

Order 265-12/13
Given first reading on 6/17/13
Public Hearing & Passage: 7/15/13
6-0 (Leeman, Anton and Duson absent)

MICHAEL F. BRENNAN (MAYOR)
KEVIN J. DONOGHUE (1)
DAVID A. MARSHALL (2)
EDWARD J. SUSLOVIC (3)
CHERYL A. LEEMAN (4)

**CITY OF PORTLAND
IN THE CITY COUNCIL**

JOHN R. COYNE (5)
JOHN M. ANTON (A/L)
JILL C. DUSON (A/L)
NICHOLAS M. MAVODONES (A/L)

**AMENDMENT TO PORTLAND CITY CODE
CHAPTER 14. LAND USE
ARTICLE III. ZONING
DIVISION 13. I-L AND I-Lb INDUSTRIAL ZONES**

**I. BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PORTLAND,
MAINE IN CITY COUNCIL ASSEMBLED AS FOLLOWS:**

1. *That Chapter 14, Article III, Division 13 (I-L and I-Lb Industrial Zones) of the Portland City Code is hereby amended to read as follows:*

Sec. 14-232. Permitted uses.

The following uses are permitted whether provided by private or public entities in the low impact industrial zone and the I-Lb zone:

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(q) ~~Incidental a~~ccessory uses.

1. Incidental accessory uses.

2. In the ILb zone, the following additional accessory uses shall also be permitted:

a. Makers' markets, including periodic, seasonal, or temporary sales of handcrafted and limited production products for final consumption, which may include prepared or raw foods, provided that:

i. Such sales are located within a lawfully conforming principal permitted use;

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ii. Such sales occupy an area no larger than 45% of the floor area devoted to the principal use;

iii. Such sales by any single vendor or group of vendors shall occur for no more than a total of 28 hours a week collectively;

iv. Such products are produced or permitted to be produced in the IL zone; and

v. Such products are sold by the producer of the product or their designee.

Such sales shall be subject to any other applicable city ordinances. Food trucks are exempt from the limitations contained in this provision, but are subject to Chapter 19 of the City Code and any regulations promulgated pursuant thereto.

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b. Temporary events associated with a principal use, such as concerts, lectures, exhibitions of the local production of handcrafted and limited production products, fundraisers, and other similar gatherings, provided that they occur no more than a total of 16 hours a week, subject to the performance standards of this zone and any other applicable city ordinances.

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- (r) Registered medical marijuana cultivation facilities.
- (s) Neighborhood centers.
- (t) Places of religious assembly, limited to facilities of 10,000 square feet or less.
- (u) Wind energy systems, as defined and allowed in Article X, Alternative Energy.
- (v) Street vendors licensed pursuant to Chapter 19.
- (w) Studios for artists, photographers, and craftspeople, including but not limited to painters, sculptors,

| dancers, graphic artists, and musicians.

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Sec. 14-233. Prohibited uses.

Uses that are not expressly enumerated herein as permitted uses are prohibited. Those uses that are prohibited shall include, but are not limited to, the following:

(a) Residential uses.

| (b) Retail trade and restaurants that are not accessory
~~ancillary~~ to a permitted use.

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