference forestry and plant nursery. |
| 24 | SECTION 70 | § 21-10.1 Definitions | 197 | Amend definition of food manufacturing and processing. | ***Food Manufacturing and Processing.*** Processing of packaged food or drink products for human consumption that does not involve the handling of dead animals[,] or animal by-products [~~not for human consumption~~] (see agricultural processing). The term does not include processing crops in their original form, such as washing, cutting, bundling, and packaging (see agricultural processing). | Clarify the use. Add activities that the term does not include. |
| 25 | SECTION 70 | § 21-10.1 Definitions | 203 | Amend definition of plant nursery. | ***Plant Nursery.*** Propagating and growing plants for off-site sale or onsite accessory sales (both wholesale and retail). The term includes floriculture operations. The term does not include retail establishments such as garden shops that sell items other than plants, such as gardening supplies, potting soil, and fertilizers (see general retail). See also crop raising, aquaculture, forestry, feed store. | Add activites that the term includes and does not include. Reference crop raising, aquaculture, forestry, feed store. |
| 26 | SECTION 70 | § 21-10.1 Definitions | 206 | Amend definition of heavy repair. | ***Repair, Heavy.*** The repair of industrial machinery, heavy equipment, engines and motors, vehicle repair exceeding activities permitted under the vehicle service use, blacksmithing, and furniture repair. The term also includes other repair activities not permitted under general repair or activities requiring an industrial wastewater discharge permit. The term does not include the repair of agricultural machinery (see agricultural equipment service). | Add activities that the term does not include. |
| 27 | SECTION 70 | § 21-10.1 Definitions | 209 | Amend definition of storage, warehousing, and distribution. | ***Storage, Warehousing, and Distribution[~~,~~], General.*** A facility involved in the storage or movement of goods for a business or other entity. Goods are generally delivered to other entities or the final consumer with little onsite customer activity. The term includes the non-transient storage of motor vehicles not in operating condition, and temporary storage of household goods by a freight mover. See also agricultural collection and storage. | Add reference to agricultural collection and storage. |

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| 28 | SECTION 70 | § 21-10.1 Definitions | N/A | Remove deletion of minor and major composting in SECTION 72, and add definition of minor and major composting in SECTION 70. | ***Composting, Minor and Major [~~and Minor.~~*** ~~A process in which organic materials are biologically decomposed under controlled conditions to produce a stable humus-like mulch or soil amendment. The composting process includes but is not limited to receipt of materials, primary processing, decomposition activities, and final processing for sale and marketing. This~~]. The recycling of organic waste through natural decomposition and other processes that encourage or speed up the decomposition process. Composting may include the receipt of composting materials, primary processing, decomposition, and final processing for sale and marketing of resulting products. The term does not include bioremediation of fuel-contaminated soil[.], or backyard composting involving small-scale composting of organic materials, primarily yard wastes, at the site where these materials are generated.<br>(1) [~~***Composting, Major.*** Involves more complex controls to manage odors, vectors, and surface water contamination. For instance, in some cases, on-site odors may not be able to be completely mitigated. Major composting includes but is not limited to the composting of mixed solid waste, including solid waste facility residues (rubbish), sewage sludge, waste from animal food processing operations, and similar materials.~~] ***Minor***: Involves simple management and engineering solutions to control odors, vectors, and surface water contamination. The term includes the composting of clean, source-separated organic materials, including greenwaste, animal manure, crop residues, and waste from vegetable food processing operations.<br>(2) [~~***Composting, Minor.*** Involve relatively simple management and engineering solutions to control odors, vectors, and surface water contamination. Minor composting includes but is not necessarily limited to the composting of clean, source-separated organic materials, including but not limited to greenwaste, animal manure, crop residues, and waste from vegetable food processing operations.~~] ***Major***: Involves complex controls to manage odors, vectors, and surface water contamination. For instance, in some cases, onsite odors may not be able to be completely mitigated. The term includes the composting of mixed solid waste, including solid waste facility residues (rubbish), sewage sludge, waste from animal food processing operations, and similar materials. | Add definitions of minor and major composting, which is a use under the current LUO. |
| 29 | SECTION 71 | § 21-10.1 Definitions | 212 | Amend definition of minor and major agricultural collection and storage. | ***Agricultural Collection and Storage.*** Collecting and storing of crops and animal-related products essential for the support of a variety of agriculture uses for distribution to wholesale and retail markets. The term does not include the storage or movement of non-agricultural products (see general storage, warehousing, and distribution).<br>(1) ***Minor:*** Collecting and storing crops and live animal by-products such as milk, eggs, and honey.<br>(2) ***Major:*** Collecting and storing dead animals and associated by-products. | Add activities that the term does not include. |
| 30 | SECTION 71 | § 21-10.1 Definitions | 213 | Amend definition of agricultural equipment service. | ***Agricultural Equipment Service.*** Selling and repairing of machinery used in agricultural production, such as tractors, planters, and harvesters. The term does not include the sale, rental, or lease of motor vehicles for use on a road (see vehicle sales and rental), the repair of industrial machinery, heavy equipment, and engines that are not used in agricultural production (see heavy repair), or the routine maintenance of vehicles that are not used in agricultural production, such as replacing fluids and minor parts (see vehicle service). | Add activities that the term does not include. |
| 31 | SECTION 71 | § 21-10.1 Definitions | 213 | Amend definition of animal care. | ***Animal care***. Providing medical care, grooming, training, or boarding services to household pets owned by other persons as a principal use. The term includes [~~but is not limited to~~] animal shelters, kennels, veterinary clinics, animal clinics, animal hospitals, pet grooming facilities, pet daycare, [~~or~~] and pet spas. The term does not include raising and feeding livestock and poultry in confined areas such as pens, stalls, or cages (see confined animal raising), or providing veterinary services to livestock and poultry (see livestock and poultry veterinary service).<br>(1) ***Minor:*** Facilities that do not provide overnight boarding.<br>(2) ***Major:*** Facilities that provide overnight boarding. | Clarifiy the use. Adds activities that the term does not include. |

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| 32 | SECTION 71 | § 21-10.1 Definitions | 214 | Amend definition of brewery, distillery, winery | ***Brewery, Distillery, Winery***. A facility that produces malt beverages, distilled spirits, or wines. The term does not include facilities that fall within the minor agricultural processing use (see minor agricultural processing), or establishments that fall within the bar, nightclub use. The onsite or [~~off-site~~] offsite consumption of malt beverages, distilled spirits, or wine is determined by the type of liquor license obtained from the Honolulu liquor commission.<br>(1) ***Minor:*** Producing a maximum of 10,000 barrels a year (or similar level of production). The term includes guided tours and free tastings of malt beverages, distilled spirits, or wine produced onsite.<br>(2) ***Major:*** Producing more than 10,000 barrels a year (or similar level of production). The term includes guided tours and free tastings of malt beverages, distilled spirits, or wine produced onsite. | |
| 33 | SECTION 71 | § 21-10.1 Definitions | 217 | Amend definition of feed store. | ***Feed Store***. [~~Means storing~~] Storing and selling products essential to agricultural production, such as seed, feed, and fertilizer. | |
| 34 | SECTION 71 | § 21-10.1 Definitions | 217 | Amend definition of forestry. | ***Forestry***. Creating, conserving, and managing forests or forest lands for commodity benefits such as lumber [~~or edible fruit~~], or non-commodity benefits such as conservation or education. See also plant nursery, crop raising. | Add reference to plant nursery, crop raising. |
| 35 | SECTION 71 | § 21-10.1 Definitions | 219 | Amend definition of livestock veterinary service. | ***Livestock and Poultry Veterinary Service***. Providing veterinary services to livestock and [~~domesticated animals.~~] poultry. The term does not include providing veterinary services to livestock and poultry raised as household pets or for purposes of personal use and companionship (see animal care). See also confined animal raising. | Add reference to poultry. Add activities that the term does not include. Add reference to confined animal raising. |
| 36 | SECTION 71 | § 21-10.1 Definitions | 219 | Amend definition of nature-based recreation. | ***Nature-Based Recreation.*** A privately-owned and managed permanent facility or area dedicated to outdoor play or recreation, often containing recreational equipment and facilities intended to promote or enhance access to natural areas on land with preserved wildlife and natural features. The term includes picnic grounds, greenways, hiking and bicycling trails, areas for fishing and hunting, limited accessory sports courts and fields, non-motorized access to scenic interests, horseback riding tours, recreational camping, and campgrounds with tents, pavilions, lodges, and cabins. The term does not include parks (see park), golf courses (see golf course), horse stables (see confined animal raising), accessory agriculture-related tourism or recreation (see agritourism), community recreation centers (see community-based recreation center), hotels (see hotel), and timeshares (see timeshare). See also general outdoor recreation, animal raising. | |
| 37 | SECTION 71 | § 21-10.1 Definitions | 222 | Amend definition of urban agriculture. | ***Urban Agriculture***. Crop raising and related agricultural activities conducted as a principal or predominant land use outside of the P-2, agricultural, and country zoning districts. The term includes vertical [~~farming~~] farm operations located outside of the P-2, agricultural [~~district.~~], and country zoning districts. | Clarifies that the use is outside of the P-2, agricultural, and country zoning districts. |
| 38 | SECTION 71 | § 21-10.1 Definitions | 222 | Amend definition of vehicle sales and rental. | ***Vehicle Sales and Rental***. A facility that sells, rents, or leases motor vehicles[.] for use on a road, such as cars, trucks, and buses. The term does not include the sale and repair of agricultural vehicles (see agricultural equipment service, or vehicle rental sites that do not include a building or leasing office, or that provide only car sharing services.<br>(1) ***Sales and Rental, Light:*** The sale, rental, or leasing of light-duty vehicles that weigh less than 10,000 pounds (gross vehicle weight).<br>(2) ***Sales and Rental, Heavy:*** The sale, rental, or leasing of heavy-duty vehicles that weigh 10,000 pounds or more (gross vehicle weight). The term includes sales of shipping containers and manufactured or modular homes. | Clarifies the use. Adds activities that the term does not include. |

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| 39 | SECTION 71 | § 21-10.1 Definitions | 223 | Amend definition of vehicle service. | ***Vehicle Service***. The routine service and maintenance of vehicles limited to the replacement of fluids and minor parts such as brakes, tires, windows, filters, mirrors, and accessories. The term does not include body and fender repair, painting, repair, or replacement of powertrain components other than tires, or other significant work (see heavy repair). <u>The term also does not include service of agricultural vehicles (see agricultural equipment service).</u> | Adds activities that the term does not include. |
| 40 | SECTION 71 | § 21-10.1 Definitions | 223 | Amend definition of vertical farm. | ***Vertical Farm***. Cultivating, maintaining, and harvesting crops in indoor environments such as warehouses or tunnels in stacked layers using hydroponic, aeroponic, or aquaponic techniques. <u>The term does not include cultivating aquatic plants or animals (see aquaculture).</u> | Adds activities that the term does not include. |
| 41 | SECTION 71 | § 21-10.1 Definitions | N/A | Add definition of livestock. | <u>***Livestock.*** Animals raised in an agricultural setting to provide labor or produce diversified products for consumption such as meat, milk, fur, leather, and wool. The term includes cattle, horses, goats, sheep, swine, and rabbits that are not raised as household pets or for purposes of personal use and companionship.</u> | Adds new definition. |
| 42 | SECTION 71 | § 21-10.1 Definitions | N/A | Add definition of poultry | <u>***Poultry.*** Fowls, including chickens, turkeys, geese, ducks, and other birds raised for the production of meat, eggs, or feathers.</u> | Adds new definition. |